

VILLAGE OF HAMILTON

BOARD OF TRUSTEES

DECEMBER 10, 1991

The regular meeting of the Village of Hamilton Board of Trustees was called to order by Mayor Baker in the Community Hall at 7:00 pm on December 10, 1991.

Present

Mayor Baker, Trustees Bergen, Getchonis, Fuller and Glaser, Village Engineer Rathbone, and Village Clerk-Treasurer Kogut.

Call to Order

Mayor Baker stated he would like to add an Executive Session to the agenda.

Trustee Bergen remarked he would like to add under Old Business, Design Review Board Resolution.

Mayor Baker then asked for a motion to approve the agenda for the meeting.

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

Appointments

A. Motor Equipment Operators. Village Clerk Kogut stated about 45 applications were received for these positions, and candidates were interviewed. DPW Foreman Danny Hughes, Trustee Bergen, and Engineer Rathbone conducted the interviews. They selected Frank Johnson, who is finishing up as the Highway Superintendent for the Town of Hamilton. The other selection was Bob Browning. Bob Browning started work on December 6, and Frank Johnson started on December 9. Salary will start at \$7.78 per hour for both.

Mayor Baker requested a motion for the approval of employment of Bob Browning and Frank Johnson to the position of Motor Equipment Operators.

Motion was made by Trustee Bergen, seconded by Trustee Fuller and carried to approve appointment of Bob Browning and Frank Johnson to the position of Motor Equipment Operators.

B. Volunteer Firefighter. Motion was made by Trustee Getchonis, seconded by Trustee Bergen and carried that Karen Marie Holcomb be appointed as a volunteer firefighter for the Fountain Fire Department.

Approval of Minutes

A. Regular Meeting - November 12, 1991. Trustee Getchonis stated that on page 9, paragraph 5, change last sentence to read *The cost of the 3-shot series is \$150 for each person.*

Trustee Bergen stated on page 6, paragraph 3, change to *semi-economist to semi-autonomous.*

Motion was made by Trustee Fuller, seconded by Trustee Bergen and carried to accept the minutes of November 12, 1991 as corrected.

Reports

A. Treasurer's Report - November 1991. Trustee Bergen stated the need for comparative data between the present and previous year on expenditures and revenues. After more discussion, the Treasurer's Report for November 1991 was accepted.

B. Police Report - November 1991. Following discussion, the Police Report for November 1991 was accepted.

Approval of Claims

Claims for November 1991. Motion was made by Trustee Getchonis, seconded by Trustee Fuller and carried that the claims for November 1991 be approved as follows:

General	\$ 112,765.66
Capital	<u>198.66</u>
Total	\$ 112,964.32

Communications

A. Chips Aid. We have been informed that there may be some reduction in CHIPS Aid. Nothing is certain at this time.

B. Census '90 Bulletin. Mayor Baker stated we received a copy of this bulletin for the State of New York. It showed the population for the Village of Hamilton as 3,790. When Mayor Baker spoke with Bud Pike about this number, he said it was the number he started with the second time around when talking with Ed Pike, from the Bureau of Census. The promised adjustment of New York State figures, which were supposed to be released in December, are now due in January 1992. The bulletin is interesting in terms of Madison County.

Old Business

A. Dumpster Fee Review. Mayor Baker remarked that Village Clerk Kogut prepared a dumpster fee review status report. He thought it was a good one and something the Board would want to look at. Mayor Baker asked Village Clerk Kogut to make some comments about the report.

Village Clerk Kogut stated he listed every customer in the village that had dumpsters, whether or not we bill them for dumpster pick ups. It shows the number of dumpsters that were picked up and the number that was billed, with a monthly total for each.

B. Dumpster Law Questions Meeting. Mayor Baker said that the question came up whether the law means two dumpster exemptions, per week, or does it mean 104 exemptions a year? Mayor Baker remarked that using the seasonal shifts, 104 could work to the advantage of some parties, but the law clearly means two per week.

C. Codification Public Hearing. Mayor Baker stated Attorney Hughes sent a letter to the code publication company about the things in the code that needed to be addressed prior to being acted upon. When they received the letter, they called and stated they needed additional time to do that. Mayor Baker told Attorney Hughes the Board was going to act on this at a public hearing at the January 14, 1992 Village Board meeting.

D. Design Review Board Resolution. Trustee Bergen remarked there was discussion in the Board last year about omnibus review of the Design Review Board, because unlike the Planning Board and the Zoning Board of Appeals, there is not much guidance in state law about the scope, duties, composition, etc., of the Design Review Board. There was general agreement that perhaps a committee ought to be constituted to review the Design Review Board, and make recommendations to the Village Board about

any appropriate changes in its duties. Trustee Bergen worked up a brief resolution to that affect.

Mayor Baker stated he would like to wait until at least January before the Board acts on this resolution. He would like Trustee Glaser, as Liaison to the Design Review Board, to convey to them that the trustees have considered such a resolution, without going into great detail.

