



VILLAGE OF NORTH SYRACUSE

Regular Board Meeting

Thursday, December 12th, 2013 @ 6:29 PM

North Syracuse Community Center

700 South Bay Road, North Syracuse, NY 13212

The Village of North Syracuse Regular Board Meeting began at 6:29 PM with Mayor Atkinson inviting everyone present to join in the Pledge of Allegiance.

Public Hearing #1 – Mayor Atkinson spoke of this Public Hearing being held by the Board of Trustees of the Village of North Syracuse to consider the implementation of the residency restrictions of Chapter 198 – Sex Offenders in the Village of North Syracuse and will hear all persons in support of such matters or any objections thereto. He continued to say that the Board received the outline of the local law from legal counsel approximately 6 weeks ago and we have had some dialogue back and forth during subsequent meetings. The focus of the legislation is that there will be a restriction of a one-mile radius of any school or daycare center and 1,500 feet from parks and playgrounds. This affects level 2 and 3 sex offenders in the Village of North Syracuse. The Mayor said he will hear of any input in favor or against this legislation. No one spoke. The Mayor spoke of closing this public hearing and continued to say that this will be addressed under Old Business on this evening's agenda. The public hearing was closed at 6:40 PM.

Roll Call: Mayor Mark Atkinson, Deputy Mayor Chuck Henry, Trustee Gary Butterfield, Trustee Fred Ferguson and Trustee Paul Linnertz were all present.

Personnel Present: Village Clerk/Treasurer Dianne Kufel, DPW Sup't. Gary Wilmer, Parks Director Teresa Roth, Police Chief Michael Crowell, Fire Chief Pat Brennan, Codes Enforcement Officer Pam DiCarlo, Village Engineer Brian Bouchard, Village Attorney Scott Chatfield.

RESOLUTION # 379-13

APPROVAL OF MINUTES

Trustee Ferguson made a motion to approve the minutes from the November 26th, 2013 Board Meeting. Trustee Linnertz seconded the motion. The motion was unanimously approved.

RESOLUTION # 380-13

GENERAL FUND ABSTRACT APPROVAL

Trustee Ferguson made a motion to approve the General Fund Abstract #14 in the amount of \$83,342.83 covering Voucher #763 to Voucher #814; the motion was seconded by Deputy Mayor Henry. The motion was unanimously approved.

CITIZENS' VOICE: No response



Village of North Syracuse
Regular Board Meeting
Thursday, December 12th, 2013 @ 6:29 PM

OLD BUSINESS:

The Mayor explained that the Board was distributed the proposed resolution provided by legal counsel regarding the modification for the LOSAP Service Award Program that stemmed from the recent EEOC filing, basically this goes back and allows years of service after the age of 62, and goes back prior to 2007 calendar year.

RESOLUTION # 381-13 **AMENDMENT III OF LOSAP RETROSPECTIVE FROM ENTITLEMENT AGE**
TO 2007

Whereas, the Village previously established a length of Service Award Program for Volunteer Firefighters (LOSAP) which permitted accrual of benefits for members up until their entitlement age; and

Whereas, in 2007 the State Legislature amended the LOSAP Statute to permit accrual of benefits for active service even after attainment of entitlement age; and

Whereas, the Village in 2008 approved extending these accrual rights pursuant to the amended Statute; and

Whereas, the Village in 2008 approved extending those accrual rights pursuant to the amended Statute; and

Whereas, certain members of the Fire Department had reached entitlement age prior to the adoption of the amendment and filed a claim with the EEOC to be credited with benefits for years of active service between their entitlement age and the effective date of the amendment and

Whereas, the EEOC sustained those claims and directed the Village to amend its LOSAP agreement,

Now therefore, the Village Board of Trustees, in compliance with the EEOC determination, hereby authorizes the Mayor to execute the attached Amendment III to the Village's LOSAP Agreement.

Trustee Linnertz questioned if a referendum was needed for this as every other Amendment to the plan had a referendum. Scott Chatfield spoke that this was not necessary because we are compelled to do this because it is pursuant of an order of the EEOC – another judicial body. Trustee Linnertz made the motion authorizing the Mayor to sign this amendment. The motion was seconded by Trustee Ferguson. The motion was unanimously approved.



Village of North Syracuse
Regular Board Meeting
Thursday, December 12th, 2013 @ 6:29 PM

RESOLUTION # 382-13

SEQR DETERMINATION OF LOCAL LAW #2- 2013

Trustee Linnertz made a motion that there would be a negative SEQR declaration and that there is no impact to the environment if we pass this law. Trustee Ferguson seconded. The motion was unanimously approved.

