

**Minutes of the Meeting of the Village Board of Trustees held at 7:30 p.m. at Village Hall,
16 West Genesee Street, Baldwinsville, NY.
May 7, 2015**

Members Present: Mayor Dick Clarke
Trustee Bruce Stebbins
Trustee Rick Presley
Trustee Ruth Cico
Trustee Megan O'Donnell
Trustee Mike Shepard
Trustee Mark Wilder

Others Attending – Attorneys Jamie Sutphen and Bob Baldwin; Village Clerk Maureen Butler; Treasurer Anna Custer; Police Chief Mike Lefancheck; Engineer Steve Darcangelo; Promoter Eric Binion; Promoter Mike Chemotti; B'ville Diner owner Jim Orlando; Rotary representative Dave Horan; Richard Long; Larry Schuler; Fire Chief Tom Perkins; Weston & Sampson-North West Fire District representative Jeff Budrow; Kelly Coomey; Daniel Quirino; Kevin Rode; David Arthur; Casey Ostrander; and Sam Pandossi, a representative of the Public Access Channel.

The Pledge of Allegiance was recited.

Resolution #23/2015 Moved by Trustee Presley, second by Trustee Cico, Trustee Stebbins abstained Resolved that the minutes from the Village Board meeting of April 16, 2015, be approved.

Carried

Presentation by Jeff Budrow, engineer from Weston & Sampson and Fire Chief Tom Perkins regarding the construction of a new firehouse. Budrow did a power point presentation on the proposed fire station at 104 Smokey Hollow Road (North West Fire District). The following items were touched upon: site plan statistics; building layout & statistics, and the application process. Budrow noted that due to some funding limitations offered by the United States Department of Agriculture the Fire District is working under a time constraint. He explained that fire districts are granted certain exemptions from the municipal planning process. After the presentation a brief question and answer session occurred and the board decided to set a Public Hearing date for the following village board meeting. The mayor asked that the item to set a Public Hearing date for two weeks be added to the agenda.

Village Attorney Bob Baldwin stated that the initial issue with the construction of the proposed fire station is that it is located in a PDD district and it is a use that is not permitted. But since fire districts are treated as a municipality and not just a regular applicant it is given a “qualifying” exemption from the process of going through the ZBA for a variance and the proposal comes before the Village board. The Village board must determine whether or not the need for the fire services and the needs of the Fire District outweigh the fact that it is not zoned for that use. Village Attorney Jamie Sutphen outlined the timeline for the fire department. She stated that the district did appear before the Planning Board with a sketch, a long form environmental assessment, and short presentation and at that time the Planning Board became the lead agency for site plan.

Citizen's Comments

None

Trustee's Comments

Trustee Stebbins informed the audience that Friday, May 8th is World Ovarian Cancer day and he would like to increase awareness of this illness. It is a cancer for women with the highest mortality rate and the key is to know the symptoms and early detection. Symptom cards are available at www.hopeforheather.org.

Mayor's Comments

Mayor Clarke:

- Thanked everyone that participated in Earth day. It was a successful clean up.
- Noted that a tree was planted on Aspen Springs Drive for Arbor Day and that this is the village's 29th year as a Tree City USA which is the longest in Central New York.
- Requested an executive session be scheduled regarding potential litigation.

Department Heads

Attorney Sutphen communicated that she has the purchase contract that has been executed for the property at 2 Fobes Island for the mayor's signature. This is one of the many steps that need to be taken for this project.

Clerk Maureen Butler noted on behalf of the Senior Center that May is Older Americans month and a Health and Wellness event will be held at Canton Woods on Thursday, May 14th from 1:00 – 3:00 p.m.

Chief Lefancheck advised the public that this year during Paper Mill Island events the open container law will be enforced on the South West trail. Unlike previous years there will be foot patrols educating and enforcing the village law of the open container. He urged people to patronize Paper Mill Island where alcohol is sold and the music is taking place. He looks forward to everyone's cooperation.

Pending Business

• Update from Parks Committee

Trustee Shepard told of an email from Maureen regarding the fee schedule for the Community Park softball fields. It had been determined that it was too late to revise the seasonal fee for this year. Butler asked if this carried over to the daily tournament fee. In the past there was not a daily tournament fee but there was a proposed daily tournament fee of \$100.00 per field. A brief discussion ensued and it was determined that the committee would make a recommendation for a tournament fee at the next board meeting.

• Tabled Item – Waiver of the Open Container Law

Jim Orlando formally withdrew his request for a waiver of the Open Container Law for his Thursday, July 16th Baldwin Canal Square event from 4:00 p.m. – 10:00 p.m. Chief Lefancheck was not in favor of granting the waiver since the alcohol would not be contained within the Square.

New Business

• Use of Village Lot – 5/17/2015 PMI event

Resolution #24/2015 Moved by Trustee Shepard, second by Trustee Cico

Resolved to approve the request for the use of the village parking lot in front of the Red Mill Inn for the May 17th Paper Mill Island Craig Morgan concert from 7:00 p.m. – 11:00 p.m.

Carried

• Waiver of Mercer Park Fees – 6/13/2015 Seneca River Days

Resolution #25/2015 Moved by Trustee Wilder, second by Trustee Presley, Trustee Stebbins abstained

Resolved to approve the Rotary's request for a waiver of the Mercer Park fees for their Seneca River Days event to be held on Saturday, June 13th.

