

September 12, 1995

The regular meeting of the Village of Hamilton Board of Trustees was called to order by Mayor Brink in the Community Hall at 7:30 pm on September 12, 1995.

Present

Mayor Brink, Trustees Bergen, Basher and Glaser.

Call to Order

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

1. Add Bicentennial Activities to Communications/Information.
2. Add Request for Madison Lane to New Business.
3. Add Fire Protection Contract Resolution to Old Business.
4. Add Fire Range to Old Business.
5. Add Carl Peterson letter to Communications/Information.

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

Citizen Participants

A. Kibe Air Service. Mr. Kibe from Kibe Air Service stated he would like to have his company considered for the fixed base operator when the time comes. Mayor Brink brought Mr. Kibe up-to-date on the airport progress.

Appointments

A. Safety Committee. Mayor Brink stated that she would like to appoint Chief Jim Tilbe as the chairman for the Safety Committee. The committee was previously chaired by Engineer Rathbone.

Motion was made by Trustee Glaser, seconded by Trustee Basher and carried to appoint Chief Jim Tilbe as the chairman for the Safety Committee.

B. Volunteer Firefighter. Trustee Glaser remarked that he would like to appoint the following to the Fountain Fire Company.

Darryl Simcoe
RD#2 Box 265, River Rd.
Hamilton, NY

Aaron Grogan, CU '96
22 Utica Street
Hamilton, NY

Motion was made by Trustee Glaser, seconded by Trustee Basher and carried to appoint Darryl Simcoe and Aaron Grogan to the Fountain Fire Department.

Trustee Glaser stated that two people have moved out of the Hamilton Fire District. They are

Paul Lindoefer and Evan Weinstein.

Approval of Mintues

A. Public Hearing - August 8, 1995. Motion was made by Trustee Bergen, seconded by Trustee Glaser and carried to approve the minutes of the August 8, 1995 public hearing.

B. Regular Meeting - August 8, 1995. On Page 4, bottom paragraph, add *Trustee Bergen suggested that through truck traffic use Route 12 rather than Route 12B*. On Page 6, 4th paragraph, add *Trustee Bergen asked whether the property could be used for other than airport services, if the village received FAA funding*.

Motion was made by Trustee Glaser, seconded by Trustee Basher and carried to accept the minutes of August 8, 1995 as corrected.

C. Special Meeting - August 25, 1995. On Page 1, 2nd paragraph under HCS Drop Off Zone, change *district for their proposed expansion of the drop-off zone on West Kendrick Ave.* to read *district for the establishment of a drop-off zone on West Kendrick Ave.*

Motion was made by Trustee Glaser, seconded by Trustee Bergen and carried to accept the minutes of the August 25, 1995 special meeting as corrected.

D. Regular Meeting - May 9, 1995. On Page 3, the last full paragraph before Item E, add *get* in front of *an* in the second to the last line. On Page 5, 2nd full paragraph, change *consisting* to *consistency* in line 9. On Page 5, 3rd full paragraph, change *character* to *further* in line 3. On Page 5, last paragraph, change *tact* to *attached* in line 4. On Page 5, 2nd full paragraph, change *That was taken up by the village and to That was taken up by the town, county and school* in line 3.

Motion was made by Trustee Bergen, seconded by Trustee Glaser and carried to accept the minutes of May 9, 1995 as corrected.

Reports

A. Treasurer's Report - August 1995. Reviewed.

B. Bicentennial Financial Report - August 1995. Reviewed.

C. Dumpster Summary - August. Reviewed.

D. Police Department Report - August 1995. Chief Tilbe stated that he would like to recommend William Furmanski be appointed to the full-time police officer position. The funds for the salary will come through the COPS program, the appointment date would be October 1, 1995.

Chief Tilbe remarked that he would like to send Officer Jeff Paul to a Police Crime Science and Evidence Specialist course at the Onondaga Police Academy. The course is for 2 weeks, and the fee is \$144.00. The dates of the course are October 30, 1995 - November 10, 1995.

Chief Tilbe stated that there is a program called TRIAD, which is an agreement between the Madison County Sheriffs Department, Madison County Police Department and the Madison County

Office for the Aging. The program is to assist our Senior Citizens in dealing with crimes. A local TRIAD would consist of the Sheriff, Police Chief and older retired leaders in the community who would agree to work together to reduce criminal victimization of the elderly. There would be no cost to the village, but we would have to agree to join and would ask the Mayor to sign a contract. The Police Department would train Senior Citizen volunteers to train other Senior Citizens how to handle situations.

Chief Tilbe passed out revised copies of the Police Firearms Training and Range Use to the Board.

Chief Tilbe remarked that there was a real problem with the Salvation Army boxes at the Grand Union. People have been dumping any and all their junk. The Police Department arrested people over the 4th of July weekend for dumping all types of junk. Chief Tilbe spoke with the Salvation Army about the problem, and he would like to recommend to the Board that they be removed.

Motion was made by Trustee Glaser, seconded by Trustee Basher and carried to approve the removal of the Salvation Army boxes from the Grand Union parking lot.

