

November 8, 1983

The regular meeting of the Village Board of Trustees was held November 8, 1983 at 7:00 P.M. in the Village Office. Present were Mayor Vantine, Trustees A. Fisher, C. Getchonis, S. Sastri and D. Ray, Engineer J. Rathbone, MUC PResident E. Hotaling II, and Clerk J. Morgan. Also present was Fire Chief J. Basher, Dog Warden D. Sanford and reporter Scott Phoenix.

Minutes

It was moved by A. Fisher and seconded by C. Getchonis to approve the minutes as amended of the October 11, 1983 meeting. The motion carried unanimously.

Treasurer's Report

It was moved by D. Ray and seconded by C. Getchonis to approve the Treasurer's report for the month of October. The motion carried unanimously.

Appropriation Transfer

The Clerk stated that an invoice in the amount of \$7,854.00 is included in the bills to be approved later this meeting. The invoice is for the garbage containers and therefore appropriations should be transferred from the contingent account to the refuse and garbage appropriation account.

It was moved by A. Fisher and seconded by C. Getchonis and carried to authorize the following appropriation transfer:

From:	-	A8160.4	Refuse and Garbage	\$	854
		A1990.4	Contingent Account		7,000
To:	-	A8160.2	Refuse and Garbage	\$	7,854

Fire House Construction Update

Trustee Ray stated that the contractor has put up five rows of block. Also, the new clerk of the works is William Rider, a former large scale contractor.

Mr. Ray noted that the trusses should be delivered within two weeks. The contractor will have to take down the steel posts and reset them.

Mr. Ray stated that according to the project specifications, the Village is liable to pay the bill from Architect Lyle Howard Brown for services resulting from the truss collapse.

It was moved by D. Ray and seconded by S. Sastri to approve the payment of the invoice from Lyle Howard Brown in the sum of \$1,226.50. The motion carried unanimously. It was noted that this bill should be recovered from the contractor or it's insurance company. If not, the amount should be deducted from the final payment to the contractor.

Fire Chief Basher stated that he talked with the Architect L. Brown and was advised that there are a number of blocks that were to be removed by the contractor. Mr. Basher noted that the blocks in question were marked with an "x". It appears that the new blocks have been installed over the marked blocks but it could not be determined if these blocks were removed and then reset. Trustees agreed that this situation should be investigated prior to releasing any payment to the contractor.

It was moved by D. Ray and seconded by S. Sastri to authorize the payment of \$4,314.00 to Lakewood Construction Company contingent upon the contractor's compliance with the architect's recommendation to remove certain blocks. The motion carried unanimously.

Local Law No. 5 - Hearing Date

The Clerk stated that the Department of State advised him that since the Zoning Law was adopted by local law in 1981, any amendment to the zoning map should also be done by local law.

It was moved by A. Fisher and seconded by C. Getchonis that a public hearing be scheduled for November 29, 1983 from 7:30 p.m. to 8:30 p.m. in the Hamilton Public Library to discuss Local Law No. 5 of the year 1983 entitled "Amendment of Zoning Map of Local Law No. 4 of the year 1981". The motion carried unanimously.

#### Joerger Zoning Amendment Request

Mr. & Mrs. David Follett, Lebanon Street, were present during this portion of the meeting.

Mayor Vantine stated that the Follet's have submitted a letter requesting that an Environmental Impact Survey be prepared on the zoning amendment request. The Mayor noted that the applicant should be advised of this requirement.

Engineer Rathbone stated that the hearing on November 29th should be to discuss the amendment of the zoning map. That should be the only issue. If the zoning amendment is approved, more detailed plans would have to be submitted to the Planning Board for review prior to project approval. During the Planning Board's review of the project plans, an Environmental Impact Survey must also be completed by the applicant. Engineer Rathbone cited the applicable sections of the Zoning Law relative to Planned Districts

Trustee Getchonis stated that the people living near the zoning change site will only have one last shot to voice their opinion on November 29th.

Engineer Rathbone reviewed the planned district project approval procedure and confirmed that a public hearing is not required during the review of the project. It was noted that a public informational meeting could be scheduled during the project review phase.

