

Regular Board Meeting

June 16, 2008

7:00p.m.

Present - Mayor Donna Kelley, Trustees Bonnie Howell,
Philip Gillemot, Linda Brown, Phil Joe Smith.

Absent - None.

Also present - Clerk-Treasurer Suzanne Casselberry, Mike & Christina
Hughey, Bruce Wich, Bob & Dee Muller, Angelo & Gloria
Pangallo, Angela May, Ruth Likoudis

Mayor Kelley called the meeting to order at 7:00p.m.

Mayor Kelley called for the Pledge of Allegiance.

The minutes of the May 19, 2008 regular board meeting were presented. Trustee Howell offered a resolution seconded by Trustee Smith to approve the minutes of the May 19, 2008 regular board meeting as presented. AYES: Trustee Howell, Trustee Brown, Trustee Smith, Trustee Gillemot. NOES: None. Resolution carried.

PUBLIC PARTICIPATION

Residents of Genesee Street presented the Board with a petition containing 41 signatures regarding traffic on Genesee Street and requesting stop signs are placed at intersections and increased traffic surveillance by Schuyler County Sheriff. Residents indicated the speeding traffic has increased due to the State Rt 14 bridge repair. The subject of parking restrictions along sections of South Genesee Street was mentioned, particularly in the area of the Falls. Residents felt that although the street narrows, eliminating parking would both create a hardship for some with no driveway and contribute to increased speed on the street. Mayor and Board agreed to share the petition and concerns with Greg Mathews, County Highway Supt. who is overseeing the DPW department.

Bruce Wich, resident of Owego Street just became aware of the bike rally next week and inquired about the event. Mayor Kelley explained the two-day event would take place on West Main Street between 1-6p.m. on July 4th and 5th. The event is being sponsored by Watkins Glen Promotions and will include activities for children and adults, vendors, food. Alcohol will be restricted to a two-hour period between 4-6:00p.m.

David Wyre, property owner of 220 West Main Street voiced his objection to the new water billing policy that requires the bill to be sent to property owner rather than tenant. He noted that he has separated the services and meters between apartments and business. He feels this policy makes him a bill collector for the village and questioned the legality. It was noted there is one service off the water main line with a valve for shutting of water to the entire building. Mr. Wyre indicated he would give village permission to enter his property to shut off the individual meters. Trustee Howell noted that the village would not be permitted to operate his shut off valves and the policy, which is actually a local law adopted last fall was established for all rental properties. Mayor Kelley stated she would clarify this with Attorney Halpin.

Board briefly discussed the session over the Gates farm and land spreading in the village. Trustee Brown stated she would like to support the farming community however understands the water supply cannot be compromised. Further discussion is anticipated on this matter.

Trustee Howell offered a resolution, seconded by Trustee Brown to approve creation of job title Municipal Worker II. AYES: Trustee Howell, Trustee Brown, Trustee Smith, Trustee Gillemot. NOES: None. Resolution carried.

Mayor Kelley indicated the County Highway Superintendent will received applications and conduct interviews for the position of Municipal Worker II and make recommendation for appointment at the July 7th meeting.

Trustee Smith offered a resolution, seconded by Trustee Brown to set the hourly wage for Municipal Worker II at \$14.00/hour. AYES: Trustee Howell, Trustee Brown, Trustee Smith, Trustee Gillemot. NOES:None. Resolution carried.

Mayor Kelley advised the board the next progress meeting with contractors and engineer for the marina project will be Wednesday, June 25th. Ground breaking is anticipated for July 7th. Materials for water line have been delivered.

Trustee Smith offered a resolution seconded by Trustee Gillemot to approve an amendment to the Community Project Contract #TM07669 with the Department of State for \$50,000 in funds for Marina Improvement Project and extending the expiration date to July 31, 2009. AYES: Trustee Howell, Trustee Brown, Trustee Smith, Trustee Gillemot. NOES: None. Resolution carried.

Trustee Howell offered a resolution, seconded by Trustee Brown authorizing payment to NYSEG for new service installation for the Marina Improvement Project in amount of \$5500.38. AYES: Trustee Howell, Trustee Brown, Trustee Smith, Trustee Gillemot NOES: None. Resolution carried.

Trustee Smith offered a resolution, seconded by Trustee Howell to accept the inspection report from NYSDOH for operation of the Montour Falls Marina & Campsite Facility. AYES: Trustee Howell, Trustee Brown, Trustee Smith, Trustee Gillemot. NOES: None. Resolution carried.

Trustee Smith offered a resolution seconded by Trustee Howell on recommendation of the marina manager authorized a refund of marina dock fees in amount of \$277.00 to Steve Sherman who experienced boat failure and no longer needs a dock. AYES: Trustee Howell, Trustee Brown, Trustee Smith, Trustee Gillemot. NOES: None. Resolution carried.

Board briefly discussed renewal of the gas lease with Fortuna Energy and the comments made by Attorney Halpin. No action was taken.