New Business

A. Meeting with Area Mayors. Mayor Baker remarked he has met with the Mayors of Earlville, Sherburne, and Smyrna. A meeting of the full boards will be January 21, 1992, in the Village Community Hall at 7:00 pm.

B. Village Attorney Office Relocation. Mayor Baker stated the office of Hancock & Estabrook will be closing February 1, 1992. Attorney Hughes will be relocated and will be working out of the City of Syracuse, but will remain living in the Village of Hamilton. He spoke with him about his availability for February through May 1992 for village business.

Attorney Hughes told Mayor Baker he felt he would be available and would be able to serve the village until June 1, 1992. Hancock & Estabrook will not have an office in Hamilton as of February 1, 1992 and Mayor Baker wanted to mention it to the Board as information, so that they can think about what they are going to do after June 1, 1992.

C. Code Enforcement Officer Back Up. Mayor Baker remarked the question came up about the village not having any Board appointed designee to cover when Code Enforcement Officer Sternburg is away from his office. Engineer Rathbone was the logical choice to be designated as the back up Code Enforcement Officer and stated he was willing to do the job.

Motion was made by Trustee Bergen, seconded by Trustee Getchonis and carried to designate Engineer Rathbone as back up Code Enforcement Officer for the balance of the 91-92 fiscal year.

D. Sidewalk Resolutions. Village Clerk Kogut stated there was one resolution that was not taken care at last months meeting. It has to do with the sheets for the allocations that were given last month. It applies to the resolutions that are apportioning the cost to the landowners.

Motion was made by Trustee Getchonis, seconded by Trustee Bergen and carried to adopt the following resolution.

BE IT RESOLVED, that the sum of Seventy Three Thousand Seventy One Dollars (\$41,306.93), constituting a portion of the total cost of the making of local improvements consisting of replacing sidewalks, portions of streets, curbing, certain vaults and certain trees, in the Village of Hamilton central business district along Lebanon Street between Broad Street and Eaton Street, and along portions of Maple Avenue, Utica Street, Madison Street, and Broad Street, be and hereby is assessed against the parcels of property set forth on the Apportionment and Assessment Schedule dated March 22, 1991 and annexed hereto, which are benefited by said improvements.

BE IT RESOLVED, that said assessments become due and payable in ten (10) equal annual installments commencing in the year 1992, with interest on unpaid balances at the same rate as is obtained by the Village in financing said outstanding balance.

THEREFORE BE IT RESOLVED, that, until the further action of the Board of Trustees, the amount of said assessments falling due in any year, including interest, shall be included in the annual tax levy of the Village for such year and become due and concurrently with the general Village tax.

Board Members & Staff

A. Trustee Fuller. Mayor Baker stated that Don Palmateer called Trustee Fuller, Engineer Rathbone and himself to get them together to discuss the Little League activity with the Eaton Street property. They met at the Village Office, along with Russ Lura, a representative from RC & D, and a representative from the County Soil Conservation district. With a piece of electromechanical mapping equipment they were able to map most of the property. Certain sections in the back of the property were not mapped because the brush made it difficult to tow the equipment across the property. They calibrated this particular machine on a piece of property that they ascertain to contain normal soil. Based upon that they calibrated the machine and then they dragged it over other pieces of the property and register positive and negative readings. Positive plus readings identify large concentrations of metallic material and it is not very good soil.

After the presentation, Mayor Baker asked Mr. Palmateer what he wanted from the Board? They wanted to know where they should go from here, because it is obvious from the soil map that they cannot go ahead in anyway with the way the property was laid out by the landscape architect. Mr. Palmateer wanted to know if the village would hold them to the plan as it was presented? Questions were raised about whether the DEC has to be called. Russ Lura and the representative of the County Soil Conservation district stated they talked with representatives of the DEC who did not want anything to do with it.

Mayor Baker told Mr. Palmateer the Board was meeting on December 10, and maybe he could define in a letter what it was he wanted the Board to look at. Ultimately the Board will want to know what the new proposal will be.

After further discussion, the consensus of the Board was not to hold them to the prior plan.

B. Trustee Bergen. He stated that he and Engineer Rathbone went to the Rural Affairs Conference in Albany last month. One thing that intrigued him was the Kellogg Foundation in Battle Creek, Michigan has been interested in the rural part of the world for years. They have had Kellogg grants that address rural problems. They are also interested in higher education. It might be worth contacting them to see if they would be interested in an application for some type of grant that could make Hamilton/Colgate a prototype for small college municipality cooperation in economic development.

Mayor Baker asked Trustee Bergen if this was something he would like to go ahead and do? Trustee Bergen stated that he would, and he could get the information at the Colgate Library.

Trustee Bergen asked if any guidelines had been developed for the use of the Court House? Mayor Baker stated it has been talked about, but nothing has happened.

