

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE  
VILLAGE OF WATKINS GLEN HELD MONDAY, OCTOBER 5, 2009

Prior to the public session, the Board held an executive session that began at 6:30 pm.

The public session of the meeting was called to order by Mayor Judith H Phillips at 7:00 pm. Present were Trustees William E Smagner, Nicholas P Kelly and Wayne N Weber. Also present were Superintendent of Utilities Mark L Specchio, Superintendent of Streets, Parks and Cemeteries Donald R Perry, Police Chief Thomas R Struble, Clerk/Treasurer Donna J Beardsley and Account Clerk/Typist Rhonda E Slater. Absent was Trustee Gregory A Coon.

PUBLIC  
SESSION -  
ATTENDANCE

PUBLIC CONCERNS:

The first item on the agenda was an approximately twenty minute PowerPoint presentation shown by Rocky Kambo, a representative for Cooperative Extension, explaining the findings of a parking survey of the Village of Watkins Glen that was done over the summer. The findings revealed that there indeed is no parking concerns in the Village, but only a need for signage to show where parking is available. Upon completion of the presentation, Mr. Kambo requested permission from the Village Board to obtain quotes for a signage study stating that the Cooperative Extension committee working on this project had \$2,000 worth of funds to donate to this study. Trustee Kelly made the motion for Cooperative Extension to obtain the quotes. Trustee Weber seconded the motion and all were in favor. Motion Carried.

PUBLIC  
CONCERNS

Trustee Coon entered at 7:17pm.

Teddy Herron, of 108 E Sixth Street, was present to request removal of the no *turn on red* sign at the intersection of North Decatur and Fourth Street. His concern is the congestion the new sign is causing on Decatur. Mayor Phillips requested that Police Chief Struble look into the issue and if a problem exists, a letter may be sent to DOT.

Mr. Herron further requested that the Village Board look into removing the stop signs on the side hill for the westbound traffic. The inclines are difficult to stop and restart, especially in the winter. Lastly, he thanked the Board members for the new one-mile walking trail in the Village.

Scott Yaw, an employee of VanSkiver Motors located at 807 N Franklin Street, requested that the Village Police patrol and enforce the one-way traffic on S Madison Ave.

Chuck Franzese, the Town of Dix supervisor, was present to discuss the water/sewer rates for the Town of Dix and to state his refusal to pay the new water rate, which took effect with the July 1, 2009 billings. He requested to have the Town of Dix and the Village of Watkins Glen head back to the negotiation table on this matter. Discussion followed. No action was taken.

Brief discussion followed when Phil Barnes asked about the proposed County Water District. He was informed that the project was dead.

John Vandenhurk, owner of the Idlewilde bed and breakfast on Lakeview Ave, was present to discuss the riley water situation at his business. Much discussion followed. Mr. Vandenhurk requested that the Board grant him a reprieve on his bill for the extra laundering being done because of the water issues. Mayor Phillips stated we would compare last year's usage and this year's usage to see if/how much credit could be given.

Mike Learn, owner of Learn Motors located at 502 N Franklin, was present to discuss a letter written to the Board regarding the zoning of his adjacent tax parcels. Three parcels are in the central business district and five are in the residential transition area. Mayor Phillips stated the issue will be discussed at the next Zoning Task Force meeting scheduled for Oct 31, 2009 at 8am.

Phil Barnes, of 203 Lakeview Ave, also asked about the abandoned property on Lakeview Ave and Cedar Street. Trustee Coon informed Mr. Barnes that the Code Enforcement Officer is required to have paper correspondence or emails to document the problem from neighbors in order to address the issue further.

Mr. Barnes then thanked the Village for the new streetlight and their brush pickup.

JUSTICE REPORTS:

Trustee Coon made the motion to approve Judge Dugo’s report of activity for the month of September. Trustee Smagner seconded the motion and all were in favor. Motion Carried.

JUSTICE  
REPORTS

POLICE DEPARTMENT REPORT:

Trustee Smagner made the motion to approve the Police Department report for September. Trustee Kelly seconded the motion and all were in accord. Motion Carried.

POLICE  
DEPARTMENT  
REPORT

Trustee Kelly made the motion for Police Chief Struble to hire Sean Lambert as a part-time officer. Trustee Weber seconded the motion and all were in accord. Motion Carried.

