

**VILLAGE OF FAYETTEVILLE
BOARD OF TRUSTEES
1/27/2014**

Minutes of the Village of Fayetteville Board of Trustees meeting held Monday, January 27, 2014 at 6:00pm.

PRESENT:

Mayor Olson	Clerk Corsette	Tracey Cifra
Trustee Kinsella	Attorney Spencer	Superintendent Massett
Trustee Small	Mike Rowe	Chief Hildreth
Trustee Randall	Peter Olson	Kathleen Hammill
Trustee Duggleby	Attorney Fed Micale	Pamela Bender
Richard Greene, CEO	Craig Polhamus	Bruce Coleman
Mary Coleman	Peter Fietta	Jean Hill
Nancy Neary	Nancy Needham	Linda Lovy
Karen Harris	William Harris	

Mayor Olson called the meeting to order at 6:00pm in the Board Room of the Fayetteville Village Hall.

Mayor Olson led those present in a recitation of the Pledge of Allegiance.

Mayor Olson asked for a moment of silence for former Congressman George Wortley who recently passed away.

MINUTES JANUARY 13, 2014

Trustee Small made a motion to accept the minutes of the January 13, 2014 meeting. Trustee Randall seconded the motion and it was carried by a unanimous vote.

ABSTRACT #12

Trustee Randall made a motion to approve Abstract #12 in the amount of \$87,349.40. Trustee Small seconded the motion and it was carried by unanimous vote.

PUBLIC HEARING- INFLOW & INFILTRATION LOCAL LAW

Mayor Olson explained some of the background behind the proposed Inflow and Infiltration (I & I) Legislation, specifically noting that the Village of Fayetteville's Waste Water flows to the Onondaga County Meadowbrook Treatment Facility to be treated and this facility is currently at capacity, per the DEC, so the County is requiring the Village to offset any new development by reducing the I&I by a 1:1 ratio. Mayor Olson further explained that the proposed local law would create a mechanism to assist with the offset requirement and also establish a fee structure for the program.

Mayor Olson opened the Public Hearing at 6:05pm

Mary Coleman, 126 East Genesee Street, asked if the developer for the proposed McIntyre Commons Project would have to comply with the proposed legislation.

Mayor Olson said that any new development, including McIntyre Commons, will have to abide by this legislation.

Public Hearing closed at 6:10pm

Trustee Small made a motion to adopt Local Law 3 of 2014 amending Section 133-24, Design of Sewer Extensions, of the Village of Fayetteville Codes. Trustee Duggleby seconded the motion and it was carried by unanimous vote.

PUBLIC HEARING CONTINUATION- CHAPTER 187-7 HOME OCCUPATION

Mayor Olson explained that after comments made at the December 9, 2013 Public Hearing he established a committee to review the proposed amendments to Chapter 187-7 Home Occupation. The committee included Trustee Small, Mike Rowe, Craig Polhamus and Richard Greene.

Trustee Small spoke with regards to the recommendations suggested by the committee and explained that considerations were given to the concerns that were brought forward at the December 9, 2013 Public Hearing.

Trustee Small provided a summary of what the committee reviewed:

1. To include only the R-3 District, not the R-2 District
 2. Are all properties within the R-3 District viable or suitable for the way the law was written?
 3. Those allowed to own a property and operate a business, but not be the resident.
- Mayor Olson continued the Public Hearing that was opened on December 9, 2013

Bruce Coleman, 126 East Genesee Street, asked, "What is the benefit to the Village to amend the current legislation."

Trustee Small said that the amendments would create the ability for property owners to be able to retain their properties by allowing them an alternative.

Michael Longstreet, Elm Street, feels that the proposed legislation is a good idea and believes that with today's current technology more people are working from home. Mr. Longstreet also believes that there should be more thought given to allow the Planning Board more discretion and also stated that there is a concern with trying to maintain large houses.

Jean Hill, Clinton Street, asked why the committee would recommend removing the R-2 District from the amended legislation.

Peter Olson, Elm Street, suggested that the strict interpretation of the law would allow for a variance.

Nancy Neary, 205 Clinton Street, stated that she has lived here for 19 years and sees problems and issues with these proposed changes.

Pamela Bender stated that she has been renovating 303 East Genesee Street and hopes that the board does not adopt the proposed local law. Mrs. Bender said that if this law was in effect at the time she purchased 303 East Genesee Street, she may not have bought the property.

Nancy Needham, 109 Center Street, believes that she lives right next door to the house that got the proposed legislation going and is concerned with the parking. Mrs. Needham stated that she has to stand up for her home, which was the childhood home of Grover Cleveland.

Karen Harris said that she contacted 2 other villages, Skaneateles and Cazenovia, and they have nothing like this allowed in their code.

