

Village of Lansing

MINUTES of a meeting of the Board of Trustees of the Village of Lansing held on Monday, May 7, 2001, in the Village Office.

PRESENT: Mayor Donald Hartill; Trustees Larry Fresinski, Frank Moore and Lynn Leopold; Ned Hickey, Planning Board Chairman.

Mayor Donald Hartill called the meeting to order at 7:38P.M. He opened the public comment period. Ned informed the Board that at their last Planning Board meeting there were many people concerned with the impact that the Montessori School addition would have on traffic. Ned doesn't feel that current traffic is significant or that it will be in the future. During peak hours there is some trouble getting out of Craft Road. We have never done turn movement studies on this corner. We should consider hiring someone to see if we have basis for warranting a traffic light there. Don stated that the traffic consultant for N. Triphammer Rd. would have to decide. Ned said there was further concern as to what would happen if a road through Kensington were opened. The Mayor stated that he didn't want this road, but was pushed into considering it. The Mayor is getting close to a position to get a committee together to look at this whole area, not just Kensington. He will make sure that Dart Dr., Graham Rd., and Janivar Dr. are all considered in this situation. Ned also informed the Board of a lady from New Hampshire who has contacted him regarding dealing with McDonalds. She received his name from our website. Ned thinks it's a plus for the Village that we can help someone out and let them know the issues we dealt with. Don stated that he spoke with Bob Dean regarding cell towers. Bob has picked up our ordinance. The area they are considering is close to Warren Rd. just out of the air district.

Motion-To Close the Public Comment Period

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

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

The next item on the agenda was a public hearing on Municipal Subdivision for Kensington Drive.

Motion-To Open the Public Hearing on Municipal Subdivision

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

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

This public hearing is required in accordance with the new local law concerning the Village's acquisition of additional road right-of-way. There were no comments.

Motion-To Close the Public Hearing

Trustee Larry Fresinski moved to close the public hearing. Trustee Frank Moore seconded the motion. A vote was taken:

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

The next item on the agenda was a public hearing on Proposed Local Law B.

Motion-To Open the Public Hearing on Proposed Local Law B

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

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

This law is an amendment to the zoning law concerning lots divided by zoning district boundaries. There were no comments.

Motion-To Close the Public Hearing

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

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

Dave Putnam gave the engineers report. He met with the bonding company's representative for four hours regarding United Asphalt and the Uptown Road Project. The representative agrees that there is a problem. Dave gave the Board a resolution to consider. The bonding company will arrange for further testing of the asphalt to see if it is in fact defective. The testing will be done in the next couple of weeks. Until that time, no patching will be done on Uptown. Powerline has filed a lien against the Village for this project but it is the bonding company's responsibility now.

Resolution#3754-To Terminate the Services of United Asphalt Inc.

BE IT RESOLVED by the Board of Trustees of the Village of Lansing as follows:

WHEREAS, the Village entered into a written contract with United Asphalt Inc., 903 Hanshaw Road, Ithaca, New York 14850, for Uptown Road pavement improvements; and

WHEREAS, United Asphalt Inc. performed certain work under the terms of the contract but upon inspection by the Village Engineer certain of the paving work was found to be deficient; and

WHEREAS, demand has been made orally and in writing to United Asphalt Inc. to remedy said defects; and

WHEREAS, United Asphalt Inc. has failed to remedy said defects and by letter to a representative of the Village has stated that it is going out of business; and

WHEREAS, various subcontractors of United Asphalt Inc. with respect to the Uptown Road improvement work have claimed to the Village that they have not been paid by United Asphalt Inc. for work performed on the said project, and one such subcontractor has filed a lien against the Village; and

WHEREAS, counsel for the Village has notified United Asphalt Inc. that it is in default of said contract and demanded that United Asphalt Inc. remedy the defects; and

WHEREAS, United Asphalt Inc. having not responded to any written demands that the work be remedied, counsel for the Village has notified United Asphalt Inc. pursuant to the terms of the contract that the services of United Asphalt Inc. were terminated and United Asphalt Inc. was excluded from the site; and

WHEREAS, in connection with the contract for pavement improvements to Uptown Road, a performance bond and a labor and material payment bond were issued by RLI Insurance Company of Peoria, Illinois was provided to the

Village by United Asphalt Inc.;

NOW, THEREFORE, BE IT

RESOLVED, that the Village of Lansing hereby terminates the services of United Asphalt Inc. as a contractor pursuant to said contract, and excludes United Asphalt Inc. from the site; and be it further

RESOLVED, that the Village hereby authorizes the Village’s attorney to demand that the surety on the performance and the labor and material payment bonds protect the interests of the Village pursuant to said bonds.

