

VILLAGE OF HAMMONDSPORT
PUBLIC HEARING
REGULAR BOARD MEETING
August 10, 2010

The Village of Hammondsport held a Public Hearing at 6:00 p.m. on Tuesday August 10, 2010, 18 Water Street, Hammondsport, NY. The regular monthly meeting followed.

PRESENT: Mayor Emery Cummings
Trustee Stella Pulver
Trustee Anne Green
Trustee Larry Foster
Trustee Bruce White

OTHERS PRESENT: Joe Carroll, John Jensen, Linda Carl

PUBLIC HEARING

Mayor Cummings opened the Public Hearing at 6:00 p.m. for comments and questions from the public on the proposed local law to amend Chapter 115 Vehicles and Traffic, Section 115-31 Schedule II Speed Limits, Section 115-36 Schedule VII Stop Intersections, 115-43 Schedule XIV No Stopping Certain Hours, 115-45 Schedule XVI Time Limit Parking, and 115-46 Schedule XVII Special Purpose Parking.

Proposed changes are as follows:

115-31 Schedule II Speed Limits-Pulteney Street change to 25 was 15 mph and Bauder Change to 25 was 15mph.

115-36 Schedule VII Stop Intersections-add Liberty Park, East at Mechanic Street and Liberty Park and Liberty Park, North at Liberty Park and Lake Street

115-43 Schedule XVI No Stopping Certain Hours- add Water Street, east 10:00 p.m. to 6:00 a.m. Entire Length

115-45 Schedule XVI Time Limit Parking-eliminate Mechanic, Park , Pulteney, and Shethar Street two hour limit parking; eliminate Mechanic, Park, and Shethar Street 15 minute parking.

115-46 Schedule XVII Special Purpose Parking-eliminate police vehicle and handicap parking in front of 41 Lake Street; add Police Vehicle only and add Handicap Parking in front of Village Office, 18 Water Street.

Joe Carroll, 64 Shethar Street commented against eliminating the 2 hour parking on Mechanic, Park and Pulteney. He stated he felt parking in the core business district would be eliminated because anyone could leave a car on those streets 24 hours until the winter parking goes into effect.

John Jensen spoke regarding the 15 minute parking on Mechanic Street. He feels this should be left in the code and a sign placed on Mechanic Street even if it is not enforced. It would deter people from parking and allow for deliveries.

Linda Carl does not think the 2 hour or the 15 minute time limit parking should be eliminated from the code.

With no further comments from the public, Trustee Green made a motion seconded by Trustee Pulver to close the Public Hearing at 6:15 p.m.

BUSINESS MEETING

Minutes: On motion of Trustee Green and seconded by Trustee White and carried, all voting Aye to approve the July 13, July 20 and July 24, 2010 meeting minutes.

Abstracts: On motion of Trustee White and seconded by Trustee Pulver and carried all voting Aye, RESOLVED, that the Clerk-Treasurer is hereby authorized to pay General Fund Abstract #6 claim # 175-206 totaling \$32,469.51 and Water Fund Abstract #6 claim #79-88 totaling \$2,236.65.

Department Reports

Police Sergeant Ryan Sincerbox reported on Police Department activities for the month of July. Activities included 35 calls for service, 3 criminal complaints, 0 criminal arrests, 6 traffic stops, 2 warnings issued, 6 traffic tickets issued, 27 parking tickets issued, and 17 parking tickets paid. Sergeant Sincerbox handed out a detailed report of the months activities.

DPW/Water: DPW Superintendent Randy Hoad reported on Water and Street Department activities for the month of July. Water Department activities included pump house maintenance, water meter replacements, and checking for leaks. Street activities included patching streets, working on the septic at Champlin Beach, cleaning up lamp posts given to the village by Bud Shaw, and replacing approximately 1475 feet of sidewalk.

Finance: Clerk Department activities included ads for part-time police officer, researched information requested by the board with Village Attorney and NYCOM, sent water shut-off notices, closed books and balanced bank statements, Village code public hearing notice, and delivered Inter-municipal agreement for Water District No. 2 and proposed District No. 3 to the Town of Urbana.

Parks: Trustee Pulver reported that the Beautification Committee is working on the sprinkler system in the Village Square Park.

A park bench has been ordered for Leonard Martin and will be here in approx. 4 to 6 weeks.

On motion of Trustee Pulver and seconded by Trustee Green and carried, all voting Aye to approve the Department Reports.

OLD BUSINESS

Parade Permit/Application: Attorney Reed is reviewing the proposed permit. Keep on agenda for September.

Police Department: The Clerk advertised in the following newspapers: The Leader, Hornell Evening Tribune, The Observer, and the Star Gazette. The village received 2 applications. The applicants have schooling but no experience or training. Sergeant Sincerbox has a job description in his police report. Trustee Foster suggested the village run the ads for another month. Bob Magee suggested putting the ad on the Village website. Trustee Pulver suggested advertising in the Penn Yan paper. Trustee Green will follow up on the ads with the clerk.

