



## REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WATKINS GLEN HELD TUESDAY, FEBRUARY 15, 2022

### PLEDGE OF ALLEGIANCE

The public session of the meeting was called to order at 6:01 pm by Mayor Luke Leszyk. Present were Mayor Luke Leszyk, Deputy Mayor Louie Perazzini, Trustee Nan Woodworth, Trustee Laurie DeNardo, Trustee Bob Carson, Superintendent Terry Wilcox, Village Clerk Lonnie Childs, and Treasurer Rhonda Slater. Also present were Electric Supervisor Minard LaFever, Code Enforcement Officer Darrin Stocum and Parks and Street Supervisor Ken Barber. The meeting was held via ZOOM online video conferencing in compliance with NYS Governor Hochul's Executive Order 11. There were approximately seven other persons in attendance.

### PUBLIC BE HEARD

There were no public concerns.

### APPROVAL OF MINUTES

#### Minutes for Regular Meeting February 1, 2022

Trustee Nan Woodworth made the motion to approve the minutes for the Regular Board of Trustees meeting held on February 1, 2022. Deputy Mayor Louie Perazzini seconded the motion. The Board then voted on the motion and all were in favor. Motion Carried.

### DEPARTMENT REPORTS

Trustee Laurie DeNardo made the motion to approve the department heads reports. Deputy Mayor Louie Perazzini seconded the motion. The Board then voted on the motion and all were in favor. Motion Carried.

Village Treasurer Rhonda Slater informed the Board that due to an unforeseen increase in the pricing of incremental energy in the month of January, the purchased power adjustment or PPAC rate for the Village of Watkins Glen will be much higher than normal for the March 2022 Village electric bills. The last time the Village experienced such a spike in the cost of purchasing electric was in 2014 and do not anticipate that this will be the new norm.

### VOTING ITEMS

#### Application for Zoning Law Amendment – Short-Term Rental Process

Trustee Nan Woodworth made the motion for the Board to submit an application for a Zoning Law amendment to the Village Planning Board for consideration of amending the short-term rental application process. Trustee Bob Carson seconded the motion. The Board then voted on the motion and all were in favor. Motion Carried.

#### Easement Request for Jesse Thompson – 200 North Glen Avenue

Trustee Laurie DeNardo made the motion to approve an encroachment easement for Jesse Thompson's property at 200 North Glen Ave along Partition Street. Deputy Mayor Louie Perazzini seconded the motion. The Board then voted on the motion and all were in favor. Motion Carried.

#### Waterfront Festival Special Event Application

Deputy Mayor Louie Perazzini made the motion to approve the Waterfront Festival event to be held June 18, 2022 from 11am to 8pm at the Seneca Harbor Park in the Village of Watkins Glen. Trustee Nan Woodworth seconded the motion. The Board then voted on the motion and the vote was as follows:

Yeas: Mayor Luke Leszyk, Deputy Mayor Louie Perazzini, Trustee Nan Woodworth, Trustee Bob Carson

Nays: none

Abstain: Trustee Laurie DeNardo      Motion Carried.

### [Application for Fire Department Building Use – Casino Night](#)

Trustee Laurie DeNardo made the motion to approve the Watkins Glen Fire Company request to utilize the Watkins Glen Fire Department building to host their annual Casino Night on May 7, 2022 from 6pm to 11pm and to approve the waiver for alcohol service and consumption. Deputy Mayor Louie Perazzini seconded the motion. The Board then discussed the request and confirmed all the proper forms have been submitted to the Village Clerk's office. The Board then voted on the motion and all were in favor. Motion Carried.

### [Intermunicipal Agreement for Special Detail Deputies Performing Mutual Aid](#)

Trustee Laurie DeNardo made the motion to approve the following Intermunicipal Agreement between the Village of Watkins Glen and Schuyler County Sheriff Department. Deputy Mayor Louie Perazzini seconded the motion. The Board then voted on the motion and all were in favor. Motion Carried.

The County of Schuyler, a Municipal Corporation of the State of New York, having principal offices at 105 Ninth St, Watkins Glen, NY 14891, o/b/o the Schuyler County Sheriff ("the County of Schuyler," "Schuyler County" or "the Sheriff"); and Village of Watkins Glen a Municipal Corporation of the State of New York, having principal offices at, 303 N. Franklin St., Watkins Glen, NY 14891("sending jurisdiction").