RESOLUTION # 383-13

LEGISLATION OF RESIDENCY RESTRICTIONS FOR SEX OFFENDERS
LOCAL LAW #2 - 2013

The Mayor spoke of his intent to make a motion on the adoption of Local Law #2 – Residency Restrictions for Sex Offenders. The Mayor said this is the same law that has been in effect in Cicero for 7 years now. Trustee Linnertz requested clarification that this would not displace anyone. Attorney Scott Chatfield spoke of this ordinance would only restrict future potential residents where they can reside in the Village. Attorney Chatfield continued to speak that these individuals have been convicted of higher offenses; and there is a legitimate public policy that would support this. He continued to say that it is the citizen's obligation to keep themselves informed and incumbent on the citizen and future residents specifically of the laws regarding a specific area. Chief Crowell said they are required to register with the Sheriff's office when they move; at this time the North Syracuse Police Department is notified each time they establish a residency. Police Chief Crowell spoke of a 6 month period that they are granted to find another suitable area to move to. Mayor Atkinson made a motion to pass the adoption of Local Law #2 for 2013 which would implement residency restrictions of levels 2 and 3 sex offenders in the Village of North Syracuse effective January 1, 2014. Trustee Linnertz seconded the motion. The motion was unanimously approved.

RESOLUTION # 384-13

AWARD SCBA BID TO MUNICIPAL EMERGENCY SERVICES

The Mayor spoke of the Board receiving a recommendation letter from the Fire Chief for this purchase. Chief Brennan spoke of their Department working directly with Onondaga County Purchasing. Chief Brennan spoke of the (10) lens kits that are in addition to his memo to the Board. The grant was for \$202,000; and additionally, the Villages contribution and money in the budget, he is looking to have the Board approve. The County followed up with a letter to the Mayor that also agrees with the Fire Chief's award recommendation. Chief Brennan also spoke of a delay with the manufacturer as far as the standards with the testing of the face pieces; they have been notified of a delay for the acceptance of the new standards. He continued to say that this could be pushed out to March of 2014 and the grant expires in February, 2014. The Fire Dept. has been in contact with all parties involved and do not foresee any problem with an extension as all Fire Departments are in this same situation. Chief Brennan wanted the Board to be aware. Trustee Ferguson commended the grant writer's efforts and mentioned how remarkable this is that the Village only has a small 5% requirement for their portion. Chief Brennan thanked Governor Schumer's office also for their



Village of North Syracuse
Regular Board Meeting
Thursday, December 12th, 2013 @ 6:29 PM

support. Mayor Atkinson made a motion to accept Chief Brennan's recommendation and award this bid to Municipal Emergency Services for \$244,276 as referenced in his memo dated December 10, 2013, to include 10 spectacle kits. The motion was seconded by Trustee Ferguson. The motion was unanimously approved.

SAVE THE RAIN GRANT MONEY (ROUND 2)

The mayor referenced the Save the Rain Grant money that we will be receiving and the sheet that Dianne distributed to the board regarding some proposed bond debt, fund balance, debt load in future years. The Mayor welcomed any questions. He continued to speak that this project is going to be matched dollar for dollar, at a minimum spend 600000 to take advantage of this, and he has asked CHA to have some optional items that can be bid on also. The Mayor mentioned our fund balance and continuing our pension smoothing. The Mayor spoke of the Chestnut Street extension to be find a fix for this thru the SMTC – study. The Mayor spoke of \$300,000 for the grant, perhaps borrowing \$300,000 and perhaps an additional \$300,000 in add-ons/alternates. He is gearing towards bonding for \$600,000 which would give the Village a total of \$900,000. He spoke of decreasing the amount of utility poles also. The Mayor would like to continue to discuss this at each meeting, as when the time comes he would like to be ready to move forward. Brian Bouchard from CHA spoke of perhaps combining the Comm. Development monies with the Save the Rain also, as an option. He spoke of a traffic calming measure regarding the plan of the corridor by adding trees, this slows the traffic down, and it may qualify for some state money because of this benefit.

RESOLUTION # 385-13

JUSTICE COURT AUDIT FOR FY 5/31/13

In accordance with section 2019-a of the Uniform Justice Court act, the Town and Village justices are required to provide their court records and dockets to their respective Town and Village auditing Boards on an annual basis. These records are then required to be examined or audited and entered into the minutes of the Board's proceedings. Mayor Aktinson made a motion to verify that an audit was conducted by Koagel & Vincentini, dated October 17, 2013 and a copy of such audit will be forwarded to the New York State Office of Court Administration. The motion was seconded by Trustee Ferguson. The motion was unanimously approved.