E. Fire Department Report for July. Reviewed.

F. Facilities Report - Library Board Representatives. Mrs. Shirley Reynolds remarked that the board received a report from the Needs and Assessment Committee. The committee met several times and concluded that the library needs more space for storage, programs, etc. The Library Board would like to ask the Board of Trustees to consider giving the library some of its property adjacent to the library, which would include the driveway. If the Board were to agree to give some of the property to the Library Board, they would then proceed with a feasibility study to see if it could be supported. The Library Board would like a decision from the Board of Trustees on or before December 1, 1995.

Approval of Claims

Motion was made by Trustee Bergen, seconded by Trustee Glaser and carried that the claims for August 1995 be approved for payment as follows:

General	\$ 25,657.81
Community Development	980.00
Capital Project	19.00
Joint Recreation	155.51
Library	950.10
T & A	<u>3,440.67</u>
Total	\$ <u>31,203.09</u>

Communications/Information

A. Water Tower Access. Mayor Brink remarked that she met with Mr. Werner on two occasions. She feels that perhaps we can work something out. Mayor Brink felt that there was no question that we do have right of access, because we have had it for so many years. Mr. Werner would like to put a road through there which would give us a nice access. It is his property to develop as he wants as long as it meets all of the pertinent rules and regulations of our development. Mayor Brink stated that she was concerned about his drawings because they were done around 1989, and there have been changes in the

laws and requirements of things. Codes Enforcement Officer Sternburg will review the drawings and will give Mr. Werner a list problem areas. The MUC has authorized Joe Wissenbach to survey our right-of-way and get some permanent stakes up by the water tower. Mayor Brink remarked that we may have to go to court over this, but we are trying to do what we can so it will not go that far.

B. Hamilton, Scotland visitor - 10/7/95. Mayor Brink stated that she was contacted by an individual from Hamilton, Scotland. He is part of their Twinning Association in which they contact other Hamilton's throughout the world. He will be coming through this area visiting several Hamilton's in the United States, and would like to visit us here on Saturday, October 7, in the afternoon.

C. Scheduling for Village Clerk. Mayor Brink remarked that more things have been put upon Clerk Kogut's shoulders and it would probably be helpful for him to have some time set aside when people could contact him, and this would allow him to get on with the rest of his tasks for the day. He will set aside the first two hours in the morning.

D. Retirement Party - John Rathbone. Mayor Brink stated that the retirement party for John Rathbone is currently scheduled for Friday, October 6th. A reception will be held from 5:00-6:00 pm at the Colgate Inn, with dinner following. Mayor Brink will be putting something in the paper to let people know about the party, and we will also be inviting people from outside of the area that Mr. Rathbone would like to come.

E. Bicentennial Activities. Mayor Brink remarked that there were a couple of Bicentennial activities coming up. On Saturday, September 23, at 5:00 pm at the Sheldon Opera House, Richard Hartshorne will be presenting "Growing Up in Hamilton". Sunday, September 24, will be named Chocolate Sundae, and there will be various celebrations in commemoration of the train wreck of 1955.

F. Carl Peterson - Resignation Letter. Mayor Brink stated that she received a letter of resignation from Carl Petersen as Village Historian. He will continue as Village Historian until someone has been appointed. Mayor Brink has talked with Gary Rider about replacing Mr. Petersen, and Mr. Rider told her he would like to think about it.

Old Business

A. Airport Acquisition. Mayor Brink remarked that the paperwork for the grant will go out on Thursday, September 14. There have been a number of individuals who have come forward offering their assistance to help in whatever it is we will be doing there. Larry Baker has been working with Benji Manton, and Mr. Manton thinks there is a need for two meetings of the airport committee. Mr. Manton has made some amendments to the scope of work for the study based upon all of the changes that have occurred since the scope was developed and that should be discussed in the first meeting. The second meeting would be with the members of the study committee themselves to talk about any concerns. Mr. Baker will talk with Mr. Manton to set up a time.

Mayor Brink stated that she received a contract proposal from Mike Posson who is managing the airport at this time. The contract is for 6 months which will give us time to determine how we would like to set up operation of the airport. The period of the contract would be from October 1, 1995 - March 1, 1995, with a monthly salary of \$750.00.

Motion was made by Trustee Bergen, seconded by Trustee Basher and carried to continue the arrangement with Mike Posson for a 6 month period from October 1, 1995 - March 1, 1995 under the existing arrangements, with the one change from \$650.00 to \$750.00.

Trustee Glaser remarked that he thought it might be a good idea to have Mr. Posson come to a board meeting to explain what his duties are. Mayor Brink thought maybe Mr. Posson should come to the first meeting with Mr. Manton, and give everyone a tour.

B. "Motel" Property Disposition. Mayor Brink stated that two bids were received on the property. One bid came in from Byrne Dairy for \$7,106.00, and the other was from Park City Builders for \$6,000.00. A letter was received from Linus Walton indicating that the village can accept the lower bid based on a determination of the proposed property use.

After further discussion, motion was made by Trustee Glaser, seconded by Trustee Bergen and carried to approve the bid from Park City Builders for \$6,000.00.

