

Village of Lansing

MINUTES of a meeting of the Board of Trustees of the Village of Lansing held on Monday, March 20, 2000, in the Village Office.

PRESENT: Mayor Don Hartill; Trustees Lynn Leopold, Larry Fresinski, Frank Moore and John Bailey; Planning Board Acting Chairman Steve Halevy; Village Attorney Randy Marcus.

Mayor Don Hartill called the meeting to order at 7:32P.M.
Pledge of Allegiance.

Before opening the public comment period the Mayor stated that in his letter to Don King he had promised an agenda item and he apologized to the residents of Kensington who were present. He told them that the public comment period would be an appropriate time to speak.

Motion- To Open Public Comment Period

Trustee John Bailey moved to open the public comment period.
Trustee Larry Fresinski seconded the motion. A vote was taken:

Mayor Donald Hartill - Aye
Trustee Larry Fresinski- Aye
Trustee Frank Moore-Aye

Trustee John Bailey- Aye
Trustee Lynn Leopold -Aye

Dr. Klepack spoke on behalf of the people from Kensington. They were interested in the progress on the road. Dr. Klepack stated that he and his wife Carol had spoken to the Mayor in the airport but felt there are a lot of uncertainties. They requested an update of what has been accomplished since they last came to the Board of Trustees in January. The following questions were asked-

1. Is there a timeline?
2. What obligation does the Village have to Edelman's?
3. What would Village do if Edelman's do nothing?
4. Does the Village have a leverage position?
5. Concerned that a wider road would create high-speed traffic through the area. The engineer design doesn't provide for separate pedestrian and car traffic.

The Mayor replied that the opinion of attorney Ed Hooks is that the window of opportunity in which the Village had leverage expired a long time ago. An Article 78 must be within 30 days of the municipality taking action. The only leverage the Village has is that if the Edelmanns wish to continue developing they would be required to submit a new plat proposal to the Planning Board, which would incorporate the road. The assessment value of vacant land has increased by a factor of 10, which would be another reason the Edelman's would want to develop.

The Mayor has not made contact with Mr. Colbert yet but will in the next few weeks. It is now budget time so we must focus on that. He assured them that this is high on his priority list. The Mayor intends that the Village do the right thing.

The Mayor appreciated the design concerns. However, there must be a balance with other needs of the Village. It's an extra expense to have the enhanced feature of sidewalks and we're already budgeting for this construction season.

A Kensington resident asked if the Mayor actually thought the Edelmanns would develop the last 18 lots. Each lot is \$25,000 and once the expense of the road is added in the Edelmanns would only make \$150,000. She didn't think they

have any intentions of developing the last 18 lots. Mr. Edelman has been talking about this since 1992. The Mayor stated that is a heavy tax load due to the new assessment. He also reminded them that the legal window to force development of that road is long past. It is a business decision on Edelmans part. If the Edelmanns don't do the road then they will still have a public road if the Colberts go along with this. The Mayor assured the residents that the Village would do our best effort to make this happen. The Village is concerned about the safety issue and will try and resolve it. The development shouldn't have originally been approved and the Village feels partly responsible to spend \$100,000 to take over the private road, bring it up to Village standards and make the divided road go past the apartment complex to solve the safety issue.

It was asked what would be done if the Colberts don't go along. Don's reading is that the Colberts only sticking point is signage and he is prepared to grandfather the sign in. This would allow the Colberts to unload a fairly large road maintenance cost. Don hopes that he has laid some of their concerns to rest and promised to keep them informed. This year the Village plans to do project #1 and dedication of the rest of the road.

