

REGULAR MEETING OF THE VILLAGE BOARD OF TRUSTEES WAS HELD AT VILLAGE HALL ON AUGUST 2, 2007, AT 7:30 P.M.

Present - Mayor Saraceni, Trustees Presley, Augello, Stebbins, A. Saraceni, Mott and Weaver.

Also Present - Tom LeRoy, Police Agent; Claude Sykes, Superintendent of DPW; Village Attorneys Ron Carr and David Jones; Jerry Elliott from the Public Access Channel; Karen Gates, Robert Berry, Mark Ozbelck, David Bombard and Jennifer Ott.

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

Motion #166-

Moved by Trustee Saraceni seconded by Trustee Mott that the minutes of the meeting held July 19, 2007, be approved, and the Village Clerk dispense with the reading of said minutes.

CARRIED.

Mayor Saraceni requested that Agenda Item A, Under New Business be moved to Citizen's Comments, since David Bombard and Jennifer Ott from 11 Scottsridge Circle were present.

Citizen's Comments.

Discussion by David Bombard and Jennifer Ott from 11 Scottsridge Circle in regards to the Village Codes Enforcement Officer allowing building permits in Baldwin Hill Estates, while the property owners have signed covenants for that area.

Jennifer Ott stated that she has lived at 11 Scottsridge Circle for 3 years and during that time there has been an increase in above ground swimming pools and storage sheds, which are not allowed in the Baldwin Hill Development according to their covenants. She noted that the neighbors are in the process of getting their homeowners association active again and she would like the Village to stop issuing building permits until they can get their association organized to enforce their deeded covenants.

The Village Attorney stated that the Village would be in violation if it did not issue a building permit that would be allowable under its Village Code. The enforcement of deeded covenants is a private matter among the homeowners within the development.

Mayor Saraceni noted that the Village does not have the power to enforce deeded covenants or to stop issuing building permits.

Robert Berry stated that he has noticed an increase in the inflatable fill and ready pools without a fence around them. He questioned what the Village was going to do about them.

The Village Attorney stated that any pool that is installed has to follow the State and Village Code. He noted that the pool has to be a certain depth before a fence is required.

Trustee Presley suggested that Mr. Berry contact the Codes Enforcement Officer with his concern and the issue would be researched by them.

David Bombard noted that his property overlooks Route 631 and the trucks traveling on Route 631 break for the traffic light right at their house. He thought that the trucks were not supposed to jake break on that road because of the residential neighborhood.

Officer LeRoy stated that the trucks are down shifting and he does not believe that would be illegal.

Mayor Saraceni stated that the Village would look into it and see if there is something the Village could do about it.

Robert Berry questioned what was going to be done with the water chestnut problem in the Seneca River. He noted that residents along the river pay higher taxes for water front property and they cannot enjoy it, because the water chestnuts are so thick.

Mayor Saraceni and Trustee Mott explained that the State of New York and County of Onondaga are working on the issue all along the Seneca River. It was noted that they are spraying the plants, but it may take up to 10 years before anyone sees the results. They have found that using a harvest machine only makes them spread down river.

Mark Ozbelck asked the Village Board if he could have permission to fish on Paper Mill Island, since the Village does not have an area for handicap people to fish safely. He is afraid that he will fall in the river, when he fishes off the wall, because there is no fence to hold back his wheel chair.

The Village Board stated that there is no fishing on Paper Mill Island. Trustee Saraceni stated that he would research to see if the State has a program available to develop a handicap area for fishing. It was suggested that an area along Marble Street might be a nice area.

Mayor's Comments are as follow:

- Noted that he was on vacation last week and went to Alexandria Bay. He looked in to the boat docking system for boaters using the Village's docks. They use a log sheet that lists the date, boat register number, color, length of the boat, the amount paid by the boater and any comments that the boat owner would make. He explained that for boaters docking less than 4 hours, there is no charge unless they want to give a donation. If you dock for more than 4 hours and you are carrying 1 to 4 people the fee is \$1.00 a ft of the length of your boat. The fee for 5 or more is \$1.50/ft. Those boats that are staying longer than 4 hours are given a tag and an envelope to put the money in and to drop in a lock box. It is strictly done on an honor system. He noted that they have no electric or running water at their docks. He spoke to a seasonal attendant who stated that they have not had a problem with this system. Mayor Saraceni suggested that once the Village is ready, this might be a way to set up the program.
- Requested that a discussion regarding the request from Maria Corso to donate a built gazebo for Canton Woods Senior Center be added to the agenda under New Business.
- Requested that the Village Board table item H under Pending Business, which is the discussion/action regarding the request for proposal for transportation for Canton Woods Senior Center's Day Trip Program be tabled until the next meeting.
- He researched for a grant that would help the Village with its future plans. He found one that the Village could apply for that would give the Village funds to demolish, deconstruct, rehabilitate and/or reconstruct vacant abandoned, condemned, or surplus properties. He noted that the Village has a couple of properties that they could apply this towards. He noted that it is a 10% matching grant, the 10% can be in dollars or in kind contributions. He requested that a discussion regarding this issue be added to the agenda under New Business. The intent to apply for paperwork has to be filed by August 20th and the application deadline has to be filed by September 28th, therefore it only gives the Village two months to get the grant filed.
- Requested two Executive Sessions, one for personnel labor relations and the other in regards to a department contract.

