

VILLAGE OF HAMMONDSPORT
PUBLIC HEARING
REGULAR BOARD MEETING
July 13, 2010

The Village of Hammondsport held a Public Hearing at 6:00 p.m. on Tuesday July 13, 2010, 18 Water Street, Hammondsport, NY on Local Law No. 3 of 2010, Alternate Members and No. 4 of 2010 Planning Board. The Regular Board meeting followed.

PRESENT: Mayor Emery Cummings
Trustee Stella Pulver
Trustee Anne Green
Trustee Larry Foster
DPW Superintendent Randy Hoad
Sergeant Ryan Sincerbox
Village Clerk-Treasurer Lela Martuscello

OTHERS PRESENT: Daniel Hewitt, Jim Keena, Cindy Tallo, Dick Leonberger, Lori Steeves, Brett Steeves, John Jensen, Gavin Goodman.

PUBLIC HEARING

Mayor Cummings opened the Public Hearing at 6:00 p.m. for comments and questions regarding the proposed Local Law No. 3 of 2010 of the Village Code, Alternate Members. This applies to the appointment, terms, and functions and powers of alternate members to serve on the Planning Board and Zoning board of appeals in the village of Hammondsport. The proposed Local Law No. 4 of 2010, Chapter 88 of the Village Code applies to the Composition, Terms, Compensation, Vacancies in Office, Officers, Administration and Procedure, and Powers and Duties of Planning Board Members.

No comments from the public.

Motion of Trustee Green and seconded by Trustee Pulver and carried, all voting Aye to close the Public Hearing at 6:05 p.m.

Mayor Cummings introduced Attorney John Leyden to the Village Board. Mr. Leyden is the attorney for Jim Keena and Cindy Tallo.

Trustee Green made a motion seconded by Trustee Pulver to enter into executive session to discuss matters regarding the employment of a particular person. The Mayor invited Attorney Leyden, Jim Keena, Cindy Tallo, and Clerk Martuscello to join the session.

ROLL CALL VOTE Mayor Cummings – aye
Trustee Pulver – Aye
Trustee Green – Aye
Trustee Foster – Aye
Trustee White – Absent

Motion carried

On motion of Mayor Cummings and seconded by Trustee Pulver and carried, all voting Aye to come out of executive session and resume the regular board meeting at 6.26 p.m.

The Village Board of Trustees has scheduled a Special Meeting on Tuesday July 20, 2010 at 3:45 p.m.

John Jensen, president of the Hammondspport Chamber of Commerce, spoke to the board to about the Village lease with the Chamber. Mr. Jensen would like the Village Board to consider renewing the current lease for 20 years. The town of Urbana board renewed their lease with the Chamber to 20 years and he would like the Village lease to be for the same time period.

On motion of Trustee Foster and seconded by Trustee Pulver , RESOLVED, the Village Board does hereby extend the current lease between the Village of Hammondspport and the Hammondspport Chamber of Commerce to 20 years.

ROLL CALL: Mayor Cummings – Aye
Trustee Foster – Aye
Trustee Green – Aye
Trustee Pulver – Aye
Trustee White – Absent

The Clerk will have Attorney Reed review the lease and draw it up to include 20 years.

BUSINESS MEETING

Approval of Minutes: On motion of Trustee Green and seconded by Trustee Pulver and carried, all voting Aye to approve the June 8, 2010 meeting minutes.

Trustee Green made corrections to the June 29, 2010 meeting minutes as follows: Add Terry DeBuck and Tom Klaseus as present at the interviews, and correct the minutes to reflect the recommendation of Fagan Engineers to the whole board at the July 13 board meeting.

On motion of Trustee Pulver and seconded by Trustee Foster and carried, all voting Aye to approve the June 29, 2010 meeting minutes as corrected.

Payment of Abstract: On motion of Trustee Green and seconded by Trustee Foster and carried, all voting Aye, RESOLVED, that the Clerk-Treasurer is hereby authorized to pay General Fund Abstract #5, claim #135-174 totaling \$15,805.31 and Water Fund Abstract #5, claim #055-078 totaling \$15,613.52.

