

November 9, 1993

The regular meeting of the Village of Hamilton Board of Trustees was called to order by Mayor Baker in the Community Hall at 7:20 pm on November 9, 1993.

Present

Mayor Baker, Trustees Bergen, Getchonis, Brink and Glaser, Village Clerk Kogut.

Call to Order

Mayor Baker asked for a motion to approve the agenda for the meeting with the following additions and changes.

1. Add Engineer Rathbone's memo on the traffic signal at Kendrick and Broad Street to Communications.
2. Add Airport Status Report to Old Business.
3. Add Village Attorney information under New Business.
4. Add Signs on the Village Green to Old Business.

Motion was made by Trustee Glaser, seconded by Trustee Brink and carried to approve the agenda as revised for the meeting.

Citizen Participation

A. Jean Skahan - July 4th Celebration. Mayor Baker stated that Jean Skahan, William "Bud" Pike, John Cossitt, and Mike Emerich were here from the Rotary Club to discuss the July 4th Celebration. Ms. Skahan stated that the Rotary feels after two years that they have a better idea of how to put the event on, how to manage the crowd, how to handle the activities on the green and how to set up the parade. She also remarked she had the opportunity to talk with Chuck Fox and found out what he is planning for the BiCentennial year. Ms. Skahan remarked that they would appreciate any input from the Board on how to make next years 4th of July even better. Mr. Pike stated that they were also looking for input on where they could move the firemen's chicken barbecue, because they had a lot of complaints regarding the smoke this year.

After further discussion Mayor Baker thanked the Rotary Club for all the effort and thought that was put into this year's 4th of July celebration.

Appointments

A. Volunteer Firefighter. Motion was made by Trustee Bergen, seconded by Trustee Getchonis and carried that Patrick Donnerstage, a Colgate junior and William E. Basher, be appointed as volunteer firefighters for the Fountain Fire Department.

Motion was made by Trustee Bergen, seconded by Trustee Getchonis and carried that Hubert J. Bethlehem be appointed as First Assistant Chief for the term ending April 1994.

Approval of Minutes

A. Regular Meeting October 12, 1993. On Page 6, first sentence, change the word did to the word were. On Page 12, paragraph six, change property owned to property owning and non-property owned to non-property owning in the eighth line.

Motion was made by Trustee Brink, seconded by Trustee Glaser and carried to accept the minutes of October 12, 1993 as corrected.

Reports

A. Treasurer's Report - October 1993. Reviewed.

B. Dumpster Summary - October 1993. Reviewed.

C. Police Chief Tilbe - Woodman's Pond Firing Range. Mayor Baker asked Chief Tilbe to give the Board an update on the Woodman's Pond Firing Range. Chief Tilbe stated the range has not been in use for a couple of month now. The paperwork is in process, and he and Clerk Kogut are working on getting some aerial photos to send with the application. The range is on the south end of the pond approximately 50 yards from the dam. The berm is approximately 16' high, 20 yards wide and 25 yards in length to accommodate 6 shooters at a time.

Mayor Baker stated that when this all came about and the MUC agreed to allow the range, the Village Board stated it was fine with them and they were a little surprised later to find that the special permit use was not looked into. Chief Tilbe remarked he contacted the DEC in Liverpool and found out that there is no township in the county that has any regulations on any range. The DEC was quite surprised when we closed the range. Mayor Baker stated that even if it was not a requirement, we should have at least notified them out of courtesy.

Mayor Baker remarked that the MUC thought they were only agreeing to allow the Village of Hamilton Police Department to practice, and learned through the newspaper that it was a county center which surprised them. Mayor Baker felt that there should probably be a proposal about the way it will be used. Chief Tilbe stated he agreed, and the range will not be used again until the Town of Eaton issues the special permit. Mayor Baker remarked that maybe in the meantime that would give us some time to develop a written proposal of how it should be used.

Trustee Glaser asked what standards were followed in setting up the range. Chief Tilbe stated that he contacted the DEC when this was first talked about and Lieutenant Malin came down and looked at the area. Chief Tilbe explained the location and how to get there to Trustee Glaser. He stated that they follow the conservation laws which states a firearm cannot be shot within 500 feet of home.

Mayor Baker stated the Board looks forward to getting permission from the Town of Eaton and to review a proposal that describes the use and all related factors for the firing range.

Trustee Bergen asked Chief Tilbe if an article has been prepared yet on what village residents should do if they confront a rabid animal. Chief Tilbe remarked that he will be having Britt Mund prepare the article.

Trustee Bergen asked Chief Tilbe how the handgun safety class went. Chief Tilbe stated that there 44 participants, and he thinks it will be done yearly.

