

Village of Hammondsport  
January 14, 2014  
Meeting Minutes

**DRAFT**

The Village of Hammondsport Board of Trustees held its regular monthly board meeting on Tuesday January 14, 2014 at 6:00 p.m., 18 Water Street, Hammondsport, NY.

PRESENT: Mayor Emery L. Cummings, Jr.  
Trustee Stella Pulver  
Trustee Bruce White  
Trustee Anne Green  
Trustee Rachael Nichols  
Police Sergeant Ryan Sincerbox  
DPW Superintendent Randy Hoad  
Clerk-Treasurer Lela Martuscello

OTHERS PRESENT: Debra Robbins, Ron Leonard, Terry Nardone, Brian Ketchum, Jim Baase, Bea Keck.

#### PUBLIC HEARING

The Village Board of Trustees held a Public Hearing on the Application of a Cable Franchise Agreement with Empire Video.

Mayor Cummings asked the Board Members and the public for comments and questions. No questions or comments from the Board or the Public. Mayor Cummings read a letter from Chris Mueller, Director of Government Relations for Time Warner Cable, emailed to the Clerk earlier in the day.

“In order to assure that Empire franchise complies with NYPSC level playing field requirement Time Warner Cable respectfully requests that the Village address certain differences between Time Warner Cable’s existing franchise and Empire’s proposed franchise which result in a greater burden on Time Warner Cable.”

1. Franchise fees: Time Warner requires payment of franchise fees on pay-per-view and the proposed Empire franchise agreement does not.
2. Build out requirements: Empire franchise agreement proposes in section 2.02 35 dwellings per linear mile of aerial cable where Time Warner franchise agreement is required to extend its cable systems to areas where the average number of homes per linear mile of aerial cable plant is 25 or greater or where the average number of homes per linear miles of underground plant is 30 or greater.
3. Build out section exempting Empire from extending its system to any location “if such location has no Public Way access” is not included in Time Warner franchise agreement.

The Village Board of Trustees discussed the letter from Time Warner and concede to the changes proposed and Empire agreed to make the changes requested.

Trustee Pulver made a motion seconded by Trustee White and carried all voting Aye to close the Public Hearing on the Cable Franchise Agreement with Empire Video at 6:19 p.m.

The Village Board of Trustees opened a Public Hearing on Local law 1 of 2014: Override 2% Tax Cap on Real Property Tax levy on 2014/2015 General Fund Budget.

Mayor Cummings asked if there were any questions from the Board of Trustees or Public on the proposed Local Law to override the 2% tax cap.

With no questions or comments, Trustee Pulver made a motion seconded by Trustee Nichols to close the Public Hearing at 6:25 p.m.

The Village Board of Trustees opened a Public Hearing on the 2014/2015 General Fund Budget and 2014/2015 Water Fund Budget.

Mayor Cummings asked for comments and questions from the Board and Public.

With no comments or questions, Trustee Green made a motion seconded by Trustee White to close the Public Hearing at 6:27 p.m.

## BUSINESS MEETING

Minutes: On motion of Trustee White and seconded by Trustee Pulver and carried, all voting Aye to approve the December 10, 2013 meeting minutes.

Abstract: On motion of Trustee Green and seconded by Trustee White and carried, all voting Aye, RESOLVED, that the Clerk-Treasurer is hereby authorized to pay General Fund Abstract #11, claim #332-361 totaling \$15,344.30 and Water Fund Abstract #11, claim #127-143 totaling \$21,525.11.

## Department Reports

Police: Police Sergeant Sincerbox submitted a written report of the Police Department for December 2013. Activities included 19 calls for service, 2 criminal complaints, 2 criminal complaints closed, 5 traffic stops, 0 warnings issued, 5 traffic tickets issued, 23 parking tickets issued.

Champlin Beach lifeguard office was broken into. A water meter was taken and copper pipes were dismantled but left lying on the picnic tables.

DPW/Water: DPW Superintendent Hoad reported on the Water and Street Departments for the month of December. Water Department activities included regular pump house maintenance, water samples, Town of Urbana water project, DSNY locations, and repair service line at 60 Shethar Street. Street Department activities included cleaning catch basins, Lake Street project, plow and salt streets and sidewalks, repair and paint shop floor.

The Board discussed a bill for Water District 1 in Urbana. The Water Agreement for District 1 states "any repair or replacement of any part of the system located in the Town District or Extension that exceeds \$2000 shall be taken care of by the Village, but that the cost of said repair will be reimbursed by a charge to all the real properties located within the District or Extension in the succeeding year." The Board agreed that the Clerk will send an invoice to each property owner in the District with an explanation of the charges.

