

**VILLAGE OF PAINTED POST  
REGULAR BOARD MEETING  
May 10, 2021**

**The Regular Meeting of the Board of Trustees for the Village of Painted Post was called to order with the Pledge of Allegiance by Mayor Foster at 7:00PM.**

**PRESENT:** Deputy Mayor Francis, Trustee Kenny, Trustee Ferree, OIC Copp, DPW, Fire Chief Button, Superintendent Smith, Attorney Patrick and Clerk Names

**ABSENT:** Mayor Foster

**REGULAR BOARD**

**MINUTES:** of April 5, 2021 were approved on a motion made by Trustee Kenny seconded by Trustee Ferree and carried.

**POLICE REPORT:** April report submitted by OIC Copp as follows:

Traffic Arrests: Total of 17

2 Radar, 4 Moving Violations, 1 DWI Violations, 2 Suspensions/Revocations and 8 All other Violations.

Complaints: Total of 46

0 Felony, 11 Misdemeanors, 4 Violations, 2 Vehicle & Traffic, 1 CPPMS, 2 Animal, 1 Domestic, 3 Local Law Violation, 7 Stolen Property Cases, 6 Found Property Case, 12 Miscellaneous and 0 Pause Investigations.

Assistance/Services Rendered: Total of 43

5 Citizen/Motorist, 8 AMR Ambulance Serv., 2 PP Fire Dept., 2 E.I.D. Alarms, 0 Missing Person, 0 Open Door, 0 Mental Health Transports, 4 Check the Welfare, 4 Vacation Property Checks, 3 Steuben Co. Sheriff, 6 NY State Police, 0 Corning Police, 2 Other Police Agencies, 4 DA Office, 1 Dept. of Public/Works, 0 US Government, 2 Other agencies.

Cases Adopted/Closed: Total of 15

0 Felony, 11 Misdemeanors, 0 Drug Interdictions, 4 Violations, 0 Mental Hygiene, 0 Warrant/FOA.

Parking Tickets: Total of 0 - 2A-5A Parking Enforcement, 0 Other.

Accidents: Total of 0 - 01 Personal Injury, 0 Property Damage, 0 Other.

Total Calls for Service: 121

5N01 REPAIRS: Radar / Headlights

5N01 MILEAGE: 657  
5N02 REPAIRS: Emergency Lights  
5N02 MILEAGE: 887

**FIRE DEPT.**

**REPORT:**

April report submitted by Chief Button as follows:  
Total number of calls for the month were 12

4 MVA/Rescues, 4 Service Call, 0 Vehicle Fire, 0 Searches, 0 Chimney Fire, 0 Structure Fire, 0 Grass/Brush Fires, 0 Hazardous Conditions, 0 Vehicles Leaking Gas, 0 Storm Flooding, 1 C.O./Fire Alarm Activation, 1 Mutual Aid Fires, 0 Mutual Aid MVA, 0 Searches, 0 Mutual Aid Medical and 2 Mutual Aid AMR.

Total in Service Hours: 74  
Average Fire Fighters Per Call: 10  
Training Hours – 0  
Training Certifications: 10  
Total in Service Hours to Date: 421.5  
Total Number of Calls to date for the Year – 38

No major repairs to the Fire equipment  
Injuries – No injuries reported

Fuel Usage = Gas – 74.8 gallons and Diesel 26 gallons

Chief 2800 – Button responded to 100% of the calls for the month.  
Chief 2801 – Smith responded to 58% of the calls for the month.  
Chief 2802 – McCarthy responded to 33% of the calls for the month.

**Fire Department Activities/Community Services**

Monthly department training consisted of Annual OSHA Safety Training.  
Monthly equipment operation and safety checks continue.  
Covid – 19 vaccination of firefighters has continues.  
The Department participated in the funeral services for Shirley Smith from Caton FD.

**DPW REPORT:** April report submitted by Superintendent Smith as follows:

**Water Treatment and Distribution System**

- Water levels at wells are at: **Well # 4 – 45'**, **Well # 3 – 28'** & **Well # 2 – 45'** of water above the pump.

- Trans-loading Facility operations. Hauled ZERO Gallons for the month.
- Water service @ 349 N. Hamilton turned off. Service leaks on owner's side of valve.
- Water service to 340 E. High St turned off as requested by owner.
- Water Service @ 10237 Oak Wood turned off. Leak on Owners side.
- Crew performed water system operations for the Village of Riverside
- Crew repaired 1.5" watermain leak in front of 109 Grace BLVD.
- Crew replaced and repaired water meters throughout the Village.

#### **Sanitary Sewer Treatment and Collection System**

- Crew completed monthly jet cleaning of problem areas of the sanitary sewer collection system.
- Crew performed sewer system operations for the Village of Riverside.
- Sludge pressing operations at the WWTP continues.
- Crew jet cleaned sanitary sewer on West side of Middle School Reported sanitary sewer overflow to the State.
- Covid-19 sampling for the state continues at the WWTP

#### **Village Streets and Walkways**

- Crew continued weekly pickup of leaves and brush.
- Crew swept streets throughout the Village on several occasions.
- Crew repaired storm sewer catch basin on Tillman Drive near Steuben St..
- Crew completed spring cleanup of Village Streets and uptown walkways.

