

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

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

Also Present – Dan Warner, Chief of Police; Claude Sykes, Supt. of Public Works; Charles Elliott, a representative of the Public Access Channel; Tom Leo, Syracuse Newspapers; Erin Smith, The Messenger, Karen Gates; Ruth Cico; Mike O’Shea and associates from QPK; and Pat Hovey.

The meeting was opened with the Pledge of Allegiance to the Flag.

The Mayor stated that the Public Hearing regarding the adoption of a proposed Local Law amending Chapter 72 Entitled “Zoning Law” to amend the Zoning Classification of certain land on Mechanic Street from Residential R-1 to Business B-1 with further and additional restrictions scheduled for tonight was on the agenda in error.

Motion #216 –

Moved by Trustee Mott seconded by Trustee Presley that the minutes of the meeting held August 17, 2006, be approved and the Deputy Village Clerk dispense with the reading of said minutes.

CARRIED.

Citizen’s Comments.

Ruth Cico, a resident at 27 Virginia Street, stated that her insurance company, Allstate, has threatened to drop her coverage because of her uneven sidewalks. Cico feels that the roots of the village tree in front of her home have caused the pavers to move. Trustee J. Saraceni, DPW superintendent Claude Sykes, and a DEC arborist went to the home to check it out. The arborist suggested to raise the other pavers and do an overpour on the section that is extremely low. If the roots of the tree were shaved, the tree would die within a few years. Trustee J. Saraceni stated that this is not a unique situation. Many village sidewalks are in disrepair. The law states that the homeowner, not the village, is responsible for the upkeep and replacement of sidewalks. As for this immediate problem, Trustee J. Saraceni and Trustee A. Saraceni feel that they can help the resident fix her sidewalk. They will report back to the board on the outcome. Mayor O’Hara asked the DPW committee to give the board a recommendation on what to do in respect to sidewalks and trees in the village. The village and the homeowner possibly can split the responsibility of the replacement of sidewalks. A policy regarding the responsibility is necessary that would be fair to both the homeowner and the village.

Mayor’s Comments.

Mayor O’Hara thanked the Village Board members for maintaining their composure in respects to comments that have been made towards them in the last few months. Everyone in the community is entitled to their own opinion, but it would be appreciated if they knew all the facts first. Some comments of late have been very distasteful and disrespectful and will not be tolerated.

Trustees’ Comments.

Trustee Tupper spoke regarding a recent letter in the Messenger concerning the River Street trail. He, too, would like residents to know their facts before writing such editorials. Trustee Tupper presented a brochure issued by the NYS Canal System that designates the future trails. It does not show any trails that will go through Baldwinsville, except for possibly a small bike trail.

Trustee Presley asked Chief Warner to add an item to the Public Safety Committee agenda regarding a Phillips Street residence.

Trustee Stebbins commended the Mayor for his excellent leadership that has allowed the board to be able to behave appropriately in the last few months.

Department Heads.

No comments.

Pending Business.

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

Mayor O'Hara stated that the Empire Development Association just announced a grant called "Restore NY" that is due by September 15, 2006. Since this is such short notice, the Public Hearing and the Board resolution are waived until the end of the month. After a brief discussion, the board decided to apply for the grant regarding two locations, the Harrington firehouse and the Lock Street facility. The awarded funds could help recoup the dollars spent for the asbestos removal and the future demolition of the Harrington firehouse. The grant will also be pursued for the clean-up and demolition of the Lock Street facility. The removal of both buildings will lead to more economic development.

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

DPW superintendent Claude Sykes stated that work on the trail should be completed by the next board meeting on September 21, 2006.

Trustee Stebbins stated that after the last rain he noticed a lot of water on a portion of the trail. He wondered if a drain should be installed before further work is done.

Sykes stated that four inches of stone dust still had to be placed in that area. That should take care of it.

Discussion concerning the Skate Zone Facility located on Lock Street.

Mayor O'Hara asked that this be removed from the agenda.