Trustee Bergen asked if we had a fool-proof procedure for marking cars and knowing whether or not it has moved from a parking slot within the two-hour period. Chief Tilbe remarked that Parking Enforcement Officer Joe Bordelon has his own procedure. He may go out the first time and mark the right rear tire, and then he writes it in the book with the time and date. After he make his complete round he also writes down the time. A half an hour later he may go out and mark a left front tire, and write the same thing down. The method is approved by the court. Chief Tilbe and Judge Fisher in the very near future will be meeting with Mr. Carl Kimberly of Williams and Law Book, to design a new parking ticket. The defendants copy will be an envelope mail-in, and all they have to do is put a stamp on it. The courts decided recently that most of the parking tickets were not legal do to the fact that we were not putting the expiration date of the registration.

Mayor Baker asked Chief Tilbe to comment on the quietness of Wednesday nights. Chief Tilbe stated we have had a very quiet fall. The complaints are still about the same, but the number of arrests is way down. He has no idea why things are so quiet. Mr. John Basher remarked that one thing that might be contributing to the quietness was that the Student Activity budget was increased substantially at the last part of last year. There is a real active agenda to try and keep the students on campus.

D. Trustee Getchonis - Bi-Centennial Planning. Trustee Getchonis stated that he felt the minutes from the November 3, 1993 were complete as far as what the committee has done up till now, and he gave copies to the Village Board members. Mr. Lee Woltman was asked to head up the fund raising and he put together a preliminary sample for operating costs and also a list of where he felt he may be able to get the money. Mr. Woltman felt the operating cost would be around \$45,000. Trustee Getchonis stated Mr. Woltman has some good ideas for fund raising and he feels very confident with the group. Mayor Baker asked Trustee Getchonis to give the Board copies of the Bi-Centennial Committee minutes for each meeting they have, so that the Board is aware of what is going on and also asked that any and all fund raising proposal be reviewed by the Trustees prior to implementation.

E. Engineer Rathbone. Clerk Kogut stated that Engineer Rathbone advertised for bids for the installation of the generator at the fire station. Unfortunately, only one bid was received and he left no recommendations regarding whether or not it was a valid bid. The bidder was Bagnall Electric with a cost of \$13,100. Clerk Kogut remarked that one of the stipulations was that the bidders provide proof of similar type of work, and Mr. Bagnall indicated that he installed a similar system for the Village of Sherburne Sewer Pumping Station. Mayor Baker asked the Board for a motion to accept the bid.

Motion was made by Trustee Bergen, seconded by Trustee Brink and carried to accept the bid from Bagnall Electric of \$13,100 for the generator installation, subject to the confirmation and recommendation of Engineer Rathbone.

F. Village Clerk Kogut. Clerk Kogut remarked that he and Engineer Rathbone have not had any time yet to talk about the procurement policy that was talked about a couple of months ago.

Clerk Kogut stated that as of October 1, 1993 the insurance reciprocal program became licensed to operate. Since then Clerk Kogut received a letter from David Craine, who is our agent at this point, indicating that as our renewal date for insurance approaches he will be investigating the offerings to the reciprocal.

Approval of Claims

A. Claims for October 1993. Motion was made by Trustee Brink, seconded by Trustee Getchonis and carried that the claims for October 1993 be approved as follows:

General	\$13,576.16
Capital Streets	2,665.26
Joint Activity	100.00
T & A	3,049.71
Total	\$19,391.13

Communcations/Information

A. Tree Lighting/Carol Sing - December 7, 1993, 7:00 pm. Mayor Baker stated the Town/Gown Committee announced that the Tree Lighting will be held December 7, 1993 at 7:00 pm on the Village Green. Santa will arrive at 6:30 pm. The tree lighting will be done by the leaders of the student government at HCS and the University. The Greensleeves, Colgate 13, and the Swinging Gates will be singing.

B. Code Enforcement letter - Bauman, Taub & von Wettberg. Mayor Baker remarked he received a letter from Codes Enforcement Officer Mark Sternburg detailing in print and with pictures the needed improvements on the properties in question that resulted from the New York State Board of Review hearing. Mayor Baker stated that the matter is moving forward.

C. Meeting with Colgate Treasurer - 1994 University PILOT. Mayor Baker remarked he had lunch with Betsy Eismier and Bruce Selleck of Colgate, along with Bob Kuiper and Pete Backus from the high school, to discuss the rate of increase that their voluntary payment in-lieu of taxes will increase by on an annual basis. The payment made by the university this year was less than what we had budgeted. Mayor Baker mentioned this to Betsy Eismier and she stated that there would be a check coming along. They proposed that for the 1994-1995 year their contribution will remain as it was this year, and we would meet at the end of that year instead of three years, to talk about subsequent years.