Mayor Kelley advised the board there is Planning Board and Zoning Board of Appeals members who have not fulfilled the state required training certification for 2007 & 2008. Letters will be drafted reminding members of the requirements.

Trustee Howell offered a resolution, seconded by Trustee Smith approving a waiver of Chapter 47 Alcoholic Beverages for the Bike Rally on July 4th, 5th, 2008 between the hours of 4:00p.m.-6:00p.m. and for the Nascar event on August 7, 2008 between the hours of 5:00p.m.-7:00p.m. on West Main Street. AYES: Trustee Howell, Trustee Brown, Trustee Smith, Trustee Gillemot. NOES: None. Resolution carried.

Mayor Kelley advised the board of a public hearing scheduled by SCIDA on July 9, 2008 at 3:30p.m for the purpose of the development of the former Montour House.

Trustee Brown offered a resolution seconded by Trustee Smith to approve an amendment to the Community Project Contract #TM07227 with the Department of State for \$20,000 in funds for SheQuaGa Falls Park Improvements and extending the expiration date to July 31, 2009. AYES: Trustee Howell, Trustee Brown, Trustee Smith, Trustee Gillemot. NOES: None. Resolution carried.

Trustee Brown offered a resolution, seconded by Trustee Howell to obtain quotes for Village Hall paint/roofing repair work that is not been completed. AYES: Trustee Howell, Trustee Brown, Trustee Smith, Trustee Gillemot. NOES: None. Resolution carried.

Mayor Kelley reported on an electrical problem that affected the Village Hall and Library buildings last Wednesday evening that was attributed to a faulty transformer and was responsible for low or no power to these buildings.

Trustee Howell offered a resolution, seconded by Trustee Smith recommending Trustee Phil Joe Smith as the representative of the Village to the Schuyler County Environmental Management Council. AYES: Trustee Howell, Trustee Brown, Trustee Smith, Trustee Gillemot. NOES: None. Resolution carried.

Mayor Kelley advised the board that notification has been received from the Falls Motel lounge of their plans to renew their tavern license.

Mayor Kelley to speak with County Highway Supt. Greg Mathews about Harley Connelly acting as a certified water operator to cover in the absence of John Raplee.

Mayor Kelley advised the board that the rented street sweeper was damaged and two employees were seen but not injured at the hospital after a motorist hit the machine.

Trustee Howell offered a resolution, seconded by Trustee Gillemot upon the recommendation of Mayor Kelley, authorized a letter be sent to Mr. Jerry Hawks who occupies campsite 19 at the Montour Falls Municipal Marina & Campground terminating the campsite lease agreement. AYES: Trustee Howell, Trustee Brown, Trustee Smith, Trustee Gillemot. NOES: None. Resolution carried.

Mayor Kelley advised the board she was advised Amy Ritter of 318 E. Main Street has contacted the village with complaints over the operation of the street sweeper spewing dust and dirt onto her property, and indicated she would pass on the cost of car and boat cleaning to the village. Trustee Brown indicated she was aware of the complaint and had attempted to make contact with her with no success. County Highway Supt Greg Mathews will be requested to look into this complaint. Mayor Kelley recalled an ongoing issue over shrubs along the College Avenue side of this property that have created concerns for clear visibility from East Main & College Avenue intersection.

Trustee Brown reported:

- 1) She will plan to work on obtaining and energy audit for the Village Hall
- 2) The Falls Festival will include an art show and one possible location would be the Village Hall.
- 3) Attended the EOP meeting in Chemung County and although she felt the organization is worthy, commented most of activity takes place in Chemung County. She will attempt to encourage more participation in Schuyler County.
- 1) Briefly reviewed code enforcement report that contained serious violations at the Raymond Street Family Housing.

Trustee Smith reported the Village of Watkins Glen might have one surplus tree that Montour Falls may be able to purchase for replacement on West Main Street.

Trustee Gillemot reported he has been working with Blaine Hubbell relative to his concern expressed at the May 5th meeting for eroding wall along the backside of his property along the old Catharine Creek at the South Street culvert. He has spoke with Soil & Water Conservation who may be able to assist with planning and funds next year.

Trustee Gillemot reported the library would not be filing for a library construction grant this year due to the deadline date.

Trustee Smith reported all landfill owned equipment has been returned and accounted for.

Trustee Smith expressed concern for maintenance of grassy areas along Clawson Blvd(St Rt 224) that is the responsibility of the NYSDOT.

Mayor Kelley commented that due to the high cost of materials it is likely given the number of capital projects in the works, they will not be completed this season.

Mayor Kelley acknowledged and extended appreciation to the village work forces for the lawn maintenance and general response to marina repairs.

Trustee Howell offered a resolution, seconded by Trustee Smith authorizing payment of bills on General Abstract 24 \$14,464.47, General Abstract #1 \$26,110.57, Water Abstract #24 1,718.07 Water Abstract #1 \$632.45, Sewer Abstract #24 \$600.83 Sewer Abstract #1 \$2,117.25 Capital Projects Marina Improvement Project #24 \$14,282.38, Capital Projects Comprehensive Plan \$14,282.38.