Motion- To Close Public Comment Period

Trustee John Bailey moved to close the public comment period.
Trustee Lynn Leopold seconded the motion. A vote was taken:

Mayor Donald Hartill - Aye
Trustee Larry Fresinski- Aye
Trustee Frank Moore-Aye

Trustee John Bailey- Aye
Trustee Lynn Leopold-Aye

Next on the agenda was a public hearing to consider Proposed Local Law D

Motion- To Open the Public Hearing to Consider Proposed Local Law D, Fourth Amendment to Village of Lansing Elderly Persons' Real Property Partial Tax Exemption Law

Trustee Larry Fresinski moved to open the public hearing.
Trustee Lynn Leopold seconded the motion. A vote was taken:

Mayor Donald Hartill - Aye
Trustee Larry Fresinski- Aye
Trustee Frank Moore-Aye

Trustee John Bailey- Aye
Trustee Lynn Leopold -Aye

The Mayor commented that this law would bring the Village up to the same level as the Town of Lansing. Frank recalled that the Town of Lansing was one of the most generous and had the most detailed breakdown. It was asked what was used to determine one's taxable income number. Randy stated that State statute determines what should be referred to to determine your taxable income. Since the County prepares the tax bills, it is their responsibility. Frank asked if all the elderly had to reapply for this exemption. Jodi will call the County Assessment Office to see how it is done. It was suggested that this information go into the next newsletter.

Motion- To Close the Public Hearing

Trustee John Bailey moved to close the public hearing.
Trustee Lynn Leopold seconded the motion. A vote was taken:

Mayor Donald Hartill - Aye
Trustee Larry Fresinski- Aye
Trustee Frank Moore-Aye

Trustee John Bailey- Aye
Trustee Lynn Leopold-Absent

Randy stated that this would be considered an exempt action under the SEQR process Section #19 because it is an amendment of an existing law.

Resolution#3647-To Accept Proposed Local Law D, Fourth Amendment to Village of Lansing Elderly Persons' Real Property Partial Tax Exemption Law to start July 1, 2000.

Be it enacted by the Board of Trustees of the Village of Lansing as follows:

SECTION I. PURPOSE AND INTENT.

The purpose of this Local Law is to further amend the Village of Lansing Elderly Persons' Real Property Partial Tax Exemption Law, Local Law 3 (1990), as amended by Local Law 13 (1990), and as further amended by Local Law 14 (1990), so as to (a) implement the most recent amendments to the provisions of Section 467 of the Real Property Tax Law of the State of New York, to the extent such provisions affect the "sliding scale" of income levels and corresponding percentages of assessed valuation that shall be exempt from real property tax and (b) establish a mechanism whereby future amendments to the provisions of section 467 of the Real Property Tax Law concerning the "sliding scale" of income levels shall be automatically adopted by the Village.

Trustee Frank Moore moved that this resolution become law and Larry Fresinski seconded the motion.

A vote was taken:

Mayor Donald Hartill-Aye
Trustee Larry Fresinski-Aye
Trustee Frank Moore-Aye

Trustee Lynn Leopold-Aye
Trustee John Bailey-Aye

Dave Putnam gave a report of a meeting Mr. Reinhart and he had with Lanny Joyce of Lake Source Cooling concerning the agreement to allow the emergency sewer connection to the Village sewer transmission main. In February of 1999 LSC first asked for emergency connection. In September of 1999 they came forth with an agreement. A new agreement was given to Dave and he had a problem with one of the items. The agreement went to Randy to edit and last week we received a response from Cornell. The sticky issue for Cornell was having to buy into the upgrade of the sewer line. If the Village agrees, CU will be pay for initial hook up in exchange granting the Village a formal easement through their plant. After Randy has looked at the agreement, Dave will bring it back to the Board for final approval.

Next on the agenda was the approval of minutes.