Trustee Getchonis questioned whether the Board can subject the project plans to a public hearing and what the rights of the contractor.

Mayor Vantine stated that the Trustees proceed to conduct the public hearing on Local Law No. 5 as scheduled with the information that is available. The Mayor noted that the Planning Board has recommended that the Trustees amend the zoning map for the two parcels in question from a R-1 District to a Planned Residential District.

#### Dog Pound Status

Trustee Fisher stated that Dog Warden Danny Sanford discussed the dog pound proposal with Mr. Russ Genter but did not reach any conclusions. Trustee Fisher stated that he feels that \$1,000 is sufficient funds to invest into a dog pound. Mr. Fisher noted that he checked with the Towns of Madison, Eaton and Lebanon and they have all purchased dog runs and materials to be installed on private property for a dog pound. Mr. Fisher stated that he has heard that the charge for holding dogs varies from \$1 to \$3 per dog per day. Mr. Fisher stated that the cost of six runs is too expensive.

Mr. Sanford stated that suppose we have invested \$1,000 into private property and then six months from now we are told we can no longer use the property, we have wasted \$1,000. Mr. Sanford noted that we have to provide adequate holding space and that he recommends six holding pens because of the large dogs that are held.

Mr. Fisher stated that the Town of Hamilton is willing to contribute a maximum of \$500.

Mr. Sanford stated that the Trustees advised him not to get the Village sued so he read the applicable laws. Mr. Sanford noted that he discouraged Mr. Genter from trying to agree to house the dogs. Mr. Sanford stated that he is concerned that by putting the pound on private property, the entire procedure may have to be repeated should the property owner change his mind in the future. Mr. Sanford would prefer to see the dog pound on village property and have the entire issue over and done with.

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It was moved by D. Ray and seconded by C. Getchonis to authorize the expenditure up to a maximum of \$1,000 for dog holding facilities to be located at the Russ Genter property. The motion carried unanimously. Trustee Fisher stated that he will attempt to have portable holding facilities on skids with the understanding that if the property owner does not want to continue to hold the dogs, the portable facilities may be removed by the Village.

#### Landfill Tipping Fees

Mayor Vantine stated that during the most recent meeting between the village and the County, a landfill tipping fee of \$1.00 per cubic yard was discussed. The village is the only village in Madison County that collects its own garbage therefore the county does view us differently than the private haulers. Engineer Rathbone estimated that the fee of \$1.00 per cu.yd. would cost the village an additional (approximate) \$7,000. Mayor Vantine proposed that the village offer to pay the County \$.50 per cubic yard and renegotiate for a ten percent escalation clause. Trustee Fisher stated that the County may accept the ten percent escalation clause. Trustee Fisher noted that the Trustees should at least try the \$.50 per cu. yard offer and the ten percent escalation clause.

#### Farmer's Market

Mayor Vantine stated that the Board should start reviewing the Farmer's Market Rules and Regulations and perhaps a few market vendors, village merchants and market customers should be invited to discuss the issue.

Trustee Ray stated that the Farmer's Market officially ended November 1st but that there are still a few vendors that continue to sell on Saturday morning.

It was noted that the peddler's law that is presently in effect exempts sellers of fruit and produce from having to apply for a license. It was noted that something should be done to restrict these vendors from selling in a stationary position in the park during the off-season.

Mayor Vantine suggested that a work session be held to gather input from various groups. It was agreed to hold a public informational meeting to discuss the Farmer's Market issue from 8:30 p.m. to 9:30 p.m. in the Hamilton Public Library on November 29th.

The Clerk was directed to send letters to the market vendors.

#### Fire House Utilization

Trustee Sastri stated that he has talked with the Senior Citizen's group and they are interested in utilizing the present firehouse on Utica Street but it is not possible because there are no parking facilities nearby and also two toilets would be needed.

Trustee Sastri stated that the Village Arts and Crafts organization is excited about utilizing the downstairs area and is not really concerned about the lack of parking nearby but there is a problem with large rental costs. Trustee Sastri stated that the Village ARTs and Crafts expressed a willingness to conduct a sale once a month to help the village defray the maintenance cost.

Trustee Sastri also noted that he has considered moving the police office over to the fire house which would free up office space for the village.