#### RECITALS:

WHEREAS, New York State General Municipal Law ("GML") Section 209-f authorizes the use of out of-county deputies (sending jurisdiction personnel) under duly authorized and declared emergency circumstances (special detail), and

WHEREAS, Article 5-G of the GML permits municipalities to enter cooperative agreements for the provision of various services and activities, and

WHEREAS, the Fair Labor Standards Act (29 USC Section 207) provides that public safety employees on voluntary special detail assignment to a separate and independent employer are exempt from the aggregate hours provisions which would otherwise apply, and

WHEREAS, New York State Attorney General Opinion #98-53 (informal) reviewed and approved the use of inter-municipal agreements under the circumstances contemplated herein, and

WHEREAS, the County of Schuyler reasonably anticipates regularly recurring emergency situations throughout the summer season due to the crowds, traffic volume and related consequences attributable to attendance in excess of twenty thousand (20,000) persons for large events at Watkins Glen International in the Town of Dix, Schuyler County, New York, and

WHEREAS, the resources of the Schuyler County Sheriff's Office are inadequate to address the situations of this magnitude, and

WHEREAS, the sending jurisdiction, is desirous of responding to requests for mutual aid made by Schuyler County under the circumstances described above or other circumstances as authorized by law.

#### THE PARTIES HERETO HEREBY AGREE AS FOLLOWS:

Section 1. DECLARATION: Upon a declaration of emergency by the Schuyler County Sheriff under Section 209-f of the GML, notice thereof shall be communicated to the sending jurisdiction, and the sending jurisdiction acting through its Sheriff, Sheriff's designee or Chief of Police shall make Law Enforcement Intermunicipal

Agreement available to the County of Schuyler such forces, vehicles, equipment and supplies as may be authorized in this agreement and in accordance with terms set forth below.

Section 2. **PERSONNEL SELECTION:** All personnel furnished by the sending jurisdiction shall be on a strictly voluntary basis in accordance with whatever internal procedure shall be acceptable to that sending jurisdiction.

Section 3. **RESPONSIBILITY OF SCHUYLER COUNTY:** The County of Schuyler shall be responsible for all costs associated with mutual aid rendered by the sending jurisdiction from the time of departure to the time of return to the sending jurisdiction (portal to portal) and shall be liable for any losses or damage to apparatus, equipment or supplies and shall defend, indemnify and hold harmless the sending jurisdiction, and its officers, employees and agents from and against all liability, claims, damages, losses and expenses, direct, indirect or consequential (including but not limited to attorneys' fees and other professional costs) of every kind and nature arising out of or resulting from the acts or omissions on the part of Emergency Special Deputies performing mutual aid police duties within the County of Schuyler, while under the command of the Schuyler County Sheriff and acting within the scope of their duties in the same manner as if such Emergency Special Deputies were regularly employed by Schuyler County.

Section 4. **INSURANCE COVERAGE:** Emergency Special Deputies performing mutual aid policing shall be covered by the police professional liability insurance policy of the County of Schuyler and its workers' compensation insurance while so employed (Exhibit 1 letter attached). Furthermore, the County of Schuyler shall maintain and evidence General Liability coverage with sending jurisdiction, its officers, employees and agents shall be named as additional insureds under the policy issued for general liability coverage.

Section 5. **LAW ENFORCEMENT STATUS:** Deputies from the sending jurisdiction shall be sworn as emergency special deputies of Schuyler County as soon as practicable upon their arrival in the County of Schuyler. Such deputies shall be authorized to drive vehicles owned by the sending jurisdiction, to wear their regular uniforms, carry appropriate sidearm, and other equipment and supplies as necessary or required for their assignment. Such emergency special deputies shall have either police officer or peace officer status as the term is employed in the criminal procedure law according to their certifications in the sending jurisdiction and shall be assigned duties at the discretion of the Schuyler County Sheriff's Office. While engaged in mutual aid duties, all emergency special deputies shall be under the command of the Schuyler County Sheriff.

Section 6. **PAYMENT:** Emergency special deputies shall be paid by the County of Schuyler on a contractual basis while assisting the Schuyler County Sheriff's Office. Payment checks will be mailed by the Schuyler County Treasurer to participating emergency special deputies.

