



INCORPORATED:  
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# Village of Youngstown

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## Village of Youngstown Board of Trustees Minutes – October 25, 2018

**PRESENT:** Mayor Reynolds, Deputy Mayor Lockhart, Trustee Comerford, Trustee Zastrow, Trustee Fox, Attorney Caserta, Superintendent Muller, Chief Schuey, Sergeant Ullery, Building Inspector Stevens, Engineer Lannon, Grant Writer Rotella, and Clerk-Treasurer Brown.

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

### **PUBLIC COMMENT--all comments shall be kept to 3 minutes and directed to the Village Board of Trustees.**

Mayor Reynolds opened the meeting to public comment. Mike Stella, 358 Carrollwood, and owner of the Mug & Musket, 418 Main St addressed the Board. Mr. Stella stated that since the last Board meeting he has done more homework on numbers that he gathered from our budget and the NYS Open Government website. Mr. Stella verbally presented information he generated and categorized based on his calculations. Mr. Stella did not provide hard copies of his documents to the Board.

Norm Swann, 372 Brampton Road, discussed the Police and the process of issuing tickets in the Village. Attorney Caserta addressed Mr. Swann providing information on the Justice Court procedure for tickets issued in the Village.

Tony Soluri, 529 Third Street stated that he felt the idea to dissolve the Village was the most stupid thing in 15 years here he has heard. Mr. Soluri continued that the DPW, Clerk's Office, Police Department are all reasons he moved to the Village and he would gladly pay a higher rate if it was necessary to keep what he has in services.

Sue MacNaughton, 435 Main Street stated she was stunned at the last Board meeting when Mr. Stella brought up the subject of dissolution. Ms. MacNaughton stated that the DPW provides weekly services such as brush pick up and leaf pick up that town residents do not receive. She voiced concerns about the future of parks, snow removal, Recreation and festivals, if the Village was dissolved.

Ms. MacNaughton posed the question how long it would take for the Town to make the “former Village” a “special district” calling for increased taxation. Ms. MacNaughton stated she pays Village taxes willingly for the privileges it provides. Ms. MacNaughton statements were met with a round of applause from the audience.

Tim Wilkesmore, 606 Lockport Street, stated that as a tax payer and former employee of the Village, he feels the DPW, Police, Senior Van, and Office all provide services that would be lost if the Village dissolved. Mr. Wilkesmore stated that a DPW and a Highway Department are very different. Mr. Wilkesmore stated that he does not want to see the Village dissolved and does not feel that the reduction in services would be worth saving a “few bucks” in Village taxes.

Tim Adamson, Town of Porter Councilman, 510 Church Street, stated that the Town of Porter contributes \$78,000.00 to Ransomville Library and \$78,000.00 to the Youngstown Library and hopes to increase that funding. Councilman Adamson stated the Town of Porter is “getting better with funding” for the Senior Van program and is happy that a new van bid was received and on the agenda for tonight. Councilman Adamson stated the Town of Porter would like to help with the cost of the van and would like to continue to work with the Village.

Norm Swann spoke again, Mayor Reynolds reminded Mr. Swann that he already had his three minute public speaking time and to please keep things short. Mr. Swann discussed several topics including the previous study on dissolution, rumors regarding a previous arrest for drugs, rumors affecting a local business and the Union.

Mark Butera, Anchor Spirits and Wine 113 Lockport Street asked for clarification on the decision made at the public hearing on 9/27 to amend or repeal the 15 minute parking code. Deputy Mayor Lockhart stated the motion failed. Attorney Caserta advised that the motion was made to take no action on the spots and as it was not seconded, it failed. In order for anything to change in the code a new public hearing would need to be held and a new notice be published. Mr. Butera asked the Board to report on what they are doing to bring a grocery store and a bank in the Village. Mr. Butera stated that the business traffic is needed and would appreciate the efforts being issued in a communication.

With no further public comment, Mayor Reynolds moved on to Departmental reports.

