

Village of Lansing

MINUTES of a meeting of the Board of Trustees of the Village of Lansing held on Monday, May 15, 2006, in the Village Office.

Present: Mayor Donald Hartill; Trustees, Larry Fresinski, Lynn Leopold, and Frank Moore; Attorney David Dubow; Planning Board Chair, Ned Hickey; Engineer Dave Putnam; Clerk/Treasurer, Jodi Dake.

Mayor Hartill called the meeting to order at 7:40P.M.and opened the public comment period. There were no comments.

Motion-To Close the Public Comment Period

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

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

The next item on the agenda was a public information meeting to consider and approve the 2005-06 Storm Water Management Plan Annual Report. Lynn presented the following executive summary which was accompanied by the Annual Report to be submitted:

**Executive Summary
2005-2006 Annual Report for Phase II SPDES General Permit for
Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4s)
Village of Lansing, May 15, 2006 Public Information Meeting**

This Annual Report has been prepared in compliance with the NYS Department of Environmental Conservation permitting requirements for small MS4s, which includes the Village of Lansing. The Village has been required to meet the new EPA Phase II Stormwater regulations since 2003 and has been working toward full permit compliance by January 2008. This Annual Report documents the progress that the Village is making toward compliance and covers the period from March 10, 2005 through March 9, 2006. Below is a summary of the Minimum Control Measures (MCMs), which the Village must implement by the end of the permit period. The MCMs include:

- Public Education and Outreach on Stormwater Impacts
- Public Involvement/Participation
- Illicit Discharge Detection and Elimination
- Construction Site Stormwater Runoff Control
- Post-Construction Stormwater Management
- Pollution Prevention/Good Housekeeping for Municipal Operations

MCM 1: Public Education/Outreach on Stormwater Impacts

The Village has been actively involved with the Stormwater Coalition of Tompkins County, which has coordinated many public education and outreach opportunities for stormwater education. Efforts include providing training's for local officials, contractors and others on the necessity of controlling stormwater. Other entities, such as the Cayuga Lake Watershed Intermunicipal Organization, of which the Village is a member, and the Cayuga Lake Watershed Network, provide stormwater educational programs, such as the Floating Classroom, Lake Fest, septic system maintenance, creating rain gardens, boat maintenance, among others. A detailed list of educational activities is in the Annual Report.

MCM 2: Public Involvement/Participation

As with MCM 1, the Village has benefited from the efforts of many organizations and agencies to include public in stormwater activities, such as litter clean-ups, stream bank stabilizations, trash and hazardous waste management and volunteer monitoring of local streams and the Lake. See the Report for more detail.

MCM 3: Illicit Discharge Detection and Elimination

The Village has not yet adopted regulations to control illicit discharges to Village waterways and storm sewers, but will be working on this over the coming year. Illicit discharges, such as dumping wastewaters directly into the Village's storm sewers, are already prohibited under the Tompkins County Sanitary Code. Certain discharges, such as dumping waste oil or other pollutants into local ditches and streams, will be prohibited by Village law. Tompkins County has been assisting local MS4s with mapping their outfalls, and the Village will be mapped this summer, 2006, providing us with a comprehensive list of all discharges to local waters within the Village.

MCM 4: Construction Site Stormwater Runoff Control

The Village must adopt a stormwater law that requires stormwater controls on any new developments one acre or larger. Many projects are already using the latest required methods on construction sites, since many requirements already exist in Village subdivision regulations. New developments must submit Stormwater Pollution Prevent Plans, which the Village Planning Board/Engineer reviews. The Village hopes to adopt a local law late this year or early in 2007. Tompkins County Planning performed a Gap Analysis, a survey of all Village's codes and regulations, to see how our stormwater controls compared to NY State's sample stormwater law. The analysis found that while we have many areas that are similar, we still have to adopt a local law that covers everything required by the State. The Village Code Enforcement Officer has attended DEC training workshops on stormwater in the past year.