Section 7. **ADDITIONAL PAYMENT:** In addition to payment for personnel, the County of Schuyler shall pay \$30.00 per day for each vehicle used by the sending jurisdiction in furtherance of services rendered under this agreement. The County of Schuyler will also provide gasoline and oil for such vehicles to include topping off tanks prior to departure at the conclusion of mutual aid services in preparation for return to the sending jurisdiction. Such additional payment shall be made to the sending

Law Enforcement Intermunicipal Agreement, jurisdiction upon submission of a certified voucher thereof. Increases in rates shall be subject to and reflective of negotiations between the County of Schuyler and sending jurisdiction.

Section 8. PERSONNEL INFORMATION: Upon notification by the Schuyler County Sheriff's Office the sending jurisdiction will, as soon as practicable thereafter, provide to Schuyler County Sheriff's Office, by the fastest available means a list of all personnel providing mutual aid service, in include names, addresses and social security numbers sufficient to enable the County of Schuyler to issue payment checks. The sending jurisdiction will also similarly provide to the County of Schuyler vehicle identification numbers for all vehicles to be sent so that the County of Schuyler may add the same to our automobile liability insurance for the duration.

Section 9. USE OF TERMS: As used herein the terms special detail deputies or emergency special deputies should include correction officers and/or administrative or technical personnel according to their designation in the sending jurisdiction.

Section 10. TERMS/DURATION: This agreement shall remain in force for the maximum term permitted by the GML (currently five [5] years).

Section 11. RESOLUTIONS: An authorizing resolution of each municipal legislative body is attached hereto as, respectively, "Exhibit 2" and "Exhibit 3."

Section 12. EXHIBITS/ATTACHMENTS: The following appendices are annexed hereto, incorporated by reference as if set forth more fully herein and shall govern all terms and conditions of this contract:

(Exhibit 1 letter attached).

(Exhibit 2, Resolution of the Schuyler County Legislature)

(Exhibit 3, Resolution of the Village of Watkins Glen Board)

Section 13. EFFECTIVE DATE: This agreement shall be effective on and after April 1, 2022.

### [Police Dispatch Services](#)

Trustee Laurie DeNardo made the motion to approve sending a thirty-day written notice of non-renewal for the Police Dispatch services provided by the Schuyler County Sheriff's department. Trustee Nan Woodworth seconded the motion. Discussion followed, with Phil Barnes giving an explanation of where and how the fees originated. Sergeant Ethan Mosher commented that it is not normal protocol to charge for these services, however the services they provide are worth the money. The Board then voted on the motion and they were all opposed. Motion Failed.

### [WGI Promotional Banners Request](#)

Trustee Laurie DeNardo made the motion to approve the following dates for Watkins Glen International banners to be hung.

Opening Weekend – March 25 – April 11, 2022, Franklin Street and Fourth Street

NASCAR – May 20, 2022 – June 7, 2022 Fourth Street

IMSA – June 15-30, 2022, Fourth Street and June 20-30, 2022, Franklin Street

Wine Fest – July 1-11, 2022

NASCAR – August 8-22, 2022

Vintage Festival – August 25-September 12, 2022, Fourth Street

Trustee Nan Woodworth seconded the motion. The Board then voted on the motion and all were in favor. Motion Carried.

## Resignation and New Hires – Lineworker Helpers

The Board accepted the resignation of Lineworker Helper Ioannis “Yanni” Prodromou effective February 25, 2022. Deputy Mayor Louie Perazzini then made the motion to approve the hiring of Jeffrey Heichel and Jared Hartman as Lineworker Helpers at a rate of \$22.25/hr. Jeffrey Heichel will begin February 28, 2022 and the start date for Jared Hartman will be March 7, 2022. Trustee Bob Carson seconded the motion. The Board then voted on the motion and all were in favor. Motion Carried.

## Sewer Credit Request – 207 N. Jackson St.

Trustee Laurie DeNardo made the motion to approve a fifteen-unit, \$150 sewer credit for Helen Pratt for a broken water pipe at her residence located at 207 N. Jackson Street. Deputy Mayor Louie Perazzini seconded the motion. The Board then voted on the motion and all were in favor. Motion Carried.

