

Village of Lansing

MINUTES of a meeting of the Board of Trustees of the Village of Lansing held on Monday, June 19, 2017, in the Village Office.

PRESENT: Deputy Mayor Ronny Hardaway; Trustees, John O’Neil, Gerry Monaghan and Patricia O’Rourke; Clerk/Treasurer Jodi Dake; Attorney David Dubow; Planning Board Member, Mario Tomei. There was 1 additional person in attendance at the meeting.

Deputy Mayor Hardaway called the Board of Trustees meeting to order at 7:30pm and opened the public comment period. Robert Schleelein was present as the citizen observer.

Motion - To Close the Public Comment Period

Trustee O’Rourke made a motion to close the public comment period. Trustee O’Neill seconded the motion. A vote was taken:

Deputy Mayor Ronny Hardaway- Aye	Trustee Patricia O’Rourke-Aye
Trustee John O’Neill-Aye	Trustee Gerry Monaghan-Aye

The next item on the agenda was to approve the minutes from May 1<sup>st</sup> and 11<sup>th</sup>.

Motion- To Approve the Minutes of May 1<sup>st</sup> and 11<sup>th</sup>, 2017

Trustee Monaghan moved to approve the minutes. Trustee O’Rourke seconded the motion. A vote was taken:

Trustee Ronny Hardaway-Aye	Trustee Patricia O’Rourke-Aye
Trustee Gerry Monaghan-Aye	Trustee John O’Neill-Aye

Hardaway stated that the next item on the agenda was budget transfers. Earlier today Dake had sent an email to all the Trustees. After analyzing the financial reports, Dake has put together a list of additional year end transfers that are needed, and answered a few questions that have been asked.

Most of the money being transfers is from the Transportation, Permanent Improvement, Capital Outlay, A5112.2, which has over \$411,000 remaining in that line item. The following is the status of the major projects that the Village was planning to complete from this account:

- Bush Lane resurfacing & improvements for \$431,636-we spent \$366,842
- N. Triphammer Road was estimated to cost \$815,000 -Suit Kote completed the project for \$771,409.

- Northwood Road Project for \$396,000 -We did not complete that project. Only \$144,071 was spent out of this line item for Northwood Road. \$492,580 was budgeted in 2017-18 for Northwood Road
- Graham Road West for \$120,400-the Village still doesn't own the road so the project could not be done. \$130,350 was budgeted in 2017-18 for this with an additional \$135,140 for a culvert and sidewalk.

RE Woodson, Inc. charged the Village \$33,773 for the playground equipment and installation of the equipment at Community Park.

It was asked at a previous meeting how much we paid Bellisario Excavating, DBA Pro Lawn, in the 2016-17 budget year. The total is \$163,098. The major projects are:

- \$15,208 was for water repairs
- \$62,031 for Uptown Road sidewalk.
- \$63,116 for Northwood Road/Park

Courtney has informed Dake that he estimates that the Uptown Road sidewalk project will still cost an additional \$10-12,000 to complete, however, there is no money left in that line item. Hardaway asked how we would handle this. Dake stated that in the 2017-18 Budget we will have to do a budget transfer for those expenses that occur after June 1<sup>st</sup>. We have budgeted to install sidewalks on Graham Road West, the sidewalk from Dart Dr. to Northwood Park, and on Northwood Road. If there is no money remaining after these projects are done, we would need to transfer monies from another line item. We do have a \$20,000 contingency line item. We have no encumbrances for this 2016-17.

Hardaway entertained a motion to approve the proposed budget transfers.