- Noted that the second Citizen Advisory Committee meeting held at the Canton Street Well site went very well. The next Citizen Advisory Committee meeting will be held at the Department of Public Works Facility at 1963 West Genesee Street Road on August 30, 2007, at 6:30 p.m.

Trustees' Comments.

Trustee Mott stated that a representative from the Visitors Center on the South Shore West Trail questioned the kiosk. He noted that there are no village events listing on the kiosk and wondered who was responsible in putting the information in it. Trustee Mott stated that someone or some organization has to take the responsibility for it. Claude Sykes stated that the kiosk was enclosed and had a lock on it, but it was vandalized and it was going to cost \$1,200.00 to repair it with a lockable cabinet. The Village at that time decided not to put that money into it again, so it was repaired to the state it is now. Trustee Mott suggested putting funds in the budget for the kiosk, whether it be for repairs or for media information to put in there. Trustee Presley stated that in order for the kiosk to work and to be done right, a joint effort by the Village, Baldwinsville Economic Development, and the Chamber of Commerce needs to take place.

Trustee Mott noted that he received a request by the Baldwinsville Visitor Center to remove the majority of their direction signs throughout the Village. They would like only the signs directing people to Water Street to remain up. They feel the others are confusing. Claude Sykes noted that the Village has received permission to install those signs by the State's Department of Transportation through Web Reed, who was also on the Visitors Center Committee.

Trustee Mott stated that they are finding the others to be confusing.

Trustee Saraceni suggested that a joint meeting of the Village and the two organizations be held to discuss some of the issues brought up at this meeting.

Trustee Stebbins questioned the kiosk that is located by the old library.

Claude Sykes explained that the Village installed that kiosk in 1979 as part of the downtown sidewalk rehabilitation project. At the time, the Baldwinsville School District owned the property, because it was the location of the old library. Since that time the School District sold the property and the owner of property is the owner of the kiosk and can control what is on it.

Trustee Augello reminded everyone that the Baldwinsville Theater Guild play (Bye Bye Birdie) was being held this weekend and next weekend. She noted that the crosswalk release went out to the media. She noted that she heard them discuss the crosswalks on the Ted and Amy Talk Show on the radio.

Trustee Presley noted that due to conflicts, there will be no August meeting of the Public Safety Committee Meeting, therefore the committee meeting will be held September 19, 2007 at 5:00 p.m.

Trustee Presley requested an Executive Session regarding a personnel matter.

Robert Berry questioned what the chance would be for the meeting time of the Public Safety Committee to be changed to a later time. He noted that he would like to attend these committee meetings, but he has to work until 5:00 p.m.

Trustee Presley stated that the issue could be discussed at their next meeting.

Department Heads.

Officer LeRoy read a statement prepared by the Police Administrator regarding pedestrian safety. The statement from the Chief Administrator noted the steps the Village has taken to promote pedestrian safety within the

Village. The Village has installed with permission from the State of New York Department of Transportation permanent fasten sights in the roadway during the non-winter months that are used to remind motorists about the rights of pedestrians. Recently, the Village has installed orange flags for pedestrians to use in the crosswalk to enhance visual awareness.

Also the Police Officers do foot patrols and bicycle patrols daily in problem areas. WSYR Channel 9 did a segment on the “Protectors:” which emphasized the actions the Village has taken for pedestrian safety, which also educated the public. The statement also noted that the Police Administrator received an email from the Governor’s Traffic Safety Council stating that they had received inquiries from another police officer who had viewed the “Protectors” spot on the WSYR Channel and also a reply message from the GTSC referring to the Village as a “Village with a vision”.

Officer LeRoy read another statement from the Police Administrator stating that a stop sign cannot be used to control speed. Both the State and Federal rules for traffic control safety warn against the use of the stop signs to control speed and the liability issues incurred by the municipality.