## CONFERENCE REQUESTS

### MEUA Training Courses

#### Engineering Workshop March 8 & 9, 2022

Trustee Laurie DeNardo made the motion for Lineworker Helper Dayne Hughey and one of the two new hires to attend the MEUA Engineering Workshop at the Embassy Suites by Hilton Syracuse Destiny USA in Syracuse, NY March 8 & 9, 2022 at a cost of \$80/person. Deputy Mayor Louie Perazzini seconded the motion. The Board then voted on the motion to approve and all were in favor. Motion Carried.

#### 2<sup>nd</sup> Year Apprentice Program for 2022

Deputy Mayor Louie Perazzini made the motion for Lineworker Helper Dayne Hughey to attend the 2<sup>nd</sup> Year MEUA Apprentice Program in Fairport, NY at a cost of \$5,044. Trustee Laurie DeNardo seconded the motion. The Board then voted on the motion to approve and all were in favor. Motion Carried.

#### 1<sup>st</sup> Year Apprentice Program for 2022

Trustee Bob Carson made the motion for the two new hires to attend the 1st Year MEUA Apprentice Program in Fairport, NY at a cost of \$5,044/person. At this time, the Village has reserved one spot for the class and been placed on the waiting list for the second spot. Deputy Mayor Louie Perazzini seconded the motion. The Board then voted on the motion to approve and all were in favor. Motion Carried.

#### Safety & Training Classes #1 thru #8

Deputy Mayor Louie Perazzini made the motion for the Electric Department to attend the MEUA/NEPPA Lineworker Safety & Training Program for 2022 at a cost of \$1,860/person for a total of \$9,300. Trustee Nan Woodworth seconded the motion. The Board then voted on the motion to approve and all were in favor. Motion Carried.

## AUDIT

### General Audit

Trustee Laurie DeNardo made the motion to approve the general audit dated February 14, 2022 and the health insurance transfer add-on in the following amounts:

General	\$52,546.57	Sewer	\$117,675.04
Electric	\$20,962.15	Water	\$10,894.76
Joint Activity (CVWRF)	\$14,560.69	DRI Projects	\$9,770.22

Trustee Nan Woodworth seconded the motion. The Board then voted on the motion to approve and all were in favor. Motion Carried.

### Online Audit

Trustee Nan Woodworth made the motion to approve the online audit for the January sales tax payment in the amount of \$5,069.69. Trustee Bob Carson seconded the motion. The Board then voted on the motion to approve and all were in favor. Motion Carried.

## JPC Audit

Deputy Mayor Louie Perazzini made the motion to approve the online audit for the JPC audit in the amount of \$29,594.80. Trustee Laurie DeNardo seconded the motion. The Board then voted on the motion to approve and all were in favor. Motion Carried.

## BOARD CONCERNS

### Changes to COVID Restrictions

The Board discussed the mask mandate that has been lifted as of February 9, 2022. The Board opted to make masks recommended only, other than the courtroom, for entrance to the Village Municipal Building and to return to in-person meetings effective March 1, 2022.

### Grant Opportunities – Parks Department

The Parks Department informed the Board of the following non-matching grants for which they will be submitting. There is a NYS Canal System Tourism Infrastructure and Event Grant that ranges from \$500 - \$24,000 to help with the Event Center and skating program. There is also a Community Foundation Royce Haight Youth Fund that provides funding in the \$100-\$2,000 range. Lastly, there is an Arts Council of the Southern Finger Lakes grant that the Village has already been awarded, in the amount of \$2,000, to help support the summer concerts program.

## EXECUTIVE SESSION

Trustee Laurie DeNardo made the motion to exit public session and enter into executive session at 6:59 pm for one Police Department personnel employment item, a Sewer Department personnel matter and an Electric Department personnel promotional matter. Deputy Mayor Louie Perazzini seconded the motion. The Board then voted on the motion and all were in favor. Motion Carried.

## ADJOURN

With no further business to come before the Board, Trustee Laurie DeNardo made the motion to adjourn at 7:36 pm. Trustee Bob Carson seconded the motion. The Board then voted on the motion and all were in favor. Motion Carried.

Meeting Adjourned.

Respectively Submitted,

Rhonda E Slater