

Village of Youngstown

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INCORPORATED:
APRIL 18, 1854

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Village of Youngstown Board of Trustees Minutes– March 11, 2021

PRESENT: Mayor Reynolds, Deputy Mayor Fox, Trustee Comerford, Trustee Quarantillo, Trustee Reisman, Attorney Caserta, Sergeant Ullery, Building Inspector Stevens, Grant Writer Rotella, Deputy Clerk-Treasurer Freiermuth, Clerk-Treasurer Brown, Recreation Director Gruarin, several members of the community. **ABSENT:** Superintendent Muller, Engineer Lannon

CALL TO ORDER:

Mayor Reynolds called the meeting to order at 7:02 p.m. by opening the first public hearing.

OPEN PUBLIC HEARINGS:

PUBLIC HEARING #1

A public hearing will be held by the Village of Youngstown Board of Trustees on Thursday March 11, 2021 at 7:00 p.m. Via Zoom for the purpose of hearing all interested parties in the adoption of local law 1-2021 for Flood Damage Protection. A copy of the law can be found at www.youngstownnewyork.us

PUBLIC COMMENT on Flood Damage Plan--all comments shall be kept to 3 minutes and directed to the Village Board of Trustees.

Mayor Reynolds called for any public comment. Rick Lohr of Main Street spoke asking where things stood on the plan now. Mayor Reynolds responded this was not anything to do with the REDI project, but as noted in the posting on our website, was a required FEMA plan. Mr.Lohr stated he had no further questions. With no further public comment, Mayor Reynolds stated the hearing would remain open. Mayor Reynolds then opened the second public hearing.

PUBLIC HEARING #2

A public hearing shall also be held following the Flood Plan hearing for the purpose of hearing all interested parties in regards to the Pandemic Plan adoption, local law 2-2021. A copy can be found at www.youngstownnewyork.us Please contact the Clerk's Office for the Zoom link.

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

Mayor Reynolds called for public comment on the second hearing. Sanitna spoke advising she and Sarah (did not identify full names) had concerns over the Red Brick closing. Mayor Reynolds advised this comment period was for the public hearing only. With no further public comments, Mayor Reynolds left the meeting open and moved on to regular public comments.

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

Mayor Reynolds opened the meeting to regular public comment. Santina Barker and Sarah Ambrosia spoke on concerns over the Red Brick building still being closed. Ms. Barker and Ms. Ambrosia stated they were frustrated with the lack of information as to why the building is closed and why the Board is not communicating with the Library. Mayor Reynolds stated the Village Board has communicated with the Library advising how they can add more appointments and operate at this time. Mayor Reynolds continued that the health and safety during the pandemic has been the driving factor while following executive orders. Ms. Barker stated they use the facilities and would like to know the re-opening plan. Mayor Reynolds indicated as executive orders allow, things will follow suit in reopening. Until that time the building is accessible by appointment as needed for both the library and Village office.

Kyle Heath spoke, introducing Liam Robinson Eagle Scout candidate from Troop 855. Liam would like to create a dog park located at Veteran's park in the corner where the baseball diamond is not being utilized. Liam and Kyle present information to the Board stating the area would have fencing, trash bins, and signs. The project would be approximately \$5,800.00. Fox Fence would supply the fence at approximately \$3,000.00 Kyle Heath spoke advising the Recreation would like to use funds from their budget code to cover the cost of the fence. Trustee Quarantillo asked about insurance costs and upkeep. Kyle Heath spoke advising as it would be a park in the Village; the Village would need to manage upkeep and supplies. Kyle felt the DPW, Recreations and dog owners could all play a part in the upkeep. Mayor Reynolds asked several questions of Liam noting there is Fort Niagara, Joseph Davis, and our other parks that people can walk their dogs in, what benefit is there to making a specific dog park. Mayor Reynolds also notes the cost in upkeep and supplies to the Village yearly. Kyle will check with the DPW on their role and thoughts, Liam will gather additional information about the regulations required to operate a dog park including building and equipment regulations. Clerk-Treasurer Brown will provide insurance information to Kyle Heath. Liam will gather info and present the additional information at the work session on March 25.