Trustee Howell offered a resolution, seconded by Trustee Smith to adjourn the meeting.

Respectfully submitted,

Suzanne Casselberry, Clerk-Treasurer

Regular Board Meeting

July 7, 2008

7:00p.m.

Present - Mayor Donna Kelley, Trustees Bonnie Howell,
Philip Gillemot, Linda Brown, Phil Joe Smith.

Absent - None.

Also present - Clerk-Treasurer Suzanne Casselberry, Mike & Christina
Hughey, Bob Muller, Bernie Obremski, Jim Likoudis

Mayor Kelley called the meeting to order at 7:00p.m.

Mayor Kelley called for the Pledge of Allegiance.

The minutes of the June 16, 2008 regular board meeting were presented. Trustee Howell offered a resolution seconded by Trustee Gillemot to approve the minutes of the June 16, 2008 regular board meeting as presented. AYES: Trustee Howell, Trustee Brown, Trustee Smith, Trustee Gillemot. NOES: None. Resolution carried.

PUBLIC PARTICIPATION

Bob Muller of South Genesee Street inquired of the action taken by the board in response to the complaints over the traffic on Genesee Street. Mayor Kelley noted that she met with Greg Mathews who will be taking it to NYSDOT for study before any decision is made on speed limit, stop signs or parking. The recommendation could take a couple weeks to a couple months. Bob Muller also noted that he has called the Sheriff several times and noticed immediately after the last board meeting there was more patrol and is now seldom seen.

Bernard Obremski, of 223 N. Genesee Street, a 35-year resident added that the traffic has intensified recently. He questioned if the Village might consider hiring a part time patrolman.

Jim Likoudis noted there was recently an accident at Main & Genesee Street and suggested a STOP be placed on Genesee Street for southbound traffic.

Mayor indicated these suggestions would be taken into consideration.

Mayor Kelley spoke with a representative of the NYSDEC regarding the Gates Farm plan for land spreading. They will attempt to obtain a copy of the plan for review and she hoped they would agree to visit the site.

Marina Improvement Project to break ground this week, Wednesday.

Annual report for the Montour Falls Library was made available to the board members.

Relative to cleaning of Catharine Creek, Mayor Kelley reported Camp Monterey will commit 810 man-hours of work to clean creek, however they have not scheduled the work as of this date.

Board discussed hourly wage/salary for code enforcement.

Trustee Brown offered a resolution, seconded by Trustee Howell to establish a salary of \$18,000 per year for code enforcement officer Charles Seager effective June 1, 2008 and resolved a time sheet should still be submitted. AYES: Trustee Brown, Trustee Howell, Trustee Gillemot, Trustee Smith. NOES: None. Resolution carried.

Trustee Howell offered a resolution, seconded by Trustee Brown authorizing the longevity payments as set forth in the Teamster Union agreement be approved for full time, non-union employees John Raplee and Suzanne Casselberry. AYES: Trustee Brown, Trustee Howell, Trustee Gillemot, Trustee Smith. NOES: None. Resolution carried.

Trustee Howell offered a resolution, seconded by Trustee Gillemot approving of Harley Connelly, licensed water operator to oversee the municipal water system during John Raplee's leave. AYES: Trustee Brown, Trustee Howell, Trustee Gillemot, Trustee Smith. NOES: None. Resolution carried.

Board became familiar with the Hazard Mitigation Plan developed by the Schuyler County Emergency Management Office with assistance from Southern Tier Central Regional Planning & Development Board. This plan must be in place by each village and town within the county to be eligible for grants associated with the plan.

Trustee Howell offered a resolution, seconded by Trustee Gillemot WHEREAS, the Village of Montour Falls, with assistance from Schuyler County Emergency Management and Southern Tier Central Regional Planning & Development Board Consultant, has gathered information and prepared the Schuyler County Plan; and

WHEREAS, the Schuyler County Plan has been prepared in accordance with the Disaster Mitigation Act of 2000 and 44 CFR Part 201; and

WHEREAS, the Village of Montour Falls is a local unit of government that has afforded the citizens an opportunity to comment and provide input in the Plan and the actions in the Plan; and

WHEREAS, the Village of Montour Falls have reviewed the Plan and affirms that the Plan will be updated no less than every five years:

NOW THEREFORE, BE IT RESOLVED by the Village Board of Trustees that the Village of Montour Falls adopts the Schuyler County Plan as this jurisdiction's Natural Hazard Mitigation Plan, and resolves to execute the actions in the Plan.

AYES: Trustee Smith, Trustee Howell, Trustee Gillemot, Trustee Brown. NOES: None. Resolution carried.

Board members received and reviewed a copy of the PESH inspection performed on the Wastewater Treatment Plant. Mike Hughey indicated that most of the comments have been corrected with exception of one drain cover. The facility will be re-inspected and will include review of files.

