

**VILLAGE OF FAYETTEVILLE
BOARD OF TRUSTEES**

6/9/14

Minutes of the Village of Fayetteville Board of Trustees meeting held Monday, June 9 2014 at 6:00pm.

PRESENT:

Mayor Olson	Clerk Corsette
Trustee Kinsella	Attorney Spencer
Trustee Randall	Richard Greene
Trustee Duggleby	Mike Rowe
Trustee Small	Chief Hildreth

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.

MINUTES MAY 27, 2014

Trustee Randall made a motion to accept the minutes of the May 27, 2014 meeting as amended. Trustee Duggleby seconded the motion and it was carried by a unanimous vote.

ABSTRACT #20

Trustee Kinsella made a motion to approve Abstract #20 in the amount of \$200,577.87. Trustee Randall seconded the motion and it was carried by unanimous vote.

ABSTRACT #1

Trustee Randall made a motion to approve Abstract #1 in the amount of \$4,811.43. Trustee Duggleby seconded the motion and it was carried by unanimous vote.

SIGNAL HILL SEWER IMPROVEMENT PROJECT UPDATE

Mayor Olson gave the board an update as to the progress of the Signal Hill Sewer Improvement Project. The new Sanitary Sewer Line is complete and in operation; both pumps and dialer alarms have been taken off line. Mayor Olson further explained that during the construction of the project we found that the base for Signal Hill Road was below standard and if we continued to black top the road without providing a new base the new road would not last more than a couple of years. Mayor Olson met with the Engineer and the Contractor to discuss an amendment to the original contract that

would allow the Village to have JJ Lane prepare the road base of Signal Hill Road by boxing out the remaining sections of the road that were not disturbed during the construction and remove the poor soil, then build up the base with compacted run-a-crush before repaving the street. Mayor Olson further explained that the cost of this change order would be minimized by removing the add Alternate, which was to paving the entire section of White Heron Circle, which was approximately \$51,000 and to have the DPW do the topsoil and seeding once the paving has been completed.

Trustee Kinsella made a motion to authorize Mayor Olson to approve the change order for the Signal Hill Sewer Improvement Project authorizing JJ Lane Construction to do the road base for Signal Hill Road. Trustee Small seconded the motion and it was carried by unanimous vote.

SOLICITORS PERMIT

Clerk Corsette presented the Board with an application for a Solicitor's Permit from David Jones, a Financial Advisor with Edward Jones, who would like to go door to door and provide information to the residents of the Village who may be interest in Financial Investments and other Services offered by Edward Jones.

Trustee Kinsella made a motion to issue a Solicitor's Permit to David Jones, Edward Jones Financial Consultant, to solicit residents of the Village Monday through Saturday between the hours of 10:00am – dusk, pending approval of all criminal background checks. Trustee Small seconded the motion and it was carried by unanimous vote.

MCINTYRE COMMONS- PLANNING BOARD REQUEST

The Village Planning Board has requested that the Village Board advise them of their intentions to square of the curve at the corner of Mill Street and Clinton Street. The Planning Board is concerned that if this curve is not squared off there will be a dangerous traffic situation created when the McIntyre Commons Development is built.

Mayor Olson made a motion that the Village Board will commit to squaring off the corner of Mill Street and Clinton Street as soon as the next available budgetary expenditure allows for the road construction to take place. Trustee Kinsella seconded the motion and it was carried by unanimous vote.

SIGN REQUEST – CHILDREN AT PLAY

Trustee Kinsella made a motion to direct the DPW Superintendent to place "Children at Play" Signs on Huntleigh Ave, as well as on Cashin Drive and Shady Lane. Trustee Duggleby seconded the motion and it was carried by unanimous vote.

VILLAGE BOARD OF TRUSTEES SUMMER MEETING SCHEDULE

Mayor Olson set the Summer Meeting Schedule for the Village Board Meetings. There will be only one meeting in July and August, which will be scheduled for July 14th and August 18th.

COURT BAILIFF – PART TIME HIRE

Trustee Kinsella made a motion to hire Deputy Joshua Fuller, as a part-time Village Court Bailiff at a rate of \$60 per session. Trustee Randall seconded the motion and it was carried by unanimous vote.

FIRE DEPARTMENT – ENGINE PURCHASE

Mayor Olson told the board that he will be meeting with Chief Hildreth and Clerk Corsette on Thursday to discuss the financing options for the acquisition of the new Fire Engine.

FIRE DEPARTMENT GRANT- HYDRANT ADAPTORS

Chief Hildreth received one bid from Jerome Fire Equipment, for the purchase of 400 Hydrant Adaptors.

