

## PUBLIC HEARING –DECEMBER 16, 2010

Mayor Riordan opened the Public Hearing with the Pledge of Allegiance. Also present were Deputy Mayor Reynolds, Trustees Adamson, Sutor and VanDeusen, Attorney Caserta, Police Chief Salada, Building Inspector Choboy and several interested residents. Mayor Riordan then read the Notice of Public Hearing:

NOTICE IS HEREBY GIVEN THAT, PURSUANT TO Village Law, a public hearing will be held by the Board of Trustees of the Village of Youngstown at the Village Center, 240 Lockport St., Youngstown, New York, on Thursday, December 16, 2010 at 7:00 p.m., for the purpose of hearing and considering all interested persons concerning the following Local Law:

Proposed Local Law No. 3 of the year 2010 to add Chapter 251 to the Zoning Law of the Village of Youngstown, New York to permit non-commercial wind energy conversion systems.

Gretchen Duling of Main St. asked if the Board was ready to vote on the proposed law. The Mayor responded affirmatively and that the Village had nothing in the code book to address wind energy. Attorney Caserta stated this law prohibits commercial use and an approved permit is still needed. A discussion took place regarding where such legislation came from and questions regarding noise levels, fall footage and economic impact. Solar system energy was also discussed and suggested it also be addressed in the code. Mayor Riordan explained that legislation was gathered from other communities, it was reviewed and tailored to fit Youngstown's zoning needs and stated a special use variance is required. Building Inspector Choboy stated there are several things that could be further addressed and that this is a good starting document but suggested holding off for 30 days to allow more discussion before a decision is made. The Board agreed to table the vote on LL#3-2010. Attorney Caserta encouraged written public comments which can be mailed or dropped off at the Village Clerk's office. At 7:30 p.m., with no further comments, Trustee Adamson motioned to adjourn the Public Hearing, seconded by Trustee VanDeusen and carried.

Mayor Riordan asked for public comment on other matters for the regular portion of the Board meeting. Mrs. Duling expressed her concerns of a recent police matter which did not appear in the Gazette or Sentinel. Chief Salada stated the Niagara County Sheriff's Dept. responded to the call. Usually there is good communication between the Sheriff's Department and the Youngstown Police Dept. but this time it wasn't the case nor was the Sheriff's data put in the newspapers. Chief Salada also stated that information is regularly sent to the Gazette but often it does not get printed.

Building Inspector Choboy submitted his monthly report for November. Four permits were issued for work valued at \$39,895. \$150. in fees were collected.

Police Chief Salada submitted his November report. 237 patrol hours were worked, 1132 patrol miles logged, 14 Village calls, 13 Town of Porter calls, 20 calls outside the Village, 7 UTT's, 6 parking tickets issued and 1 arrest was made.

DPW Superintendent Muller was absent. His monthly report was submitted. 6 overtime hours were worked and 68.87 tons of garbage collected.

Attorney Caserta will address items as they come up throughout the meeting.

The minutes of the November 18, 2010 meeting were approved by motion of Trustee Suitor, seconded by Trustee Adamson and carried.

### **CORRESPONDENCE**

1. Water gallonage report for the period of October 29- November 30, 2010- daily consumption down 91,250 gallons from the same time period last year. So noted. The Mayor stated good I & I work has helped to lower consumption.
2. Utility taxes received from Direct Energy-\$2.90 and TWC Digital Phone-\$77.06  
Sales tax distribution for October distributed in November-\$27,198.39 up \$1,816.13 for same time period last year. So noted.

### **AGENDA**

1. The Abstract of Audited Vouchers for period ending November 30, 2010-General Fund - \$24,227.65, Water Fund - \$1,089.90, and Sewer Fund - \$564.76 and for the period ending December 16, 2010-General Fund - \$101,630.98 , Water Fund - \$1,141.52 , and Sewer Fund - \$849.49 was approved by motion of Trustee VanDeusen, seconded by Trustee Suitor and carried.
2. Board approval to pay for the new Police car with grant reimbursement in the amount of \$23,000 was made by Trustee Suitor, seconded by Deputy Mayor Reynolds and carried.
3. The motion to close the Public Hearing was made earlier in the meeting. Attorney Caserta again encouraged written public comment to assist the Board in their decision regarding wind energy. All agreed to review the matter and wait until January for decision.
4. Board vote on Local Law #3-2010 was postponed as noted in public comment and agenda item #3.
5. Special presentation-see below reports.

### **OLD BUSINESS**

No old business was discussed.

### **NEW BUSINESS**

No new business was discussed.

### **REPORTS**

Trustee Adamson reported the Recreation program will begin on January 7, 2011 and the Community Room will be open on Tuesdays and Thursdays with arts and crafts and sewing available. He also reported the DPW will be painting the Cora Gushee Room as well as various spots in the Village Center during the winter months.

Trustee VanDeusen stated she has received several positive comments regarding the Christmas in the Village celebration as well as good suggestions for next year.

Deputy Mayor Reynolds stated he has also received positive feedback and many are looking forward to next year's celebration.

Mayor Riordan reminded those in attendance of the distribution of the community "Baskets of Caring" spearheaded by Peggy Hanson. Local scouts have gone through the Village collecting donated non-perishables slated for distribution. Volunteers are needed at the Red Brick School gym on Friday, December 17<sup>th</sup> beginning at 5:00 p.m. to sort items and at 9:00 a.m. on Saturday, December 18<sup>th</sup>. for packing baskets and distribution.

The Mayor then announced he would like to thank someone who has helped the Niagara County community with many years of dedicated service and who has helped the Youngstown community with projects in Falkner Park, the VFW Post, Youngstown Volunteer Fire Co. and Fort Niagara to name just a few. Mayor Riordan then asked Assemblywoman Francine DelMonte to please come forward. A standing ovation was given by all in attendance. The Mayor then read a proclamation followed by good wishes as Assemblywoman DelMonte leaves office and on to new endeavors.

Assemblywoman DelMonte thanked the Mayor and all in the room stating she has presented many proclamations but this was the first she had ever received. She went on to say she has not attended many events lately because it is very emotional to leave a job she loves. She stated that coming to this meeting made her feel she was amongst friends and appreciates the community spirit in Youngstown, also lovingly referring to the Village as "Mayberry".

Mayor Riordan asked that everyone enjoy a reception in Assemblywoman DelMonte's honor with some light refreshments.

With no further business, Trustee Suitor motioned to adjourn the meeting, seconded by Deputy Mayor Reynolds and carried. The meeting ended at 7:50 p.m.

Respectfully submitted,

Barbara J. Castilon  
Clerk Treasurer