Trustee Green suggested that the board should think about what avenue to take if no qualified applications are received next month.

NEW BUSINESS

Local Law: Mayor Cummings suggested that the board wait to approve the Local law and look into the 2 hour parking issue. From the comments received from the public there needs to be more discussion. Trustee Foster would like to see signs go up and keep the 2 hour and 15 minute time limit parking in the code.

After discussion, the board decided to keep time limit parking on Mechanic, Park, Pulteney , and Shethar Streets and change from 2 hour time limit to 3 hours and delete the 15 minute time limit parking on Mechanic, Park, and Shethar Streets.

The board agreed to make these changes and hold a Public Hearing on the proposed local law September 14 at 6:00 p.m.

Adam's Hots: Adam Houseknecht addressed the board with a proposal to apply for a Peddler's Permit to sell hotdogs, soda and water from a cart next to Maloney's Pub. Zoning Officer, Bob Magee asked Mr. Houseknecht if he would be on Maloney's property or on a village street. Mr. Houseknecht stated that he would be on Maloney's property. A Peddler's Permit according to village code is for selling in any public street or public place. Mr. Houseknecht stated that he has all the necessary permits. After much discussion, Trustee Foster mad a motion seconded by Trustee Green to allow Adam Houseknecht, Adam's Hots, to be issued a Peddler's Permit at \$10.00 per day to place his cart at Maloney's Pub to sell hotdogs soda, and water.

ROLL CALL VOTE: Mayor Cummings – Aye
Trustee Pulver – Aye
Trustee Green – Aye
Trustee Foster – Aye
Trustee White - Aye

Audit Report: The board discussed the audit report completed by Freed Maxick & Battaglia, PC. The audit went well; a few adjustments were made with segregation of duties being the sole deficiency.

Linda Carl addressed the board with a concern that in front of her Bed and Breakfast at 17 Shethar Street there is a dip in the blacktop off the curb A customer stepped off the curb and was injured. She was wondering if this could be fixed. DPW Superintendent Hoad said that they would be blacktopping on Friday and he will patch the spot.

Banner Application: Kim Sprague submitted an application for the hanging of a banner by Ira Davenport Hospital for their 100 year anniversary. She would like the banner to go up on September 20, 2010 and stay up for 4 to 6 months if possible.

On motion of Trustee Pulver and seconded by Trustee White and carried, all voting Aye to authorize the hanging of a banner for Ira Davenport Memorial Hospital submitted by Kim Sprague.

John Webster addressed the board regarding the zoning status of his residence at 21 Shethar Street. He stated that the assessor has his property listed as residential but he is in the Business District. He would like confirmation from the village that he is in fact in the business district. The clerk will contact Attorney Reed to have a statement in writing to that effect.

Joe Carroll asked the question to the board regarding the approval of the Peddler Permit to Adam Houseknecht : Is the process for vending on private property just a peddler's permit now?

John Jensen asked if this would be precedence because he is applying for a Peddler's Permit on private property.

Zoning Officer:

Executive Session: Trustee Green made a motion seconded by Trustee White to enter into Executive Session at 7:20 p.m. to discuss matters leading to the discipline of a particular person.

ROLL CALL VOTE: Mayor Cummings – Aye
Trustee Pulver – Aye
Trustee Green – Aye
Trustee White – Aye
Trustee Foster – Aye

Trustee Green made a motion seconded by Trustee Pulver and carried, all voting Aye to come out of Executive Session at 8:15 p.m.

The Village Board requested the Mayor issue a reprimand to the employee and no further action at this time is to be taken.

Adam's Hots: Mr. Houseknecht's hotdog cart was discussed. Since the cart will be on private property, Maloney's Pub, the property owner will need to apply for a Use Variance.

On motion of Trustee Foster and seconded by Trustee White and carried, all voting Aye, RESOLVED, that after reviewing the zoning code the board made a mistake in issuing the Peddler's Permit for Adam's Hots and is hereby withdrawing the approval for the permit.

ROLL CALL VOTE: Mayor Cummings – Aye
Trustee Pulver – Aye
Trustee Green – Aye
Trustee Foster – Aye
Trustee White – Aye

Trustee Foster reported to the board the Town of Urbana's comments regarding the Inter-municipal Agreement for Water District No. 2 and proposed District No. 3. The Town did not agree with the amount of \$500 for a repair or the installation of master meters. The Town will send a letter to the Village addressing their concerns.

Mayor Cummings told the board that he spoke to Vince Spagnoletti, Commissioner of the Steuben County Public Works Department regarding a bill from the Village for repairs to the county water main on Pleasant Valley Road. Mr. Spagnoletti is concerned with the amount being charged for labor for regular hours. Mayor Cummings will contact Mr. Spagnoletti after discussing the matter with DPW Supervisor Hoad.

On motion of Trustee Foster and seconded by Trustee Pulver to adjourn the meeting at 8:20 p.m.

Respectfully submitted,

Lela Martuscello