Sue MacNaughton of Main Street spoke regarding three trees in front of her business that she would like removed. Ms. MacNaughton would donate brick to be placed where the trees were. Mayor Reynolds advised he would speak with the DPW and view the trees for a decision. Ms. MacNaughton continued asking if the hanging baskets had been ordered yet. Clerk-Treasurer Brown stated that they had been ordered several weeks ago. Ms. MacNaughton stated she was trying to save the Village money and did not want the basket placed on the pole outside her

Everything Youngstown location. Mayor Reynolds stated as they were already ordered, he would speak with Superintendent Muller on handling.

Rick Lohr of Main Street addressed the Board question the status of the REDI project. Mayor Reynolds stated the next move was on obtaining easements. Attorney Caserta stated that stated the design change had been approved and the easements were being worked on and should be available early next week. Mr, Lohr continued on with asking for an updated on the parking lot on the corner of Hinman and Church expressing he feels the Village should pursue purchasing the lot. Mayor Reynolds stated that he had been speaking and working with the Greenway on the bike path and this had not been forgotten. Deputy Mayor Fox and Attorney Caserta noted that the Catholic Diocese being in bankruptcy right now complicates any deal of property being sold. Attorney Caserta stated the bankruptcy adds another layer to deal with and would extend time on it as well.

With no further public comment, Attorney Caserta advised Mayor Reynolds to call for a motion to close the public hearings.

Motion to close public hearing #1 was made by Trustee Reisman, seconded by Trustee Quarantillo. Roll call was taken.

Mayor Reynolds-Aye	Deputy Mayor Fox-Aye	Trustee Comerford-Aye
Trustee Quarantillo-Aye	Trustee Reisman-Aye	

All in favor, motion was carried.

Motion to adopt the Flood Damage Plan was made by Deputy Mayor Fox, seconded by Trustee Comerford. Roll call was taken.

Mayor Reynolds-Aye	Deputy Mayor Fox-Aye	Trustee Comerford-Aye
Trustee Quarantillo-Aye	Trustee Reisman-Aye	

All in favor, motion was carried.

Motion to close the public hearing #2 was made by Trustee Quarantillo, seconded by Trustee Comerford. Roll call was taken.

Mayor Reynolds-Aye	Deputy Mayor Fox-Aye	Trustee Comerford-Aye
Trustee Quarantillo-Aye	Trustee Reisman-Aye	

All in favor, motion was carried.

Motion was made to adopt the Pandemic Plan as a plan, not a local law after discussion that it will allow the Village Board more flexibility when updates are made to the plan yearly. Motion was made by Trustee Quarantillo, seconded by Trustee Comerford. Roll call was taken.

Mayor Reynolds-Aye Deputy Mayor Fox-Aye Trustee Comerford-Aye
Trustee Quarantillo-Aye Trustee Reisman-Aye

All in favor, motion was carried.

Mayor Reynolds moved on to Board reports.

DEPARTMENTAL REPORTS

POLICE: Sergeant Ullery reported that the updated Police Reform Plan was emailed to the Board for review. Please forward concerns or questions prior to the 3/25 work session. Sergeant Ullery reported that the SUV check engine light is for an EVAP sensor and is a normal wear and tear item. Cost is \$212.00 to fix, it is ok to wait a bit but it will need to be done. Sergeant Ullery reported that he needs a letter confirming that he is acting Officer in Charge to update the DCJS records. Mayor Reynolds stated that the Board approves of this in order to update the records as necessary. Sergeant Ullery will forward details to Clerk-Treasurer Brown.

DEPARTMENT OF PUBLIC WORKS: Superintendent Muller was absent; Mayor Reynolds stated they had been repairing a water line.

ENGINEER: Engineer Lannon was absent but sent his report to the Board. REDI Project-a conference call has been scheduled for March 25 to discuss project status and schedule. Attorney Caserta and I spoke this week regarding formal, filed easements from YYC and Mr. Lohr. Mr. Caserta to pursue.

GRANT WRITER: Grant Writer Rotella reported that the Greenway Ad Hoc Committee has awarded support for our request. The next step is to go to Niagara County Legislature and then the Standing Committee May 16th. NYS Archives is still pending. Grant Writer Rotella stated that in order to obtain a grant for the parking lot purchase, the Village would have to have ownership of the property, it cannot be leased. Grant Writer Rotella has the request started for mulch through Home Depot.