Trustee Howell offered a resolution, seconded by Trustee Smith Whereas the Village of Montour Falls and the Town of Montour obtained grant funds through the Quality Communities Grant Program to prepare a Comprehensive Plan and Zoning Law and Whereas, John King, Donna Kelley, Phil Joe Smith, David Qualtere, Antoinette DiCiaccio, Carol Gifford represented the Village on a joint advisory committee, and whereas after a two year effort a comprehensive plan document and zoning law have been drafted, therefore resolved to schedule a public hearing for August 5, 2008 at 7:15p.m. on the Comprehensive Plan document. AYES: Trustee Smith, Trustee Brown, Trustee Gillemot, Trustee Howell. NOES: None. Resolution carried.

Trustee Howell offered a resolution, seconded by Trustee Gillemot approving the 2008 Summer Youth Recreation Agreement with the Village of Odessa, authorizing the Mayor to execute the agreement and make payment of \$2300.00. AYES: Trustee Smith, Trustee Brown, Trustee Gillemot, Trustee Howell. NOES: None. Resolution carried.

Trustee Smith offered a resolution seconded by Trustee Gillemot to accept a proposal from McLaughlin-Phillips Roofing for an amount of \$2,763.00 to repair to a section of roof over the Library window that is leaking. AYES: Trustee Smith, Trustee Brown, Trustee Gillemot, Trustee Howell. NOES: None. Resolution carried.

Mayor Kelley advised the board the Padua Ridge mining project has been re-determined a positive declaration by the NYSDEC. Scoping session will begin this week and comments are invited.

Trustee Howell noted the Nascar event meeting would be Tuesday evening at the Village Hall. She is unable to attend.

Trustee Brown:

1) Indicated she spoke with Chip Seager who will run mail through the Clerk's Office and who also noted that building permit files are kept at the Village Hall with the exception of current projects. He was also asked look at the shrubbery along College Avenue, north of East Main Street that have been a concern for visibility for several years.

2) Suggested a letter be sent to EOP offering to attend one meeting per year noting that although the organization is worthy, they work primarily with Chemung County.

3) Inquired if the board would like to pursue an energy audit for the Village Hall, and if so the fee is anticipated to be \$100.00.

Board approved of a \$100.00 fee for an energy audit of the Village Hall.

Trustee Gillemot:

1) Commented on the seminar sponsored by SLAP-5 dealing with water quality of Seneca Lake, reported to be the worst of the Finger Lakes. He felt the village should be committed to continuing improvement of the quality of discharge from the Wastewater Treatment Plant.

2) Reviewed the "farm bill"

4) Advised the board John King is encouraging the village to initiate some improvement at the Falls Park this season.

Mayor Kelley requested the village work forces fill, level and seed in the dock #71 area.

Mayor Kelley inquired if the board would be interested in considering a "camp work" arrangement for the marina and explained an individual would be given a campsite in exchange for maintenance type work at the facility. Board was not interested in this arrangement at this time.

Mayor Kelley advised the board; Jerry Hawkes has requested the board reconsider termination of the campsite lease for #19. Board agreed the termination would stand.

Mayor Kelley reported on the recent Bike Rally event was deemed successful with one incident of fireworks that has resulted in charges.

Trustee Howell offered a resolution, seconded by Trustee Gillemot authorizing the payment of bills on General Abstract \$47,394.95, Water Abstract \$2,936.61 Sewer Abstract \$2,035.53. AYES: Trustee Howell, Trustee Gillemot, Trustee Smith, Trustee Brown. NOES: None. Resolution carried.

Trustee Howell offered a motion to adjourn, seconded by Trustee Gillemot. Carried.

Respectfully submitted,

Suzanne Casselberry, Clerk-Treasurer

Regular Board Meeting

July 21, 2008

7:00p.m.

Present - Mayor Donna Kelley, Trustees Bonnie Howell,
Philip Gillemot, Linda Brown.

Absent - Trustee Phil Joe Smith.

Also present - Clerk-Treasurer Suzanne Casselberry, Mike & Christina
Hughey

Mayor Kelley called the meeting to order at 7:00p.m.

Mayor Kelley called for the Pledge of Allegiance.

The minutes of the July 7, 2008 regular board meeting were presented. Trustee Howell offered a resolution seconded by Trustee Brown to approve the minutes of the July 7, 2008 regular board meeting with a correction relative to the SLAP-5 report dealing with water quality of Seneca Lake, reported to be the second worst of the Finger Lakes. AYES: Trustee Howell, Trustee Brown, Trustee Gillemot. NOES: None. Resolution carried.

PUBLIC PARTICIPATION

Jim Likoudis inquired of the board if any decision has been made regarding the possible STOP sign at West Main & Genesee Street. Mayor had indicated that the study might take weeks to months to complete. The study will reflect the safety of the intersection. Trustee Howell commented that having spoke with the Sheriff she learned that it is not legal to place a STOP sign for the sole purpose of reducing speeds. Mr. Likoudis commented that he felt it could be a dangerous area.