#### **Buildings and Grounds**

- Crew hauled weekly trash from Village facilities.
- Crew continued cleaning/sanitation operations at Village Hall & DPW to address COVID 19 Virus.
- Crew performed weekly equipment safety checks.
- Crew completed spring cleanup of parks, bike path and boulevards.
- Crew completed rolling of all parks and bike path.
- Crew completed cleanup work at flower beds and planter areas.
- Crew began mowing and trimming of Village Property throughout the Village.
- Crew cleaned gutters on the Village Hall, Pavilion and Water Plant
- Crew continued spring cleanup of uptown parking lots.
- Crew began cleanup and top soiling of tree stumps that were ground last year.
- Crew completed cleanup work at Bill Smith Creek on Hornby Drive. Rain water runoff overflowed drainage structure located on Hornby Drive.

#### **Equipment Maintenance**

- Performed maintenance and repairs on DPW, FD and PD equipment.
- Crew completed service and repairs to auger attachment for Bobcat skid steer.

- Replaced front four wheel drive hubs on F250 Pickup (unit 11).
- New York State inspection failed on Water Department Van. Borrowing pickup from Riverside.

**Village Cemeteries**

- Three burials for the month.
- Crew completed spring cleanup of West High and Fairview Cemeteries.

**FINANCIAL/BUDGET**

**REPORT:** No changes

**CLERKS REPORT:** April report submitted by Clerk Names as follows:

All accounting is current and balanced to date. Monthly reports for all accounts have been reconciled with the bank statement and been provided to the mayor, board members and department heads.

The Constitutional Tax Limit was completed and submitted to OSC as well as the Village 2021-2022 budget.

The federal and state quarterly taxes were prepared and submitted along with the Excellus BC/BS yearly report and the PERMA workers comp. 1<sup>st</sup> quarter report.

I completed the Laser tax information form for Steuben County Real Property for our upcoming village taxes. Also completed was the list of our water/sewer re levy in the amount of \$2681.02 which I was later told, by Steuben County, I should not submit due to another executive order that was to be passed by Gov. Cuomo.

I attended the Planning Board meeting that was held on 4/7/21 via a Zoom broadcast.

The water/sewer bills were processed, run and mailed out.

The US Census Bureau quarterly tax survey was completed and the NYMIR annual insurance renewal application was also completed.

Spent several hours researching documents related to the Painted Post Development, LLC as it relates to the “Foundry” property.

I spent several hours reviewing utility bill from UGI dating back to 2019 and several property tax searched completed.

**PLANNING BOARD:** April 7, 2021 planning board meeting.

Members Present: Marcia Weber (chair), Martha Tober, Moira French, Kathleen Scolaro, Vickie Button, Art Stilwell (alternate)  
Absent: Travis Ferree (liaison)

Planning Consultant: Stephanie Yezzi      Village Clerk: Anne Names

Others: Stu & Harriet Baldwin

Approx. 0 members of the public present

1. CALL TO ORDER: Meeting was called to order at 5:30 PM by Marcia Weber, Planning Board Chair.
2. APPROVAL OF THE MINUTES FROM MARCH 3, 2021.  
Motion by: Vickie Button      Seconded by: Martha Tober *Carried.*
3. OLD BUSINESS:      NONE
4. NEW BUSINESS:

349 N. Hamilton St. Application for Special Use Permit

S. Yezzi gave a detailed description of the project at 349 & 351 N. Hamilton St. Steuben County parcel data showed the two addresses were both located on one parcel. The project would bring the two existing buildings up to code and implement permeable pavers to incorporate the three required parking spaces. The project is a type II action under SEQR and would not require any further environmental review. She explained that the multi-dwelling use is allowed under the current Zoning Law (2019); however, it requires a Special Use Permit with the property being vacant for over one year.

S. Yezzi had spoken to Bryan Hallgren, the Village Code Enforcement Officer, earlier in the day to clarify that the buildings would require much more than an updated roof over both porches. Mr. Hallgren had stated that the buildings would need new porches, siding, roofs, and windows; however, these were not the only updates. He suggested that an engineer get out to the back two-family unit to determine if it is structurally safe to bring up to code. Stephanie stated that if the building were torn down, the applicant would need to come back to the Planning Board for another permit for any possible rebuild. This would then need to be in compliance with the Zoning Law as it would no longer be a pre-existing, non-conforming lot/building.

Stu & Harriet Baldwin told the Planning Board their intention is to bring the property up to code no matter what the requirements are according to the Code Enforcement Officer. They discussed the shared driveway and stated they had a conversation with the neighbor about the informal agreement. The neighbor had not been in disagreement about the shared driveway. The Baldwins highlighted that they would make it clear in any lease that vehicles were only to be parked on the designated pavers and not in the driveway. They also plan to discuss building paint color with both neighbors to match the surrounding area.