BUILDING INSPECTOR: Building Inspector Stevens reported that everything is running smooth at this time but does have a quick item for Executive session.

ATTORNEY: Attorney Caserta reported that Attorney Mike Dowd, Town of Porter has contacted him about annexed properties. This will be discussed during the resolution later in the agenda.

CLERKS OFFICE: Clerk-Treasurer Brown reported that the February financial report had been sent to the Board. The Clerk's Office has been gathering relevy bills to add to taxes, and has prepared the budget.

RECREATION: Recreation Director Graurin reported that they are ready to move forward with the Nancy Price run.

MINUTES

Approval of, or changes to, the Village Board meeting minutes of February 11 and work session minutes of February 25, 2021.

Motion to approve the minutes as noted was made by Trustee Quarantillo, seconded by Trustee Comerford. Roll call was taken.

Mayor Reynolds-Aye Deputy Mayor Fox-Aye Trustee Comerford-Aye
Trustee Quarantillo-Aye Trustee Reisman-Aye

All in favor, motion was carried.

CORRESPONDENCE:

Notice from the Niagara County Office of the Aging program on another successful Senior Van Program Audit for this year.

So noted.

AGENDA:

ABSTRACT OF AUDITED VOUCHERS:

Approval of the Abstract of Audited Vouchers for the period from February 12-March 11, 2021 in the amount of \$92,320.37

General:	\$50,322.93
Water:	\$ 145.00
Sewer:	\$39,852.44
<u>Trust:</u>	<u>\$ 0.00</u>
Total	\$90,320.37

Motion to approve the abstract of audited vouchers was made by Trustee Quarantillo, seconded by Deputy Mayor Fox. Roll call was taken.

Mayor Reynolds-Aye Deputy Mayor Fox-Aye Trustee Comerford-Aye

Trustee Quarantillo-Aye Trustee Reisman-Aye

All in favor, motion was carried.

BUILDING USE:

Request from Friends of the Library to use the parking lot on Saturday May 22, 2021 for an electronic recycling event. Insurance is on file.

Motion to approve the use was made by Deputy Mayor Fox, seconded by Trustee Quarantillo. Roll call was taken.

Mayor Reynolds-Aye Deputy Mayor Fox-Aye Trustee Comerford-Aye
Trustee Quarantillo-Aye Trustee Reisman-Aye

All in favor, motion was carried.

Request from Friends of the Library to use the parking lot on Saturday September 18, 2021 for an electronic recycling event. Insurance is on file.

Motion to approve the use was made by Trustee Quarantillo, seconded by Trustee Comerford. Roll call was taken.

Mayor Reynolds-Aye Deputy Mayor Fox-Aye Trustee Comerford-Aye
Trustee Quarantillo-Aye Trustee Reisman-Aye

All in favor, motion was carried.

ITEMS:

Authorization for Mayor Reynolds to sign the lease agreement with Xerox for a new copier. Price is \$192.00/month and includes 1000 b/w copies, 400 color copies, and is for a term of five years. This is a decrease of \$26.50 a month plus copy costs from the current copier.

Motion to approve the authorization was made by Trustee Quarantillo, seconded by Deputy Mayor Fox. Mayor Reynolds thanked the Clerk's Office for finding a savings in the rental. Roll call was taken.

Mayor Reynolds-Aye Deputy Mayor Fox-Aye Trustee Comerford-Aye
Trustee Quarantillo-Aye Trustee Reisman-Aye

All in favor, motion was carried.

Authorization for a budget adjustment for CHIPS projects that were not executed this fiscal year in the amount of \$47,150.00, debiting A5112.2, crediting A3501.

Motion to approve the budget adjustment was made by Trustee Quarantillo, seconded by Trustee Comerford. Roll call was taken.

Mayor Reynolds-Aye Deputy Mayor Fox-Aye Trustee Comerford-Aye
Trustee Quarantillo-Aye Trustee Reisman-Aye

All in favor, motion was carried.