Rita Allen spoke to the board proposing a community project she calls "Hug a Tree". Colorful combinations of crochet/knitted yarns adorning tree trunks and limbs during the winter months Nov-March. She would like to decorate the Main Street trees reserving three at Bennett Hill Park for the Christmas holiday. She would invite Head Start, Falls Home and any one who would like to participate. Board approved of Mrs. Allen's proposal for a community beautification project.

Trustee Howell offered a resolution, seconded by Trustee Gillemot to approve appointment of Michael Hughey as Municipal Worker II effective July 22, 2008. AYES: Trustee Howell, Trustee Brown, Trustee Gillemot. NOES: None. Resolution carried.

Trustee Howell offered a resolution, seconded by Trustee Gillemot whereas Mike Hughey has performed the additional duties required of a Municipal Worker II since June 1 and resolved that he be compensated for the additional work from June 1, 2008 through June 21, 2008 at \$14.00 per hour. AYES: Trustee Howell, Trustee Gillemot, Trustee Brown. NOES: None. Resolution carried.

Trustee Howell offered a resolution, seconded by Trustee Brown to waive Chapter 47 Alcoholic Beverages of the Code of the Village of Montour Falls for the Nascar event on August 7, 2008 between the hours of 6:00-9:00p.m. on West Main Street. AYES: Trustee Howell, Trustee Brown, Trustee Gillemot. NOES: None. Resolution carried.

Trustee Howell offered a resolution, seconded by Trustee Brown to approve the proposed Local Law #2-2008 amending Chapter 156 of the Code of the Village of Montour Falls and decreasing the sewer unit charge to \$104.00 per unit per year and resolved to schedule a public hearing on the local law for August 4, 2008 at 7:30p.m.. AYES: Trustee Howell, Trustee Brown, Trustee Gillemot. NOES: None. Resolution carried.

Mayor Kelley reported a stop work order has been issued for the Raymond Street Family Housing Project. A meeting took place with code enforcement, water department, street department and Village Attorney regarding the pending violations and stop work order. Mayor reported that no further work is to be performed on the project aside from correcting the violations and until further notice. Mayor added that she has also been informed that the sewer design plans have been sent to NYSDEC by the developer without village review.

Trustee Brown offered a resolution, seconded by Trustee Gillemot appointing James Winkler, MD as Health Officer for a four-year term to expire 9/30/2011. AYES: Trustee Howell, Trustee Brown, Trustee Gillemot. NOES: None. Resolution carried.

Trustee Howell offered a resolution, seconded by Trustee Gillemot appointing Bud Kibbe, Town of Veteran code enforcement officer as a Deputy Code Enforcement Officer to assist Chip Seager. AYES: Trustee Howell, Trustee Brown, Trustee Gillemot. NOES: None. Resolution carried.

Trustee Howell offered a resolution, seconded by Trustee Brown resolved that any electrical inspections performed by Myron Rosh on any property within the Village of Montour Falls will not be accepted. AYES: Trustee Howell, Trustee Brown, Trustee Gillemot. NOES: None. Resolution carried.

Board members received a draft copy of the historic preservation law compiled by the committee. Mayor Kelley has requested the Planning Board review the draft law and offer comments to the Village Board. Trustee Brown commented that she would like to see a clause allowing a private property owner to opt out of inclusion in a historic district.

Trustee Howell reported the Nascar event committee would be meeting each Tuesday evening at the Village Hall. A fund-raiser for the event is scheduled for July 26th and volunteers are needed for the event. Trustee Howell also noted that the law enforcement for this event would be part of the 20 hours of specialized patrol for August.

Trustee Howell expressed concern for traffic flow on State Rt 14 during Nascar weekend due to bridge work and inquired if the Village would approve of race traffic being detoured onto South Genesee Street. Trustee Howell, Trustee Brown and Mayor Kelley agreed that there is no alternate route other than Genesee and approved the detour along with placement of temporary no parking along South Genesee Street for the Nascar weekend.

Trustee Howell offered a resolution, seconded by Trustee Brown to close West Main Street for the Nascar event from 1:00p.m.- 10:00p.m. on Thursday, August 7. AYES: Trustee Howell, Trustee Brown, Trustee Gillemot. NOES: None. Resolution carried.

Mayor Kelley clarified for Trustee Gillemot that there is no plan to change the winter parking hours for South Genesee Street.

Trustee Gillemot inquired how the board felt about moving forward on the proposal from Library President Jim Likoudis for the transfer of the building's ownership. It was suggested that a list of necessary repairs/improvements should be supported with a cost estimate for further consideration.

Mayor Kelley reported footers have been placed for the marina office and the block work has begun. The library roof over the stained glass windows has been completed.

Board discussed postponement of capital improvement projects until fall and to reconsider at that time.

Trustee Howell offered a resolution, seconded by Trustee Brown authorizing payment of bills on General Abstract \$76,031.49, Water Abstract \$1,086.68, Sewer Abstract \$2,362.03 Capital Projects Marina Improvement \$6,230.00. AYES: Trustee Howell, Trustee Brown, Trustee Gillemot. NOES: None. Resolution carried.