M. Weber stated that a public hearing had been scheduled for the application and would be held at this time.

**Motion to open the public hearing.** (5:41 PM)

**Motion by:** Vickie Button    **Seconded by:** Art Stilwell    **Carried.**

No public present. M. Weber asked if the Planning Board had any further questions. No additional comments were made.

**Motion to close the public hearing.** (5:42 PM)

**Motion by:** Moira French    **Seconded by:** Martha Tober    **Carried.**

M. Weber explained that the next step is to approve the “site plan”. This was later corrected as an approval for the Special Use Permit Application.

**Motion to approve the Special Use Permit application.** (as corrected)

**Motion by:** Vickie Button    **Seconded by:** Moira French    **Carried.**

The applicant asked if they would be receiving written confirmation of this decision in order to move forward and obtain additional permits from the Code Enforcement Officer. S. Yezzi stated that this is correct and she would email confirmation of the decision.

A. Names asked if the applicant had noticed any water meters at the back house. The applicant had not, and questioned if it had been possible that there was one meter at the front building that serviced the whole lot. Anne stated that this is a possibility; however, Larry Smith, the Superintendent of Public Works, had not known the correct answer due to inactivity on the property.

5. **NEXT MEETING:** Wednesday, May 5, 2021
6. **ADJOURNMENT: Motion:** *To adjourn the meeting*

**Motion by:** Vickie Button      **Seconded by:** Martha Tober **Carried.**  
Meeting was adjourned at 5:45 PM by Marcia Weber.

**NEW BUSINESS:** 1. The Village Board of Trustees voted on Local Law #1-2021 to amend the Vehicle and Traffic Laws, Chapter 257 of the “Code of the Village of Painted Post”. This local law will take effect as of June 1, 2021

Resolution to approve LL #1-2021 was made by Trustee Ferree, 2<sup>nd</sup> by Trustee Kenny and carried by all.

2. The Village Board approved the Fire Department Election of Officers on a motion made by Trustee Ferree, seconded by Trustee Kenny and carried.

The election results are as follows:

Chief	Joe Button
1 <sup>st</sup> Assistant Chief	Larry Smith
2 <sup>nd</sup> Assistant Chief	Brian McCarthy
Captain	Daniel E. Smith
Lieutenant	Marshall Franklin
Captain	Cale Hodge
Lieutenant	Brandon Smith
Captain	Mitchell Stull
Lieutenant	Kevin Tyler

Business Officers

President	Edward Franklin Jr.
Vice President	Alyssa Sebastian
Treasurer	William Scheidweiler
Secretary	Chris Olander

3. *Resolution:* That all year end budget adjustments be made by the clerk-treasurer in order to close out the current budget year and

That the final meeting be set to close the 2020-2021 Fiscal Year on Tuesday, May 25, 2021 at 4:30pm.

I, Trustee Kenny, move the adoption of the above resolution.

4. The Village Board approved the Fire Department’s request for two new member applications. The applicants are: Kyle Miller and Audrey Bickle.

Motion to approve by Trustee Ferree, 2<sup>nd</sup> by Trustee Kenny and carried.

5. The Resolution relating to Painted Post Development, LLC has been postponed until the final year end meeting that will be held on May 25, 2021 due to not having a quorum to vote on it.

**SUSPEND ORDER**

**OF BUSINESS:**

Motion made by Trustee Kenny, seconded by Trustee Ferree and carried.

**PUBLIC others**

**COMMENTS:**

Emily Northrup of 582 W. High St. asked if the sale of the “Foundry” property had been finalized yet. Deputy Mayor Francis state that it had not. She also asked if the “property cleanup” project was still in the works.

**RESUME ORDER**

**OF BUSINESS:**

Motion made by Trustee Ferree, 2nd by Trustee Kenny and carried.

**TRUSTEE**

**COMMENTS:** **None**

**AUTHORIZATION:** to pay audited bills for the Village on a motion made by Trustee Kenny, seconded by Trustee Ferree and carried.

	<u>Abstract #21 (Apr)</u>	<u>Voucher #</u>	<u>Abstract #22 (May)</u>	<u>Voucher #</u>
General Fund:	\$ 6,649.02	531 - 539	\$ 22,599.61	540 - 584
Water Fund:	\$ 384.43	242 - 250	\$ 4,196.18	251 - 268
Sewer Fund:	<u>\$ 3,759.65</u>	242 - 250	<u>\$ 6,354.21</u>	253 - 270
TOTALS:	\$10,793.10		\$ 33,150.00	

**GRAND TOTALS: \$ 43,943.10**

**MOTION** to adjourn meeting was made by Trustee Kenny seconded by Trustee Ferree and carried at 7:22pm.

Respectfully submitted by: Anne Names, Clerk-Treasurer