**Finance:** Activities included water billing late notices, public hearing notices, Tax Cap filing, parking changes sent to General Code, budget changes, Annual Quality Report, Water Emergency Plan.

Parks: No Report, however, Mayor Cummings met with Town of Urbana Supervisor Webster and they agreed to set up a meeting of the Parks and Recreation Committee to go over the agreement between the Village and the Town for the program.

KWIC: Trustee Green distributed a 2014 KWIC Responsibility Chart.

The Zoning Officer's report was noted being received.

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

Beautification Committee: The Beautification Committee received a \$14,500 grant from the Meade Foundation and would like to use the money to replace the welcome to Hammondspport village entrance signs. Mayor Cummings reported that the committee has a design in mind and will come to the Village Board meeting next month to preset the design. The current signs are on private property of Mercury, Hammondspport School, and Realty USA and they will need to be notified of any changes made to the signs.

#### OLD BUSINESS

Curtiss Museum Water Extension: No report. DOH and DEC have the drawings.

Dumpsters: Zoning Officer Bob Magee reported progress is being made.

Wastewater Study: A waste treatment site is needed.

Lake Street Project: The engineering drawings are with the DOH and DOT.

Inter-Municipal Agreement: Trustee Green made a motion and Trustee Pulver seconded that the Village Board of Trustees does hereby authorize Mayor Cummings to sign the 2014 Inter-municipal Agreements with the Town of Urbana for Zoning Officer, Building Inspector, and Watershed Inspector

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

Motion Carried

Coterminous Town/Village: No new information. Keep on agenda for January.

#### NEW BUSINESS

Local Law #1 of 2014: Trustee Green made a motion seconded by Trustee White, RESOLVED, that the Village of Hammondspport Board of Trustees does hereby enact Local Law 1 of 2014 to override the 2% Tax Cap on Real Property Tax Levy for the Village of Hammondspport 2014/2015 General Fund Budget.

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

Motion Carried

Adoption of the 2014/2015 General Fund and Water Fund Budgets:

On motion of Trustee Pulver and seconded by Trustee Nichols and carried, all voting Aye, BE IT RESOLVED THAT a resolution adopting a budget for the fiscal year commencing March 1, 2014 and ending February 28, 2015, making the appropriations for the conduct of government of the Village of Hammondsport and establishing rates of compensation for officers and employees for such period and WHEREAS this board has met at the time and place specified in the notice of Public Hearing on the Preliminary Budgets and hear all persons desiring to be heard thereon:

NOW, THEREFORE BE IT RESOLVED, that the Preliminary Budget as amended and revised and as hereafter set forth is hereby adopted and that the several amounts stated in the column "adopted" in the General Fund and Water Fund be and hereby appropriated for the objects and purposes specified and salaries and wages stated in the Wage Schedule of such budget shall be and hereby fixed at the amounts shown therein effective March 1, 2014. The total appropriations for the Water Fund are \$303,803.20 with a water rate of \$6.32 per 100 cubic ft. Total appropriations for the General Fund are \$650,113.32 with a tax rate of \$7.47 per \$1000 assessed value. (Copy attached following this record.)

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

Motion Carried

Election: On motion of Trustee White and seconded by Trustee Pulver the Village of Hammondsport Board of Trustees does hereby set the Village Election as March 18, 2014; 12:00 p.m. to 9:00 p.m. at the Fred and Harriet Public Library.

Election Inspectors: On motion of Trustee Pulver and seconded by Trustee Nichols and carried all voting Aye to approve the following Election Inspectors for the March 18, 2014 Village Election:

Lillian Elwood – Republican  
Carol Hallenbeck – Republican  
Alzina Turner – Democrat  
One more Democrat is needed.

Correspondence

Jill and Geoffrey Grimsman sent an email and letter to the Village Board prior to the board meeting. The letter is dated January 14, 2014. Mr. Grimsman is concerned with the condition of the water to his residence at 2 Pulteney Street. He states that he experiences a high presence of rust in the water. DPW Superintendent Hoad commented that he recommends flushing hydrants a few times in front of Mr. Grimsman's house and replacing the curb box in the spring. If the water doesn't clear up, the line from the house to the main will need to be replaced at the homeowners expense. The Board will review the letter for next month's meeting.

Public

Mr. Ron Leonard from the Keuka Lakeside Inn told the board that the garbage has not been picked up at the motel in 3 months.

With no further business, Trustee White made a motion seconded by Trustee Green to adjourn the meeting at 7:07p.m.

Respectfully Submitted,  
Lela Martuscello, Clerk-Treasurer