Trustee Howell offered a motion seconded by Trustee Gillemot to adjourn the meeting. Carried unanimously.

Respectfully submitted,

Suzanne Casselberry, Clerk-Treasurer

UNAPPROVED

Regular Board Meeting

August 5, 2008

7:00p.m.

Present - Mayor Donna Kelley, Trustees Bonnie Howell,
Philip Gillemot, Linda Brown, Phil Joe Smith.

Absent - None.

Also present - Clerk-Treasurer Suzanne Casselberry, Mike & Christina
Hughey, Bob Muller

Mayor Kelley called the meeting to order at 7:00p.m.

Mayor Kelley called for the Pledge of Allegiance.

The minutes of the July 21, 2008 regular board meeting were presented. Trustee Howell clarified that it was not suggested by the Sheriff to the detour of Nascar traffic to South Genesee Street as the minutes stated.

Trustee Gillemot offered a resolution, seconded by Trustee Brown to approve the minutes of the July 21, 2008 regular board meeting with clarification. AYES: Trustee Gillemot, Trustee Brown, Trustee Howell, Trustee Smith. NOES: None. Resolution carried.

PUBLIC PARTICIPATION

Bob Muller of South Genesee Street was present to inquire on the status of the traffic and speeding concerns for South Genesee Street. Mayor noted that no report has been received from the County Highway Superintendent as yet. Mr. Muller stated that the speed monitoring device was helping with speeding however when it fails to work, the speed increases. He also reiterated that a STOP sign would help.

PUBLIC PARTICIPATION CONCLUDED.

Trustee Gillemot offered a resolution, seconded by Trustee Smith re-establishing the closing of West Main Street for the Nascar event from 12:00p.m.(Noon)- 10:00p.m. on Thursday, August 7 from Genesee Street to Owego Street. AYES: Trustee Gillemot, Trustee Brown, Trustee Howell, Trustee Smith. NOES: None. Resolution carried.

Board members felt confident having reviewed the draft zoning law and incorporated changes, it is now ready and will move forward with the adoption process.

Board discussed the draft Historic Preservation Local Law with committee member, Antoinette DiCiaccio. Trustee Brown had inquired about a property owner opting out. Ms DiCiaccio noted that this draft was based on a model law provided by NYS Historic Preservation and there are no provisions for opting out. She added that the focus of the historic district being considered is a small area, the West Main Street business district, not residential. Given the opportunity for future development of the business district the committee felt it is important to preserve existing character and to offer assurance to potential developers. Properties within the district may become eligible for historic grants and programs. Ms DiCiaccio also stated that if after the law has been reviewed and shared with the property owners of the district and enough properties are opposed to the law it would be useless to adopt. Trustee Howell inquired about the violations/enforcement by Village Attorney in section 12. Ms DiCiaccio replied that it would be code enforcement that would address violations and the Village Attorney would need to be involved. Code enforcement will also be asked to review the law and offer comments. Mayor noted comments have been received from the Village Attorney and further discussion is anticipated after a review by the Planning Board.

PUBLIC HEARING

Comprehensive Plan

7:15p.m.

Mayor Kelley opened the public hearing for comments on the draft Comprehensive Plan prepared by the joint Advisory Committee of the Village of Montour Falls and the Town of Montour.

No comments were offered.

PUBLIC HEARING CLOSED.

PUBLIC HEARING

Local Law #2-2008

7:30p.m.

Mayor Kelley opened the public hearing for comments on the proposed Local Law #2-2008 to amend the Code of the Village of Montour Falls Chapter 156-21 Sewer rates.

The sewer unit charge will be reduced from \$114.80 to \$104.00.

No comments were offered.

PUBLIC HEARING CLOSED.

Trustee Smith offered a resolution, seconded by Trustee Howell to adopt Local Law #2-2008 amending the Code of the village of Montour Falls Chapter 156-21 Sewer rates. AYES: Trustee Smith, Trustee Howell, Trustee Gillemot, Trustee Brown. NOES: None. Resolution carried.

Trustee Smith offered a resolution, seconded by Trustee Brown authorizing membership with the Preservation League of NY for an annual fee of \$55.00. AYES: Trustee Smith, Trustee Howell, Trustee Gillemot, Trustee Brown. NOES: None. Resolution carried.

Mayor noted complaints that ditches along Steuben Street, primarily the east side are filled and need cleaning. Mike Hughey indicated Greg Mathews will take a look at the complaint this week and he will begin to prepare for cleaning within the next few weeks.

Trustee Howell offered a resolution, seconded by Trustee Smith authorizing Mike Hughey to make credit card purchases on the Village of Montour Falls account. AYES: Trustee Howell, Trustee Gillemot, Trustee Smith, Trustee Brown. NOES: None. Resolution carried.