Department Reports

DPW/Water: DPW Superintendent Hoad gave a report of the Water and Street Department for the month of June. Water Department activities included attending 2 water meetings, fixing 3 water leaks, regular pump house maintenance, replacing a chlorine injector, and replacing four windows in the pump house. Street Department activities included Trash Pick Up Day, picking up a flag pole and shed from the Hammondspport School, equipment maintenance, patching streets, planted 22 trees in Grape Street Park, and opened curb for a driveway on William Street. The Town of Urbana assisted the Village with patching streets and the Village Crew assisted the Town on Back Valley road and the Lower Lake Road. DPW Superintendent Hoad distributed a final report from Stephan Consulting regarding the investigation of water loss in the village.

Police: Sergeant Sincerbox presented a written report of the Police Department activities for the month of June. Activities included 25 calls for service (detailed in the written report), 1 criminal complaint, 0 criminal arrests, 7 traffic stops, 3 warnings issued, 4 traffic tickets issues, 4 parking tickets issued with 3 paid. A Summer safety Program was given at the Library.

Finance: Clerk Martuscello reported on the Clerk's Office activities for the month of June. Auditors from Freed Maxick & Battaglia, CPAs conducted an audit of the finances on June 10 and 11, water late bills were mailed, one Welcome Letter mailed, published legal ad for local law 3 & 4, attended Special Meeting to interview engineers and discuss inter-municipal agreement for water District No. 2 and proposed District No. 3, attended Planning Board meeting on June 23 to discuss procedure, and updated code books.

Parks: Nothing to report.

KWIC: Trustee Green distributed a proposed uniform wastewater enforcement program local law received from KWIC. The clerk will give a copy to Attorney Reed to review.

On motion of Trustee Pulver and seconded by Trustee Foster and carried, all voting Aye to approve the Department Reports.

Beautification committee: Trustee Pulver reported that the committee is trying to get the contractor who refurbished the bandstand to return and replace a hanging teardrop decoration.

OLD BUSINESS

Local Law #2 of 2010 Chapter 115 Vehicles & Traffic: The board discussed eliminating 2 hour parking on Mechanic Street and Pulteney Street and 15 minute parking on Mechanic Street.

Trustee Green made a motion seconded by Trustee Pulver that the village Board eliminates under Schedule XVI: Time Limit Parking, the 2 hour parking on Mechanic Street between Shethar Street and Pulteney Street and Park Street between Shethar Street and Pulteney Street, both sides, 9:00 a.m. to 6:00 p.m. and the 15 minute parking on Mechanic Street 9:00 a.m. to 6:00 p.m. all except Sunday and holidays, between Shethar Street and a point 100 feet south.

ROLL CALL VOTE: Mayor Cummings – Aye
Trustee Pulver – Aye
Trustee Green – Aye
Trustee Foster – Nay
Trustee White – Absent

Motion carried

On motion of Trustee Pulver and seconded by Trustee Green and carried, all voting Aye, RESOLVED, the Village Board of Trustees does hereby propose and schedule a public hearing for August 10, 2010 at 6:00 p.m. on Local Law No. 2 of 2010 which deletes under Schedule XVI in the Village Code, Time Limit Parking, the 2 hour parking on Mechanic Street between Shethar Street and Pulteney Street 9:00 a.m. to 6:00 p.m. and 2 hour parking on Park Street between Shethar Street and Pulteney Street both sides 9:00 a.m. to 6:00 p.m.; and the 15 minute parking on Mechanic Street 9:00 a.m. to 6:00 p.m. all days except Sunday and holidays between Shethar Street and a point 100 feet south; changes 115-31 Schedule II Speed Limits, Pulteney Street and Bauder Street to 25mph; 115-36 Schedule VII Stop Intersections, Liberty Park East, Mechanic Street and Liberty Park, Liberty Park North Liberty Park and Lake Street; addition of 115-43 Schedule XIV No stopping Certain Hours, Water Street East entire length 10:00 p.m. to 6:00 a.m.; change 115-45 Schedule XVI Time Limit parking Water Street East 10:00 p.m. to 6:00 a.m. entire length; 115-46 Schedule XVII Special Purpose Parking eliminate police vehicle and handicap

parking in front of 41 lake Street and add Police Vehicle only and Handicap Parking in front of Village Hall, 18 Water Street.