Trustee Frank Moore moved the resolution. Trustee Larry Fresinski seconded the motion. A vote was taken:

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

Dave stated that he would be back in couple of weeks to deal with the water tank.

Cornell representatives were present to propose the relocation of Sapsucker Woods Road. The Board looked at the map and discussed this issue. Since this would involve abandoning part of a public road, a public hearing is needed.

Resolution # 3755-To Set A Public Hearing to Consider Abandoning, In Part, Sapsucker Woods Road for May 21, 2001 at 7:35pm at the Village Office

Trustee Lynn Leopold moved that we set a public hearing and Trustee Larry Fresinski seconded the motion. A vote was taken:

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

When Randy arrives later tonight we will discuss this further with him.

Next on the agenda was the approval of minutes.

Motion-Approval of Minutes for April 11 & 16th, 2001

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

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

Janet Waterman is moving to Florida and will be resigning from the Planning Board effective May 31st. The Planning Board has recommended Phil Dankert to fill her position. Ned likes the fact that Phil has a direct connection to the Lansing Fire Department. Phil has been the alternate for many years and has been involved with youth services. He is very knowledgeable about issues in the Village. Ned feels he is very valuable but no one will be up to Janet’s caliber. She will be a great lose to the Village. Lynn asked if there was a specific job he would like Phil to do. Ned stated that Steve Halevy would like to be relieved of his duties on the lighting commission so Phil would take over. Phil stays informed on Village issues and it will be nice not to have to break in a new person.

Resolution # 3756-To Appoint Phil Dankert as of June 1, 2001 to Fill Janet Waterman’s Position on the Planning Board Until the End of Her Term in 2003.

Trustee Larry Fresinski moved that we appoint Phil Dankert as a member of the Planning Board and Trustee Lynn Leopold seconded the motion. A vote was taken:

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

Next on the agenda was consideration of a number of items for the Annual Organizational Meeting.

RESOLUTION #3757-Appointment of Member to Planning Board

Be it RESOLVED, that the Board of Trustees hereby appoints Steve Halevy as a member of the Planning Board for a five-year term that will expire at the end of the Village's official year in 2006.

Trustee Larry Fresinski moved to appoint Steven Halevy to the Planning Board. Trustee Lynn Leopold seconded the motion. A vote was taken:

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

RESOLUTION #3758-Appointment of Member to Board of Zoning Appeals

Be it RESOLVED, that the Board of Trustees hereby appoints Mary Sirois as a member of the Board of Zoning Appeals for a five-year term that will expire at the end of the Village's official year in 2006.

Trustee Lynn Leopold moved to appoint Mary Sirois to the Board of Zoning Appeals. Trustee Larry Fresinski seconded the motion. A vote was taken:

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

RESOLUTION #3759-Appointment of Clerk/Treasurer

Be it RESOLVED, that the Board authorizes the Mayor to appoint Jodi Dake as Clerk/Treasurer of the Village of Lansing for a two year term.

Trustee Lynn Leopold moved to authorize the Mayor to appoint Jodi Dake as Clerk/Treasurer of the Village of Lansing and Trustee Larry Fresinski seconded the motion. A vote was taken:

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

RESOLUTION #3760-Appointment of Clerk Part Time

Be it RESOLVED, that the Board authorizes the Mayor to appoint Carol Willard as Clerk Part Time of the Village of Lansing for a two year term.

Trustee Larry Fresinski moved to authorize the Mayor to appoint Carol Willard as Clerk Part Time of the Village of Lansing and Trustee Lynn Leopold seconded the motion. A vote was taken:

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

RESOLUTION #3761-Official Newspaper of the Village

Be it RESOLVED, that the Ithaca Journal is hereby established as the official paper for the publication of legal notices for the Village of Lansing.

Trustee Larry Fresinski moved to establish the Ithaca Journal as the Village’s official newspaper. Trustee Frank Moore seconded the motion. A vote was taken:

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

RESOLUTION #3762-Establishment of Meeting Days

Be it RESOLVED, that the 1st and 3rd Mondays of the month, at 7:30PM, and the second Wednesday, following the first Monday of the month, at 12:00 noon are hereby established as regular meeting days for the Board of Trustees of the Village of Lansing with the exception of Federally Acknowledged Holidays and Major Religious Holidays.

Trustee Larry Fresinski moved to establish the meeting days. Trustee Lynn Leopold seconded the motion. A vote was taken:

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

RESOLUTION #3763-Roberts Rules of Order

Be it RESOLVED, that the Board of Trustees hereby adopts Roberts Rules of Order as a procedural guideline for Village meetings.