MCM 5: Post-Construction Stormwater Management

This requirement is much like the previous one, except that once the development is finished, the area must be monitored to ensure that stormwater does not cause erosion that will carry sediment off the site. Again, the same issues apply to adopting state requirements as part of our local law. For both MCM 4 and 5, the Village will need to adopt some sort of funding mechanism to cover the additional costs of review, monitoring and in some cases, remediation.

MCM 6: Pollution Prevention/Good Housekeeping for Municipal Operations

The Village also must comply with stormwater regulations in its own municipal operations, such as highway, bridge, park, rights-of-way and building maintenance. We already have many measures in place to ensure that pollutants are properly managed and not allowed to enter our waterways. Examples: road salt is stored in its own closed building, retention basins and storm sewers checked and cleaned annually. DPW staff will probably need to have some additional training on pollution prevention.

The point of all this effort: Cayuga Lake, the south end of which is a 303 (d) listed waterbody of concern, according to the US EPA. Stormwater control efforts are meant to improve water quality by reducing sediment and pollution currently entering the lake.

Over the past year the Village has continued its involvement with organizations that had public education programs underway prior to the implementation of the mandated MS4 program, such as the Cayuga Lake Watershed Intermunicipal Organization. A large number of the other required activities were already standard practices for the Village. They include public involvement through subdivision and site plan review, regular spring street cleaning, construction site erosion and sediment control and the installation of stormwater facilities to treat runoff from newly developed areas.

Lynn further reported that the Village plans to start developing and implementing a local law to manage stormwater. The Village will have to adopt a local law on stormwater management by 2008. A proposed Stormwater Management Plan is available in the State law and will probably be used as a model rather than starting from scratch. Dan Veanor of the Lansing Star asked if the local law will be concerned with discharge to the lake or from property to property. Lynn explained that it would apply to all waterways.

The Village is a member of the Stormwater Working Group (SWG), an intermunicipal partnership in Tompkins County that focuses specifically on stormwater management issues for the MS4s. The SWG is composed of MS4 representatives from Tompkins County, the City of Ithaca, the Village of Cayuga Heights, the Village of Lansing, the Towns of Lansing, Dryden, Caroline, and Ulysses, and other local groups. The mission of the group is to provide a central resource to help the MS4 communities fulfill the mandated requirements.

The Village will continue to comply with the Phase II SPDES requirements, and will actively insure implementation of the stormwater management plan. This effort will, however, require significant staff time and monetary expenditures.

Lynn has requested assistance from the staff to determine the actual costs.

Ned Hickey reported that the Planning Board will be using the services of the Soil & Water Conservation personnel to survey proposed development lands of less than one acre.

Ned indicated that he has had three inquires from owners of Village properties with deep drainage ditches as to possibly installing culvert pipes and filling in the ditch area. Ned asked if a culvert is better than a ditch. Dave Putnam stated that it is site specific. A couple of these properties are on Dart Drive. Ned asked about sidewalks on Dart Drive and if a decision had been made as to whether sidewalks are going to be installed, and if so, on what side of the road. Don stated that any decision regarding the location of sidewalks would be made by the Village engineers. Ownership of Dart Drive was discussed. Don asked Jodi to identify a couple of properties on Dart Drive and Cayuga Heights Road for Dave Putnam to research and collect information as to where the property lines and road right of way lines are located and how the roads were originally established.

Lynn stated that it is scary what some people put down the storm sewers. The Board discussed different things that could be done like stenciling "Drains to the Lake" on the storm sewers or informing the Village residents by placing another article in the newsletter. It was agreed that there is a need to educate our public because some are uninformed on the subject.

The Board approved the 2005-06 Storm Water Management Plan Annual Report and the Mayor Signed the Certification Page.

Dave Putnam had nothing to report. He indicated he had come for the Stormwater Report. Lynn thanked Dave for his help. Mayor Hartill thanked Lynn for all she has done with respect to stormwater matters, and also indicated that she had done an excellent job again this year preparing the annual report.