RESOLUTION:

JOINT RESOLUTION FOR THE ANNEXATION OF TERRITORY ADJOINING THE VILLAGE OF YOUNGSTOWN IN THE TOWN OF PORTER, COUNTY OF NIAGARA, NEW YORK.

WHEREAS, The Town of Porter and Village of Youngstown, a village located wholly within the Town, have identified several individual lots and parcels of record located partially within the boundaries of the Town and partly within the boundaries of the Village; and

WHEREAS, The Town of Porter and Village of Youngstown have studied the annexation of those territories of land laying partially in the Town and partially in the Village and determined that it is in the best interest of their residents to annex those parts of these lots and parcels located in the Town to the Village; and

WHEREAS, the Town of Porter Tax Assessor has completed an inventory of the parcels proposed to be annexed; it is

RESOLVED; That pursuant Article 17 of the General Municipal Law, §§ 703-a & 704, a joint hearing with the Town of Porter Town Board and Village of Youngstown Board of Trustees will be held to hear interested citizens either for or against the proposed annexation to the Village of Youngstown all the territory which is not in a city or village, but which is in the Town of Porter, Niagara County, New York, which adjoins the Village, and is described in Paragraph 2 of this resolution.

1. The Village of Youngstown has been an incorporated village in the Town of Porter, County of Niagara, State of New York since, April 18, 1854. The Village territory is described as to boundaries in the annexed certificate entitled, "Description of Boundaries of the Incorporated Village of Youngstown"
2. Petitioners seek to have the territory in the Town of Porter, Niagara County, New York, which adjoins the Village of Youngstown, Niagara County, New York, annexed as part of the Village. **A description of the territory to be annexed is attached as Exhibit A.; and be it further**

RESOLVED, That upon the adoption of this Joint Resolution the Town of Porter Town Clerk, working with the Village of Youngstown Village Clerk, are directed to cause a public notice of the Joint Meeting to be advertised in the manner and time required pursuant to General Municipal Law §704 and

to mail this notice to those residents entitle to such additional notice pursuant General Municipal Law §704.

So noted. No action on the resolution was taken at this time as Attorney Caserta noted we are waiting for the list of properties involved. When the list is provided Clerk-Treasurer Brown will distribute it to the Board for review.

CLOSE PUBLIC HEARINGS 1 and 2- completed.

ANNOUNCEMENTS:

The Village Board will enter into Executive session following the regular Board meeting for contractual matters. The next work session will be March 25, 2021. The next Village Board meeting will be April 8, 2021 at 7:00 p.m.

So noted.

OLD BUSINESS: None

NEW BUSINESS: None

BOARD REPORTS:

Mayor Reynolds reported that the Lewiston Chamber of Commerce has cancelled the Jazz festival for 2021.

With no further Board reports, Mayor Reynolds opened the meeting to public comment.

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

Shawn D’Luhy of Jackson Street spoke commending the Fire Company and assisting companies in their handling of the fire on Main Street. Mayor Reynolds echoed her commendation and will pass the information along. Shawn continued congratulation Deputy Clerk-Freiermuth on the successful audit with Niagara County Office of the Aging noting the preparation is lengthy.

Sue MacNaughton of Main Street also echoed what Ms. D’Luhy stated on the handling of the fire. Ms. MacNaughton also complimented the DPW on handling of the snow removal on Main Street. Ms. MacNaughton mentioned that the Lewiston Porter Class reunion will be amount summer events.

With no further comments, motion to adjourn the regular session and enter into Executive session at 8:24 p.m.by Trustee Comerford, seconded by Trustee Quarantillo. Roll call was taken.

Mayor Reynolds-Aye

Deputy Mayor Fox-Aye

Trustee Comerford-Aye

Trustee Quarantillo-Aye

Trustee Reisman-Aye

All in favor, motion was carried.

Motion to adjourn the Executive session was made at 9:00 p.m. by Trustee Quarantillo, seconded by Deputy Mayor Fox.

All in favor –Aye any opposed (none)

All in favor, motion was carried

Motion to adjourn the regular meeting was made at 9:00 p.m. by Trustee Quarantillo, seconded by Deputy Mayor Fox.

All in favor –Aye any opposed (none)

All in favor, motion was carried