Discussion concerning the Cable Franchise Agreement.

The Public Hearing has already been set, as well as the Public Hearings for the towns of Lysander and Van Buren. The Public Hearing for the village is set for October 5, 2006, at Village Hall, at 7:35 p.m.

Discussion/Action in regards to updating the Village Code.

Trustee Mott stated that he received the electronic update from the Police department. It was also noted that the Codes office will have significant changes that were issued from the State.

Trustee Tupper forwarded the information regarding overlay districts to the Planning Board. He volunteered to help Trustee Mott in this venture.

Discussion/Action in regards to the adoption of the Local Law amending Chapter 72 Entitled "Zoning Law" to amend the Zoning Classification of certain land on Mechanic Street from Residential R-1 to Business B-1 with further and additional restrictions.

Motion #217 –

Moved by Trustee Presley seconded by Trustee Mott to adopt the Local Law amending Chapter 72 Entitled "Zoning Law" that changes the Zoning Classification of certain land on Mechanic Street from Residential R-1 to Business B-1 with further and additional restrictions, 1,000 foot covenant from 5 Mechanic Street.

CARRIED.

Discussion/Action in regards to setting a Public Hearing date of September 21, 2006, at 7:30 p.m., to hear comments concerning the adoption of a Local Law annexing the property known as 3 Kossy Lane, Baldwinsville, NY.

The Mayor stated that a Public Hearing is not necessary since a joint hearing had already been held with the Town of Lysander regarding this location. A vote is needed to adopt the Local Law annexing the property known as 3 Kossy Lane, Baldwinsville, NY, into the village.

Motion #218 -

Moved by Trustee Mott seconded by Trustee Presley to adopt the Local Law annexing the property known as 3 Kossy Lane, Baldwinsville, NY, into the village.

CARRIED.

New Business.

Discussion/Action concerning a request for water service from the property owner of 1809 West Genesee Street Road with the owner to pay the cost of \$824.61.

Motion #219 -

Moved by Trustee Stebbins seconded by Trustee J. Saraceni that a request, from the property owner of 1809 West Genesee Street Road, for water service, with the owner to pay the cost of \$824.61 for time and materials, be approved.

CARRIED.

Discussion/Action in regards to giving the Highway Foreman and the Supt. of Public Works permission to attend NYCOM Public Works School from October 23, 2006 – October 26, 2006, in Syracuse, NY, with the cost not to exceed \$410.00.

Motion #220 -

Moved by Trustee Mott seconded by Trustee Presley to give permission for the Highway Foreman and the Supt. of Public Works to attend NYCOM Public Works School from October 23, 2006 – October 26, 2006, in Syracuse, NY, with the cost not to exceed \$410.00.

CARRIED.

Discussion/Action in regards to giving approval of a change order in the amount of \$6,645.00 to R.E. Woodsen to add drains, wood carpet and ADA Border Timbers to an existing 48'x 40' swing area at the Mercer Park Play Area project to meet part of the Village's 25% matching funds.

It was noted that these funds are part of the original Community Development grant and that it is not that the budget was overextended.

Motion #221 -

Moved by Trustee Mott seconded by Trustee J. Saraceni to approve a change order in the amount of \$6,645.00 to R.E. Woodsen to add drains, wood carpet and ADA Border Timbers to an existing 48'x 40' swing area at the Mercer Park Play Area project to meet part of the Village's 25% matching funds.

CARRIED.

Discussion concerning Golden Legacy fulfilling the in-lieu of parks obligation by performing in-kind services at Canal Park.

The Mayor noted that since no representative from Golden Legacy was at the meeting he wanted the board to authorize him to discuss this matter with the owner, Tom Sciuga. The discussion is regarding Golden Legacy performing services equal to or greater than the \$14,400.00 that is owed the village for in-lieu of park fees. Once agreed, the Mayor will ask their representative to come to the next Village Board meeting for approval. No motion was necessary.

Discussion/Action in regards to accepting ownership of the water line extension and hydrants for Syracuse Home Association's additions/renovations project (similar to the existing water easements serving the existing building).