Trustee Smith offered a resolution, seconded by Trustee Howell approving of Schuyler Street closing on September 5th between the hours of 7:00am-2:00pm for the Falls Home annual Street Fest. AYES: Trustee Smith, Trustee Howell, Trustee Brown, Trustee Gillemot. NOES: None. Resolution carried.

Trustee Howell offered a resolution, seconded by Trustee Brown approving the following final budget modifications for fiscal year ending May 31, 2008.

GENERAL FUND BUDGET AMENDMENTS

Approp. Code	2007-08 budget	Increase	Decrease	Modified Budget
A1420.4 LAW	24000.01	351.00		\$ 24,351.01
A1410.1 CLERK PERSONNEL	5175.00		351.00	\$ 4,824.00
A1450.42 ELECTION MACH. INSPECT	30.00	20.00		\$ 50.00
A1450.41 ELECTION INSP SUPPLIES	140.00		20.00	\$

				120.00
			\$	
A1620.4 VILL HALL SUPPLIES	1500.00	50.00		1,550.00
			\$	
A1620.4 VILL HALL CLEANER	2800.00		50.00	2,750.00
			\$	
A1640.42 DPW GAS	6850.00	86.00		6,936.00
			\$	
A3410.27 SCBA PARTS	1000.00	22.00		1,022.00
			\$	
A3410.41 FIRE DEPT GAS	6900.00	83.00		6,983.00
A3410.416 FIRE EQUIP CERTIFICATION	2030.00	96.00		2,126.00
			\$	
A3410.44 BUILDING MAINT	5450.00	7.00		5,457.00
			\$	
A3410.45 FUEL	4471.00	876.00		5,347.00
			\$	
A3410.46 APPARATUS REPAIRS	31225.00		1170.00	30,055.00
			\$	
A3620.42 SAFETY INSPECT POSTAGE	0.00	42.00		42.00
			\$	
A3620.1 SAFETY INSPECT PERSONNEL	19200.00		30.00	19,170.00
			\$	
A3620.4 SAFETY INSPECT. CONT	800.00		12.00	788.00
			\$	
A5110.45 STREETS SIGNS		304.00		304.00
			\$	
A5110.4 STREETS CONSTRUCT	8099.99		481.00	7,618.99
			\$	
A5142.41 SNOW SALT	9426.06	165.00		9,591.06
			\$	
A6410.42 MISC ADS	541.00	12.00		553.00
			\$	
A7180.416 MARINA LIGHTING	4500.00	500.00		5,000.00
			\$	
A7180.42 MARINA CONTRACTS	22000.00	798.00		22,798.00
			\$	
A7180.1 PERSONNEL	31526.00		798.00	30,728.00
			\$	
A7180.45 MARINA FACILITY REPAIRS	5000.00		500.00	4,500.00

Totals 192664.06 3412.00 3412.00 192664.00
Reason: Transfer budgeted funds from surplus appropriations accounts to unbudgeted appropriation accounts

WATER FUND BUDGET AMENDMENTS

Approp. Code	2007-08 budget	Increase	Decrease	Modified Budget
	\$	\$		\$
F8310.1 WATER PERSONNEL	3,279.00	37.00		3,316.00
	\$	\$		\$
F8310.42 WATER SUPPLIES	382.00	186.10		568.10
	\$		\$	\$
F8310.41 WATER POSTAGE	574.00		186.68	387.32
	\$		\$	\$
F8320.1 WATER PERSONNEL	19,348.00		36.42	19,311.58
	\$	\$		\$
F8320.41 WATER ELEC	25,000.00	636.00		25,636.00
	\$		\$	\$
F8320.42 LAB FEE	973.00		433.00	540.00

	\$		\$	\$
F8320.43 LAB FEES	800.00		203.00	597.00
	\$	\$		\$
F8340.42 ELECTRIC	1,760.00	8.00		1,768.00
	\$		\$	\$
F8340.41 WATER SUPPLIES	11,508.00		8.00	11,500.00
	\$	\$		\$
F8340.51 ENGINEERING	-	15,243.90		15,243.90
	\$	\$		\$
F9060.8 HEALTH INSURANCE	13,382.50	1,895.19		15,277.69
	\$		\$	\$
F8340.1 WATER PERSONEL	18,589.00		1,895.19	16,693.81
	\$		\$	\$
F909 FUND BALANCE	316,643.93		15,243.90	301,400.03
	\$	\$	\$	\$
TOTALS	412,239.43	18,006.19	18,006.19	\$ 412,239.43

Reason: Transfer budgeted funds from surplus appropriations accounts to unbudgeted appropriation accounts