POLICE HIRE

DEPARTMENT HEADS’ REPORTS:

After much discussion, Trustee Kelly made the motion to enforce odd/even parking between the hours of 7am and 4pm only this season. Trustee Coon seconded the motion and all were in favor. Motion Carried.

DEPARTMENT  
HEADS’  
REPORTS

Mayor Phillips reminded everyone that *Dumpster Day* will be held on Oct 17, 2009.

ODD/EVEN  
PARKING  
ENFORCEMENT

Trustee Kelly made the motion to approve the department head’s reports as presented to the Board. Trustee Smagner seconded the motion and all were in agreement. Motion Carried.

Trustee Coon made the motion to hire the following list of proposed skate staff hires, at their corresponding rates, as presented by Park Manager Michelle Hyde. Trustee Weber seconded the motion. Discussion followed. Trustee Kelly made the request to enter into executive session to discuss the candidates.

Name	Position	Rate per hour
Melissa Teed	Skate manager	\$10.25
Robin Johnson	Skate staff	\$8.00
Debra Besley	Skate staff	\$8.00
Melanie Blauvelt	Skate staff	\$8.00
Joshua Wallenbeck	Skate staff	\$8.00
Jessica Westlake	Skate staff	\$8.00
Tammy Cole	Skate staff	\$8.00
Melissa Cole	Skate staff	\$8.00
Jean Blauvelt	Substitute	\$8.00
Sarah Bianco	Substitute	\$8.00
Kevin Smith	Skate staff	\$8.00

SKATE HIRES

At 8:41pm, all in attendance were requested to step out and Trustee Kelly made the motion to enter into executive session. Trustee Coon seconded the motion and all were in favor. Motion Carried.

At 8:45pm Trustee Smagner made the motion to exit executive session and reenter public session. Trustee Coon seconded the motion. All were in favor. The public was ushered back in. Motion Carried.

Trustee Coon made the motion to hire the aforementioned skate staff. Trustee Weber seconded the motion. Trustees Coon, Weber and Smagner voted in favor of the motion. Trustee Kelly voted against the motion stating that he felt the Board was making a “sticky move”. The vote was 3:1 in favor of the motion. Motion Carried.

CONFERENCE REQUESTS:

Trustee Smagner made the motion for Deputy Clerk Naomi Kingsley to attend a minutes indexing course in Odessa, NY on October 7, 2009. There was no fee for the conference. Trustee Weber seconded the motion and all were in favor. Motion Carried.

CONFERENCE  
REQUESTS

Trustee Coon made the motion for Deputy Clerk Naomi Kingsley and Account Clerk/Typist Rhonda Slater to attend a Spectrum User’s Group conference, hosted by Harris, the Village’s software company, on Oct 19, 2009 in Rochester, NY. The fee for the conference is \$100/person. Trustee Weber seconded the motion and all were in accord. Motion Carried.

Trustee Coon then made a motion for Deputy Clerk Kingsley and Account Clerk/Typist Slater to attend Harris’ Executive Customer Committee meeting in Churchville, NY on October 21, 2009. There is no fee for this meeting. Trustee Smagner seconded the motion. All agreed. Motion Carried.

Trustee Kelly made the motion for Clerk/Treasurer Beardsley and Deputy Clerk Kingsley to attend a Chemung County Insurance meeting in November. The meeting will discuss the changes to the insurance and premiums that will take effect January 1, 2010. Trustee Weber seconded the motion. All were in concurrence. Motion Carried.

Trustee Smagner made the motion for Superintendent of Streets, Parks and Cemeteries Don Perry to attend the Public Works Training School hosted by NYCOM on Oct 19-22, 2009 in Canandaigua, NY. The cost of the conference is \$250. Trustee Kelly seconded the motion. All were in accord. Motion Carried.

Trustee Kelly made the motion for Waste Water Treatment Plant Chief Operator David Burt and Sewage Treatment Plant Operator Ed Berry to attend an *Optimizing Clarifier Performance and Flow Measurement Workshop* hosted by New York Water Environment Association in Geneva, NY on Nov 4, 2009 at a cost of \$50/per person. Trustee Weber seconded the motion and all were in favor. Motion Carried.

