

**Final
VILLAGE OF FAYETTEVILLE
BOARD OF TRUSTEES
4/8/2019**

Minutes of the Village of Fayetteville Board of Trustees meeting held Monday, April 8, 2019 at 6:00pm.

PRESENT:

Mayor Olson	Clerk Corsette	Stephanie Antshel	Marguerite Ross
Trustee Small	Attorney Spencer	Bill Olin	Antonio Herrera
Trustee Duggleby	Superintendent Massett	Sara Bollinger	Nancy Hayman
Trustee Ashby	Jason Klaiber	Kristen Pechacek	
Trustee Kinsella			

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 MARCH 25, 2019

Trustee Small made a motion to accept the minutes of the March 25, 2019 meeting. Trustee Ashby seconded the motion and it was carried by a unanimous vote.

ABSTRACT #18

Trustee Ashby made a motion to approve Abstract #18 in the amount of \$120,028.34. Trustee Duggleby seconded the motion and it was carried by unanimous vote.

ANNUAL APPOINTMENTS

Mayor Olson made the following appointments:

**Village of Fayetteville Roster
2019 -2020**

Mayor

Mark A. Olson	April	2016	March	2020	4 Year Term
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Deputy Mayor

Daniel Kinsella	April	2019	March	2020	1 Year Term
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Trustees

Daniel Kinsella	April	2017	March	2020	4 Year Term
Dennis Duggleby	April	2017	March	2020	4 Year Term

Michael Small	April	2018	March	2022	4 Year Term
Pamela Ashby	April	2018	March	2022	4 Year Term

Clerk-Treasurer

Lorie Corsette	April	2019	March	2020	1 Year Term
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Deputy Clerk-Treasurer

Karen Shepardson	April	2019	March	2020	1 Year Term
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Records Access Officer

Lorie Corsette	April	2019	March	2020	1 Year Term
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Deputy Records Access Officer

Karen Shepardson	April	2019	March	2020	1 Year Term
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Village Justice

James Hughes	April	2016	March	2020	4 Year Term
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Acting Village Justice

Chris Danaher	April	2019	March	2020	1 Year Term
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Superintendent of Public Works

Patrick Massett	April	2019	March	2020	1 Year Term
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Deputy Superintendent of Public Works

Daniel Way	April	2019	March	2020	1 Year Term
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FIRE DEPARTMENT:

Chief

Paul Hildreth	April	2019	March	2020	1 Year Term
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Deputy Chief

Jeb Benzing	April	2019	March	2020	1 Year Term
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Captain

John Falgiatano	April	2019	March	2020	1 Year Term
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Bill Harris	April	2019	March	2020	1 Year Term
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Lieutenant

Jeff Jones	April	2019	March	2020	1 Year Term
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Jansen Casscles	April	2019	March	2020	1 Year Term
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Joe Shernesky	April	2019	March	2020	1 Year Term
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Kip Williams	April	2019	March	2020	1 Year Term
MaryEllen Mitschner	April	2019	March	2020	1 Year Term
Patrick Mannion	April	2019	March	2020	1 Year Term
Connor DuPree	April	2019	March	2020	1 Year Term

Emergency Manager

Larry Byrnes	April	2019	March	2020	1 Year Term
<u>Deputy EMS/ Safety Officer</u>	April	2019	March	2020	1 Year Term

ZONING BOARD:

Chairman

Mark Colvin	April	2019	March	2020	1 Year Term
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Deputy Chairperson

Julia Marshall	April	2019	March	2020	1 Year Term
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Members

Mark Colvin	April	2015	March	2020	5 Year Term
Daniel Smolnycki	April	2019	March	2024	5 Year Term
Tim Rowland	April	2017	March	2022	5 Year Term
Jack Klump	April	2018	March	2023	5 Year Term
Julia Marshall	April	2016	March	2021	5 Year Term

Associate Members

Adam Fumarola	April	2019	March	2020	1 Year Term
Rick Hall	April	2019	March	2020	1 Year Term

PLANNING BOARD:

Chairperson

Jane Rice	April	2019	March	2020	1 Year Term
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Deputy Chairperson

Dan Reisman	April	2019	March	2020	1 Year Term
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Members