## **DEPARTMENTAL REPORTS**

**POLICE:** Chief Schuey reported that patrols will be on for the Halloween parade 10/27 and also on for Halloween night 10/31.

**DEPARTMENT OF PUBLIC WORKS:** Superintendent Muller reported that the wood chips for the playground at Lions Park should be installed soon. Superintendent Muller stated that brush pick up is done for the season, the DPW extended pick up due to the wind storm. The DPW has started leaf pick up which will continue until it snows.

Superintendent Muller reported the electrical issue in the gym with the lights will be fixed early next week. There was a waterline break on East Oak Terrace that has been repaired. Superintendent Muller informed the Board that as weather permits, they will be working on the sewers. Deputy Mayor Lockhart asked if the jet from the sewer treatment plant was working again. Superintendent Muller advised it has been repaired and is ready for use. Superintendent Muller stated the boiler will be replaced starting Monday. Trustee Zastrow asked if there is still only one salt spreader. Superintendent Muller confirmed that there was only one salt spreader.

**ENGINEER:** Engineer Lannon reported that Greg Kaiser continues to work on the LWRP and is reviewing the comments from the State.

**GRANT WRITER:** Grant Writer Rotella reported that he has made contact with Brandon Doyle on the Waterline contract. Mr. Doyle reported that it is off “the desk” and moving along; there should be an answer soon. Grant Writer Rotella advised the Board that the report on the use of the Greenway funds has to be turned in for December and he would like direction on the use of the funds from the Board. Grant Writer Rotella also advised the NYS Archive Grant is opening up and he will work with the Clerk’s Office to submit a request.

**BUILDING INSPECTOR:** Building Inspector Stevens reported that the letters to property owners with dead or dying trees that are a safety issue have been mailed and everyone has been on board about removing the trees. Building Inspector Stevens advised two neighbors are working out who the tree belongs to, and in another case, the trees belong to the County. Building Inspector Stevens reported that the County removes the trees in Spring and Fall, but this Fall, the machine is not functioning. Building Inspector Stevens has also spoke with the County and been told the County is doing what they can to remove the trees. Trustee Zastrow asked if the Village can assist with putting pressure on the County to remove the trees now. Building Inspector Stevens stated a call from a Board member may assist with the process. Mayor Reynolds asked Building Inspector Stevens to provide him with contact information for the County.

**ATTORNEY:** Attorney Caserta stated the BAN is on the Agenda for this evening. Attorney Caserta continued that the interest rate rose from 1.79% for 2018 to 3.05% for 2019. Attorney Caserta stated that if the waterline grant had been received, a great deal of funds could have been saved. Attorney Caserta continued that the Sexual Harassment Policy is in compliance with State requirements, but the Board needs to keep in mind for the Union employees in the DPW, discipline for any violation of the policy will have to become part of the collective bargaining agreement. Attorney Caserta will contact the Union Representative and provide a copy of the policy. Attorney Caserta stated that the Library contract was ready for the Mayor to sign. Attorney Caserta stated that the contract fits the needs of the Village.

Grant Writer Rotella added that on the BAN, he may be able to request assistance from NYS environmental fund. Trustee Zastrow informed Grant Writer Rotella that the BAN is due tomorrow. Grant Writer Rotella replied it would not be handled that quickly.

Mayor Reynolds added that in consideration of the request from the Library, he recommends the bathroom area off the Community Room have the sink and toilet capped to allow extra space for Library storage. Mayor Reynolds continued with the sink and toilet capped, it would be an easy fix in the future to restore if the need arose. Mayor Reynolds made a motion the sink and toilet in the bathroom area off the Community Room be capped. Motion was seconded by Deputy Mayor Lockhart. All in favor, motion was carried.

## **MINUTES**

Trustee Comerford made a motion for approval of the Board Minutes from October 11, 2018. Motion was seconded by Trustee Zastrow. All in favor, motion was carried.