Mayor Vantine stated that the building is in pretty rough shape but it would be ideal if the building could be utilized for income producing purposes.

Trustee Getchonis recommended that the board solicit ideas from the public on what should be done with the building.

Mayor Vantine recommended that a three person committee investigate utilization ideas. Trustee Ray suggested that a Trustee, a Hamilton citizen and a member of the fire department comprise the committee.

Trustee Getchonis stated that he would head this committee.

### Former Calimeri Property

Trustee Ray stated that the former Claimeri property, presently owned by Alan Phillips, is for sale and that he would like the village to have first refusal rights because it is located next door to the new fire house. Trustee Ray stated that with the present state of the economy, it must be very difficult to operate a private ambulance service economically. Mr. Ray stated that he foresees the village possibly having to provide ambulance service and therefore this property would be ideal. Also, this property would be a good location for the police department.

Trustee Ray noted that the Trustees should consider purchasing this property. It is estimated that it may cost approximately \$8,000. Trustee Ray would like to have a reply to give to Mr. Phillips in the near future.

### Village Vacant Land on Utica Street

Mayor Vantine stated that sometime ago, three informal appraisals were performed on the vacant land opposite the fire house on Utica Street. The appraisals vary from a few thousand up to twenty thousand.

Trustee Fisher stated that the land should be sold but it should also be available for development. The Metropolitan Development Association is still investigating development possibilities and therefore it could be included in any development plans. Trustee Fisher cautioned that if the village were to sell it to a land speculator, it could cause problems with potential development.

Discussion was tabled since a meeting with the Metropolitan Development Association is scheduled for November 10, 1983.

### Senior Citizen's Report

Trustee Sastri stated that the Senior Citizens would like two more handicap parking spots reserved in the business district. The two handicap parking areas in the lot opposite the fire house are being misused by a number of people.

Trustee Sastri stated that the new sidewalk near the Village Office that slopes to the street is generally blocked because of parked cars. Trustee Sastri stated that this area is a good place to cross the street. Engineer Rathbone stated that next time his crew marks the parking spots, they can realign the parking lines so that parking will not be permitted in front of this sidewalk.

Trustee Sastri stated that the Senior Citizens thought that one parking spot could be near the Schapiro Law Office and another near the park. Trustee Fisher recommended that the first spot after the bus stop zone at the north end of the park be reserved for handicap parking. Engineer Rathbone stated that the Board should make a commitment to direct the police to issue citations to those cars that are not properly marked.

Trustee Sastri stated that the Senior Citizens would also like the downtown merchants to install handrails in those stores where there are steps. Trustee Fisher stated that the MDA believes that there may be some type of grant monies available for this type of need.

### Long Range Planning Committee

Trustee C. Getchonis stated that the LRPC will be meeting tomorrow evening with Madison County Planning Director Garrett Thelander to discuss a market study and a type of master plan.

### Public Works

Trustee Fisher stated that Engineer Rathbone did a survey of the storm drainage pipes on University Avenue in response to complaints regarding drainage problems. Trustee Fisher stated that the level of the storm drain pipe in the street is lower than the pipe in Payne Brook and that is the cause of the problem.

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Engineer Rathbone stated that a tile was cleared out and a ditch was opened up in back of the Waas property but the ditch has taken over a week to drain.

Trustee Fisher noted that the pipe joints will be repaired and a grill will be installed to prevent the muskrats from building a nest.

Engineer Rathbone will contact Mr. Brad Houston at Colgate to see if the University can provide assistance.

#### Development Update

Mayor Vantine stated that a meeting will be held on Thursday, November 10th at 12:00 noon in Syracuse between Ames Department Stores, the Metropolitan Development Association, a couple of Trustees, and a couple of members of the Long Range Planning Committee to discuss development ideas.

#### Lucy Howe - Appointment

Mayor Vantine read a letter from the Library Board of Trustees recommending that Lucy Howe be appointed as a part-time Library Technician and a part-time Account Clerk.

It was moved by A. Fisher and seconded by C. Getchonis to appoint Lucy Howe as a part-time Library Technician and a part-time Account Clerk. with no loss of pay or benefits, effective immediately. The motion carried unanimously.