Trustee Bergen asked if any progress had been made on the Red Apple situation? Mayor Baker remarked he wrote a letter to the Red Apple Company suggesting they designate a representative to deal with the problems of congestion at the site.

Trustee Bergen stated that there is not much of a garbage and trash law in the village. The law goes back 60 years or so and maybe we should work on it a little. He wondered if the Board would like for him and Engineer Rathbone to take a look at it? The Board thought it was a good idea.

C. Trustee Getchonis. He remarked that the parking for the beauty salon customers is back to 2 hours around the village. The 3 hour special exemptions are no longer being used because a few of the beauty salon customers got tickets and Judge Fisher said no more of the 3 hour special exemptions. The 2 hour parking has worked all along except for the few that go to the beauty salons. At this point there really is not any other solution other than the customers will have to move their cars when the 2 hours are up.

D. Trustee Glaser. He stated that he and Mayor Baker were both approached about the skating rink on College Street. Trustee Glaser asked Engineer Rathbone for some background about this.

Engineer Rathbone remarked that there are only 2 men at the Waste Water Treatment Plant now and the MUC does not have any time available to create and maintain the skating rink.

Mayor Baker asked Engineer Rathbone what would have to be done to make it usable for skating? Engineer Rathbone stated there needed to be boards set up around the sides, secured to the chain link fence to hold the water in, and then it would have to be flooded.

Trustee Fuller remarked he did not think we had the proper weather to have an outside rink, not to mention the maintenance that would be needed.

Trustee Glaser stated he looked at the site and he did not think it was appropriate, because there were too many problems with it.

After further discussion, it was decided to have the parties who were interested in the rink idea submit in writing their ideas to the Board for further discussion.

Trustee Glaser remarked he and Fire Chief Basher met with Millie Sandleben of SOMAC about the OSHA medical records. They talked about two different possibilities. One would be to form some sort of contract with Mid-York Family Health Center or try to enlist a local doctor as a volunteer to the fire department. The fire department is required by OSHA to set up a database with physical information from a doctor.

The other possibility is in regard to the hepatitis shot. Chief Basher and Ms. Sandleben are going to find out how many people are interested in the shots. SOMAC was under the impression that the village was going to pay for these shots. Mayor Baker said that SOMAC is really not employed by the village, and therefore the village would not be responsible for the cost.

Trustee Glaser stated they were all going to meet this month and develop a list of the people that are interested and then they will set up a meeting date to discuss it.

Trustee Glaser remarked the fire department would like to put up a

satellite dish for the Emergency Network Training Information channel. They have sent the information to the Planning Board to get on the agenda. The dish would be put on the roof of the fire department building. SOMAC would also be using the dish for their own source of information.

E. Mayor Baker. He stated a meeting was scheduled at the Colgate Inn regarding the PILOT agreement. The Superintendent of HCS, Mr. Pete Bacus, the Town of Hamilton Supervisor Mr. Bob Kuiper, Mr. Bert Rider of the Hamilton Inn Corporation, and Mr. Don Howard of the Madison County Industrial Development Agency were also at the meeting. The payments began at \$1,500 in 1979 and increased to the current year of \$3,963. The old assessed valuation for the Colgate Inn is \$791,000. Their taxes should be \$8,594 at the \$10.8654 tax rate. In the year 2001 the debt is repaid to the agency. The PILOT then goes from the agency to the Hamilton Downtown Inn, who will then pass the PILOT through Colgate University. The university will be the owner in 2001, but the property will be fully taxable at that time. They have been paying 4.5% and now want to pay 3% over the next 3 years.

Mayor Baker stated that he and Trustee Getchonis will be meeting on Friday, December 13, with the Police Officers. The meeting will be about the contract process they went through, where they think they are, how it went the way it did, etc.

Mayor Baker remarked his meeting with Mr. Ron Joyce will be rescheduled for some time after Christmas.

Mayor Baker stated the Christmas decorations were not in the greatest shape this year. The lights in the wreaths are not all working this year and there is some unhappiness with it. He wanted to get some thoughts from the Board on this.

F. Clerk-Treasurer Kogut. Mayor Baker asked Clerk Kogut to comment on the retirement payment for the police department that just came due. Clerk Kogut stated the last couple of years the retirement payments have been \$100-\$150 and we have had to make no payments. This year based on the information available at the time we budgeted, we figured \$1,000 for the village retirement and \$1,00 for the police retirement. He received the invoice a few weeks ago that is due the 15th of this month, and it was \$11,000 for the police department and \$36 for the village.

Executive Session

Motion was made by Trustee Bergen, seconded by Trustee Fuller and carried to go into executive session to discuss personnel at 10:28 pm.

Motion was made by Trustee Bergen, seconded by Trustee Getchonis and carried to return to regular session at 11:02 pm.

Adjournment

There being no additional business to come before the Board of Trustees the meeting adjourned at 11:02 pm.

Respectfully submitted,



Paul C. Kogut
Village Clerk-Treasurer