## **AGENDA:**

### **ABSTRACT OF AUDITED VOUCHERS**

Approval of the Abstract of Audited Vouchers for the period of October 11,- October 25, 2018 in the amount of \$192,415.19.

General:	\$128,609.45
Water:	\$ 23,492.12
Sewer:	\$ 39,513.62
<u>Trust:</u>	<u>800.00</u>
Total	\$192,415.19

Motion to approve the abstract of audited vouchers was made by Trustee Zastrow, seconded by Deputy Mayor Lockhart. All in favor, motion was carried.

## **ANNOUNCEMENTS:**

Trick or Treat hours will be Wednesday October 31, 2018 from 4:00 p.m.-8:00 p.m.

So noted.

Reminder that the Village of Youngstown Recreation Department will be holding its annual Halloween Party and Parade on Saturday, October 27, 2018 from 1:00 p.m.-3:00 p.m. Registration for the costume contest begins at 12:30 in the gym at the Village Center, 240 Lockport Street, with the parade through the Village beginning at 1:00 p.m. There will be treats, games and awards following the parade.

So noted.

**BUILDING USE:**

Request from PAL Lady Lancer Basketball/Andrew Auer, to use the gym Wednesdays from 5:00 p.m.-6:00 p.m., Fridays from 6:00 p.m-8:00 p.m., and Saturdays from 10:00 a.m.-11:45 a.m. beginning now through the end of December when there is not a Village event. In January, the group would only use the gym on Wednesday and Saturday. Insurance has been received and Recreation Director Cudmore has approved the dates and times.

Trustee Zastrow asked if this was a Lewiston Porter team. It was noted this is 5<sup>th</sup> and 6<sup>th</sup> grade students through PAL. Trustee Zastrow made a motion to approve the use as noted. Trustee Comerford seconded the motion. All in favor, motion was carried.

**ITEMS:**

Request for renewal of Raising Fowl permits for the following applicants:

Krystal Stevens, 580 Lockport St.

Kyle Heath, 421 Lockport St.

David Thurlow, 3634 Hillview Dr.

Application specifications remain the same as from 2017 for all owners and were verbally compiled. No complaints have been received for any of the applications. Renewal of the permit would be valid from October 25, 2018-October 24, 2019 for all applicants. Jim and Jodi Woock, 452 Northfield Dr., do not wish to renew their permit and no longer have chickens on their property.

Motion to approve the applications for raising fowl as noted was made by Deputy Mayor Lockhart, seconded by Trustee Fox. All in favor, motion was carried.

Authorization for the Mayor to sign the renewal of the Bond Anticipation Notice with KeyBank in the amount of \$605,336.08 payable to bearer on the 26<sup>th</sup> day of October 2019 at a rate of 3.05%.

Motion for the Mayor to sign the renewal of the BAN was made by Trustee Zastrow, seconded by Trustee Fox. All in favor, motion was carried.

Adoption of Sexual Harassment policy as on file at the Clerk's Office.

A motion to adopt the Sexual Harassment policy as on file at the Clerk's Office was made by Trustee Comerford, seconded by Deputy Mayor Lockhart. Mayor Reynolds noted that the required training that corresponds with the policy has a one year time frame. All in favor, motion was carried.

Request for authorization for Mayor Reynolds to sign the renewal of an easement for Mr. & Mrs. Frey, 565 Water Street, for a term of 2 years. A fee of \$100.00 per year is due; with the requirement that Mr. & Mrs. Frey carry insurance of one million dollars naming the Village as additional insured for a 10 foot easement to encroach upon the Water Street right of way.

Motion to approve the authorization for the Mayor to sign the easement agreement for 565 Water Street, was made by Trustee Zastrow, seconded by Trustee Comerford. All in favor, motion was carried.

Two bids were received from the RFP for a new Senior Van. Joe Cecconi Chrysler Complex submitted a bid of \$28,384.00. Northtown Automotive Companies submitted a bid of \$31,400.50.