Dan Reisman	April	2015	March	2020	5 Year Term
Sara Bollinger	April	2016	March	2021	5 Year Term
Jane Rice	April	2017	March	2022	5 Year Term
Jo Anne Gagliano	April	2019	March	2024	5 Year Term
Jennifer Bybee	April	2018	March	2023	5 Year Term

Associate Members

Scott Dumas	April	2019	March	2020	1 Year Term
Chris Schroer	April	2019	March	2020	1 Year Term

**HISTORIC
PRESERVATION:**

Chairperson

Craig Polhamus	April	2019	March	2020	1 Year Term
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Deputy Chairperson

Pamela Bender	April	2019	March	2020	1 Year Term
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Members

Greg Daily	April	2019	March	2024	5 Year Term
Nikki Waters	July	2018	March	2021	5 Year Term
Pamela Bender	April	2016	March	2021	5 Year Term
Craig Polhamus	April	2019	March	2024	5 Year Term
Virginia Denton	April	2011	March	2017	5 Year Term

Associate Members

Richard Greene	April	2019	March	2020	1 Year Term
VACANT	July	2019	March	2020	1 Year Term

TREE COMMISSION:

Co-Chairpersons

Leslie Reitano	October	2019	March	2020	1 Year Term
Martha Ketcham					

Members

Randy Archambault	April	2018	March	2021	5 Year Term
Amie Lee	April	2019	March	2022	5 Year Term
Leslie Reitano	April	2018	March	2023	5 Year Term
Martha Ketcham	April	2015	March	2020	5 Year Term
Tom Cheney	October	2018	March	2021	5 Year Term

Associate Members

Kass Nethercott	April	2019	March	2020	1 Year Term
VACANT	April	2019	March	2020	1 Year Term

PARKS COMMISSION:

Chairperson

Derek Zipprich	April	2019	March	2020	1 Year Term
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Deputy Chairperson

Pat White	April	2019	March	2020	1 Year Term
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Members

Dave Cassell	April	2017	March	2022	5 Year Term
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Mark Miller	April	2018	March	2023	5 Year Term
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Richard Pearson	April	2019	March	2024	5 Year Term
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Pat White	April	2016	March	2021	5 Year Term
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Derek Zipprich	April	2019	March	2024	5 Year Term
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Associate Members

Eamon Lee	October	2019	March	2020	1 Year Term
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Marty Brunet	April	2019	March	2020	1 Year Term
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DEER COMMITTEE

Members

Dave Cassell	April	2019	March	2020	1 Year Term
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Dave Dunn	April	2019	March	2020	1 Year Term
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Jim Crow	April	2019	March	2020	1 Year Term
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Karl Curtis	April	2019	March	2020	1 Year Term
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Kadie Leonard	April	2019	March	2020	1 Year Term
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Pat Charboneau	April	2019	March	2020	1 Year Term
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Karen Greene	April	2019	March	2020	1 Year Term
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Village Historian

Barbara Rivette	April	2019	March	2020	1 Year Term
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Codes Enforcement Officer

Michael Jones	April	2019	March	2020	1 Year Term
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Deputy Codes Officer

Mike Grevelding	April	2019	March	2020	1 Year Term
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Safety Coordinator

Patrick Massett	April	2019	March	2020	1 Year Term
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Paul Hildreth	April	2019	March	2020	1 Year Term
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Board of Ethics:

Daniel Kinsella	April	2019	March	2020	1 Year Term
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Carol Braund	April	2019	March	2020	1 Year Term
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Dennis Duggleby	April	2019	March	2020	1 Year Term
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Audit Committee

Michael Small	April	2019	March	2020	1 Year Term
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Daniel Kinsella	April	2019	March	2020	1 Year Term
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Dennis Duggleby	April	2019	March	2020	1 Year Term
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Village Clock Keeper

Malcolm Bender	April	2019	March	2020	1 Year Term
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Newspaper

Eagle Bulletin	April	2019	March	2020	1 Year Term
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Syracuse Post Standard	April	2019	March	2020	1 Year Term
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Official Depositories

M & T Bank	April	2019	March	2020	1 Year Term
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NBT Bank	January	2019	March	2020	1 Year Term
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MBIA Class	April	2019	March	2020	1 Year Term
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Liaison Appointments

Trustee Kinsella -

Sidewalks

Recreation

Deer

Fire Department

Court

Trustee Small -

Street Lighting

D.P.W.