Trustee Small made a motion to accept the bid from Jerome Fire Equipment in the amount of \$44,000 for the purchase of 400 Hydrant Adaptors, as part of the FEMA Grant awarded to the Fayetteville Fire Department. Trustee Duggleby seconded the motion and it was carried by unanimous vote.

FIRE DEPARTMENT – SAFER GRANT PURCHASE REQUEST

Trustee Kinsella made a motion to authorize Chief Hildreth to purchase fuel cards that will be given to top responders, as part of the FEMA Safer/Retention Grant awarded to the Fayetteville Fire Department. Trustee Randall seconded the motion and it was carried by unanimous vote.

FIRE DEPARTMENT – TIME WARNER CABLE

Trustee Kinsella made a motion to authorize Mayor Olson to sign the agreement with Time Warner Cable to provide telephone and cable services to the Village of Fayetteville Fire Department. Trustee Small seconded the motion and it was carried by unanimous vote.

FIRE DEPARTMENT MEMBERSHIP APPLICATIONS

Trustee Small made a motion to accept the applications for membership to the Fayetteville Fire Department from Eileen Purcell as an EMS, pending all background checks. Trustee Duggleby seconded the motion and it was carried by unanimous vote.

Trustee Small made a motion to accept the applications for membership to the Fayetteville Fire Department from Natalie Mash as an EMS, pending all background checks. Trustee Randall seconded the motion and it was carried by unanimous vote.

Trustee Small made a motion to accept the applications for membership to the Fayetteville Fire Department from Mark DeMaris as Fire Police, EMS and Firefighter, pending all background checks. Trustee Randall seconded the motion and it was carried by unanimous vote.

KICKBALL TOURNAMENT – AUGUST 1st

Trustee Kinsella made a motion to allow the Fayetteville Fire Department the use of the Little League Field for a Kickball Tournament on August 1st and also to allow them to have alcoholic beverages on site that will be served with lunch. Trustee Small seconded the motion and it was carried by unanimous vote.

STREET LIGHTS – LIMESTONE PLAZA

Trustee Small made a motion to purchase street lights for Limestone Plaza and to pay for the purchase of the streetlights from McClennan Legacy Account. Trustee Duggleby seconded the motion and it was carried by unanimous vote.

PUBLIC HEARING – CHAPTER 187-7 R-3 DISTRICT

Trustee Small made a motion to hold a Public Hearing on June 23, 2014 on or around 6:00pm to hear public comment on the amendments to Chapter 187-7 of the Village Code. Trustee Kinsella seconded the motion and it was carried by unanimous vote.

DPW GARAGE ADDITION/RENOVATION BID ADVERTISEMENT

Trustee Duggleby made a motion to authorize Clerk Corsette to advertise for bids on the DPW Garage Addition/Renovation Project on or around June 12, 2014 and that sealed bids be received by 12:00pm on July 1st, at which time they will be publicly opened and read aloud. Trustee Small seconded the motion and it was carried by unanimous vote.

DPW PAVING SCHEDULE UPDATE-

Trustee Duggleby reported that weather permitting, paving of various Village Streets will begin on Wednesday June 11th.

BORDER COLLIE AGREEMENT

Trustee Duggleby made a motion to contract with Maryann for Border Collie Services for the remainder of the year for a fee of \$3,000 that will include all of the properties formerly maintained by Cali. Trustee Small seconded the motion and it was carried by unanimous vote.

TRANSPORTATION ALTERNATIVE PROGRAM (TAP)

Trustee Small made a motion to adopt the following resolution:

VILLAGE OF FAYETTEVILLE AUTHORIZING RESOLUTION CANAL LANDING PARK PHASE IV

WHEREAS, the Village completed Phase I, II and III of the Canal Landing Park project (the “Project”) and is now seeking additional funding to complete Phase IV of the Project;

WHEREAS, the Project area is centrally situated in the Village along the 524-mile Erie Canalway Trail (“the Trail”), directly adjacent to Canal Landing Park, the Limestone Little League Fields, Limestone-Genesee Hill Historic District and connects Trail users with the Towne Center retail shopping complex, Northeast Medical Center, Canal Landing Park, Green Lakes State Park and the Limestone Little League Fields;

WHEREAS, completion of the Project will increase public accessibility to nearby activity centers, daily use and safety of the Trail for thousands of residents within the community and throughout the region;

WHEREAS, Phase IV of the Project includes the following project components 1) repairing and narrowing the DOT owned bridge on Feeder Street; 2) installing lighting along the the Trail; 3) paving the Trail; 4) constructing a footbridge crossing the Feeder Canal; and 5) donation of two parcels of land along the Trail;

WHEREAS, the Village held a public hearing regarding the Canal Landing Park project on August 15, 2011;

WHEREAS, the Village Parks Master Plan which specifically identifies the proposed project, was adopted by the Village Board of Trustees in 1996 and reaffirmed on June 25, 2012;