Trustee Larry Fresinski moved to adopt Roberts Rules of Order as the procedural guidelines for Village meetings. Trustee Lynn Leopold seconded the motion. A vote was taken:

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

RESOLUTION #3764-Authorization to Pay Claims prior to Audit

Be it RESOLVED, that the Village Clerk/Treasurer is hereby authorized to pay claims for utilities, postage, insurance, debt service and Bolton Point’s charges for the quarterly water bills prior to audit by the Board of Trustees.

Trustee Larry Fresinski moved to authorize the Clerk/Treasurer to pay the above stated bills prior to audit by the Board of Trustees. Trustee Lynn Leopold seconded the motion. A vote was taken:

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

RESOLUTION #3765-Salary for Board of Trustees

Be it RESOLVED, that the salaries for the Board of Trustees and the Mayor are hereby set at \$3,500 for each member of the Board of Trustees and \$9,000 for the Mayor for the 2001-2002 fiscal year.

Trustee Larry Fresinski moved to establish the salaries for the board members at \$3,500 and for the Mayor at \$9,000. Trustee Frank Moore seconded the motion. A vote was taken:

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

RESOLUTION #3766-Compensation for Planning Board

Be it RESOLVED, that the compensation paid to Planning Board members is hereby set at \$5,000 for the chairman and \$2,500 for each of the four members for the fiscal year 2001-2002.

Trustee Larry Fresinski moved to set the compensation rate for the Planning Board at \$5,000 for the chairman and \$2,500 for each member. Trustee Lynn Leopold seconded the motion. A vote was taken:

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

RESOLUTION #3767-Appointment of Elected Member to the Southern Cayuga Lake Intermunicipal Water Commission

Be it RESOLVED, that Donald Hartill is hereby appointed as an elected Village representative to the Southern Cayuga Lake Intermunicipal Water Commission.

Trustee Larry Fresinski moved to appoint Donald Hartill as the elected S.C.L.I.W.C representative. Trustee Lynn Leopold seconded the motion. A vote was taken:

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

RESOLUTION #3768-Appointment of Non-elected Member to the Southern Cayuga Lake Intermunicipal Water Commission

Be it RESOLVED, that Michael Newman is hereby appointed as non-elected Village representative to the Southern Cayuga Lake Intermunicipal Water Commission.

Trustee Frank Moore moved to appoint Michael Newman as the non-elected S.C.L.I.W.C representative. Trustee Larry Fresinski seconded the motion. A vote was taken:

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

RESOLUTION #3769-Mileage Reimbursement Rate

Be it RESOLVED, that the mileage reimbursement rate to Village employees using personal cars for Village business shall be the federally approved mileage reimbursement rate.

Trustee Larry Fresinski moved to set the mileage reimbursement rate at the federally approved mileage reimbursement rate. Trustee Frank Moore seconded the motion. A vote was taken:

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

During the Mayor's comments he asked Larry to give the Board an update on the sewer meeting which was held last week. The frequency of these group meetings is going to increase to every two weeks to try and get this deal completed by the end of the year. Don can't be at the next two sewer meetings because he is out of town. He asked Larry and Frank if they could attend these sewer meetings.

Don will not be at either of the Monday night meetings in July. He would like to set up a joint meeting with the Planning Board in June. Ned thought this would be a good time for Katherine Wolf to give her presentation. Lynn commented that she had spoken with Katrina Greenly and she suggested we have a joint meeting with the Town of Lansing. Don would also like to invite Seward and Luster to a meeting sometime this fall.

Larry is putting together the team that will work on selecting an engineer for the N. Triphammer Road Project. The committee will consist of Ned Hickey, Dave Putnam, Dooley Keifer and Larry Fresinski. They hope to complete their task in May.

The census is in. Dooley Keifer dropped off maps today with a number of scenarios for redistricting. The 13,15,16 &17 scenarios show 9 different options for redistricting. Jodi also gave the Board a copy of the article concerning this, which appeared in the Ithaca Journal. The Board looked over the maps. The Mayor would like to see the Village of Lansing remain in one district.

Motion- To Adjourn

Trustee Lynn Leopold moved adjournment. Trustee Larry Fresinski seconded the motion.

Mayor Donald Hartill-Aye
Trustee Lynn Leopold-Aye

Trustee Frank Moore- Aye
Trustee Larry Fresinski- Aye

The meeting adjourned at 10:05 P.M.

Jodi Dake
Village Clerk