The next item on the agenda was consideration of an amendment to the Southern Cayuga Lake Intermunicipal Water Commission Agreement of Municipal Cooperation. Dubow explained that the proposed amendment came about when a resident in the Town of Ulysses, which is just over the Town of Ithaca line, requested to be supplied with public water. Several years ago the Town of Ithaca contracted to have the water main extended along Taughannock Blvd. to the Town of Ithaca line. The contractor inadvertently installed the water main 150 feet into the Town of Ulysses. Mr. Evans, the owner of the property requesting water service from the Town of Ithaca, approached the Town several months ago and asked for permission to connect to the main in front of his property. The Town informed Mr. Evans that they would approve him connecting to the main pending approval from the Commission and the member municipalities.

The Commission was originally concerned that each time a non-member municipal customer requested a supply of water from the Commission, the Agreement of Municipal Cooperation would have to be amended, which could lead to a very cumbersome document. To allay that concern, Commission attorney John Barney prepared the proposed amendment and added a schedule of non-member municipal customers. If additional non-member municipal customers are supplied with water in the future, only the schedule will have to be amended, not the entire agreement.

Dubow has prepared a resolution for the Board to consider. The resolution gives background history explaining the need for the Amendment, confirms that no SEQR review is necessary, and authorizes the Mayor to sign the final document as currently proposed and with such further revisions and modifications as the Mayor deems necessary and/or appropriate following review of the Amendment by all member municipalities of the Commission. David explained that he prepared the resolution this way because the Amendment will need to be reviewed by multiple parties, changes having already been suggested. The proposed changes are not substantial. If any substantial changes are proposed, this matter would come back for further Board action.

Resolution#5253 -Approving an Amendment to the Southern Cayuga Lake Intermunicipal Water Commission Amended, Supplemental, Restated and Consolidated Agreement of Municipal Cooperation for Construction, Financing and Operation of an Inter-Municipal Water Supply and Transmission System

WHEREAS, the Southern Cayuga Lake Intermunicipal Water Commission (the "Commission") has determined that it is appropriate under certain circumstances to authorize and permit the sale of water by a member Municipality of

the Commission to one or more customers located outside of the boundaries of such member Municipality provided such sale is approved by all of the member Municipalities of the Commission; and

WHEREAS, the Commission wishes to amend the Southern Cayuga Lake Intermunicipal Water Commission Amended, Supplemental, Restated and Consolidated Agreement of Municipal Cooperation for Construction, Financing and Operation of an Inter-Municipal Water Supply and Transmission System (the "SCLIWC Agreement") to provide for the foregoing authority and permission, upon the consent of all of the member Municipalities of the Commission, for the sale of water by a member Municipality of the Commission to one or more customers located outside of the boundaries of such member Municipality; and

WHEREAS, a proposed Amendment (the "Amendment") of the SCLIWC Agreement has been prepared for such purpose providing for the addition of a new section 18B, the approval and execution of the such Amendment being required of all member Municipalities of the Commission; and

WHEREAS, the Village Board of Trustees has reviewed the Amendment, and specifically the newly proposed section 18B to be added to the SCLIW Agreement; and

WHEREAS, the Village of Lansing is a member Municipality of the Commission and a party to the SCLIWC Agreement, and in such capacities hereby wishes to (i) approve the general form and substance of the Amendment and (ii) authorize execution thereof on its behalf; and

WHEREAS, the Village Board of Trustees recognizes that the Amendment will need to be reviewed and approved by the remaining member Municipalities of the Commission and some or all of their attorneys, which review and approval may necessitate minor corrections and revisions to the Amendment prior to its execution by all required parties;

NOW, THEREFORE, BE IT

RESOLVED, that the Village of Lansing Board of Trustees, in accordance with Article 8 of the New York State Environmental Conservation Law - the State Environmental Quality Review Act ("SEQR") and 6 NYCRR Section 617.5, hereby determines that adoption of the Amendment is a Type II action, constituting "routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment," and thus may be processed without further regard to SEQR; and be it further

RESOLVED, that the Village of Lansing Board of Trustees hereby approves the general form and substance of the Amendment and authorizes the Mayor to execute the Amendment as currently proposed and with such further revisions and modifications as the Mayor deems necessary and/or appropriate following review of the Amendment by all member Municipalities of the Commission.