Certification of Vote:

Mayor Mark Atkinson	voting	Aye
Trustee Butterfield	voting	Aye
Deputy Mayor Henry	voting	Aye



Village of North Syracuse
Regular Board Meeting
Thursday, December 12th, 2013 @ 6:29 PM

Trustee Fergerson	voting	Aye
Trustee Linnertz	voting	Aye

Dated: 12/13/13

Dianne M. Kufel Dianne Kufel/Village Clerk-Treasurer

RESOLUTION # 386-13

DANGEROUS TREE AT 215 HAMILTON ROAD

Mayor Atkinson spoke of the Village Tree Board, which is the Board of Trustees, being put on notice that there is a dangerous tree on private property that is can fall on a right-of-way that is a path/trail of the Village's. It is the requirement of the homeowner to take care of this. He continued to say that if he can't take care of it once we notify him we start the process to have that tree removed, the cost would be put on the homeowner's taxes, it is a requirement of the homeowner to take care of it. The Mayor spoke of the arborist saying that this is extremely dangerous, and indicated that we need to do something soon. The mayor spoke of it being a hazard, it has been identified, we placarded the area, roped it off. Trustee Fergerson spoke of looking at it and feels it needs to come down. Trustee Linnertz spoke of the tree being 50 feet from the property line and does not like being in the tree business; and feels the chances of that tree falling while someone walking on that rarely used path is not probable. Trustee Butterfield spoke of the interest and penalties being added to his tax bill, and not happy that this could force him into foreclosure. It is possible to have it removed or just have it dropped. This will be the first step in this process. Trustee Linnertz made a motion to have a letter sent to the homeowner and allowing him 10 days to have it removed. The motion was seconded by Trustee Butterfield. The motion was unanimously approved. Trustee Linnertz made a motion to send a letter to the land owner to start the process to take it down due to an eminent threat.

RESOLUTION # 387-13

DANGEROUS TREE AT 300 SOUTH MAIN STREET

The Mayor and Gary Wilmer will visit 300 South Main Street tomorrow to look at this tree also that may also be a dangerous tree. Discussion took place how this tree also proposes a hazard and if they don't address this hazard the cost will go on their taxes. This tree is 6 feet off the road. The Board also is still speaking on behalf of the Tree Board. The Mayor made a motion to address this issue at 300 South Main Street as well. The motion was seconded by Trustee Fergerson. The motion was unanimously approved.

ATTORNEY REPORT: Spoke of some training for Planning and Zoning Board in the Tughill region in March.

ENGINEERING REPORT: No report



Village of North Syracuse
Regular Board Meeting
Thursday, December 12th, 2013 @ 6:29 PM

DEPARTMENT HEAD REPORTS:

Police Department: Police Chief Crowell had no report.

Fire Department: Fire Chief Pat Brennan had no report.

Highway Department: DPW Sup't. Gary Wilmer had no report.

Parks and Recreation: Parks Director Teresa Roth thanked all for the Holiday Parade this past Sunday, went very well; great turnout, parade participants and viewers. She continued to thank all the volunteers and everyone that helped she truly appreciated their help.

Codes Department: Codes Enforcement Officer Pam DiCarlo spoke of Elegant Jewelers moving out and an electronic cigarette place is moving in.

Clerk Treasurer: Clerk Treasurer Dianne Kufel had no report.

DEPUTY MAYOR/TRUSTEES REPORT:

Trustee Linnertz: The parade was alot of fun. He also made mention of the Public Notices in the newspaper, and with the reduced circulation it is harder for it to be visible for these types of Public Hearings.

Trustee Fergerson: reminded all of the next Public Safety Meeting to be held on Monday, March 3rd, 2014 at 4:00 PM. He thanked Teresa for a very successful holiday parade.

Trustee Butterfield: No report

Deputy Mayor Henry: spoke of the nice time at the parade, very well attended and looks forward to next year.

MAYOR'S REPORT:

Mayor Atkinson mentioned recent seminar the he attended with Dianne offered thru the NYSGFOA that had (2) key speakers. One was with Center for Gov't Research and the other is with Centerstate CEO. He continued to say that they were very informative speakers, Joseph Stefko and Rob Simpson, speaking on International marketing/global marketing was discussed and a discussion about too many layers of government. The national average is .46/layers of government for every 10,000 constituents; and New York has 4.5 layers of government for every 10,000. We have to be very



Village of North Syracuse
Regular Board Meeting
Thursday, December 12th, 2013 @ 6:29 PM

cognizant of this and efficient at what we do. He also mentioned that he is still meeting with the Teamsters 317 regarding their labor agreement. The Mayor also mentioned the DPW Health Insurance that is changing to accommodate the Obama care changes; we are filtering this information over to them. The Mayor commented on the parade – awesome job, thanked Teresa and all those that participated. The employee holiday party is tomorrow at 4:30 PM at the VFW Post 7290.

Trustee Butterfield made a motion to adjourn at 7:40 PM. The motion was seconded by Trustee Ferguson. The motion was unanimously approved.

Respectfully submitted,

Dianne M. Kufel
Village Clerk/Treasurer