



INCORPORATED:
APRIL 18, 1854

Village of Youngstown

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Village of Youngstown Board of Trustees Minutes – February 22, 2018

PRESENT:

Mayor Reynolds, Deputy Mayor Lockhart, Trustee Comerford, Trustee Fox, Attorney Caserta, DPW Superintendent Muller, Police Chief Schuey, Engineer Lannon, Building Inspector Stevens, Clerk-Treasurer Brown, Deputy Clerk-Treasurer Freiermuth.

ABSENT: Trustee Zastrow, Grant Writer Rotella.

CALL TO ORDER

The regular meeting of the Village of Youngstown Board of Trustees was called to order at 7:00 p.m. by Mayor Reynolds with the Pledge of Allegiance

PUBLIC COMMENT

The meeting was opened to the public. There were no comments.

DEPARTMENTAL REPORTS

POLICE:

Chief Schuey reported that Lewiston-Porter multi-age classes invited the Police Department to a celebration of everyday hero's. There were banners and gifts the children had made with a ceremony. Chief Schuey remarked on how much the officers that attended appreciated the recognition from the children. A round of applause from the audience followed.

DEPARTMENT OF PUBLIC WORKS:

Superintendent Muller reported that the resident at 312 Main Street needs to place a dumpster for a day in the parking spots. The Board agreed this was allowable as long as it was out of the path of traffic. Superintendent Muller would like to send two employees to a Pesticide class on Monday as a step for them to obtain a Pesticide license for spraying. Superintendent Muller requested \$450.00 to make tractor repairs, and \$850.00 for steel to make carts. The Board advised he may have to wait until the next fiscal year based on what is available in his codes.

BUILDING INSPECTOR:

Building Inspector Stevens advised there was nothing new to report.

ENGINEER:

Engineer Lannon turned his report in. He advised the Greg Kaiser continues to work on the LWRP, preparing a waiver request.

GRANT WRITER: Absent

ATTORNEY:

Attorney Caserta advised he is preparing the easement for Northfield Drive and it will be mailed tomorrow.

MINUTES

Motion to approve the minutes from February 8, 2018 as submitted was made by Deputy Mayor Lockhart, seconded by Trustee Comerford. All in favor, motion was carried.

CORRESPONDENCE

Notice from the Department of the Army regarding the decision document for the Occidental Chemical Corporation Property at the former Lake Ontario Ordnance Works (LOOW) located in the Towns of Lewiston and Porter, New York. The selected remedy is Alternative 4, Excavation and Off-Site Disposal. Trustee Fox remarked that this was probably the most expensive solution, but the best way for it to be handled. So noted.

Notice from the Niagara Falls Water Board announcing their “Wastewater Investment Initiative” (WIN) awareness campaign. An invitation was extended for an upcoming tour of the facility to learn about the parameters and limitations of the existing treatment plant. So noted.

AGENDA

ABSTRACT OF AUDITED VOUCHERS

Abstract of Audited Vouchers for the period of February 8, 2018- February 22, 2018 in the amount of \$19,067.63.

General:	\$ 18,665.05
Water:	\$ 42.98
Sewer:	\$ 359.60
<u>Trust:</u>	<u>\$ 0.00</u>
Total:	\$ 19,067.63

A motion to approve the Abstract of Audited Vouchers was made by Deputy Mayor Lockhart, seconded by Trustee Fox. All in favor, motion was carried.

BUILDING USE

Request from the Lion’s Club to use room #2 for golf tournament meetings on Wednesdays at 6:30 p.m.-7:30 p.m. from 2/28/18 through the end of May. Motion to approve the request with the inclusion that a certificate of insurance is provided to the Village was made by Trustee Comerford, seconded by Trustee Fox. All in favor, motion was carried.

Request from the YBPA for the O’Riordan St. Patrick’s Day Parade on March 17, 2018 from 12:00 p.m.-1:00 p.m. for the Village to provide police presence to secure the parade route beginning on Hinman Street, north on Main Street to Falkner Park, then returning to the Mug and Musket on Main Street. The Village Trustees are invited to participate in the parade. Motion to provide police presence as the Village has done in the past was made by Deputy Mayor Lockhart, seconded by Trustee Comerford. All in favor, motion was carried.

Discussion regarding Business use of rooms in the building insurance requirements and room/building keys. The Board and Attorney Caserta discussed the requirements in place to use the building rooms. It was noted that there is a building use form that must be filled out and submitted with a certificate of insurance naming the Village of Youngstown. Attorney Caserta felt this was a best practice for the Village to continue to follow. Discussion on charging Businesses versus Civic groups was touched on and will be discussed at a later date. The Board was in agreement to leave the policy requiring insurance for anyone, or any group wanting to use the building and submission of the Building Use form. The Clerk’s Office will continue to coordinate this.

FRANCHISE AGREEMENT

Attorney Caserta advised the Village requested a change from 15 years to 10 years for the agreement, and Charter Communications agreed and sent a new Franchise Agreement. Attorney Caserta advised that the agreement was similar to the previous

one and it was acceptable to set the public hearing date. A motion to set the public hearing for March 22, 2018 was made by Trustee Fox, seconded by Deputy Mayor Lockhart. All in favor motion was carried.

