

Public Hearing was held by the Village Board of Trustees at Village Hall on May 18, 2006, at 7:30 p.m. for the Purpose of Hearing Comments and Reviewing the Village of Baldwinsville's Stormwater Management Plan and Stormwater Management Plan Annual Report for the period of March 10, 2005, through March 9, 2006.

Present – Mayor O'Hara, Trustees Presley, Mott, Tupper, A. Saraceni, J. Saraceni, Tupper and Stebbins.

Also Present – J.C. Engelbrecht, Attorney for the Village; J.C. Merritt, Police Agent; Claude Sykes, Supt. of Public Works; Erin Smith from the Messenger; a representative of the Public Access Channel; Thomas Leo, from The Post Standard, and Mike Chemotti.

The Public Hearing was opened with the Pledge of Allegiance to the Flag.

Mayor O'Hara stated that the purpose of this public hearing was to hear comments concerning the Village of Baldwinsville's Stormwater Management Plan and Stormwater Management Plan Annual Report for the period of March 10, 2005, through March 9, 2006.

The Village Clerk read the legal notice that was published in the Messenger.

Mayor O'Hara asked if anyone wanted to speak in favor of the Village of Baldwinsville's Stormwater Management Plan and Stormwater Management Plan Annual Report for the period of March 10, 2005, through March 9, 2006.

No one spoke.

Mayor O'Hara asked if anyone wanted to speak against the Village of Baldwinsville's Stormwater Management Plan and Stormwater Management Plan Annual Report for the period of March 10, 2005 through March 9, 2006.

No one spoke.

Claude Sykes stated that the Village was in year three of its five year permit cycle for the general permit for the stormwater program statewide and noted the components of the plan. He also noted the progress the Village has made over the last year, which is noted in the Village's Stormwater Annual Report that is on file at the Village Clerk's Office. He stated that the Village is on track in following this plan.

Motion #107 –

Moved by Trustee Presley seconded by Trustee Tupper that the public hearing be adjourned at 7:36 p.m.

CARRIED.

Respectfully submitted,

Village Clerk

REGULAR MEETING OF THE VILLAGE BOARD OF TRUSTEES WAS HELD AT VILLAGE HALL ON MAY 18, 2006, AT 7:30 P.M.

Present – Mayor O’Hara, Trustees Presley, Mott, Tupper, A. Saraceni, J. Saraceni and Stebbins.

Also Present – J.C. Engelbrecht, Attorney, for the Village; J.C. Merritt, Police Agent; Claude Sykes, Supt. of Public Works; Erin Smith from the Messenger; a representative of the Public Access Channel; Thomas Leo, from The Post Standard, and Mike Chemotti.

Motion #108 –

Moved by Trustee Mott seconded by Trustee J. Saraceni that the minutes of the meeting held May 4, 2006, be approved and the Village Clerk dispense with the reading of said minutes.

CARRIED.

Citizen’s Comments.

David Weaver of 9 Virginia Street asked the Village Board to become an interested party with the re-assessment that was currently being done by the Town of Lysander. He is concerned that the Town of Lysander will raise the assessment on the large historical homes so high that the property owners will convert them into two or more family homes to pay the taxes.

Jon Alvarez of 67 Brown Street noted that he recently sent a letter to the Village Board asking them to consider two issues. The first issue was asking the Village Board to spend less money next year to lower the taxes. The second issue was asking the Village Board to consider dissolving Village government and have the two towns take over the services that the Village provides.

Mayor’s Comments.

Mayor O’Hara read a letter from Kenneth D. Trzaskos, Team Leader for the Police Re-Accreditation Assessment. The letter stated that “Chief Warner and his staff did an outstanding job in maintaining program standards”. Mr. Trzaskos believed the outstanding record of the Baldwinsville Police Department was due to attention to detail and desire for perfection. The assessment team, without hesitation, recommended the agency for re-accreditation.

Trustees’ Comments.

Trustee Presley noted that as part of the PBA Contract the Police Officers can further their education, and Christine Weeks has been taking advantage of the benefit. She has recently graduated with a bachelor’s degree in criminal justice.

Members of the Village Board congratulated the Police Department for the compliments received from Mr. Trzaskos, Leader for the Police Re-Accreditation Assessment.