WHEREAS, the New York State Office of Parks, Recreation and Historic Preservation (“NYSOPRHP”) owns the property where the Park is situated along Limestone Creek and leases it to the Village pursuant to a Land Use Agreement dated August 11, 2009;

WHEREAS, the NYSCC retains jurisdiction over the structures located in and along Limestone Creek and the Feeder Canal;

WHEREAS, the Village is obtaining approval from the NYSOPRHP and the NYSCC both to implement the proposed project;

WHEREAS, the Village plans to make application for funding to implement the project through the 2014 New York State Department of Transportation, Transportation Alternatives Program in an amount not to exceed \$430,500;

WHEREAS, the Village agrees to pay the required local match for the Project in accordance with the Transportation Alternatives Program and to enter into a Local Project Agreement with the New York State Department of Transportation if and when funding is awarded;

WHEREAS, the two parcels of land to be donated are more specifically known as: 5 acres of Tax Map Identification Number .086.-02-03 to be subdivided ; and .2 acres of Tax Map Identification Number 086.-02-02.1 to be subdivided;

WHEREAS, the Village has been in communication with the appropriate state and federal agencies to discuss permits that will be required for the project;

WHEREAS, the Village shall be both the Sponsor and Applicant for the proposed project and the NYSOPRHP shall be lead agent in accordance with the State Environmental Quality Review Act; and

WHEREAS, the total project cost for Phase IV shall not exceed \$615,000 and the total funding being requested through the TAP shall not exceed \$430,500 with the Village contributing a match of 30% for the project equaling \$184,500 comprised of line items from the Village's annual budget and in-kind services performed by the Village Department of Public Works.

RESOLVED:

That Mark A. Olson, as Mayor of the Village of Fayetteville, is hereby authorized and directed to file an application for funds from the New York State Department of Transportation, Transportation Alternatives Program for the Canal Landing Park Phase IV project in an amount not to exceed \$430,500 and upon approval of said request to enter into and execute a project agreement with the State for such financial assistance to the Village of Fayetteville for parks and trail development.

Trustee Randall seconded the motion and it was carried by unanimous vote.

POST ISSUANCE TAX EXEMPT POLICY

Trustee Kinsella made a motion to adopt a Post-Issuance Tax Compliance Policy for Tax Exempt Obligations. Trustee Small seconded the motion and it was carried by unanimous vote.

CODE ENFORCEMENT ADMINISTRATIVE FEE

Richard Greene, CEO, requested that the board adopt a 30% Property Maintenance Fee for Commercial Properties when such properties are cited with violations that require the Village to hire a contractor to maintain the property.

Trustee Kinsella made a motion to adopt a 30% Property Maintenance Fee for Commercial Property. Trustee Randall seconded the motion and it was carried by unanimous vote.

ROUNDTABLE

Trustee Randall is concerned with the number of junk e-mails that he is receiving in his Fayetteville Fire Department inbox.

Trustee Duggleby suggested that anyone receiving unwanted emails should immediately put the mail in the spam folder and this should help to reduce the number of unwanted/junk emails.

Trustee Randall is working on advertisement for the Symphoria Concert, to be held on July 12 and the Jazz Festival scheduled for July 17th.

Trustee Small informed the board that the Tree Commission has requested two (2) Emerald Ash Bore traps from Cornell.

Trustee Duggleby told the board that the Tree Commission will be sending an informational letter about the Emerald Ash Bore to the Village Residents as part of their Community Outreach and Education Program.

Mayor Olson told the Board that Tom Goodfellow has requested that the Village allow him to pay the Inflow & Infiltration payment of \$24,000 for McIntyre Commons over time and to pay for each unit as he builds them.

Mayor Olson told the board that he has been invited to the White House to represent the Village of Fayetteville at the "Makers Faire" on Wednesday June 18th. Mayor Olson would like authorization to attend the event and approve the travel expense.

Trustee Kinsella made a motion to authorize Mayor Olson to attend the White House Makers Faire, as a representative of the Village of Fayetteville, and approve the necessary travel expenses associated with the trip. Trustee Small seconded the motion and it was carried by unanimous vote.

EXECUTIVE SESSION

Trustee Small made a motion to enter into an Executive Session at 7:20 pm for a personnel matter to include the Village Clerk and Attorney Spencer. Trustee Duggleby seconded the motion and it was carried by unanimous vote.

Trustee Duggleby made a motion to come out of Executive Session at 7:35pm. Trustee Small seconded the motion and it was carried by unanimous vote.

Trustee Small made a motion to adjourn the meeting at 7:35pm. Trustee Duggleby seconded the motion and it was carried by unanimous vote.

Respectfully submitted,

Lorie Corsette, Village Clerk