

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE  
VILLAGE OF WATKINS GLEN HELD MONDAY, DECEMBER 07, 2009

The public session of the meeting was called to order by Mayor Judith H Phillips at 6:00 pm. Present were Trustees Gregory A Coon, William E Smagner, Nicholas P Kelly and Wayne N Weber. Trustee Weber made the motion to exit public session and enter executive session at 6:01 pm. Trustee Smagner seconded the motion and all were in favor. Motion Carried. At 6:57 pm, Trustee Coon made the motion to exit executive session and reenter public session. Trustee Smagner seconded the motion. All agreed. Motion Carried. The public entered.

PUBLIC  
SESSION -  
ATTENDANCE

At 7:01pm, the Mayor led the assembled in the pledge of allegiance. Along with the above Board members, 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 were present. There were six other people in attendance.

PUBLIC CONCERNS:

Pete Simpson, a member of the local Veterans of Foreign Wars division, was present with a complaint about odd/even parking enforcement on First St. He stated that he was informed it would not be enforced on First St by a patrolman, but was then issued a ticket. The Chief has since spoken with him and stated that the issue would be discussed with his officers to avoid future miscommunication. The plea from Mr. Simpson is that the Village would not enforce odd/even parking on 1<sup>st</sup> St. so there would be more room for the VFW customers.

PUBLIC  
CONCERNS

Chuck Franzese quickly read the short form SEQR for the new raw water intake project. He suggested that the Village of Watkins Glen also complete the long form for the SEQR in case any problems should arise. Trustee Kelly made the motion to accept the page one short form of the SEQR as read by Mr. Franzese, with the adjustment from removal of current structure to abandonment of current structure. Trustee Coon seconded the motion and all were in favor. Motion Carried.

SEQR for RAW  
WATER INTAKE  
PROJECT

Trustee Smagner then made the motion for the Village to complete the long form of the SEQR and to host a public hearing on said SEQR. Trustee Weber seconded the motion. All were in accord. Motion Carried.

Chuck Franzese also spoke briefly about an archeological study fee, to be taken from contingency. It will show up on the Hunt invoice, but will be listed as a separate fee.

JUSTICE REPORTS:

Trustee Smagner made the motion to approve the Justice Report as presented by Judge Dugo for the month of November. Trustee Coon seconded the motion and all were in accord. Motion Carried.

JUSTICE  
REPORTS

POLICE DEPARTMENT REPORT:

The Police Department report for the month of November was approved with a motion by Trustee Kelly, a second by Trustee Weber and all being in favor. Motion Carried.

POLICE  
DEPARTMENT  
REPORT

DEPARTMENT HEADS' REPORTS:

Much discussion occurred regarding the costs involved in closing the park office and moving Park Manager Michelle Hyde up to the Village Offices for the winter months. In the end, Trustee Coon made the motion to leave the Clute Park office open this winter and evaluate the costs of said decision at the end of the winter season. Trustee Weber seconded the motion. All were in agreement. Motion Carried.

DEPARTMENT  
HEADS'  
REPORTS

Trustee Kelly made the motion to approve a sewer credit of 12 units to Barbara Anderson, owner of 308 E Fourth St, for water usage associated with a broken pipe. Trustee Weber seconded the motion. All agreed. Motion Carried.

Trustee Weber made the motion to approve the following 2010 camping rates as requested by Park Manager Hyde. Trustee Coon seconded the motion and all were in accord. Motion Carried.

Length of Stay	2009 rate	2010 rate	
Day	\$38	\$39	
Week	\$240	\$245	NEW CAMP
Month	\$650	\$675	RATES
July/August(monthly)	\$675	\$700	
Seasonal	\$1750	\$1795	

The Mayor shared a request from the Seneca Harbor Place townhouse project developer to use a west entrance to the site for the duration of construction to best utilize the utilities, beginning in March 2010. The proposed entrance would be located between Henry Lembeck's property and the sewer plant. The property in question may belong to the County, not the Village. Trustee Kelly made the motion to allow them access to the west entrance, with the conditions that they realize that the Village cannot authorize permission to cross the railroad tracks owned by Finger Lakes Railroad on Porter St and they comply with the five ton weight limit on Village Streets. Trustee Smagner seconded the motion and all were in favor. Motion Carried

CONFERENCE REQUESTS:

Trustee Kelly made the motion for Police Chief Struble to attend a course in Albany regarding baseline necessities for exams. There is no fee for the course, but there may be a hotel fee involved. Trustee Weber seconded the motion. All were in favor. Motion Carried.