C. Village Administrator Local Law. Mayor Brink remarked that the Board needs to establish a public hearing date, and she would like to suggest the October 10, 1995 meeting.

D. Report of West Kendrick Avenue. Mayor Brink stated that the drop-off zone has been completed at the school. She has received some comments from people who thought it was a good thing to do.

E. Fire Contract Resolution. Motion was made by Trustee Bergen, seconded by Trustee Glaser and carried to authorize Mayor Brink to sign the contracts when they are returned.

F. Fire Range Proposal. Mayor Brink remarked that when the Board received the proposal previously, they had reservations regarding who would be using the firing range, how individuals who live around the area would be notified, etc. They were added as addendums to the proposal. Mayor Brink stated that she had asked to have the cost of the officers time added, because even if it is not costing us anything additional, it takes that person off of patrol. She will have them add the fact that outside agencies will be levied all costs of materials, supplies and personnel related to this activity. Trustee Glaser would like low-light training changed to be limited to minimum required to meet training requirement. Trustee Bergen would like to change the part that reads that the range is open to outside agencies with prior approval of Chief and Range Officer. He would like it to read that if there are going to be any entities other than the ones listed in addendum added, it will require the approval of the Mayor, Chief and Range Officer. Mayor Brink remarked that it should probably read that any other agencies other than listed requires approval of the Village Board.

Motion was made by Trustee Glaser, seconded by Trustee Basher and carried to approve the Police Fire Training and Range Guidelines as modified at the September 12, 1995 Board meeting.

New Business

A. Committee on the Railroad Right-of-Way. Trustee Bergen gave some background regarding the need for a committee to study the railroad right-of-way. The resolution for a Committee on the Railroad Right-of-way read as follows:

That the Board of Trustees of the Village of Hamilton establish a Committee on the Railroad Right-of-way. The Committee shall study and make recommendations to the Board concerning the public uses of the Village-owned right-of-way and the funding of those uses, including ongoing maintenance and upkeep.

The Committee shall consist of a Trustee, a member of the Recreation Commission who is a

Village resident, a member of the Municipal Utilities Commission who is a Village resident, and two (2) residents of the Village.

The Committee and its Chair shall be appointed by the Mayor with the advice and consent of the Board. The Committee's reporting date shall be established by the Mayor and the Board.

Motion was made by Trustee Bergen, seconded by Trustee Basher and carried to adopt the resolution for a Committee on the Railroad Right-of-way.

Motion was made by Trustee Glaser, seconded by Trustee Basher and carried to appoint the following tentative members to the Committee, which is subject to change:

Gary Rider, Chair (member of the Recreation Commission)
Dick MacNeilly (member of the Municipal Utilities Commission)
Dan Bergen (Trustee)
Bob Schumacher (Village Resident)
Dr. Ivan Gowan (Village Resident)

B. Hamilton Area Indoor Recreation Center. Trustee Bergen prepared a memo on the Hamilton Area Indoor Recreation Center for information for the Board. He gave a little background on it to the Board. Mayor Brink remarked that she would have to be opposed to the idea, because the village could not afford to buy it or take it off the tax roll.

C. Report on proposed future Trask development. Mr. McNeiece stated that he and John Cossitt have purchased property north of the Mid York Senior Homes, and will be building condominium type housing geared toward Senior Citizens. They have talked to the MUC about ways of getting utilities to the site, one being to bring it in through the Mid York Senior Homes end.

D. Vehicle & Traffic Law for Village. Judge Fisher remarked that in 1982 the Village Board adopted a local law wherein all the vehicle and traffic laws of the State of New York were adopted as a Village Ordinance. The new local law would amend and update any amendments since 1982 to the Vehicle and Traffic Law. When the village adopted the entire law, it was entitled to all the monies collected except for the state surcharge. The Board will hold a public hearing on this at the next meeting.

F. Officer Jeff Paul Training. Motion was made by Trustee Glaser, seconded by Trustee Bergen and carried to authorize Officer Jeff Paul to attend police school at a cost of about \$150.00.

G. William Furmanski - Police Officer. Motion was made by Trustee Glaser, seconded by Trustee Bergen and carried to appoint William Furmanski as a full-time police officer.

H. Madison Lane Request. Mayor Brink received a phone call from Susan Bauman at Madison Lane requesting sidewalk money to use on their parking lot. Mayor Brink spoke with Clerk Kogut and he told her that money is supposed to be used for tax payers not non-tax payers and limited to sidewalks.

I. Student Film Request. A letter was received from Annette Apitz regarding the use of Hamilton as a backdrop for a film she is doing for her graduate project.

Executive Session

Motion was made by Trustee Basher, seconded by Trustee Glaser and carried to go into executive

session at 10:23 pm.

Motion was made by Trustee Glaser, seconded by Trustee Bergen and carried to return to regular session at 10:49 pm.

Adjournment

There being no other business to come before the Board of Trustees the meeting adjourned at 10:55 pm.

Respectfully submitted,

Paul C. Kogut
Village Clerk-Treasurer