Resolution #6408-To Approve the Following Budget Transfers for 2016-17

2016-17 BUDGET TRANSFERS- GENERAL FUND

Be it RESOLVED to transfer

- \$ 553.00 from Special Items, Contingent Account, A1990.4, to General Government Support, Law, Contractual, A1420.4
- \$ 435.00 from Special Items, Contingent Account, A1990.4, to General Government Support, Buildings, Utilities, A1620.42
- \$10,733.00 from Transportation, Permanent Improvement, Capital Outlay, A5112.2 to Public Safety, Traffic Control Equipment, A3310.2
- \$10,476.00 from Special Items, Contingent Account, A1990.4, to Public Safety, Code Enforcement Officer, Personal Service, A3620.11
- \$ 2,955.00 from Transportation, Permanent Improvement, Capital Outlay, A5112.2, to Public Safety, Code Enforcement Officer, Personal Service, A3620.11
- \$ 1,484.00 from Transportation, Permanent Improvement, Capital Outlay, A5112.2 to Transportation, Street Maintenance, Personal Services, A5110.12

\$ 1,782.00 from Transportation, Permanent Improvement, Capital Outlay, A5112.2 to Transportation, Street Maintenance, Personal Services, A5110.13

\$ 312.00 from Transportation, Permanent Improvement, Capital Outlay, A5112.2 to Transportation, Street Lighting, Contractual, A5182.4

\$57,860.00 from Transportation, Permanent Improvement, Capital Outlay, A5112.2 to Transportation, Sidewalks, Equipment, A5410.2

\$22,281.00 from Transportation, Permanent Improvement, Capital Outlay, A5112.2 to Culture and Recreation, Playgrounds & Recreation, Equipment, A7140.2

\$ 2,047.00 from Transportation, Permanent Improvement, Capital Outlay, A5112.2 to Culture and Recreation, Playgrounds & Recreation, Contractual, A7140.4

\$ 715.00 from Home and Community, Zoning, Personal Services, A8010.1 to Home and Community, Zoning, Legal Expenses, A8010.42

\$ 1,075.00 from Transportation, Permanent Improvement, Capital Outlay, A5112.2 to Home and Community Services, Storm Sewer, MS4, A8140.4

Total Contingency used -\$20,000.00

2016-17 BUDGET TRANSFERS- WATER FUND

Be it RESOLVED to transfer

\$ 118.00 from General Government Support, Special Items, Contingent Account, F1990.4, to Home & Community Services, Source of Supply, Power & Pumping, Electric, F8320.41

\$ 11,387.00 from Home & Community Services, Transmission & Distribution, Equipment, F8340.2 to Home & Community Services, Transmission & Distribution Contractual, F8340.4

Total Contingency used in 2016-17-\$5,128

2016-17 BUDGET TRANSFERS- SEWER FUND

Be it RESOLVED to transfer

\$ 26,261.00 from Home and Community Services, Sanitary Sewer, Contractual I&I, G8120.4 to Home and Community, Other sanitation, Intergovernment Charges, G8189.4

Total Contingency used -\$0

Trustee O'Neill moved to approve this resolution. Trustee Monaghan seconded the motion. A vote was taken:

Trustee Ronny Hardaway-Aye  
Trustee Gerry Monaghan-Aye

Trustee Patricia O'Rourke-Aye  
Trustee John O'Neill-Aye

The next item on the agenda was to further discuss the proposed definition of "household". The Mayor contacted Lynn Leopold of the BZA and provided her with a copy of the proposed Local Law. In an email from June 15<sup>th</sup>, BZA Chair Lynn Leopold stated that she has forwarded the Proposed Local Law to the BZA members and is still getting feedback. She feels that this change seems driven by a couple of situations, up in Lansing Trails, with several people renting a house. Roy Hogben and Pat Gillespie are in favor. Monica has reservations, mostly based on her own experience as a landlady and has a valid argument that in today's world, a group of people not related to each other have difficulty finding housing they can afford singly, so they rent together. Trying to massage their relationship to each other as some kinds of "household" could be awkward. She feels it is a little worrying that the BZA ends up being the final arbiter of what constitutes a household. She hopes that either the Trustees or Planning Board would have weighed in first before it comes to the BZA.

O'Rourke stated that she got a call from a neighbor because she has a single dwelling renting out rooms in her neighborhood. Renting individual room wouldn't fall within the definition that we are trying to do. If there are individual beds or bedrooms, then that may be an issue.

Monaghan asked what if someone owns a house and 8-10 people are living there in dormitory style and there are 6-8 cars, what is the activity we are trying to curtail? Hardaway stated that we want to maintain a single family neighborhood. If not, then they need to get a variance. This law will help us to enforce this.

