



REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WATKINS GLEN HELD TUESDAY, AUGUST 4, 2020

PLEDGE OF ALLEGIANCE

The public session of the meeting was called to order at 6:00 pm by Mayor Luke Leszyk. Present were Mayor Luke Leszyk, Deputy Mayor Louie Perazzini, Trustee Anthony Fraboni, Sergeant Brandon Matthews, Superintendent Terry Wilcox, Village Clerk Lonnie Childs, and Treasurer Rhonda Slater. Also present were Electric Supervisor Minard LaFever and Code Enforcement Officer Darrin Stocum. Absent were Trustee Nan Woodworth, Trustee Laurie DeNardo. There were approximately five other persons in attendance.

PUBLIC HEARING

Proposed Local Law to Replace Local Law 8 of 2003 (Sewer Use/Connection Fee)

Trustee Anthony Fraboni made the motion to open the public hearing at 6pm on the proposed local law to replace Local Law Number 8 of 2003, a local law regulating sewer use, as amended by Local Law Number 3 of 2019. The local law will combine and replace the others as well as add a schedule B for new sewer connection fees. Deputy Mayor Louie Perazzini seconded the motion. The Board then voted on the motion to approve and all were in favor. Motion Carried.

There were no comments from the public. The hearing was left open.

PUBLIC BE HEARD

Tony Compose was present to discuss the increased sewer rates and to request that the Board re-evaluate the need for such increases. He alluded to the purchase of the new truck in the Streets Department. Mayor Luke Leszyk informed Mr. Compose that each fund has to be able to support itself. The Village cannot use General Fund monies, of which the Street Department is part of, to pay for the Sewer Department; nor can the Village use Electric Fund monies to pay for the Sewer Department. Those departments have the money available to purchase new equipment. The Village raised the sewer rates mostly because of the new sewer plant and the indebtedness that goes with it.

Peter Widynski then inquired if the Board had looked into other funding options for the Sewer Department, such as funds from the County or asking for leniency on the Bond payments now due. The Mayor responded that the Village will be looking into options to keep the costs to the residents as low as possible.

APPROVAL OF MINUTES

Minutes for Regular Meeting July 21, 2020

Trustee Anthony Fraboni made the motion to approve the minutes for the Regular Board of Trustees meeting held on July 21, 2020. Deputy Mayor Louie Perazzini seconded the motion. The Board then voted on the motion and all were in favor. Motion Carried.

DEPARTMENT REPORTS

Trustee Anthony Fraboni 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

VOTING ITEMS

Resolution – Refunding 2011 Bond

The adoption of the resolution requires a 2/3 vote in favor in order to pass. Since there were two absent Trustees, the resolution was tabled.

Local Concern Only Agreement – Schuyler County Planning Commission

Trustee Anthony Fraboni made the motion to approve the following agreement with the Schuyler County Planning Commission. Deputy Mayor Louie Perazzini seconded the motion. The Board then voted on the motion to approve and all were in favor. Motion Carried.

This Agreement is entered into this ___ day of _____(month), 2020, by and between the SCHUYLER COUNTY PLANNING COMMISSION, having its business address at 105 Ninth Street, Watkins Glen, New York, 14891, hereinafter the “County Planning Commission”, and the VILLAGE OF WATKINS GLEN PLANNING BOARD, having its business address at 303 North Franklin Street, Watkins Glen, New York, 14891, hereinafter the “Local Planning Board”. By executing this AGREEMENT, the two parties intend to identify a procedure by which to expedite certain municipal zoning and planning action referrals from the LOCAL PLANNING BOARD to the COUNTY PLANNING COMMISSION pursuant to New York State General Municipal Law (GML) Section 239-I, m & n.

WHEREAS, Section 239-m (3)(c) of the New York State General Municipal Law (GML) authorizes the County Planning Commission and the referring Local Planning Board to enter into Agreement to provide that certain proposed actions are of local, rather than intercommunity or countywide concern, and consequently, not subject to the referral process of Section 239-m of the GML, and

WHEREAS, in keeping with the procedural requirements of GML Section 239-I, m & n, all appropriate municipal zoning and planning actions will continue to be referred to the County Planning Commission by the Local Planning Board; and

WHEREAS, the purpose of this agreement is to reduce the time required to process County Planning Commission reviews of certain municipal zoning and planning action referrals which involve matters of a local rather than inter-community or county-wide concern; which also benefits the residents and business community of Schuyler County;