Bill Harris, Genesee Street, feels that this proposed legislation will create parking issues.

Craig Polhamus does not believe that the proposed legislation will dramatically change what is already existing and does not believe that the proposal will lead to the destruction of homes along Genesee Street.

Linda Lovy, 405 Clinton Street, has concerns about additional traffic that may result from this proposal.

Karen Harris submitted written comments from Barbara Wagner, 206 E Genesee Street:

Hon Mark Olson, Mayor, Village Board of Trustees and our caring Staff

Sixty four years ago, on February 1st 1950, Bruce and Barbara Wagner bought their first and only house at 206 East Genesee Street, Fayetteville, NY and moved in. They had rented a room at 117 E Genesee St (a tourist home) since moving to Fayetteville in September. There were no houses available for rent, the time was shortly after WWII, new building had barely started. We heard an apartment was for rent at 206 E Genesee St and contacted Bert Baldwin, the owner, who told us that it was not for rent anymore. He was tired of the rental controls still in effect after the war, but Bert said he would sell the house to us. How much down we asked, we only had \$500, Bert and older Yankee from Vermont liked us as a couple and said he would back us. Here we are strangers to each other and he an old Yankee from Vermont shaking hands on trust and sincerity and belief it would work. We had a small apartment already there to help us with our new home. Sixty four years later has seen four children grow up in a historical home built in 1877, until the family grew up they knew no other home. What used to be vegetable gardens our back is now all flower gardens to bring joy and pleasure to all who care to stop. Our history tells of a back yard sloping to a gully which was filled in by dirt bought for \$1.00 a load which had been where parts of the

*expanding fire department was to be built after WWII. Burt was proud of Bruce's frugality ie living so close to the municipal building and buying the truck loads of dirt delivered for \$1.00/load
Our house shared many memories with neighbors as well as historic memories of the first library and funeral home long out grown.*

Our plea tonight is our Mayor and voting Board will respect the purpose of history and protect all that it stands for. The Village asked its residents many years ago to forgive our many rights as homeowners to protect the history of the Village and we did. It is now the responsibility of the elected officials to protect the people and our homes.

Sincerely,

Barbara Wagner, in honor of deceased husband 20 years ago and children: Deborah, Brenda, Paul and Sarah and recently deceased husband, Steve.

Mayor Olson closed the hearing at 7:25pm

Motion on the proposed amendment to Chapter 187-7 fails; no action taken.

MCINTYRE DEED

Attorney Spencer has submitted all the paperwork to the owners of McIntyre Commons LLC and has been notified that the owners will be signing the documents and the deed transferring a section of the Ledyard Dyke to the Village of Fayetteville and the deed should be filed by the end of the week.

SIGNAL HILL SEWER IMPROVEMENT CONTRACT AWARD

Mayor Olson made a motion to award the contract for the Signal Hill Sewer Improvements to JJ Lane, as low bidder, for the amount of \$398,288. Trustee Kinsella seconded the motion and it was carried by unanimous vote.

SOLAR PANEL REVIEW

Mayor Olson met with Superintendent Massett and Terry Brown, regarding the installation of Solar Panels on the DPW Garage and the Fire Department. Mayor Olson explained that Mr. Brown is working with a company that will install the panels at no cost to the Village. Mayor Olson asked Attorney Spencer to review the Power Purchase Agreement.

FAYETTEVILLE FIRE DEPARTMENT – RFG REPORT

Mayor Olson tabled this discussion until the next meeting.

DPW GARAGE

Superintendent Massett submitted an overtime report for the Winter Plowing Season.

Superintendent Massett submitted an update on the DPW Building Project along with some of the projected costs.

HISTORICAL PRESERVATION COMMISSION PURCHASE REQUEST

Craig Polhamus, HPC Chairman, would like the board to authorize him to purchase reference material for a cost of \$132.00.

Trustee Kinsella made a motion to authorize Chairman Polhamus to purchase reference materials for the Historic Preservation Commission for a cost not to exceed \$132.00. Mayor Olson seconded the motion and it was carried by unanimous vote.

ROUNDTABLE

Trustee Randall requested that the Mayor meet with him at the Fayetteville Senior Center to discuss work that needs to be done.

Mayor Olson reviewed the 2014-15 Budget Schedule, as well as the guidelines with the Board.

Mayor Olson asked the Board Members to submit suggestion that they may have for the Memorial Day Parade Grand Marshall.

Trustee Small made a motion to adjourn the meeting at 8:40pm. Trustee Randall seconded the motion and it was carried by unanimous vote.

Respectfully submitted:

Lorie C. Corsette
Village Clerk - Treasurer