SEWER FUND BUDGET AMENDMENTS

<u>Approp. Code</u>	<u>2007-08 budget</u>	<u>Increase</u>	<u>Decrease</u>	<u>Modified Budget</u>
	\$	\$		\$
G8110.1 PERSONNEL	3,279.00	39.00		3,318.00
	\$		\$	\$
G8110.41 ADMIN POSTAGE	33.00		33.00	-
	\$		\$	\$
G8110.42 ADMIN SUPPLIES	20.92		6.00	14.92
	\$	\$		\$
G8120.41 GAS	2,200.00	27.00		2,227.00
	\$	\$		\$
G8120.42 ELECTRIC	3,300.00	101.00		3,401.00
	\$		\$	\$
G8120.49 SEWER MAIN REPAIR	10,000.00		128.00	9,872.00
	\$	\$		\$
G8130.1 WWTP PERSONAL	25,436.00	383.00		25,819.00
	\$	\$		\$
G8130.4 WWTP CONTRACTUAL	3,300.00	275.00		3,575.00
	\$	\$		\$
G8130.43 PHONE	920.00	18.00		938.00
	\$		\$	\$
G8130.45 BUILDING REPAIRS	1,500.00		676.00	824.00
	\$	\$		\$
G9050.8 UNEMPLOYMENT INS.	510.00	62.00		572.00
	\$	\$		\$
G9055.8 DISABILITY INS	166.37	26.00		192.37
	\$		\$	\$
G9030.8 FICA	3,000.00		88.00	2,912.00
	\$		\$	\$
	\$	\$	\$	\$
	53,665.29	931.00	931.00	53,665.29

Reason: Transfer budgeted funds from surplus appropriations accounts to unbudgeted appropriation accounts

AYES: Trustee Brown, Trustee Howell, Trustee Smith, Trustee Gillemot.
NOES: None. Resolution carried.

Trustee Howell offered a resolution, seconded by Trustee Brown authorizing an property appraisal for 228 Clinton Street the former Church property upon conveyance of the property from Schuyler County to the Village of Montour Falls. AYES: Trustee Howell, Trustee Brown, Trustee Smith, Trustee Gillemot. NOES: None. Resolution carried.

Trustee Smith offered a resolution seconded by Trustee Howell to declare the 1987 Chevy Caprice wagon as surplus and sell for scrap material. AYES: Trustee Smith, Trustee Howell, Trustee Brown, Trustee Gillemot. NOES: None. Resolution carried.

Trustee Gillemot offered a resolution, seconded by Trustee Brown authorizing expenditure of \$400.00 for Mayor Kelley to enroll in the Leadership Schuyler Program, a 13 session class beginning in September, 2008. AYES: Trustee Gillemot, Trustee Brown, Trustee Smith, Trustee Howell. NOES: None. Resolution carried.

Mayor Kelley advised the board a NYSDOT highway work permit was received from William Frandsen with a request that it be submitted by the village to the state for installation of the sewer line for the Raymond Street Family Housing. Mayor noted the stop work order remains in effect and the Village has received no sewer plans. Board agreed the paperwork would not be signed.

Trustee Howell reported the Nascar event is set for this Thursday and volunteers are being sought.

Trustee Brown reported the Fall Festival committee meeting is scheduled for this week and added the committee is organized and efficient.

Trustee Gillemot mentioned Joseph Rabito, Director of the NYS Office of Community Renewal, will visit Schuyler County to discuss funding opportunities available from his agency on August 7th. This agency is responsible for among many, the NY Main Street program. Kevin McLaughlin, regional director of Empire State Development, will also be on hand to discuss his agency and the Restore NY Grant program.

Trustee Gillemot inquired of the board if there would be any conflict with the scheduling of a walking tour of the Historic Glorius T for September 14th or 21st. No conflicts were noted.

Mayor Kelley reported 2 watermain breaks occurred July 21st after the last board meeting and was attributed to the fire department flushing hydrants. Mayor Kelley advised the fire chief future exercising of hydrants should be coordinated with the Village.

Mayor Kelley also noted a section of Raymond Street asbestos water main broke over the weekend and the water operator has shut off the valves isolating the area until the new section can be replaced. Clerk will contact Larsen Engineers regarding the pending approvals and purchase of material.

Mayor Kelley reported the littering and dumping taking place in the area of Deckertown Falls area and neighboring properties. Board felt placement of a garbage can would invite more dumping. Board instructed Mike Hughey erect a No Dumping sign and to pickup disposed tires in the area.

Trustee Smith offered a resolution authorizing transfer of \$18,000 as budgeted in the general fund for marina bathhouse improvements to the Marina Improvement Capital Project. AYES: Trustee Smith, Trustee Brown, Trustee Gillemot, Trustee Howell. NOES: None. Resolution carried.

Trustee Smith offered a resolution seconded by Trustee Howell authorizing payment of bills on General Fund, Water Fund, Sewer Fund, Marina Improvement Capital Projects AYES: Trustee Smith, Trustee Howell, Trustee Brown, Trustee Gillemot. NOES: None. Resolution carried.

Antoinette DiCiaccio commented that the board minutes on the website need updating. Ms DiCiaccio also inquired on the status of the Montour House development. Mayor Kelley replied that she was awaiting a closing date and a signed developer's agreement.

Trustee Smith offered a motion to adjourn the meeting at 8:00p.m., seconded by Trustee Brown. Carried unanimously.

Respectfully submitted,

Suzanne Casselberry, Clerk-Treasurer