

**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.
September 3, 2015**

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

Members Absent: Trustee Bruce Stebbins

Others Attending – Attorney Bob Baldwin; Codes Officer Gregg Humphrey; Village Clerk Maureen Butler; Treasurer Anna Custer; Senior Center Coordinator Ruth Troy; Police Lt. Mike Lockwood; Engineer Steve Darcangelo; village resident Diane Trimble, Jim Orlando and Jerry Elliott, a representative of the Public Access Channel.

The Pledge of Allegiance was recited.

Resolution #118/2015 Moved by Trustee Shepard, second by Trustee Presley
Resolved that the minutes from the Village Board meeting of August 20, 2015, be approved.

Carried

Citizen's Comments

There were none.

Trustee's Comments

There were none.

Mayor's Comments

Mayor Clarke gave information/comments on the following items:

- He was pleased to announce that Trustee Mark Wilder will be a featured guest speaker at the Shacksboro Museum on September 20th.
- He was notified by the Bureau of Justice that the Police department received a grant award in the amount of \$3,400.00 to upgrade their bulletproof vests to the current standards.
- He noted that the annual book sale on the Shacksboro Museum grounds will be held September 10th – the 14th.
- He updated us on the following new businesses:
 - That Hair Place moved to 41 Oswego Street
 - Trinkets & Teacups at 11 West Genesee Street
 - WT Brews at 3 West Genesee Street
 - Ascenzi and Corbishley, CPAs at 15 East Genesee Street
- He noted that Donna Ascenzi from Ascenzi and Corbishley, CPAs will be honored on September 24th as the 2015 Businessperson of the Year. This event will be held at the Red Mill Inn. Tickets are available through the Chamber of Commerce.

Department Heads

Codes Officer Gregg Humphrey updated the audience that the former Tri County Mall site is now ready for construction. Morgan Management will be constructing an apartment complex at the 197 Downer Street site.

Ruth Troy reminded everyone that September is National Senior Citizen month with the theme “Celebrate Life” and that the center’s *Walk for the Woods* is on September 26th. See the website for details.

Lt. Mike Lockwood noted that the schooling for one of the officers that was approved at the last board meeting has been cancelled.

Pending Business

• Parks Committee Recommendations

Trustee Shepard noted there was nothing new to report.

New Business

• Discussion regarding a zone change at 8 Tappan Street

Jim Orlando, new owner at 8 Tappan Street, requested that a zone change to a B1 be made for that property. He would like to make it a mixed use with an apartment upstairs and some sort of retail downstairs, possibly a bakery. Orlando plans on restoring the structure to its original look with parking on the east side. Attorney Baldwin noted that since this would just be extending the B1 zone it would not be considered spot zoning. Baldwin suggests that if this is something the board is interested in doing that they look into the possibility of rezoning the whole block. One reason he stated this was because the EDR plan included mixed use in that entire area. The mayor suggested that the board ponder this topic and be ready to discuss at the next meeting.

• Receive the bids – 2015 Sidewalk Replacement Program #6

Resolution #119/2015 Moved by Trustee O'Donnell, second by Trustee Wilder

Resolved to receive the bids for the 2015 Sidewalk Replacement Program (#6) as submitted on Wednesday, September 2, 2015. Tabulation sheet is attached.

Carried

• Award the bid – 2015 Sidewalk Replacement Program #6

Resolution #120/2015 Moved by Trustee Wilder, second by Trustee Cico

Resolved to award the 2015 Sidewalk Replacement Program (#6) to Kevin Bruno, Inc. for a contract price of \$190,810.00 as bid on Wednesday, September 2, 2015. This contractor was the low bidder of ten bids received.

Carried

Engineer Darcangelo noted that every sidewalk that was identified as noncompliant on the south side is in this year's contract. There are also some village owned properties that are being done, including Canton Woods.

• Status of Security Deposit for Creative Concerts

Resolution #121/2015 Moved by Trustee Wilder, second by Trustee Cico

Resolved to keep the \$1,500.00 security deposit from Creative Concerts, Inc. (Eric Binion).

Carried

The mayor recounted the incidents that led to this discussion. The first incident was the condition of the restrooms and the other was the trash that was left on Paper Mill Island. The contract that is signed by the promoter states that the promoter will clean the grounds before they exit after their event. Trustee Wilder noted that a fine was not immediately levied because the two concerts were back to back without a board meeting in between. Creative Concerts, Inc. (Eric Binion) had concerts on Saturday, August 15th, and then again on Tuesday, August 18th. The potential was there to take the deposit from the August 15th concert which would have forced the promoter to give another deposit before the August 18th concert. This did not occur due to the close proximity of the two dates. The mayor stated that this has been an ongoing lack of respect of the village. The village does not want our DPW to be cleaning up after the promoters when the contract is clear that the grounds must be cleaned by the promoter after his event. Trustee Wilder feels that the contract should be modified for next year adjusting the fees levied for fines to either be determined by the size of the concert or on the number of offenses that occur. Regarding this year, the promoter stated that he would be sending his employees to clean up the grounds and they never showed so the DPW had to take time out of their schedule to clean it. The mayor suggested to take the security deposit and let the promoter know that it was not one night but two nights (third time) this year that he just ignored the contract. Trustee Presley suggested that the village stop doing business with promoters that continually violate the terms of the license.

• **NYS Office for the Aging Certification**

Resolution #122/2015 Moved by Trustee Cico, second by Trustee Presley

Resolved to authorize the mayor to sign the NYS Office for the Aging Certification attesting that the funding received will be used solely to support salary and salary-related fringe benefit increases for the Outreach workers. This approval is contingent upon answers from the NYS Office of the Aging regarding the effective date of this funding.

Carried

• **Waiver of the Open Container Law for a block party**

Resolution #123/2015 Moved by Trustee O'Donnell, second by Trustee Shepard

Resolved to approve Rebecca Badman's request for a waiver of the open container law for a block party to be located at the 22 Steeplechase Lane cul-de-sac on Monday, September 7th from 2:00 p.m. until 8:00 p.m. Barricades from the DPW are also requested.

Carried

• **School Resource Agreement 2015-2016**

Resolution #124/2015 Moved by Trustee Presley, second by Trustee Wilder

Resolved to authorize the mayor to sign the agreement between the Baldwinsville Central School District and the Board of Trustees of the Village of Baldwinsville regarding the School Resource Officer for the period commencing on July 1, 2015 and terminating on June 30, 2016.

Carried

Lt. Mike Lockwood stated that there have been no changes in this agreement.

• **Motion to pay bills as audited**

Resolution #125/2015 Moved by Trustee Presley, second by Trustee Shepard

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

Abstract #12

- General Fund Checks #40839 - #40882 \$ 201,261.84
- Water Fund Checks #23704 - #23711 \$ 3,960.28
- Sewer Fund Checks #23184 - #23185 \$ 1,130.68

Carried

• **Adjournment**

Resolution #126/2015 Moved by Trustee Presley, second by Trustee Cico

Resolved that the meeting be adjourned at 8:10 p.m., until the next Village Board meeting at 7:30 p.m., at Village Hall on Thursday, September 17, 2015.

Carried

Respectfully submitted,

Maureen Butler

Maureen Butler
Village Clerk