Beautification

Tree Commission

Manlius Historical Society

Trustee Duggleby -

Parks Commission

Library

Police

Traffic

C.R.C.

Chamber of Commerce

Senior Center

Trustee Ashby -

Celebrations

Gage Foundation

Codes

Boards (PB, ZBA, HPC)

Mayor Olson -

Building & Grounds, Village-owned Buildings

Trustee Small made a motion to accept the Annual Appointments. Trustee Duggleby seconded the motion and it was carried by unanimous vote.

DRAINAGE 313, 315, 401 ELM STREET

Stephanie Antshel and Kristen Pechacek came to talk to the Board of Trustees about the issues they are having with water in their backyards from what they feel is caused by an old village drainage line that was abandoned and appears to no longer serve a public need. The drainage line is currently not functioning properly as it travels from one catch basin to another, thereby causing water to pond on their property.

The Village Board agreed to have the Village DPW connect the old drainage lines on both properties to the drainage system on Elm Street and asked the Village Clerk to review the agreements that were done several years ago to correct the same issues at 305 and 309 Elm Street, as well as 5 and 25 Linden Lane.

PUBLIC HEARING – SMALL CELL TELECOMMUNICATIONS

Attorney Spencer explained the proposed Draft Local Law to add Article XI, siting of “Small Cell Telecommunication Infrastructure”, to Chapter 187 of the Village Code. The FCC issued new rules and regulations back in late 2018 giving municipalities six (6) months to put into place a permitting and leasing process with regards to “Small Cell Wireless Deployment Requirements”.

Mayor Olson opened the Public Hearing at 6:30pm.

Bill Olin asked if anyone, such as Verizon, has submitted an application to install a Small Cell Telecommunications facility.

Mayor Olson stated that to date there has not been an application presented to the village.

Marguerite Ross stated that she is very appreciative that the Board of Trustees is taking the initiative to amend the Village Code to regulate these facilities as much as possible and further

stated that it will take a lot of work from the Codes Enforcement Officer, Board of Trustees and the Village Staff.

Sara Bollinger, with regards to fees, stated that she believes the village can charge the applicant reasonable costs associated with the review of the application.

Mayor Olson closed the Public Hearing at 6:45pm.

PUBLIC HEARING- TAX CAP OVERRIDE

Mayor Olson opened the Public Hearing at 6:45pm

Marguerite Ross stated that she supports the proposed local law to override the Tax Cap and that she opposes the mandate imposed by New York State. Ms. Ross feels that Sales Tax is not a good tax and would like to see a piggy bank income tax as it would be fairer. Ms. Ross stated that the village needs to have revenue to function and the state should stop imposing unfunded mandates.

Bill Olin stated that he is in favor of the Tax Cap Override.

Mayor Olson closed the Public Hearing at 6:55pm.

Trustee Kinsella made a motion to adopt Local Law #2 of 2019 as follows:

Section 1. Legislative Intent

It is the intent of this local law to allow the Village of Fayetteville to adopt a budget for the fiscal year commencing June 1, 2019 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law § 3-c.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes a local government’s governing body to override the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body.

Section 3. Tax Levy Limit Override

The Village Board of the Village of Fayetteville, County of Onondaga, is hereby authorized to adopt a budget for the fiscal year commencing June 1, 2019 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

Section 4. Severability

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court’s order or judgment shall not affect, impair, or invalidate the

remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective date

This local law shall take effect immediately upon adoption.

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

CHICKEN PERMIT 150 BROOKSIDE LANE

Trustee Kinsella made a motion to approve the Chicken Permit Application for Antonio Herrera 150 Brookside Lane to have two (2) female chickens. Trustee Small seconded the motion and it was carried by unanimous vote.

EMPLOYEE HANDBOOK

Mayor Olson asked Clerk Corsette to review the highlighted sections of the Employee Handbook. These were areas that were noted by the Board of Trustees at the April 6th Employee Handbook Workshop.

DPW REPORT

Superintendent Massett submitted the following DPW Report:

Purchases: Clifton Recycling for brush pile grinding will take 4 days for \$11,000. Will take mulch for free if we load there trucks.