BOARD CONCERNS:

Superintendent of Utilities Mark Specchio informed the Board that the water department would be hydrant flushing from 10/12-23/09. He further requested that he be given permission to go to bid for the window replacement in the courtroom. Trustee Kelly made the motion to go to bid for the windows. Trustee Coon seconded the motion and all were in accord. Motion Carried.

BOARD  
CONCERNS

Superintendent of Streets, Parks and Cemeteries Don Perry requested permission to hire Charles Bell, currently working for the Village in the Cemeteries, as a full time MEO for the street department. Trustee Kelly made the motion to approve the hire provided the necessary background check came back clean and Trustee Coon seconded. All were in favor. Motion Carried.

STREET DEPT  
HIRE

Trustee Smagner made the motion to approve a written request from Harold Rappleye for a refund of four cemetery plots because of an erroneous burial of another person(s) on his lot. Trustee Coon seconded the motion and all were in agreement. Motion Carried.

Police Chief Struble had no Board concerns.

Trustee Coon made the motion to approve the annual payment to Southern Tier Central agreement for internet map server (GIS) at a cost of \$500.00. Trustee Smagner seconded the motion and all were in favor. Motion Carried.

RENEWAL OF  
STC  
AGREEMENT

Clerk/Treasurer Beardsley informed the Board that USDA officially signed off on the final payment for the First Street Project and that the payment would be sent.

Superintendent Perry informed the Board of a GST BOCES training work study program request he had received from an 18 yr male. No fee for his employment would be incurred by the Village and that BOCES pays for his insurance while on the work study program. Trustee Weber made a motion to approve the appointment of the GST BOCES student. Trustee Kelly seconded the motion and all were in favor. Motion Carried.

Trustee Coon made the motion approving the Governor's proclamation to declare October 2009 as the *Month of the Young Adolescent*. Trustee Smagner seconded the motion and all were in accord. Motion Carried.

Clerk/Treasurer Beardsley had a CVT easement item for executive session stating that the recommendations from the Village's insurance representative and the Village's attorney was to not accept it.

Trustee Kelly made the motion to approve Edger Enterprises change order #2 payment request for the Catherine Valley Trail at a cost of \$7700. Trustee Coon seconded the motion and all were in agreement. Motion Carried.

CHANGE  
ORDER #2 FOR  
CVT APPROVED

The Board was made aware of an upcoming meeting on October 15<sup>th</sup> at Savard's Restaurant regarding the CVT.

Clerk/Treasurer Beardsley had one litigation issue, two contractual items and one personnel item for executive session.

Trustee Coon had no Board concerns.

Trustee Smagner asked Superintendent Specchio if the Edger warranty work has been

completed at the Fire House. The reply was no. He then asked if the *No Parking* signs for Decatur Street from Fourth St to First St would be going up soon. Superintendent Perry stated that the UFPOs were finally marked out and the signs should be installed this week.

A progress update on the new electronic read meter installation was provided to the Board.

Clerk/Treasurer Beardsley provided the Board with a summary of information from the recent NYCOM conference that was attended. The main point of interest was the waiving of rental fees. This should not be permitted.

Trustee Weber had no Board concerns.

Trustee Kelly requested permission from the Board to look into some sort of blinking light or other warning system that could be attached to the pedestrian crosswalk signs on Franklin Street and Fourth Street to inform drivers that there are people trying to cross. The Board stated he could look into options and report back.

Trustee Kelly quickly discussed the possibility of imposing permit requirements/limitations within which the code enforcement officer could act to prevent prolonged building repairs.

Trustee Kelly brought up the point made by Chuck Franzese earlier in the meeting and requested that the letter that was proposed at the Sept 19<sup>th</sup> meeting be sent to the Town of Dix regarding the water rates.

Trustee Kelly made the motion for the Village to repair the E-30 fire truck at a cost of \$9,875. Trustee Smagner seconded the motion and all were in accord. Motion Carried.

REPAIR OF FIRE TRUCK

Much discussion was also raised regarding the open container law and the waiving of said law during festivals such as the Grand Prix festival.

Mayor Phillips gave a quick oversight of the fiber optics surveillance plans as presented to the Board by Hunt Engineers and the green initiatives being provided through NYPA that were provided by the Village's electrical consultant Clement Nadeau.