Motion was made by Trustee Fox to accept the bid for \$28,384.00, Joe Cecconi Chrysler Complex, seconded by Trustee Zastrow. Discussion ensued with Trustee Fox stating the bids received met the required specification for the van. Trustee Fox advised the sales person with Joe Cecconi left for another position with another company, but Trustee Fox is working with Joe Cecconi's through the process. All in favor, motion was carried. The Board thanked Trustee Fox for his work on this project.

Review and consideration of the contract with Youngstown Free Library.

Attorney Caserta stated there were some minor changes that were sent to the Board earlier today. Motion to accept the contract as proposed and authorize Mayor Reynolds to sign the contract was made by Deputy Mayor Lockhart, seconded by Trustee Comerford. All in favor, motion was carried.

The next Board meeting will be, November 8, 2018 at 7:00 p.m. The December Board meeting will be December 13, 2018 at 7:00 p.m.

So noted.

The Village Board will enter into a work session immediately following the regular Board Meeting.

So noted.

**OLD BUSINESS:** None

**NEW BUSINESS:** None

**BOARD REPORTS:**

Trustee Fox reported that he and Deputy Mayor Lockhart met with NYPA regarding the street lighting project. Trustee Fox stated that they previously met with National Grid. Trustee Fox stated they have numbers that can be reviewed at a work session. Trustee Fox is looking at a list of Towns and Villages to review what they have accepted. The Town of Newfane is not going with NYPA due to how maintenance of the lights is handled. Newfane has chosen to go with National Grid. Trustee Fox reported that there are no hard numbers for maintenance for future cost, but they do not want to get into the business of maintaining street lights. Trustee Fox advised NYPA savings show up after year 8. National Grid savings are seen earlier. Both will save money, but National Grid return is realized earlier, NYPA savings are realized after 8 years. Trustee Fox reported that a decision needs to be made for the end of November, beginning of December. Trustee Fox will put together numbers for the Board for the next meeting.

Trustee Zastrow stated he would like to thank Mike Stella for bringing forth the issue of dissolution. Trustee Zastrow stated that no matter how people feel, debate is good and he appreciated Mr. Stella's efforts.

Trustee Comerford reported that Christmas in the Village will be December 8<sup>th</sup>. Vendors can register for booths and the Clerk's Office will coordinate the list. The Lion's Club will be participating in Christmas in the Village cooking hot dogs and providing popcorn. Trustee Comerford continued that St. John's Episcopal Church has raised over \$7,000.00 in donations for the Senior Van. Trustee Comerford remarked at how hard St. John's has worked on this project. Trustee Fox expressed his thanks as well. Trustee Zastrow stated he felt a proclamation should be created for them and presented at the next meeting. Mayor Reynolds agreed with this.

Deputy Mayor Lockhart reported that he continues to work with Bob Lannon and Greg Kaiser of GHD on the LWRP during the State review process. With the changes in personnel additional time was required. Deputy Mayor Lockhart reported that the Eagle Scout project for the safety area at the playground may be on hold for a period of time.

**PUBLIC COMMENT--all comments shall be kept to 3 minutes and directed to the Village Board of Trustees.**

Mayor Reynolds opened the meeting to public comment.

Mike Stella of Carrollwood Drive spoke again stating he is trying to point out that being a Village is an expense. Mr. Stella continued that the opinions stating that the Village tax is worth the services provided is valid, however he feels that residents should "look at the numbers" as well.

Karyn Swayze from the Youngstown Free Library Board spoke, thanking the Board for the approval of the Library contract and the use of the space in the bathroom off of the Community

Room for storage. Mrs. Swayze continued that now that the toilet and sink are going to be capped off, shelving can be placed in that area which will facilitate more storage area for the Library.

With no further public comment, motion was made by Trustee Zastrow to adjourn the regular meeting at 8:10 p.m. and enter into the work session. Motion was seconded by Trustee Comerford. All in favor motion was carried.