Claude Sykes noted that the paving work on Downer Street will be done on August 8, 9, and 10th, weather permitting. He also noted that on Tuesday morning, a hole developed on the shoulder of Route 48 just outside the Village. The State dispatched their crews and found a large hole in the side box culvert that had eroded under the road almost to the center of the road. The State will be replacing the culvert after they do a hydraulic study and order the pipe that will fit the capacity of the flow that will be going through it. They are expecting to have the repairs done by mid September. Claude Sykes noted that the Village will be able to use the information from the hydraulic study for the construction of the South Shore East Trail.

Pending Business.

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

Former Harrington Fire Station.

Claude Sykes stated that there were approximately 3 loads of concrete to be removed from the site and then the runner crush will be brought in over the next 2 to 3 weeks.

Lock Street Property.

There was nothing new to report.

Cold Storage Facility.

There was nothing new to report.

Discussion in regards to updating the Village Code.

There was nothing new to report.

Discussion/Action regarding the South Shore East Trail.

Trustee Stebbins stated that David Harding from QPK, submitted 3 proposals for the trail. The DPW Committee did not accept any of them. David Harding will take back their comments and come back with another proposal. Claude Sykes stated the decision on the final proposal will hinge on if the Village receives a stream disturbance permit from the State D.E.C. Claude Sykes reported that the surveyor is working on the finalization of the meets and bounds description of the easement to give to National Grid, so they can move forward.

Discussion in regards to succession and transition of leadership among village employees.

Trustee Stebbins noted that the committee had their first meeting regarding Claude Sykes and it was an open discussion that went very well. He also noted that he was impressed with the non-employee members of the committee.

Discussion in regards to Village sidewalks repairs and improvements.

Mayor Saraceni stated that he would have a report regarding the funding for this project at the next meeting. He noted that he has not heard any negative comments regarding this proposed project.

Discussion/Action in regards to the village website.

Trustee Augello stated that she had been in contact with Vigcraft and she had sent them information for the website. She noted that one of the partners has been very sick and it may take a little longer to get any new information on the website, but everything should be back to normal by September.

Discussion/Action in regards to awarding the bid for the River Street Walkway, which is a Community Development Project, to James Ross and Sons Construction, in the amount of \$99,931.25.

Motion #167 -

Moved by Trustee Saraceni seconded by Trustee Stebbins that the bid for the River Street Walkway, which is a Community Development Project, be awarded to James Ross and Sons Construction, in the amount of \$99,931.25.

CARRIED.

Discussion/Action in regards to request for proposals for transportation for Canton Woods Senior Center's Day Trip Program.

This agenda item was tabled.

New Business.

Discussion/Action in regards to giving authorization to Police Agent Thomas J. LeRoy to attend the Beretta Law Enforcement Armorer School at the Gates Police Department, between September 4-6, 2007, with a cost not to exceed \$450.00.

Motion #168 -

Moved by Trustee Presley seconded by Trustee Mott that authorization be given to Police Agent Thomas J. LeRoy to attend the Beretta Law Enforcement Armorer School at the Gates Police Department, between September 4-6, 2007, with a cost not to exceed \$450.00.

CARRIED.

Discussion/Action in regards to proclaiming the 22nd of September, 2007, as "Kids Day America/International in Baldwinsville and to urge that this day be dedicated to the efforts of doctors of chiropractic in helping educate all citizens on the importance of health, safety, and environmental issues affecting our community.

Mayor Saraceni requested that this agenda item be tabled until the next meeting.

Discussion/Action in regards to issuing a refund check in the amount \$213.37 to the owner of 67 W. Genesee Street. The homeowner went to small claims court for his property assessment and it was lowered, but his village tax bill did not reflect the change.

Motion #169 -

Moved by Trustee Presley seconded by Trustee Weaver that the owner of 67 W. Genesee Street be given a refund of Village Taxes in the amount \$213.37. The homeowner went to small claims court for his property assessment and it was lowered, but his village tax bill did not reflect the change.

CARRIED.

Discussion/Action in regards to giving authorization to Rosemary Johnson, Village Clerk, to attend NYCOM Fall Training School in Saratoga Springs, New York, September 17-21, 2007, with the cost not to exceed \$1,500.00.

Motion #170 -

Moved by Trustee Saraceni seconded by Trustee Weaver that Rosemary Johnson, Village Clerk, is given authorization to attend NYCOM Fall Training School in Saratoga Springs, New York, September 17-21, 2007, with the cost not to exceed \$1,500.00.