Department Heads.

Claude Sykes stated that the Conroy’s should have all of the items out of the former Harrington Fire Station by mid-week next week. The asbestos contractor should be in there about that same time and it will probably take him a couple of weeks to complete the work.

Pending Business.

Discussion/Possible Action in regards to Village Owned Facilities/Business District Study.

Trustee J. Saraceni reminded the Village Board that EDR was making their presentation at the next meeting on June 1, 2006. He noted that the Village Board stated that they would have a plan for the former Harrington Fire Station Site, before it was taken down. He asked the Village Board to consider EDR's plan for the area of that site.

Discussion in regards to the Sergei Yevich Trail, Southeast Trail.

Claude Sykes noted that the curbing had been extended to the Town of Lysander's Parking Lot. He also stated that they are starting the work that needs to be done to install the lights.

Mayor O'Hara stated that he noticed a lot of water from the rain had collected on the trail and he had some concerns with the drainage. Claude Sykes stated that there are four inches of stone dust that needs to be put on top of the trail and that will bring the surface up.

Discussion concerning the Skate Zone Facility located on Lock Street.

Trustee Tupper stated that there was nothing to report, since the Northern YMCA would not be meeting until next week to discuss the skating equipment.

Discussion concerning the Cable Franchise Agreement.

Trustee A. Saraceni noted that Time Warner Cable had met with PAC-B and discussed their equipment needs. The next meeting will include the Franchise Committee, Time Warner Representatives and representatives from PAC-B.

Discussion in regards to updating the Village Code.

Mayor O'Hara stated that he had a meeting with some residents earlier tonight and they had mentioned the issue of how early the trash haulers are picking up the garbage in the dumpsters in the downtown area of the Village. He suggested that this issue be discussed as part of codes changes.

Trustee J. Saraceni suggested that members of the Zoning Board of Appeals, and the Planning Board, be invited to the June 15, 2006, Village Board Meeting to discuss the suggested code changes.

The Village Board decided that the Village Clerk should invite members of the two boards to the June 15, 2006, meeting at 7:30 p.m. and the regular meeting will start immediately after that discussion.

Discussion/Action in regards to a revised request from C.L. Development of Baldwinsville, LLC, for a Zone Change for four parcels of land known as 5 Mechanic Street, 7 Mechanic Street, 9 Mechanic Street, and 11 Mechanic Street. A new request was also submitted for 8 Mechanic Street for rezoning from Residential R1 to Business B-1.

The Village Clerk stated the Village has received comments from the Onondaga County Planning Agency.

Motion #109 -

Moved by Trustee Presley seconded by Trustee Stebbins that the request from C.L. Development of Baldwinsville, LLC, for a Zone Change for four parcels of land known as 5 Mechanic Street, 7 Mechanic Street, 9 Mechanic Street, and 11 Mechanic Street, and a new request which was also submitted for 8 Mechanic Street for rezoning from Residential R1 to Business B-1, be sent to the Village Planning Board for their recommendation.

CARRIED.

Discussion/Action in regards to a request from the Baldwinsville Lions Club to erect a storage building in Community Park.

Trustee Stebbins stated that the DPW Committee has reviewed the request and made the recommendation that the shed be closer to the existing clubhouse. He noted that the Village is not opposed to the erecting of the storage building, just the proposed location.

Mayor O'Hara noted that the Baldwinsville Softball Association had made a request to build a shed for their equipment a few years back, but dropped the issue. He suggested that the Lions Club contact the Baldwinsville Softball Association to see if they still need a place for storage and maybe the two organizations can work together to build one facility rather than two.

It was decided that the Lions Club would contact the Baldwinsville Softball Association to see if they can come up with a plan that would suit both parties and also they will see if they can come up with a location that would satisfy everyone, then this issue can be brought back to the Village Board for a vote.

Discussion/Action concerning the request from the Baldwinsville Chamber of Commerce to waive the rental fee and for the waiver of the open container law for an event they would like to hold on Paper Mill Island on June 17, 2006 from 2:00 p.m. – 5:00 p.m.