Motion-Approval of Minutes for February 7, 2000 & March 6, 2000

Trustee Frank Moore moved that the meeting notes are hereby adopted as the official minutes. Larry Fresinski seconded the motion. A vote was taken:

Mayor Donald Hartill-Aye
Trustee Larry Fresinski-Aye
Trustee Frank Moore-Aye

Trustee Lynn Leopold-Aye
Trustee John Bailey-Aye

Motion-Approval of Minutes for February 16, 2000

Trustee Frank Moore moved that the meeting notes are hereby adopted as the official minutes. Larry Fresinski seconded the motion. A vote was taken:

Mayor Donald Hartill-Aye
Trustee Larry Fresinski-Aye
Trustee Frank Moore-Aye

Trustee Lynn Leopold-Aye
Trustee John Bailey-Abstain

After receiving a bill for Sear-Brown professional services review, comment & follow up analysis on alternative driveway alignments, McDonalds sent a letter to the Village authorizing the payment of this invoice from the escrow account established per terms of site plan review requirement with the Village of Lansing. Don proposed we pass a

resolution to transfer the money from the McDonald's Escrow Account, which is in the Trust & Agency Fund, to the General Fund as McDonalds has requested.

Resolution #3648-To Transfer \$2,857.93 from the McDonald's Escrow Account to the General Fund to Pay for the Sear Brown Traffic Study

Trustee Lynn Leopold moved to accept this resolution and John Bailey seconded the motion. A vote was taken:

Mayor Donald Hartill-Aye
Trustee Larry Fresinski-Aye
Trustee Frank Moore-Aye

Trustee Lynn Leopold-Aye
Trustee John Bailey-Aye

Next on the agenda was Budget discussion. Don stated that A1120, Non-Property Tax Distribution by County (sales tax), was made up mostly tax from the sale of energy. He proposed that this line item be raised from \$425,000 to \$470,000. The net amount that the Village can spend on roads per year without transferring money from reserves is \$400,000. We have approximately 14 miles of road in the Village, which means we must rebuild 1 mile of road per year. At this time, Don proposed each Trustee spend about 15 minutes on their sections of the budget. Don will develop the budget and get it to all the Trustees before the next meeting. At the April 3rd meeting the Board will finalize the budget and set a public hearing.

Frank gave his suggestions for the 2000-2001 water budget. He had prepared a hand out for all the Trustees. F1030 Special Assessments-Collected via property taxes. The amount reflects the M&T BAN principal & interest. A9730.6-Principal-\$60,000 & A9730.7-Interest-\$6,000

Last year it was \$70,050 and this year it will be \$66,000.

F2140-Metered Water Sales-\$364,000 which reflects the Water Purchase Item F8320.44 of \$298,000 plus our 22% surcharge.

F2144-Service Charge-\$3,000 for Sprinkler Charges to commercial properties.

F2148-Interest & Penalties on bills-In comparison to this year it was suggested to go from \$20,000 to \$15,000.

F2401-Interest on bank accounts-stay the same at \$5,000.

F2770 Miscellaneous Income-Last year, reflected CU contribution to the airport water tank removal, this year \$0.

F8320.41-Electricity- Raise from \$1,500 to \$2,000 to reflect increased cost of electricity to be used at Brown Road Pump Station and winter heating for Cayuga Hills PRV.

F8340.2-Transmission & Distribution Capital Fund- The estimate is \$75,000 for Highgate Circle pressure reducing valve station upgrade proposed by TG Millers. Last years \$168,000 estimate referred to Airport tank removal & painting of the ground tank.

F8340.4-Transmission & Distribution Contractual- this refers to the maintenance of the Village's water assets, through contract work done by the Town and by Bolton Point, among others.

F9901.9-Transfer to General Fund-\$7,000 to cover the clerk's time working on water bills.

Accounts not mentioned stayed the same as last year.

Larry was in charge of the transportation section and gave the following proposals:

A5110.2-Equipment-\$0 because we don't need to replace a truck this year

A5110.4-Highway Contractual-Operations, potholes, gas, uniforms ect . \$85,000

A5110.13-This is for a seasonal worker. Since we are hiring one earlier this year he suggested a slight increase from \$4,160

A5112.2-Street Improvement-\$24,000-\$14,000 for Highgate headwall and \$10,000 for the Leif's Way shoulder.