CARRIED.

Discussion/Action on participation with the Central New York Regional Planning and Development Board's Compliance Program for the period of March 1, 2008 -May 21, 2009 at a cost between \$3,226.00 and \$5,000.00.

Motion #171 -

Moved by Trustee Presley seconded by Trustee Stebbins that permission is given for the Village to participate with the Central New York Regional Planning and Development Board's Compliance Program for the period of March 1, 2008 -May 21, 2009 at a cost between \$3,226.00 and \$5,000.00.

CARRIED.

Discussion/Action in regards to the future procedure of issuing park permits for Mercer Park and McHarrie Park.

Trustee Presley stated that the Public Safety Committee has discussed this issue and it is their recommendation that the Village does not issue park permits for Mercer Park and McHarrie Park because they are so small. They feel that if the Village issues a permit for a large party, it limits the public use of that park.

The Village Board discussed the disadvantages for the Village residents that use these small parks for everyday enjoyment and picnics because parts of it have been reserved. It was decided that since these were both small parks and there are other bigger parks in and outside the Village to reserve for parties, no more permits would be given out for McHarrie Park and Mercer Park, including the gazebo and pavilion. They would be used on a first come basis.

Motion #172A -

Moved by Trustee Presley seconded by Trustee Weaver that effective August 3, 2007, the Village will no longer issue Park Permits for McHarrie Park and Mercer Park. They are open to the public on a first come basis.

CARRIED.

Discussion/Action in regards to a request the Village received from Jolis Boathouse, Inc. d/b/a Bluewater Grill, to waive the 30-day notification period to the municipality for their renewal application for an Alcoholic Beverage Control Retail License for 2 Oswego Street.

Motion #172 -

Moved by Trustee Mott seconded by Trustee Stebbins that approval be given to waiving the 30-day period for submission of notification for submission of a New York State Liquor License application for a restaurant, d/b/a Blue Water located at 2 Oswego Street, Baldwinsville, New York, which is located within the Village of Baldwinsville.

CARRIED.

Discussion/Action in regards to a request from Sammy Malone's of 2 Oswego Street for a waiver of the Open Container Law for the sidewalk area in front of their business.

Motion #173 -

Moved by Trustee Presley seconded by Trustee Weaver that the request from Sammy Malone's of 2 Oswego Street for a waiver of the Open Container Law for the sidewalk area in front of their business be denied.

CARRIED.

Discussion/Possible Action in regards to a built gazebo being donated to Canton Woods Senior Center by Maria Corso.

Mayor Saraceni stated that Maria Corso would like to have a gazebo built by Breezy Acres Farm Market and has donated it to Canton Woods Senior Center in memory of her father. Since it is being placed on Village property, the Village needs to give permission for its placement. It was questioned if it becomes Village property would it need to be insured, maintained, etc. Claude Sykes and Village Attorney Ron Carr stated that it would become property of the Village, just like every other structure on that property.

Motion #174 -

Moved by Trustee Mott seconded by Trustee Presley that the Village accepts the gift of the gazebo from Maria Corso that is to be placed at Canton Woods Senior Center, subject to approval of Codes Enforcement Officer, Supt. of Public Works and Canton Woods Senior Center.

CARRIED.

Discussion/Action in regards to giving the Mayor permission to apply for a grant.

Motion #175 -

Moved by Trustee Stebbins seconded by Trustee Saraceni that the Mayor be given permission to pursue the Restore New York Community Municipal Grant for funding.

CARRIED.

Motion #176 -

Moved by Trustee Presley seconded by Trustee Augello that the board members retire into executive session at 9:09 p.m. for a personnel labor relations issue, department contract issue, and a personnel issue.

CARRIED.

Motion #177 -

Moved by Trustee Stebbins seconded by Trustee Saraceni that the board members return at 9:50 p.m. from executive session.

CARRIED.

Motion #178 -

Moved by Trustee Presley seconded by Trustee Mott that the bills be paid from their proper accounts, after audit. General # 283 (Cks #21480 - #21541& #21548 - #21554 & 29982)-\$77,374.73; Water # 283 (Cks #21680- 21686)-\$16,804.10; Sewer #283 (Cks #21542 - #21547)-\$2,113.14.

CARRIED.

Motion #179-

Moved by Trustee Presley seconded by Trustee Stebbins that the meeting be adjourned at 9:50 p.m., until the next Regular Meeting to be held on August 16, 2007, at 7:30 p.m., at Village Hall.

CARRIED.

Adjournment,
Village Clerk