Open Projects:

1. Canal Landing Phase 4: Trailer has been removed.
Street Lights on Feeder St. have been moved and removed. The pole was removed that had the large light. Contractor showed up this morning and are getting ready for paving. Possible paving on Monday.
2. Street Lights: National Grid has moved the light from Mechanic St. to Limestone Plaza. The light was installed on pole # 6 next to the driveway.
3. Sidewalks: We have received 10 wavers for sidewalk plowing.
4. Policy: Beard Pond winter activates. Still waiting on PESH report.
5. Sidewalks Grant: 2019 Salt Springs St. and S. Manlius St. all trees have been removed that were marked.
6. Brush: Hauling old mulch to Kinsella's we removed around 190 loads, Estimate 3500 yards.
7. Road work Schedule for June.

8. Bridges: Walnut St. Bridge & W. Franklin St. Bridge. Talked to Ben Werner they are working on a design for the Walnut St. Bridge.

Trustee Small made a motion to authorize Superintendent Massett to schedule the 2019-2020 paving and roadwork with Suit-Kote Corporation. Trustee Duggleby seconded the motion and it was carried by unanimous vote.

Trustee Small made a motion to Piggy Back the Onondaga County Contract and hire Clifton Recycling to grind the brush pile at Duguid Park for a cost not to exceed \$11,000. Trustee Kinsella seconded the motion and it was carried by unanimous vote.

CODES ENFORCEMENT

Trustee Ashby reviewed the proposed language for a Vacant Commercial Buildings Local Law and stated that the last time the board discussed the proposed draft law there was not a consensus on what the fees should be.

Trustee Small made a motion to hold a Public Hearing on April 22, 2019 on or around 6:00pm to hear Public Comment on the proposed Local Law to amend Chapter 56, Vacant Commercial Buildings. Trustee Ashby seconded the motion and it was carried by unanimous vote.

PARK HOURS

Mayor Olson made a motion to change the official hours of all Village Parks to be open until dusk. Trustee Duggleby seconded the motion.

Poll of the Board:

Mayor Olson- aye
Trustee Kinsella- nay
Trustee Small- aye
Trustee Duggleby – aye
Trustee Ashby – aye

Motion carried.

FLOWER POTS

Trustee Small made a motion to hire DeBruque Greenhouse to plant and water the Village Flower Pots for a cost to fill the pots, \$14,070 and to water the flowers for the season \$14,070. Trustee Duggleby seconded the motion and it was carried by unanimous vote.

PUBLIC HEARING- 2019-20 TENTATIVE BUDGET

Trustee Duggleby made a motion to hold a public hearing on April 22, 2019 on or after 6:00 pm to hear public comment on the proposed 2019-20 Tentative Budget. Trustee Small seconded the motion and it was carried by unanimous vote.

IMA- MEADOWBROOK-LIMESTONE SERVICE AREA, WEP

Trustee Ashby made a motion to authorize Mayor Olson to sign the Inter-Municipal Agreement with Onondaga County Department of Water Environmental Protection, with approval of counsel. Trustee Small seconded the motion and it was carried by unanimous vote.

VILLAGE WEBSITE UPDATE

Trustee Kinsella made a motion to hire BOCES, CNY-RIC, to create a new website for the village at a cost of \$2,000. Trustee Duggleby seconded the motion and it was carried by unanimous vote.

EXECUTIVE SESSION

Trustee Ashby made a motion to enter into an Executive Session at 7:10 pm for advice of counsel and to include Attorney Spencer and Clerk Corsette. Trustee Kinsella seconded the motion and it was carried by unanimous vote.

Trustee Ashby made a motion to come out of Executive Session at 7:20 pm. Trustee Kinsella seconded the motion and it was carried by unanimous vote.

Mayor Olson asked Marguerite Ross to submit her comments regarding the Draft EIS for FOUBU, 547 East Genesee Street, to the Village Office so he has a chance to review them and then he will meet with her to discuss her comments.

Trustee Duggleby made a motion to adjourn the meeting at 7:45pm. Trustee Ashby seconded the motion and it was carried by unanimous vote.

Respectfully submitted,

Lorie Corsette, Village Clerk