WHEREAS, a determination by the County Planning Commission that a municipal zoning and planning action is of a local rather than inter-community or county-wide concern does not necessarily mean endorsement by the County Planning Commission of the proposed action as may be determined by the Local Planning Board; and

WHEREAS, the County Planning Commission has endeavored to determine which types of municipal zoning and planning action referrals routinely receive a recommendation by the County Planning Commission which would indicate that they are considered to be of a local rather than inter-community or county-wide concern; and

WHEREAS, the County Planning Commission has adopted a schedule of zoning and planning actions and determined to be typically of a local rather than inter-community or county-wide concern attached hereto as Exhibit B and made a part hereof; and

NOW, THEREFORE, in consideration of the mutual benefits accruing to the parties, the County Planning Commission and Local Board hereby agree:

1. Term of Agreement.
 - 1.1 This Agreement shall commence immediately and may be terminated by either party at any time upon issuance of thirty (30) calendar days’ notice in writing of such intent to the other party.
2. Procedure.
 - 2.1 In keeping with the procedural requirements of GML Section 239-I, m & n,

the Local Planning Board shall continue to make appropriate municipal zoning and planning action referrals to the County Planning Commission for review as outlined in Exhibit A. A determination regarding whether such action involves a matter of local rather than inter-community or county-wide concern shall be made promptly based on a schedule of such actions adopted by the County Planning Commission attached hereto as Exhibit B and made part hereof.

- 2.2 All referrals which are determined to be matter of inter-community or county-wide concern will be subject to full County Board review pursuant to GML Section 239-m.
- 2.3 All referrals which are determined to be matter of local concern will be filed and a letter of notification of such determination shall be sent to the Local Planning Board so that final action may be taken prior to the next scheduled meeting of the County Planning Commission.
- 2.4 The sole responsibility and discretion for determining what constitutes a matter of local rather than inter-community or county-wide concern shall belong to the County Planning Commission, which may delegate such responsibility to its staff.
- 2.5 Notwithstanding the establishment of Exhibit B, the County Planning Commission reserves the right to subject any action to full County Board review upon notice to the Local Planning Board.

[Utility Software Acquisitions – Electric Department Software](#)

Trustee Anthony Fraboni made the motion to approve the Electric Department to purchase a continuing property records software program for the Electric Department for a cost of \$19,500 for the software and an annual maintenance fee of \$2,450. Deputy Mayor Louie Perazzini seconded the motion. The Board then voted on the motion to approve and all were in favor. Motion Carried.

[RCAP Solutions – USDA Funding Assistance Agreement \(Water System Study\)](#)

Trustee Anthony Fraboni made the motion to approve the contract with RCAP Solutions for assistance services with an application for USDA funding for the water system improvement project. There is no cost for their services. Deputy Mayor Louie Perazzini seconded the motion. The Board then voted on the motion to approve and all were in favor. Motion Carried.

[Larson Design Group - Environmental Report \(Water System Study\)](#)

Trustee Anthony Fraboni made the motion to approve Larson Design Group to complete the necessary environmental report for the USDA funding application at a cost of \$3,500. Deputy Mayor Louie Perazzini seconded the motion. The Board then voted on the motion to approve and all were in favor. Motion Carried.

[Water/Sewer Credit Request](#)

Water Supervisor Martin Pierce requested a water and sewer credit for 505 Magee Street. In an attempt to alleviate a restricted water flow issue at this location, Martin Pierce requested that the property owner run the water in his home. It has been determined that this did not resolve the matter and they are no longer running the water. Since the request came from the Village, Martin Pierce requested that their water bill be reduced back to their normal usage of three units, resulting in a six-unit, \$96.00 credit to their bill. Trustee Anthony Fraboni made the motion to approve the credit per the request of Water Supervisor Martin Pierce. Deputy Mayor Louie Perazzini seconded the motion. The Board then voted on the motion to approve and all were in favor. Motion Carried.

[Use of Fire Station – Baby Shower](#)

Trustee Anthony Fraboni made the motion to approve the use of the Fire Station by Eugene Fraboni for a baby shower on September 27, 2020 from 11 am – 5pm. Deputy Mayor Louie Perazzini seconded the motion. The Board then voted on the motion to approve and all were in favor. Motion Carried.