MAIN STREET MORITORIUM

Attorney Casters advised he had started to draft language reflecting the Boards request for 30% of the square footage as commercial frontage with a depth of 20 feet. The Board discussed the dimensions further with details regarding a solid number instead of a percentage. The 30% requirement may not work with some buildings, forcing the commercial space to the back of the structure. It was noted that the owner could request a zoning hearing if the requirements did not fit the Boards language for requirements for commercial space. Discussion continued regarding a mixture of a required smaller solid number and a percentage. Attorney Casterta advised it should be uniform and not adversely affect anyone. He advised the Board needs to agree on a number and be comfortable with it. Richard Lohr, a property owner on Main Street asked if he could speak regarding the requirements. Mr. Lohr spoke to the requirements advising the Board they may want to meet with the property owners on Main Street regarding their decision. Mr. Lohr advised there were buildings currently not in compliance with the requirements as they are written now. He asked if those buildings would be required to come into compliance. Trustee Fox remarked that the Board is trying to give property owners some flexibility with the proposed changes. The Board closed the discussion advising they will continue to work on this matter.

NAMING OF ROOM #2

Discussion for naming "room #2". Suggestion to name the room after the person that built the Red Brick School. John Calvert was awarded the job in 1892, suggestions of John Calvert Room or Calvert Room to replace "room #2". Deputy Mayor Lockhart advised he likes this idea. Mayor Reynolds remarked that it keeps the history of the building alive. Trustee Comerford remarked he thought John Calvert room was appropriate. A motion was made by Trustee Comerford to name room #2 to John Calvert Room, seconded by Trustee Fox. All in favor motion was carried.

MODIFICATION OF MOTION

Review of motion of the request for the Village to provide baskets for Celebrity Bartending. After review of past practice, it has been noted that the Village did not provide baskets for this event. The Village cannot donate items or use taxpayer funds for these activities. Mayor Reynolds advised that in the past the Board members made baskets on their own and donated them to this event. A motion was made by Deputy Mayor Lockhart to rescind the motion for the Village to provide baskets to this event, seconded by Trustee Fox. All in favor motion was carried.

ANNOUNCEMENT

The next Village Board Meeting will be March 8, 2018 at 7:00 pm. So noted.

The Village Board will enter into Executive session to discuss personnel and litigation matters immediately following the regular Board Meeting. A work session dedicated to the 2018-2019 budget will immediately follow the Executive Session. So noted.

OLD BUSINESS: None

NEW BUSINESS: None

BOARD REPORTS:

Trustee Comerford reported that Recreation Director Cudmore would like to thank Deputy Mayor Lockhart and the Board for fining funds to complete the playground project. She would also like to extend thanks to the DPW for their assistance.

Trustee Fox reported that he and Deputy Mayor Lockhart and Building Inspector Stevens met with the representative from Ensol regarding the use of the Village dock area to load stone and equipment on their barge to repair the lakeshore from erosion for Village residents along River Road. Trustee Fox reported that they are very willing to meet the requirements the Village sets regarding this endeavor. Trustee Fox will speak with the resident again to confirm time frames and will advise Attorney Caserta so he is able to prepare the agreement.

Deputy Mayor Lockhart reported that he and Mayor Reynolds received an invitation from Niagara County Emergency Management to attend a work session in Lockport regarding the Lake levels. The Village has sent a letter to water front property owners advising sandbags will be made available for them when the DPW is able to obtain and fill them. He noted that the Lake levels are currently 12 inches higher now than at this time last year. The potential for flooding is there again this year.

Mayor Reynolds reported that he was invited to speak at Lewiston Porter to their 8th grade social studies class. NYCOM is currently running an essay contest entitled if I were Mayor. Principal Andy Auer invited Mayor Reynolds and Mayor Collesano from Lewiston to speak to the students. Mayor Reynolds advised it was a good time and the kids were very attentive and carried on a good dialect.

PUBLIC COMMENT:

The meeting was opened up to public comment again. Resident Dotty Riordan inquired as to why there was a crane on Main Street and the construction that was occurring. Building Inspector Stevens advised they have obtained the proper permits and are doing renovations to the house by raising the roof.

With no further public comment, a motion to adjourn the regular Board meeting and enter into Executive session was made by Deputy Mayor Lockhart, seconded by Trustee Comerford at 7:49 p.m. All in favor motion was carried.

ADJOURN EXEXECUTIVE SESSION:

Motion to adjourn the executive session and enter back into regular session was made by Deputy Mayor Lockhart, seconded by Trustee Comerford at 8:54 p.m. All in favor motion was carried.

Motion was made by Deputy Mayor Lockhart to authorize the Clerk's Office to draft a policy for the Senior Van for the Board to review and approve, seconded by Trustee Fox. All in favor motion was carried.

MOTION TO ADJOURN REGULAR SESSION:

Motion to adjourn the regular session and enter into the work session at 8:56 p.m. was made by Deputy Mayor Lockhart, seconded by Trustee Comerford. All in favor, motion was carried.

Minutes for the work session are under separate cover.

Submitted by
Wendy J. Brown, Clerk-Treasurer