D. Visit to Independent Residence Alternative Site. Mayor Baker stated that he and Trustee Bergen were there and went through the facility. Trustee Bergen stated he was impressed with the staffing. There is more than one staff member for each resident. Trustee Bergen remarked that the residents of the house are severely disabled and the house itself is very organized. Overall Trustee Bergen was very impressed with the whole setup.

E. Fine Arts Show Request. Mayor Baker remarked that he has talked with Jeanette Robertson of Cazenovia, and Norma Lamb of the Village Artists and Craftsmen. Norma Lamb was going to report to her Board and then get back with Mayor Baker as to whether or not they felt they might be a cosponsor. Mrs. Robertson will be meeting with Mayor Baker tomorrow to talk about the show. She is basically talking about the use of the lower park for the weekend of Colgate's Homecoming. There would be artists from throughout New York State who would be displaying their work, and they would be judged in different categories. The paintings would also be for sale.

F. Meeting with Congressman Boehlert. Mayor Baker stated he received a letter from Neil Grabois at Colgate, indicating that Sherry Boehlert will be on the campus for lunch on Friday of this week. Mayor Baker was asked to join them and he will be attending.

G. Proposed Traffic Signal - Kendrick Avenue and NYS Route 12B. Mayor Baker stated he

received a memo from Engineer Rathbone regarding the traffic signal. Mr. Bloom of the DOT, and Mr. Rowbak will be here Wednesday, November 24, 1993 at 11:00 am for a meeting in the Village Office.

Old Business

A. Master Plan next step. Mayor Baker asked Trustee Glaser to discuss the next step for the Master Plan. Trustee Glaser remarked that Michael Zahn, Chairman of the Planning Board sent a letter with the final revisions on the Master Plan to Mayor Baker. Trustee Glaser suggested that the Village Board hold a public information meeting on the Master Plan portion. An article should be put in the papers to stimulate public interest. At the meeting there could be a presentation of what changes have been presented by the Planning Board. Mayor Baker stated that the Planning Board and the Master Plan Steering Group should be at the meeting. The meeting was scheduled for November 30, 1993.

B. Member Items Request - Assemblyman Magee. Trustee Bergen handed out a package of material relating to a possible member item. The member item is for a handicapped ramp for the Village Library. Trustee Bergen went over the documents regarding the ramp with the Board.

C. Cable T.V. Regulation - Status Update. Trustee Brink stated that the Cable Committee had their first meeting this afternoon. The members are Rob Gustafson representing the MUC, Trustee Brink representing the Village Board, David Lantz, Bev Wise and Adolph Colletti. The meeting was an informational meeting to let the members know what has been done, and what we need to do. Another meeting was scheduled for either Tuesday, November 30, 1993 or Monday, December 6, 1993, depending when Julia McGrath from Paragon Cable can attend. At this meeting they will begin the study of the rate determination.

D. Farmer's Market - the Future. Trustee Brink asked the Board for some direction as to where they wanted to go with the Farmer's Market, because there has been some discussion as to whether we should even have the Farmer's Market or whether we should sponsor it. We need to decide now, because the vendors are going to need to know. There are some things that need to be modified. One is that we are ridiculously low with our fees. Trustee Brink came up with new fees and stated them to the Board. Mayor Baker asked the Board for their reaction.

Trustee Bergen stated we should retain the Farmer's Market. He has talked to some of the residents who have remarked they would miss it. He thought it would be a mistake to abandon it. Trustee Bergen stated he agreed with Trustee Brink about changing the fee structure. He feels that because the Village Green is public property, it is appropriate for our village government to regulate the use of the property. Trustee Bergen thought that maybe with the increase in the fees, the village could contract with a local promoter.

Trustee Brink remarked that the vendors who met with her at the beginning of the Market season actually wanted to work with the Merchant's to publicize Saturday in Hamilton. They thought about putting a sign at each end of the village, but there were some people who did not want any sign for the Farmer's Market.

Trustee Glaser stated that he wondered if maybe we could develop a committee made up of 2 local merchants, 2 representatives from the Farmer's Market, and 2 trustees, and that way the merchants would be part of the process.

Mayor Baker remarked the Farmer's Market would keep running as in the past, and we should look at the pricing structure and promotional activities. He asked Trustee Brink to come up with a proposed pricing structure, proposed method of promotion, and a proposed method of funding the promotion, for the next meeting.

Mrs. Eileen Peek stated that she agreed the Farmer's Market does add a lot of character to the village, and she wanted to let the Board know that her organization (P.A.A.C.) appreciated being able to use the Community Board for fund-raising and letting people know what their organization is all about.