A5112.22-Street Improvements Capital- In 1999-2000 we budgeted \$796,901 and haven't used yet. The Village plan is to use this money to repair ½ mile of road every year. The capital projects Dave Putnam has proposed for this year are:

-\$17,000 Churchill Dr.

-\$62,000 Wakefield Pavement Reconstruction

-\$350,000 Cayuga Heights Overlay

(may only do 1/2 and add Kensington for \$62,000)

A5142.4-Snow Removal-Our yearly contract with the Town of Lansing is \$25,000. It is then adjusted the following year by using A2701-Refund of prior Years Expenditures

A5182.4-Street Lighting-Electric for running the lights-\$28,000.

A5410.2-We have no sidewalks planned for this year. In the future we need to consider Dart Drive which will be quite expensive.

A5410.4-Sidewalk Contractual-\$3,000 to repair sidewalks

A5410.41-Greenway-\$4,000 for trails. Haven't spent this in the last couple of years, which shows a lack of focus.

Lynn was in charge of the Planning section. She suggested removing A8020.46 Inter Planning since we haven't used the \$500 budgeted the last couple of years.

A8010.2-Equipment-Has not been spent this year and she suggested dropping it.

A8010.42-BZA Legal- Last year it was \$6,000 because of the Home Depot issue but this year it can go back down to \$2,000.

A8020.2 -Planning Board Equip. -\$3,500 for ARC program and a 11x17 printer

A8020.45-Consultant-Was \$15,000 last year to hire EDR to get planning ideas for N. Triphammer Road. This year \$3,000 is proposed.

A8510.4-Community Beautification- Lower from \$5,000 to \$4,000 to reflect what Village has spent in the past couple of years.

All the other Planning line items are the same as last year.

Frank Moore proposed a resolution to the Board to recognize Nancy Bent who passed away March 11, 2000.

Resolution#3649-Death of Nancy Bent

BE IT RESOLVED that the Village of Lansing Board of Trustees, on behalf of the citizens of the Village, extend their most sincere condolences to the family and loved ones of Nancy Bent, who died on the eleventh of this month.

We wish also to honor her memory by recalling, with gratitude, her service to our Village. She was one of the first to recognize that village status was necessary to preserve the quality of life we enjoy here. Then, after helping to achieve the founding of the Village of Lansing, she continued over the years until her untimely death to be a leader in assuring the continued effectiveness of the Village government in its mission to serve the people of the Village. The municipal government which this Board of Trustees represents is itself a memorial to the life of Nancy Bent.

Trustee Lynn Leopold moved that this resolution be approved. Larry Fresinski seconded the motion. A vote was taken:

Mayor Donald Hartill-Aye
Trustee Larry Fresinski-Aye
Trustee Frank Moore-Aye

Trustee Lynn Leopold-Aye
Trustee John Bailey-Aye

Motion- To Go To Executive Session to Discuss Financial Matters Pertaining to the Village.

Trustee Larry Fresinski moved to go to executive session. Trustee John Bailey seconded the motion. A vote was taken:

Mayor Donald Hartill- Aye
Trustee Larry Fresinski- Aye
Trustee Frank Moore-Aye

Trustee John Bailey- Aye
Trustee Lynn Leopold-Aye

Motion- To Come Out of Executive Session

Trustee Larry Fresinski moved to come out of executive session. Trustee John Bailey seconded the motion. A vote was taken:

Mayor Donald Hartill- Aye
Trustee Larry Fresinski- Aye
Trustee Frank Moore-Aye

Trustee John Bailey- Aye
Trustee Lynn Leopold-Aye

Motion- To Adjourn

Trustee Larry Fresinski moved adjournment. Trustee Lynn Leopold seconded the motion. A vote was taken:

Mayor Donald Hartill- Aye
Trustee Larry Fresinski- Aye
Trustee Frank Moore-Aye

Trustee John Bailey- Aye
Trustee Lynn Leopold-Aye

The meeting adjourned at 10:15P.M.

Jodi Dake
Village Clerk