CONFERENCE  
REQUESTS

BOARD CONCERNS:

Trustee Kelly had no Board concerns.

BOARD  
CONCERNS

Trustee Weber had no Board concerns.

Trustee Smagner asked for an update to the request for Seneca Harbor Place to be tax exempt. No decisions have been made and the Village Attorney is writing up a formal objection to the matter on the Village's behalf.

Trustee Coon had no Board concerns.

Clerk/Treasurer Donna Beardsley reminded the Board of the Dec 17<sup>th</sup> Village Christmas Party and the Chamber of Commerce celebration for Jan 8<sup>th</sup>.

Trustee Smagner made the motion to have the Mayor sign the lease agreement for Shared Services building for 2010, with the first year cost at \$9,522.11. Trustee Weber seconded the motion and all were in accord. Motion Carried.

Trustee Smagner then made the motion to accept the bonding payment schedule using the fifty percent rule, which will provide an overall savings of approximately \$40,000 over the life of the bond. Trustee Weber seconded the motion and all agreed. Motion Carried.

Trustee Smagner made the motion to offer a full time position at \$12.40/hr to Julie Krause, currently the seasonal Account Clerk/Typist. Trustee Coon seconded the motion. Trustee Smagner voted in favor. Trustee Coon voted in favor. Trustee Kelly voted against the motion. Trustee Weber voted against the motion. Mayor Phillips voted in favor of the motion. The vote was 3:2 in favor of the motion. Motion Carried.

Clerk/Treasurer Beardsley shared a second letter requesting acceptance of a formal easement over the CVT. Currently, the Village Attorney is not in favor of the easement.

Trustee Smagner made the motion to approve the agreement for phone usages at the Schuyler County Shared Services building. The agreement is for five phones at \$17.25 per phone per month. Trustee Kelly seconded the motion. All were in accord. Motion Carried.

Trustee Weber made the motion to approve a \$500 reimbursement to be given to Joshua Navone for installation of new sidewalk blocks because of damage incurred by the Village crew. Trustee Smagner seconded the motion. Trustee Kelly abstained and all the remaining were in favor. Motion Carried.

Trustee Weber made the motion to approve the NYPA incremental power supply one year renewal agreement. Trustee Coon seconded. All were in favor. Motion Carried.

Trustee Kelly made the motion to approve a Hunt Engineers proposed technology study agreement at a fee of \$15,000. Trustee Smagner seconded and all were in accord. Motion Carried.

At the request of Superintendent Specchio, permission to send one employee to the MEUA four year training program was approved with a motion by Trustee Kelly, a second by Trustee Weber and all being in one accord. Motion Carried.

Trustee Smagner made the motion to appoint Daniel Thomas Eberhardt & Bradley Conover as part-time patrolmen. Trustee Coon seconded the motion. All were in favor. Motion Carried.

Mayor Phillips discussed briefly the dog park request from Barbara Cook. The Mayor has spoken with Barbara Cook informing her that the Village is still looking into the request but it does not appear that it will be along the waterfront.

Trustee Kelly reminded the board that they need to reply to a request from the Italian American Festival Committee for pup tents/ ancillary fee reductions.

Mayor Phillips had one negotiation issue for executive session.

RESOLUTIONS:

The following Fire Department budget transfer was approved with a motion by Trustee Kelly, a second by Trustee Coon and all being in accord. Motion Carried.