Claude Sykes explained that this is necessary otherwise the developer would have to purchase and install back flow devices for each hydrant at a cost of \$15,000.00 each.

Motion #222-

Moved by Trustee Tupper seconded by Trustee J. Saraceni to accept ownership of the water line extension and hydrants for Syracuse Home Association's additions/renovations project (similar to the existing water easements serving the existing building).

CARRIED.

Discussion/Action in regards to giving the Mayor authorization to sign the applications for service for the street lighting accounts for Athena Drive and Steeplechase Lane.

Motion #223-

Moved by Trustee Stebbins seconded by Trustee Mott to give the Mayor authorization to sign the applications for service for the street lighting accounts for Athena Drive and Steeplechase Lane.

CARRIED.

Discussion in regards to setting the hours of firework displays within the Village of Baldwinville.

After a brief discussion regarding the late hour of the fireworks display on September 3, 2006, it was decided that the Public Safety Committee is to make a recommendation to the board on setting times for firework displays. The committee was also instructed to set new times for the use of Paper Mill Island and for bands. Originally, the events held on the Island were to end at 10 p.m. in hopes of bringing business to the local establishments afterwards.

Discussion/Action regarding the approval of the waiver of New York State Aide Funds for Youth Recreation in the amount of \$1,063.00 to both the towns of Lysander and Van Buren for the year 2007 and for the authorization of the Mayor to execute the documents for the same.

Motion #224-

Moved by Trustee Presley seconded by Trustee Mott to approve the waiver of New York State Aide Funds for Youth Recreation in the amount of \$1,063.00 to both the towns of Lysander and Van Buren for the year 2007 and to authorize the Mayor to execute the documents for the same.

CARRIED.

Discussion/Action regarding giving the Mayor authorization to execute the application for New York State Division for Youth Funds. The village should receive a total of \$8,478.00 for Youth Services, which includes \$6,593.00 that is being waived from the towns of Lysander and Van Buren to the village.

Motion #225-

Moved by Trustee Mott seconded by Trustee Presley to give the Mayor authorization to execute the application for New York State Division for Youth Funds. The village should receive a total of \$8,478.00 for Youth Services, which includes \$6,593.00 that is being waived from the towns of Lysander and Van Buren to the village.

CARRIED.

Discussion/Action regarding South Shore East Trail alternatives with a presentation by Mike O'Shea-QPK.

After a brief slide presentation of alternatives for the South Shore East Trail by Mike O'Shea from QPK, a discussion ensued. The objective of this trail is to link the village with Community Park. The board decided to pursue the alternative of designing and renovating the existing bridge that crosses over Crooked Brook. This seems to be the most cost efficient alternative. The DPW committee checked out the arches and felt that they looked quite sound. The ownership of the bridge needs to be confirmed. It is believed that the arch bridge is located in National Grid's right of way.

Mike O'Shea clarified that this motion limits the scope of work that was initially indicated in the Tea-21 grant from a location on Meadow Street to connect back to that open area in Lions Park.

Motion #226-

Moved by Trustee J. Saraceni seconded by Trustee Stebbins to authorize QPK to proceed with the design work for this portion of the South Shore East Trail project for the arch bridge as the mode of transportation from one side of Crooked Brook to the other.

CARRIED.

Motion #227-

Moved by Trustee Presley seconded by Trustee Stebbins that the bills be paid from their proper accounts, after audit. General #258 (Cks #28870 - 28935) - \$158,812.25; Water #258 (Cks #21432 - 21443) - \$7,075.26; Sewer #258 (Cks #20925-20934) - \$1,919.40.

CARRIED.

Motion #228-

Moved by Trustee Mott seconded by Trustee Stebbins that the meeting be adjourned at 8:45 p.m., until the next Village Board meeting to be held on September 21, 2006, at 7:30 p.m., at Village Hall.

CARRIED.

Adjournment,

Deputy Village Clerk