Past meeting updates were then given by the Mayor, along with reminders of the upcoming NYCOM meeting on Nov 9<sup>th</sup> in Albany and an Emergency Management Council meeting to be held on Wednesday Oct 14<sup>th</sup> at 7pm in Montour Falls.

Clerk/Treasurer Beardsley updated the Board on the utility rate change request for the property at 501 N Franklin St.

RESOLUTIONS:

RESOLUTIONS

The following resolution for a budget amendment for improvements to the courtroom was approved with a motion by Trustee Kelly, a second by Trustee Coon and all being in favor. Motion Carried.

WHEREAS, the Village of Watkins Glen received a grant from the Office of Court Administration of the State of New York in the amount of \$7,716.00 for improvements to the Village Court; and

WHEREAS, those funds were received and have been credited to the General Fund account number A3021; and

WHEREAS, the Village will be making certain improvements to the Court Room, but not in this fiscal year;

IMPROVEMENTS FOR COURTROOM

NOW, THEREFORE, BE IT RESOLVED that the Village Clerk/Treasurer be, and hereby is, authorized to amend the 2008-2009 budget by increasing Revenue Account Number A3021 and the Capital Reserve Account Number A231-200 in the amount of \$7,716.00 to provide for the improvements to the Village Court.

The following fire department budget transfer for the installation of a fence was adopted with a motion by Trustee Kelly, a second by Trustee Weber and all being in favor. Motion Carried.

WHEREAS, the board of Trustees approved an expenditure of \$3,337.00 to install a vinyl fence at the Fire Station, and;

WHEREAS, there are sufficient funds set aside in the Fire Department Building Capital Reserve Account A231-400 to cover such costs, and;

RESOLUTIONS  
(con)

NOW, THEREFORE, BE IT RESOLVED, that the Clerk/Treasurer be, and hereby is, authorized to transfer the sum of \$3,337.00 from Capital Reserve Fund A231-400 to the Fire Department Contractual Expense Account A3410.40R for the cost of installing the fence.

BUDGET  
TRANSFER –  
FIRE DEPT

The final resolution of the evening was a budget transfer for the Police Department for a Wal-Mart donation to purchase jackets. The resolution was adopted with a motion being made by Trustee Weber. Trustee Smagner seconded the motion. All agreed. Motion Carried.

WHEREAS, the Police Department did receive a grant for \$2,000 from the Wal-Mart Foundation; and

BUDGET  
TRANSFER  
POLICE DEPT

WHEREAS, those funds were received and have been credited to the General Fund account number A2705; and

WHEREAS, the Police Department did purchase jackets which have been charged to A3120.430;

NOW, THEREFORE, BE IT RESOLVED, that the Village Clerk/Treasurer be, and hereby is, authorized to amend the 2009-2010 budget by increasing Revenue Account Number A2705 and Appropriations Account Number A3120.430 in the amount of \$2,000 to provide for the purchase of Police Department Jackets.

MINUTES:

MINUTES

Trustee Kelly made the motion to accept the minutes for the September 8, 2009 regular meeting and the September 18, 2009 special meeting of the Village Board. Trustee Coon seconded the motion and all were in favor. Motion Carried.

AUDIT:

AUDIT

Trustee Weber made the motion to accept the abstract of unaudited vouchers along with the add-ons, for October 9, 2009 at the following amounts:

General	\$23,484.70	Water	\$2,758.39
Electric	\$18,605.50	Sewer	\$15,372.38
Cap Projects - CVT	\$7,704.00	Cap Projects – Raw Water	\$

Trustee Kelly seconded and all were in favor. Motion Carried.

EXECUTIVE SESSION:

EXECUTIVE  
SESSION

Trustee Kelly made the motion to exit public session and enter executive session at 10:21pm for the aforementioned items. Trustee Weber seconded the motion and all were in accord. Motion Carried.

Trustee Coon made the motion to exit executive session and reenter public session at 11:09pm. Trustee Kelly seconded the motion and all voted in favor. Motion Carried.

With no further business to be brought before the Board, Trustee Coon made the motion to adjourn at 11:09pm. Trustee Weber seconded the motion and all were in favor. Motion Carried.

ADJOURNMENT

Meeting adjourned.

Respectfully Submitted,

Rhonda E Slater