CONFERENCE REQUESTS

Morrisville College – Thomas Rockwell

Trustee Anthony Fraboni made the motion to approve the following courses for Thomas Rockwell being held at Morrisville College in preparation of his 2A License exam:

Basic Ops Course: Jan 4-15, 2021 at \$975 plus meals and lodging

Laboratory: Jan 25-29, 2021 at \$575 plus meals and lodging

Activated Sludge: Feb 1-4, 2021 at \$525 plus meals and lodging

Deputy Mayor Louie Perazzini seconded the motion. The Board then voted on the motion to approve and all were in favor. Motion Carried.

AUDIT

General Audit

Trustee Anthony Fraboni made the motion to approve the regular audit dated July 31, 2020 in the following amounts:

General	\$498.51	Sewer	\$171.44
Electric	\$171.44	Water	\$171.44
Joint Activity (CVWRF)	\$19.16		

Deputy Mayor Louie Perazzini seconded the motion. The Board then voted on the motion to approve and all were in favor. Motion Carried.

General Audit

Trustee Anthony Fraboni made the motion to approve the regular audit dated August 3, 2020, with the addition of the Culligan Water invoices, in the following amounts:

General	\$50,015.33	Sewer	\$5,814.66
Electric	\$146,438.60	Water	\$6,104.48
Joint Activity (CVWRF)	\$6,645.09	Capital Project (Project Seneca)	\$440,285.32

Deputy Mayor Louie Perazzini seconded the motion. The Board then voted on the motion to approve and all were in favor. Motion Carried.

Online Audit

Trustee Anthony Fraboni made the motion to approve the online audit for the July sales tax in the amount of \$3,936.24 and the USDA Rural Development Bond payment in the amount of \$42,556.25. Deputy Mayor Louie Perazzini seconded the motion. The Board then voted on the motion and all were in favor. Motion Carried.

PUBLIC HEARING (continued)

Proposed Local Law to Replace Local Law 8 of 2003 (Sewer Use/Connection Fee)

Trustee Anthony Fraboni made the motion to close the public hearing at 6:39 pm on the proposed local law to replace Local Law Number 8 of 2003, a local law regulating sewer use, as amended by Local Law Number 3 of 2019. Deputy Mayor Louie Perazzini seconded the motion. The Board then voted on the motion to approve and all were in favor. Motion Carried.

Trustee Anthony Fraboni made the motion to approve the proposed local law to replace Local Law Number 8 of 2003, a local law regulating sewer use, as amended by Local Law Number 3 of 2019. Deputy Mayor Louie Perazzini seconded the motion. The Board then voted on the motion to approve and all were in favor. Motion Carried.

BOARD CONCERNS

Proposed Local Law for Vacant Properties

The Village is still working on the law and hope to have it done by year-end.

Fireworks for Labor Day

The Board discussed the possibility of hosting fireworks for Labor Day. It was determined that the benefits did not outweigh the risks, so the Village will not be holding them.

Parking in Front of Municipal Building

The Board discussed a request for designated parking in front of the Municipal Building. During the reconstruction of Franklin Street, the NYS DOT removed the parking spaces in front of the municipal building to extend the turning lane. The Board stated that they will look into the possibly of designating the closest spot, down in front of the Crooked Rooster, as a ten-minute parking spot to help facilitate access to the building.

EXECUTIVE SESSION

Trustee Anthony Fraboni made the motion to exit public session and enter executive session at 6:49 pm to discuss contractual matters. Deputy Mayor Louie Perazzini seconded the motion. The Board then voted on the motion to approve and all were in favor. Motion Carried.

Trustee Anthony Fraboni made the motion to exit executive session and re-enter public session at 7:41 pm. Deputy Mayor Louie Perazzini seconded the motion. The Board then voted on the motion to approve and all were in favor. Motion Carried.

Trustee Anthony Fraboni made the motion to hold a public hearing on August 18, 2020 for a proposed local law to extend the short-term rental moratorium. Deputy Mayor Louie Perazzini seconded the motion. The Board then voted on the motion to approve and all were in favor. Motion Carried.

ADJOURN

With no further business to come before the Board, Trustee Anthony Fraboni made the motion to adjourn at 7:42 pm. Deputy Mayor Louie Perazzini seconded the motion. The Board then voted on the motion and all were in favor. Motion Carried.

Meeting Adjourned.

Respectively Submitted,

Rhonda E Slater