#### Communications

Mayor Vantine read a letter from the Oneida County Council of Village Clerks and Treasurers inviting the Trustees, the Village Clerk and Mayor to a meeting on November 16, 1983 to discuss small projects computers.

Mayor Vantine read a letter from the Fountain Fire Company No. 1 requesting Trustee approval of the membership of Thomas Zdanowicz in the Fire Department.

It was moved by Trustee Sastri and seconded by Trustee Fisher to approve the appointment of Thomas Zdanowicz as a member of the Fountain Fire Company No. 1. The motion carried unanimously. The Trustees agreed that Mr. Zdanowicz should be notified that he doesn't leave his job as Motor Equipment Operator during the day to respond to fire calls with the exception for extreme emergencies.

Fire Chief Basher stated that Mr. Zdanowicz has already advised him that he would not be available during the day because the DPW is short handed. Engineer Rathbone stated that if he handles the situation like MUC employee John Lawrence there will not be any problems. Trustee Ray stated that he hopes this does not cause problems among the other employees.

#### Street Paving Update

Engineer Rathbone stated that the paving subcontractor is back attempting to correct the problems and if the weather warms up as forecasted, they will be paving shortly.

#### Hamilton Color Guard Request

The Clerk stated that Mr. Dick Bradley, on behalf of the Hamilton Color Guard, is requesting permission to sell hot chocolate, hot soup or hot cider in the business district on December 15, 16, 22, 23. The Trustees agreed to approve this request.

#### Hamilton Central School Letter

The Clerk stated that a letter from the Hamilton Central School has been received notifying the village that a janitor must be on duty at the school during the winter recreation basketball program. The hourly rate for the janitor is \$5.00 per hour.

The Clerk noted that this charge was not budgeted in the 1984 recreation program application and it is expected to cost between \$300 and \$500.

Mr. Richard Lenhart, Recreation Director, is trying to resolve this issue with the Hamilton Central School officials.

#### Homecoming Parade

Mayor Vantine Stated that the Colgate Student Association is requesting permission to conduct a Homecoming Parade on Saturday, November 12th at 11:30 a.m.

It was moved by C. Getchonis and seconded by D. Ray to approve the request of the Student Association. The motion carried unanimously.

The Trustees directed that the Police Department be notified of this parade.

#### Paul Schupf Request

Mayor Vantine stated that Mr. Schupf is requesting permission to display a menorah in the Village Park in observance of Hanukkah.

It was moved by S. Sastri and seconded by C. Getchonis to approve the request of Paul Schupf to display a menorah in the Village Park for the holiday season. The motion carried unanimously. The Trustees recommended that Mr. Schupf contact the Townscape Committee and the Village Engineer to coordinate the holiday decorating display.

#### Disability Insurance

The Clerk stated that he has received quotations for disability insurance coverage for the employees. The Trustees agreed to table the issue until a later date.

#### Tape Recording of Meetings

Mayor Vantine stated that apparently the minutes do not reflect what is being discussed in the meetings since this topic surfaced.

Trustee Ray stated that he sees no reason why the meetings can't be taped. Once the minutes are approved, the tape can be erased.

Engineer Rathbone stated that he has a tape recorder the Village could use.

It was moved by S. Sastri and seconded by D. Ray to authorize the tape recording of the village meetings on a three month experimental basis. The motion carried unanimously.

The Clerk was directed to investigate how long a tape recording of a meeting should be kept.

#### Hinman Foundation

Trustee Fisher stated that the Hinman Foundation has agreed to donate \$2,500 a year for four years towards the fire house construction project.

#### Wastewater Treatment Plant Project

Engineer Rathbone stated that the village was just below the funding level for the sewer project. Engineer Rathbone stated that a wrap-up meeting between the NYSDEC, the MUC and Stearns and Wheler was held on November 2nd.

The NYSDEC still expects the village to pursue federal and state funding and to consider a joint use facility and adopting a sewer extension and connection ban in order to gain priority points.

The Engineer noted that the federal funding share has dropped from 75% to 55%. The Engineer will contact the Bureau of Outdoor Recreation to see if they can assist the village.