Request for Proposal: A meeting was held on June 29, 2010 to interview Hunt engineers and Fagan engineers to hire one firm to perform a feasibility study for a wastewater system in the business district in the Village. JC Smith reported that there is no grant money available at this time from the NYS Environmental Facilities Corporation. The board discussed the possibility of spending Village money for the study.

Trustee Green made a motion seconded by Trustee Foster to hire Fagan Engineers and go ahead with the feasibility study for a wastewater treatment system in the Village business district and spend Village money to pay Fagan Engineers.

ROLL CALL VOTE: Mayor Cummings – Nay
Trustee Pulver – Nay
Trustee Green – Aye
Trustee Foster – Nay
Trustee White – Absent

Motion defeated

Water District Inter-Municipal Agreement: DPW Superintendent Hoad went over the Town of Urbana Inter-municipal Agreement for Water District No. 2 and proposed Water District No. 3. He explained that the agreement is the same as the one signed in 2007 except for proposed penalties and the inclusion of DEC letter dated May 27, 2010 requiring the Town to comply with bringing residents into districts.

On motion of Trustee Foster and seconded by Trustee Pulver and carried, all voting Aye, RESOLVED, the Village board of Trustees hereby authorizes Mayor Cummings to sign the Inter-Municipal Agreement with the Town of Urbana for Water district No. 2 and Proposed Water District No. 3 which expires July 1, 2013.

ROLL CALL VOTE: Mayor Cummings – Aye
Trustee Foster – Aye
Trustee White – Absent
Trustee Green – Aye
Trustee Pulver – Aye

Motion carried

Parade Permit/Application: Trustee Green and Trustee White went over a local law from the Village of Bath regarding Parades. It includes guidelines and an application to be filled out to apply for a parade permit. The Board agrees with the concept and would like to keep on the agenda for August. The Clerk will give a copy of the proposed local law to Attorney Reed for his review and comments.

NEW BUSINESS

Resignation Letters: With regret the board accepted resignation letters from Matt Doyle for the Planning Board and John Sullivan for the Zoning board of appeals.

Memorial For Leonard Martin: Trustee Green reported to the board the status of the money raised by the community for funeral expenses for Leonard Martin. The group that raised the money would like to place a rock in Pulteney Park with an inscription in memory of Leonard. Trustee Green brought this up to the Village Board because she feels that the board should have a say in the placement of a Rock in a

village park. After much discussion, it was suggested that a bench be placed in the park not a rock. The ad hoc committee will pay for the bench and the village will set the bench in cement.

Local Law #3 and #4 of 2010: On motion of Trustee Green and seconded by Trustee Foster and carried all voting Aye, to approve Local Law #3 of 2010 Alternate Members, and Local law #4 of 2010 Chapter 88 Planning Board of the Village Code.

ROLL CALL: Mayor Cummings – Aye
Trustee Pulver – Aye
Trustee Green – Aye
Trustee Foster – Aye
Trustee White – Absent

Park Use Permit: On motion of Trustee Pulver and seconded by Trustee Foster and carried all voting Aye, to approve the Park Use Permit submitted by the Hammondsport Presbyterian Church for use of Pulteney Park on August 15, 2010 from 10 a.m. to 12:00 p.m. for a church service and ice cream social.

Police Department Proposal: Sergeant Sincerbox had given the village board a proposal for the Police Department after Mike Slowinski resigned. He would like to work full-time for the Village through February 2011 and at that time he would retire from NYS retirement and work for the Village part-time. At the beginning of the Village fiscal year, the Village would hire another part-time officer. The Village Board discussed this proposal and decided to advertise for a part-time officer to start immediately and revisit Sergeant Sincerbox's proposal at the August 10 board meeting. The board would like the Clerk to advertise for a part-time officer in the Corning Leader, Rochester Democrat & Chronicle, The Elmira Star Gazette, and the Dundee Observer.

With no further business to come before the board, Trustee Pulver made a motion to adjourn the meeting at 8:45 p.m. seconded by Trustee Foster and carried, all voting Aye.

Respectfully submitted,

Lela Martuscello
Clerk-Treasurer