Carried

- **Budget Amendment**

Resolution #26/2015 Moved by Trustee O'Donnell, second by Trustee Stebbins

Resolved to amend the current 2015 – 2016 budget as follows: General ledger #A1001-Property Taxes decrease from \$2,408,842.00 to \$2,368,042.00 (\$40,800.00 change); General ledger #A599-Fund Balance Year End increase to \$140,800.00.

Carried

- **Waivers of the Open Container Law – 7/10/2015 & 8/15/2015**

Resolution #27/2015 Moved by Trustee Presley, second by Trustee Shepard

Resolved to approve Eric Binion's (Creative Concerts) request for waivers of the Open Container Law for his Friday, July 10th PMI event and his Saturday, August 15th PMI event from 6:00 – 11:00 p.m.

Carried

- **Use of the Village Lot – 6/18/2015; 7/10/2015; 7/24/2015; 8/15/2015**

Resolution #28/2015 Moved by Trustee O'Donnell, second by Trustee Shepard

Resolved to approve Eric Binion's (Creative Concerts) request for the use of the village parking lot in front of the Red Mill Inn for the following Paper Mill Island events: Thursday, June 18th; Friday, July 10th; Friday, July 24th; and Saturday, August 15th from 6:00 a.m. on the day of the event – 2:00 a.m. of the morning after.

Carried

- **Resignation of Mary Augustus – Codes Clerk & Secretary to various boards**

Resolution #29/2015 Moved by Trustee O'Donnell, second by Trustee Cico

Resolved to accept Mary Augustus's resignation from the position of Codes Clerk and secretary to the Planning Board, Zoning Board of Appeals and the Architectural Review Board with an effective date of Wednesday, May 6, 2015.

Carried

- **Appointment of Susan LaQuay– Codes Clerk & Secretary to various boards**

Resolution #30/2015 Moved by Trustee Wilder, second by Trustee Presley

Resolved to appoint Susan LaQuay to the position of Codes Clerk and secretary to the Planning Board, Zoning Board of Appeals and the Architectural Review Board with an effective date of Thursday, May 7, 2015.

Carried

- **Appointment of Dannie Weir - Working Crew Leader**

Resolution #31/2015 Moved by Trustee Wilder, second by Trustee Stebbins

Resolved to appoint Dannie Weir to the position of Working Crew Leader in the Department of Public Works at a rate of \$26.82/hour with an effective date of Monday, May 11, 2015.

Carried

Engineer Steve Darcangelo noted that this is a budgeted position.

- **Appointment of Seasonal Interns – Engineering Office**

Resolution #32/2015 Moved by Trustee O'Donnell, second by Trustee Stebbins

Resolved to appoint the following as seasonal, part-time interns for the Engineering office: Robert Piper at a rate of \$15.00/hour with an effective date of July 6th and Anthony Maggi at a rate of \$12.00/hour with an effective date of June 11th. Both positions are budgeted.

Carried

• **Waiver of the Open Container Law & Use of Village Lot 6/20/2015**

Resolution #33/2015 Moved by Trustee Presley, second by Trustee O'Donnell

Resolved to approve Mike Chemotti's request for a waiver of the open container law for his Paper Mill Island event on Saturday, June 20th from 2:00 p.m. – 11:00 p.m. and to approve his request for the use of the village parking lot in front of the Red Mill Inn on June 20th from 2:00 p.m. – 11:00 p.m.

Carried

• **Set a Public Hearing Date**

Resolution #34/2015 Moved by Trustee Shepard, second by Trustee Cico

Resolved to set a Public Hearing for Thursday, May 21, 2015 at 7:30 p.m. regarding the North West Fire District's proposal to build a new Fire Station at 104 Smokey Hollow Road.

Carried

• **Waiver of Mercer Park Fees – 5/16/2015 Fishing Derby**

Resolution #35/2015 Moved by Trustee O'Donnell, second by Trustee Cico

Resolved to approve Kiwanis's request for a waiver of the Mercer Park fees for their fishing derby event to be held on Saturday, May 16th from 7:00 a.m. – noon.

Carried

A refundable deposit was secured from the Kiwanis Club.

• **Executive Session with no anticipated action**

Resolution #36/2015 Moved by Trustee Cico, second by Trustee Wilder

Resolved that the board retire into executive session at 9:00 p.m.

Carried

Resolution #37/2015 Moved by Trustee Wilder, second by Trustee O'Donnell

Resolved that the board return from executive session at 9:20 p.m.

Carried

• **Motion to pay bills as audited**

Resolution #38/2015 Moved by Trustee Presley, second by Trustee Wilder

Resolved to pay the bills from their proper accounts, after audit.

Abstract #4

- General Fund Checks #40446 - #40508 \$ 46,389.88
- Water Fund Checks #23631 - #23646 \$ 7,744.62
- Sewer Fund Checks #23153 - #23156 \$ 889.30

Carried

- **Adjournment**

Resolution #39/2015 Moved by Trustee Cico, second by Trustee Wilder

Resolved that the meeting be adjourned at 9:25 p.m., until the Public Hearing at 7:30 p.m., at Village Hall on Thursday, May 21, 2015.

Carried

Respectfully submitted,

Maureen Butler

Maureen Butler, Village Clerk