Motion #110 -

Moved by Trustee J. Saraceni seconded by Trustee Mott that the request from the Baldwinsville Chamber of Commerce to waive the rental fee and for the waiver of the open container law for an event they would like to hold on Paper Mill Island on June 17, 2006 from 2:00 p.m. – 5:00 p.m., be approved.

CARRIED.

New Business.

Discussion/Action in regards to giving authorization to Central New York Land Surveyor to combine two (2) maps of Lock Street/Fobes Island into one map at a cost of \$1,680.00.

Motion #111 -

Moved by Trustee Stebbins seconded by Trustee Tupper that authorization be given to Central New York Land Surveyor to combine two (2) maps of Lock Street/Fobes Island into one map at a cost of \$1,680.00.

CARRIED.

Discussion/Action in regards to giving the Mayor authorization to sign the Municipal Compliance Certification for the Annual Stormwater Report.

Motion #112 -

Moved by Trustee Tupper seconded by Trustee Presley that the Mayor be given authorization to sign the Municipal Compliance Certification for the Annual Stormwater Report.

CARRIED.

Discussion/Action in regards to amending a request for a waiver of the open container law from MSK Corp for the May 28, 2006, Blues Fest for Paper Mill Island from 2:00 p.m. to 9:00 p.m. to be 1:00 p.m. to 10:00 p.m.

Motion #113 -

Moved by Trustee Tupper seconded by Trustee Presley that the request for a waiver of the open container law from MSK Corp for the May 28, 2006, Blues Fest for Paper Mill Island from 2:00 p.m. to 9:00 p.m. to be 1:00 p.m. to 9:00 p.m., be approved.

Trustee Presley noted that the Public Safety Committee had discussed this item and had made the recommendation not to change the hours. They felt that 7 hours was long enough to drink and hear music on a Sunday night, when some residents would have to work the next day.

The Village Board discussed the issue of the event being held on a Sunday and the length of time period and they felt that it was in the best interest of the residents in the area to have the event end at 9:00 p.m., but they would approve the earlier time of 1:00 p.m.

CARRIED.

Discussion/Action in regards to a request for the waiver of the open container law received from Grandstand Sales, Inc for Paper Mill Island for the dates of June 23 & 24, 2006, and July 28 & 29, 2006, from 5:00 p.m. to 10:00 p.m.

Motion #114 -

Moved by Trustee Presley seconded by Trustee A. Saraceni that the request for the waiver of the open container law received from Grandstand Sales, Inc for Paper Mill Island for the dates of June 23 & 24, 2006, and July 28 & 29, 2006, from 5:00 p.m. to 10:00 p.m., be approved.

CARRIED.

Discussion/Action in regards to a request for the waiver of the open container law received from the Baldwinsville Volunteer Fire Company, Inc for Paper Mill Island for the date of June 10, 2006, from 12:00 noon to 10:00 p.m.

Motion #115 -

Moved by Trustee Tupper seconded by Trustee J. Saraceni that the request for the waiver of the open container law received from the Baldwinsville Volunteer Fire Company, Inc for Paper Mill Island for the date of June 10, 2006, from 4:00 p.m. to 10:00 p.m., be approved.

Dale Schultz noted that they will have a craft show from 9:00 a.m. to 2:00 p.m. and at that time they will clear the Island and then people can re-enter at 5:00 p.m. for the band.

The Village Board discussed the length of the request for the waiver of the open container law with representatives of the Baldwinsville Volunteer Fire Company, Inc. They decided that since there was only the craft show in the morning and early afternoon, they did not need the waiver until later in the day when the band played.

CARRIED.

Discussion/Possible Action concerning the Festa Fairway Letter of Credit.

J.C. Engelbrecht explained that Mr. Richard Hovey had originally submitted a letter of credit from M & T Bank, which was in a form that called for the payment to only be demanded at their address in Buffalo, New York and secondly it only could be done by either overnight or regular mail. The normal form of a letter of credit that the Village has had in the past is payment upon demand or site at a local address. He did not approve the letter of credit from M & T Bank. The developer's attorney had asked the Village Board to consider the M & T Bank.

Mr. Hovey noted that he has since submitted a letter of credit from Solvay Bank.

J.C. Engelbrecht noted that he had approved that letter of credit, but the Village should be receiving a second letter of credit.

Mayor O'Hara stated that there are three things that need to be accomplished before the code office can issue any permits, which are as follows.