O'Neill asked if the Planning Board would be a better choice for deciding. The BZA decides exceptions. This is no different than any other zoning change. If it is a local law it stands on itself, and is under the purview of the Trustees. We have to evaluate how it will be handled.

Hardaway stated that the Planning Board looked at this definition a long time ago but didn't change the Code after much discussion on the subject. Moseley has looked at municipalities that had gone through trials and were successful. It has been tested in court and Hardaway thinks it is a start. We definitely need to expand the existing definition. The intention is that if there is dormitory style living, you want to be able to enforce your code. Renting rooms is a business. There was a complaint from a resident in Lansing Trail that there is suspicious activity. We need to start with a definition.

It was explained that Moseley contacted other municipalities that were struggling with the same issues and got language that has been proven to work. It is better than what we have now. Enforcing this change was also discussed. If trying to enforce you need a process for doing so. Hardaway has spoken with Adam Robbs, Code & Zoning Officer, and he is also looking at ways to enforce. Our concern right now is the definition. Dubow

stated that this is a work in progress. They prepared a nuisance law in Groton where there is an individual -1<sup>st</sup> amendment issue. Doing something better is the right direction instead of doing nothing at all. The Trustees decided to set a Public Hearing to hear what the public thinks.

Motion-To Set a Public Hearing for Proposed Local Law 3 (2017) to Amend the Village of Lansing Code-Zoning Law-Household Definition for July 17, at 7:35pm

Trustee Monaghan moved to set the Public Hearing. Trustee O'Neill seconded the motion. A vote was taken:

Deputy Mayor Ronny Hardaway-Aye  
Trustee Patricia O'Rourke -Aye

Trustee Gerry Monaghan-Aye  
Trustee John O'Neill-Aye

A legal notice will be in the newspaper and the BZA will be asked to attend. O'Rourke stated that she will not be here for the July 17<sup>th</sup> meeting.

#### General Comments

Hardaway stated that the parks are coming along. The Community Park playground has been installed, but there is still some ground work that needs to be completed. The tub grinder was at Northwood Park and had finished by 2pm. The mound of trees that was there is now two stories of mulch. The mulch will be used on the park surface.

As part of their 40<sup>th</sup> Anniversary Celebration, the Tompkins County Youth Services Board is asking members of the community to nominate caring adults that have had an impact on them or their children. Nominees must be adults (ages 24+) that support or have supported youth (ages 0-24). Nominees must live or have lived in Tompkins County and/or have supported youth that live/d in Tompkins County. Nominees may be living or deceased. All eligible nominees will be recognized by TCYSD and 40 will be randomly selected to share their stories and be a part of the TCYSD 40<sup>th</sup> Anniversary Celebration.

Monaghan stated that he called the County Sheriff today because he found a purse on the mall path. It looked like someone stole a purse and left the stuff they didn't want laying on the ground by the path. Monaghan feels we have an issue with the path from Shannon Park to the Mall. The Mall owns the path to the fence, and then the Village owns the rest. We need to figure out a way to light the path without too much disturbance. Monaghan will email Courtney with his concern.

O'Neill stated that he will be attending the Town of Lansing meeting on Wednesday. At the end of the month he will also be attending the meeting with the recreational services.

Hardaway stated that the swim club on Uptown Road has been having some loud parties after midnight. He can hear them at his house on Dart Drive. Hardaway will continue to monitor the situation to see if it continues.

O'Rourke stated that she will be attending the TCCOG meeting on Thursday. Dake announced that Ned Hickey passed away and his calling hours are Friday.

Motion to Adjourn

Trustee O'Neill moved to adjourn. Trustee O'Rourke seconded the motion. A vote was taken:

Deputy Mayor Ronny Hardaway-Aye  
Trustee Patricia O'Rourke -Aye

Trustee Gerry Monaghan-Aye  
Trustee John O'Neill-Aye

The meeting was adjourned at 8:12 pm.

Jodi Dake  
Clerk/Treasurer