Trustee Moore moved this resolution. Trustee Leopold seconded the motion. A vote was taken:

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

The next item on the agenda was to approve the minutes from May 1, 2006.

Motion-Approval of Minutes for May 1, 2006

Trustee Leopold moved that the draft meeting notes, as reviewed and revised by the Clerk/Treasurer and the Board, are hereby adopted as the official minutes. Trustee Fresinski seconded the motion. A vote was taken:

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

Next on the agenda was to approve the Tax Warrant. Jodi explained that she has been working with Mary Mills at the Tompkins County Assessment Department to come up with the final counts.

WARRANT TO TREASURER TO COLLECT TAXES

To: Jodi L. Dake
Treasurer of the Village of Lansing

YOU ARE HEREBY COMMANDED to receive and collect from the several names in the assessment roll, hereunto annexed, the several sums named in the last column thereof opposite their respective names, altogether a total of \$1,012,450.96, for the following purposes:

For the General Fund	558,767.34
For the Water Fund	0.00
For the Special Assessment-Sewer Collector Fund	21,112.34
For Delinquent Water Rents	5,107.99
For Delinquent Sewer Rents	707.29
For Cayuga Heights Sewer Rents	426,756.00

YOU ARE HEREBY COMMANDED to receive as much thereof as may voluntarily be paid to you from June first to and including July first of this year, without additional charge, and after expiration of the time mentioned to proceed forthwith to collect the residue of the sums not so paid in as aforesaid, with five per centum charge for the first month and an additional one per centum charge for each month and fraction thereof thereafter, and you are to file the tax roll and warrant in your office on or before the 15th day of November 2006, at which time the taxes will be returned to the County tax roll.

Resolution #5254 –To Authorize the Mayor to Sign the Tax Warrant

Trustee Leopold moved this resolution. Trustee Fresinski seconded the motion. A vote was taken:

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

Mayor Hartill stated that we should see blacktop on N. Tripphammer Rd. in two weeks. He is amazed that traffic has flowed as well as it has. He explained that double work had to be done to prepare the area for the winter which will cost the Village approximately an additional \$150,000.

The Mayor reported that he has still not heard from NYSDOT regarding the Town sewer/ Route 34B traffic diversion plan. He will speak with Carl Ford, the NYSDOT regional director, at the MPO meeting on Tuesday and will try to set up a meeting with him. The Town’s current preferred plan is to take the sewer main down Cayuga Heights Road. Don asked Jodi to call Jim Blum at Stearns & Wheler to get a copy of the colored map of the Cayuga Heights proposed routing and to remind him that he was going to send Don the entire project cost breakdown. Don explained that if they do go down Cayuga Heights Road there would be an additional cost to expand it two feet so that a gravity system will be installed at the same time.

Frank questioned what would be done for our benefit. Will it be widening the ditch? Whatever one does, we’ll be using the forced main. This is a low-density area and it will be very expensive. Frank stated that the next Town sewer meeting is May 31st and he requested that the Mayor attend this meeting. Don will be out of town but will have an estimate of additional cost items for the Cayuga Heights route. Frank quoted Town Supervisor Farkas as saying that the Town

intends to choose the least expensive route. Don stated that sometimes the cheapest isn't a great bargain.

Lynn asked when the landscaping along N. Triphammer Rd. would start. Don stated that they are doing some now on finished sections. Final landscaping will not be done until the project is nearly complete in late fall. There is still a lot of streetlighting and traffic control work to do. Ned asked when the new streetlights would be turned on. Though some are up, there is still no power to them. There will be a ribbon cutting for this project upon its completion.

Motion- To Adjourn

Trustee Fresinski moved for adjournment. Trustee Moore seconded the motion. A vote was taken:

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

The meeting adjourned at 8:50 PM.

Dake

Jodi
Clerk/Treasurer