- A Letter of Credit, which now has been approved by the Village Attorney.
- There are some environmental issues with the commercial property in front of the Festa Fairway Development that have come up. There could be some issues in the future with that site on the Village's part if it digs the site, because of a water break, etc. The Attorneys are working on a funding mechanism that will protect the Village in the future if something were to happen. The Village Attorney noted that the Village has not received the letter of credit for this item. Mr. Hovey noted that they hope to use a certificate of deposit to secure the funds for the Village.
- There is an issue that the developer's contractor has installed two manholes outside of the easements. Mr. Hovey noted that this issue is supposed to be corrected tomorrow.

The Village Board discussed these issues and thought they may be resolved before the next meeting, therefore they did not have a problem giving the Mayor authorization to give permission for the Codes Enforcement Officer to issue building permits, if all of the conditions and issues are resolved, and contingent on the fact that the Village Engineers and Village Attorney sign off on said conditions and issues.

Motion # 116-

Moved by Trustee Presley seconded by Trustee Mott that the Mayor be given authorization to give permission for the Codes Enforcement Officer to issue building permits, if all of the conditions and issues are resolved, and contingent on the fact that the Village Engineers and Village Attorney sign off on said conditions and issues.

CARRIED.

Discussion/Action in regards to setting a Public Hearing date of June 1, 2006, at 7:30 p.m. to hear comments on new Stormwater related codes (New Chapters 73 & 74).

Motion # 117-

Moved by Trustee Mott seconded by Trustee J. Saraceni that a Public Hearing date of June 1, 2006, at 7:30 p.m. be set to hear comments on new Stormwater related codes (New Chapters 73 & 74).

CARRIED.

Discussion/Action in regards to authorizing the Mayor to sign a letter of commitment to participate in the Syracuse Urban Area (SUA) Environmental Fund Grant Consortium with the Central New York Regional Planning and Development Board and other SUA MS4's for Stormwater general permit compliances.

Motion #118 -

Moved by Trustee A. Saraceni seconded by Trustee Stebbins that the Mayor be given authorization to sign a letter of commitment to participate in the Syracuse Urban Area (SUA) Environmental Fund Grant Consortium with the Central New York Regional Planning and Development Board and other SUA MS4's for Stormwater general permit compliances.

CARRIED.

Discussion/Action concerning the approval of the appointment of Nicholas Hobson as part-time seasonal parks worker at the rate of \$7.75/hr with the effective date of May 22, 2006.

Motion #119 -

Moved by Trustee Stebbins seconded by Trustee J. Saraceni that the appointment of Nicholas Hobson as part-time seasonal parks worker at the rate of \$7.75/hr with the effective date of May 22, 2006, be approved.

CARRIED.

Discussion/Action in regards to supporting the Chamber of Commerce's Fishing Derby that will be held in Mercer Park on June 17, 2006, by giving them \$100.00 toward their event.

Mayor O'Hara noted the funds would come from the Village's celebration account.

Motion #120 -

Moved by Trustee A. Saraceni seconded by Trustee J. Saraceni that the Village gives \$100.00 to support the Chamber of Commerce's Fishing Derby that will be held in Mercer Park on June 17, 2006.

CARRIED.

Discussion/Action in regards to supporting Celebrate Baldwinsville by giving them \$100.00 towards the float that will be in the Memorial Day Parade.

Motion #121 -

Moved by Trustee Presley seconded by Trustee J. Saraceni that the Village gives Celebrate Baldwinsville \$100.00 towards the float that will be in the Memorial Day Parade.

CARRIED.

Motion #122 -

Moved by Trustee Tupper seconded by Trustee J. Saraceni that the bills be paid from their proper accounts, after audit. Gen.# 251(Cks 28368-28437)- \$70,434.91; Wa. #251 (Cks 21359-21370) - \$7,825.91, Sr. # 251(Cks 20862-28076) – \$11,311.67.

CARRIED.

Motion #123 -

Moved by Trustee Tupper seconded by Trustee A. Saraceni that the meeting be adjourned at 8:32 p.m., until the next Regular Meeting to be held on June 1, 2006, at 7:30 p.m., at Village Hall.

CARRIED.

Adjournment,

Village Clerk