E. Government Committee Update. Trustee Getchonis remarked that they had their first meeting a few weeks ago, and Trustee Bergen had written up a definitive division of labor which the committee used and broke down into 4 categories. The categories were; General Organization Structure of the Village Government, Village Budgeting and Finance, Examination of In House Scientific, Technological and Engineering Expertise (and maybe some legal expertise), and Examination of the Commissions themselves. Trustee Bergen will be looking at the General Organizational Structure of the Village, Maggie McCue will be looking at Village Budgeting and Finance, Tom King will be looking at In House Scientific and Technological, and Charles Naef and Trustee Getchonis will be looking at the various commissions.

Mayor Baker asked Trustee Getchonis if the committee members other than he and Trustee Bergen, seem to have a grasp of what the tasks are. Trustee Getchonis stated he felt they did and they seemed interested in doing it.

F. Airport Status. Mayor Baker stated that Benji Manton was having difficulty with the UDC and New York City over getting any kind of action on the resubmitted application to the Development Community Program. The application was finally sent from the New York City office to the Rochester Regional office. Mr. Ed Myrzinski from the Rochester office would like to meet with everyone involved in the project. A meeting has been set for Monday, November 22, 1993 at 2:30 pm in the Village Office.

Mayor Baker also asked Benji Manton if anything new had developed with the Skaneateles Savings Bank. Mr. Manton remarked he had not heard anything from them. Mayor Baker asked Mr. Manton if he would give them a call and see what was going on with the annexation. Mr. Manton contacted Mayor Baker today and stated that the bank felt it was time to have a preliminary meeting on the annexation issue.

H. Signs - Village Green. Trustee Bergen remarked that there were "McAllister" signs literally lining both sides of the Village Green, and on the south Village Green there were two different signs for activities associated with Halloween. He felt we should inform the DPW that if they make a phone call to the Village Office and there is no Board approval, they should immediately take down any signs. The Village Board agreed with this.

New Business

A. Meeting with Mr. Vantine re: property exchange. Mayor Baker stated that he met with Mr. Vantine regarding flip-flopping the municipal lot with his apartment property next to the Byrne Dairy store. Mr. Vantine realized there were all kinds of complications with his lot as it now exists, and he would be interested in helping to pay for the destruction of the building. Mayor Baker asked Mr. Vantine to find out how much it would cost to demolish the building. Mr. Vantine talked with "Stub" Baker and the cost estimate for demolition, removal, and dumping fees would be \$13,500.

Mayor Baker asked the Board what their thoughts were. Trustee Brink stated the village would be losing taxes on the assessed value of \$68,000.

Mayor Baker felt that one good thing out of it would be, we would get out of not meeting our

responsibility to enforce regulations or change them relative to a municipal parking lot. Another thing would be we would be getting one of the worst eyesores in the village, and what would we do with the demolished space. Mayor Baker stated he would tell Mr. Vantine that the Board was interested in discussing this further with him.

B. Downtown Revitalization. Trustee Bergen remarked he contacted Jean Skahan, President of the Southern Madison County Chamber of Commerce, and she brought this up to her Board on November 2, 1993. She is having problems with people wanting to leave the Board, so he does not know how much help they would be. Trustee Bergen is going to the Open House for their new office above the Oneida Valley National Bank, tomorrow afternoon at 5:00 pm. Trustee Bergen wrote a letter to Ms. Skahan letting her know that before the village can get involved, or Colgate provides any resources, there has to be a plan.

C. Annual Contract - SOMAC. Clerk Kogut stated he received the signed contracts back from Dave Felton. Our contribution to SOMAC for this year is \$2,000. He asked for a motion for Mayor Baker to sign the contracts.

Motion was made by Trustee Getchonis, seconded by Trustee Brink and carried to allow Mayor Baker to sign the SOMAC Annual Contract.

D. Village Attorney. Mayor Baker had a talk with Mr. Steven Jones about what he should be involved in. Mr. Jones has checked with the New York State Bar Association and he feels that for his law firm to appear in Village Court and be a representative of the Village of Hamilton is a definite conflict of interest. The partners in the firm discussed it and they came to the conclusion that they cannot represent the village. Mayor Baker called Linus Walton, Attorney for the City of Oneida, and he will be meeting with Clerk Kogut and Mayor Baker tomorrow morning.

Executive Session

Motion was made by Trustee Bergen, seconded by Trustee Glaser and carried to go into executive session.

Motion was made by Trustee Glaser, seconded by Trustee Bergen and carried to return to the regular meeting.

Adjournment

There being no additional business to come before the Board of Trustees, the meeting adjourned at 10:28 pm.

Respectfully submitted,

Paul C. Kogut
Village Clerk-Treasurer