WHEREAS, while extinguishing a fire at 313 N Franklin Street in Watkins Glen, NY on October 18, 2009 damage was done to the Fire Department portable equipment used on site; and

WHEREAS, insurance recoveries in the amount of \$1,409.08 have been received for property damage to the aforementioned equipment, and was not included in the 2009-10 budget;

NOW, THEREFORE, BE IT RESOLVED, that the Clerk/Treasurer be, and hereby is, authorized to amend the 2009-2010 budget by increasing Revenue Account A2680 in the amount of \$1,409.08 and increasing Appropriations Account A3410.400 in the amount of \$1,409.08.

Trustee Coon made the motion to approve the following budget transfer for the Parks Department skate program donation. Trustee Weber seconded the motion and all were in favor. Motion Carried.

WHEREAS, the Parks Department did receive a grant from the Elmo M Royce Youth Fund in the amount of \$1,800 for Roller Skates for the Youth Skate Program; and

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

WHEREAS, the Parks Department will purchase roller skates which will be charged to A7140.430;

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 A2705 and Appropriations Account Number A7140.430 in the amount of \$1,800 to provide for the purchase of Roller skates.

Trustee Weber made the motion to approve the following resolution approving the annual SCOPED payment. There was no second to the motion. The motion failed. Trustee Coon brought into question the motion made at the November 2, 2009 meeting. Much discussion followed regarding the tax payment made this year by the Village Marina. He then made the motion to rescind the motion made at the November 2, 2009 meeting. Trustee Kelly seconded the motion. All were in favor. Motion Carried. Trustee Weber made the motion to approve the following resolution for a second time. Trustee Kelly seconded the motion. Trustee Weber voted in favor of the motion. Trustee Kelly voted in favor. Trustee Coon voted in favor. Trustee Smagner voted against the motion. The motion passed with a 3:1 vote in favor. Motion Carried.

WHEREAS, the Village of Watkins Glen has previously entered into an Agreement with the County of Schuyler committing

RESOLUTIONS

BUDGET  
TRANSFER –  
INSURANCE  
RECOVERY

BUDGET  
TRANSFER –  
SKATE  
PROGRAM  
DONATION

Village funds for an annual payment to SCOPED; and

ANNUAL  
SCOPED  
PAYMENT  
RESOLUTION

WHEREAS, the Village of Watkins Glen is desirous of continuing that commitment for 2009.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Village of Watkins Glen, New York hereby authorize the Mayor to sign an Inter-Municipal Agreement with the County of Schuyler committing \$5,926.00 of Village funds from the 2009-2010 budget as payment to SCOPED for the period of January 1, 2009 through December 31, 2009.

MINUTES:

Trustee Kelly made the motion to accept the minutes for the November 16, 2009 regular meeting of the Village Board. Trustee Coon seconded the motion and all were in favor. Motion Carried.

MINUTES

AUDIT:

Trustee Weber made the motion to accept the abstract of unaudited vouchers along with the add-ons, for December 7, 2009 at the following amounts:

AUDIT

General	\$128,266.74	Water	\$13,726.52
Electric	\$29,750.00	Sewer	\$28,400.74
Cap Projects – CVT	\$4,800.00	Cap Projects – RWI	\$

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

EXECUTIVE SESSION:

With no further concerns brought before the Board, Trustee Coon made the motion to exit public session and re-enter executive session for a negotiations item. Trustee Smagner seconded the motion and all were in favor. The time was 8:14am. Motion Carried.

EXECUTIVE  
SESSION

At 8:34, Trustee Kelly made the motion to exit executive session and re-enter public session. Trustee Weber seconded the motion and all were in accord. Motion Carried.

Trustee Kelly made the motion to give a bonus of \$1200.00 for the fiscal year 2009-2010 to the nine management personnel. Trustee Coon seconded the motion. Trustee Kelly voted in favor of the motion. Trustee Coon voted in favor of the motion. Trustee Weber voted in favor. Trustee Smagner voted against the motion. The motion was 3:1 in favor of the motion. Motion Carried.

The meeting was adjourned at 8:30pm, with a motion by Trustee Weber and a second by Trustee Coon. All were in favor. Motion Carried.

ADJOURNMENT

Meeting adjourned.

Respectfully Submitted,

Rhonda E Slater