

**VILLAGE OF FAYETTEVILLE
BOARD OF TRUSTEES
8/15/16**

Minutes of the Village of Fayetteville Board of Trustees meeting held Monday, August 15, 2016 at 6:00pm.

PRESENT:

Mayor Olson	Clerk Corsette	Karen Bruno
Trustee Kinsella	Attorney Spencer	Hayleigh Gowans
Trustee Small	Chief Hildreth	Michael Ferrante, Esq.
Trustee Randall	Richard Greene	Sara Bollinger
Trustee Duggleby	Dr. Patrick	Arlene Callahan

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 JULY 18, 2016

Trustee Small made a motion to accept the minutes of the July 18, 2016 meeting. Trustee Duggleby seconded the motion and it was carried by a unanimous vote.

ABSTRACT #4

Trustee Kinsella made a motion to approve Abstract #4 in the amount of \$537,619.78. Trustee Small seconded the motion and it was carried by unanimous vote.

400 CLINTON STREET – PERMIT FEE WAIVER

Trustee Small made a motion to waive the Building Permit Renewal Fee for 400 Clinton Street and stipulate that significant progress must be made within the next 6 months at which time the board will review the progress. Trustee Duggleby seconded the motion and it was carried by unanimous vote.

LIMESTONE PLAZA PARKING PLAN

Trustee Duggleby reviewed, with the board, the Limestone Parking Plan that was proposed by Traffic Engineer, James Napoleon.

THOMPSON STREET PARKING

Dr. Patrick discussed the current parking issues he is having on Thompson Street, Dr. Patrick requested that the Village Board make the South Side of Thompson Street “No Parking”

The Village Board discussed Dr. Patrick’s request and stated that the law for “No Parking” on the South Side of Thompson Street already exists and they will ask Superintendent Massett to place no parking signs along the street.

Trustee Small made a motion to amend Chapter 173-17 and remove the one hour parking on the northerly side of Thompson Street from Highbridge Street to South Burdick Street. Trustee Duggleby seconded the motion and it was carried by unanimous vote.

CERTIFICATE OF LEGAL NONCONFORMING USE- 210 ORCHARD STREET

Karen Bruno requested a Certificate of Legal Nonconforming Use for 210 Orchard Street.

Trustee Kinsella made a motion to grant a Certificate of Legal Nonconforming Use for 210 Orchard Street to be used as an office/warehouse as it has been used prior to and since the Village of Fayetteville adopted Zoning Regulations. Trustee Small seconded the motion and it was carried by unanimous vote.

STORMWATER PERFORMANCE BOND

Attorney Spencer explained that there is not a provision in Village Law that would allow the Village to create a district, the law only allows the village to assess the cost of property maintenance to a Village Tax Levy if the property owner fails to maintain their property as outlined in the Stormwater Management Plan.

DRAFT POULTRY PERMIT

Mayor Olson asked the Board Members to review the draft permit and will add it to the September 12 agenda for public comment.

Trustee Kinsella emphasized the importance that the applicant would have to come to the Board of Trustees for approval prior to a Poultry Permit being issued.

SENIOR CENTER RENOVATION PLAN

Trustee Randall met with the President of the Fayetteville Senior Center Board, Pete Tynan, to discuss what the board would like to do with the grants that the Village has

received from Community Development, Senator DeFransisco and Assemblyman Stirpe. Trustee Randall explained that the funding was very specific and he is not sure that we would be able to use the money to do the work that the FSC Board would like done.

PUBLIC HEARING CHAPTER 55

Richard Greene explained that he has been focused on 5 vacant properties throughout the village, 834 Oakwood St, 114 Euclid Dr, 409 Brooklea Dr, 134 Shady Lane and 103-105 Feeder St, all of these properties have been vacant for one or more years and have not been maintained by the owner or the mortgage holder.

Mayor Olson opened the Public Hearing at 6:50pm

Michael Ferrante, Esq., was here as Local Counsel for the bank that holds the mortgage for 409 Brooklea Drive, Attorney Ferrante explained that the property is in foreclosure and the bank he is representing was just notified by Hon.D'Agastino that the mortgage is being taken over by Rushmore Loan Services.

Arlene Callahan former owner of 134 Shady Lane was present to inform the board that she declared bankruptcy in 2010 and left the house after she was given notice by the bank that they were foreclosing on the property, Ms. Callahan stated that she does not believe she has any interest in the property.

Mayor Olson closed the hearing at 7:00pm

EFC WESTERN GATEWAY PROJECT

Trustee Duggleby made a motion to authorize Mayor Olson to sign the agreement with J&J Landscaping in the amount of \$24,496 for the Western Gateway Project. Trustee Randall seconded the motion and it was carried by unanimous vote.

PIERCE APPARATUS

Trustee Duggleby made a motion to authorize Mayor Olson to enter into an agreement with Pierce Apparatus for the purchase of a 2017 Pierce Enforcer HDRP for an amount not to exceed \$582,456 under GIS Contract. Trustee Small seconded the motion and it was carried by unanimous vote.

BULLEX TRAINING TRAILER –FEMA GRANT AWARD

Trustee Small made a motion to accept the grant awarded by FEMA to the Fayetteville Fire Department in the amount of \$65,332 for the purchase of a Bullex Smart Fire

Safety Training Trailer. Trustee Kinsella seconded the motion and it was carried by unanimous vote.

FIRE DEPARTMENT APPLICATIONS

Trustee Kinsella made a motion to accept the application for membership from Maggie Fiorito as a Restricted Access Member (RAM) for the Fayetteville Fire Department. Trustee Randall seconded the motion and it was carried by unanimous vote.

VACANT STRUCTURES

Chief Hildreth requested authorization to have placards installed on vacant structures throughout the village, Chief Hildreth would like the Code Enforcement Officer to install the placards indicating to either enter with caution or do not enter.

ROUNDTABLE

Attorney Spencer presented a proposed Draft Local Law amending Chapter 81 titled Flood Damage Protection, the proposed draft is in response to the updated FEMA Flood Maps.

Mayor Olson asked the board to review the draft local law and will schedule a Public Hearing to be held before October 5th. Mayor Olson asked that a copy of the draft law be forwarded to Planning Board Chairman, Jane Rice.

Mayor Olson asked Trustee Small to be the point person for the Fayetteville Festival, to be held on September 17th.

EXECUTIVE SESSION

Trustee Duggleby made a motion to enter into an Executive Session at 7:45 pm to discuss a personnel matter and advice of counsel. Trustee Small seconded the motion and it was carried by unanimous vote.

Trustee Kinsella made a motion to come out of Executive Session at 7:55pm. Trustee Small seconded the motion and it was carried by unanimous vote.

Trustee Small made a motion to adjourn the meeting at 7:55pm. Trustee Kinsella seconded the motion and it was carried by unanimous vote.

Respectfully submitted,
Lorie Corsette, Village Clerk