

The regular meeting of the Village of Liverpool Board of Trustees was held on Monday, August 17th 2015 at 7:00 PM at 310 Sycamore Street, Liverpool, NY

Present:	Gary White	Mayor
	Nick Kochan	Deputy Mayor
	Jim Rosier	Trustee
	Dennis Hebert	Trustee
	Christina Fitch	Trustee
	John Langey	Attorney
	Greg Sgromo	Engineer
	Mary Ellen Sims	Village Clerk

Mayor White called the meeting to order at 7:00 PM and all those present joined in the pledge of allegiance.

Residents wishing to speak

Glenna Wisniewski, New Director of the Liverpool Public Library introduced herself to the Board of Trustees. All trustees welcomed her to the Village and offered her good luck in her new position.

Anthony LaValle, 101 Tulip Street, commented that the pipe at the end of his street needs to be addressed. When it rains, there is a large amount of water that accumulates. Mayor White stated that he will have Bill Asmus look at it this week.

Correspondence

Letter from NYS DOT regarding Route 370

The Village received a letter from Carl Ford Regional Director of the NYS DOT regarding the pavement distress on Route 370 within the Village of Liverpool. NYS DOT is evaluating pavement treatment options for this section of Route 370 and will share their results when they are reached.

Letter from WEP regarding grant of \$ 120,000

The Village received a letter from Water Environment Protection regarding Village Sewer Infrastructure grant money of \$ 120,000. The letter states that the Village of Liverpool is eligible to receive a grant from the County for up to \$120,000 for projects that upgrade and/or repair sewer infrastructure to reduce and abate extraneous flow into the sanitary sewer system. To begin the process, WEP will prepare an Intermunicipal Agreement which will detail the terms and conditions associated with receiving reimbursement from the County.

Greg Sgromo, Engineer commented that the Vine Street Sewer may not qualify for these grant funds as a project. Sewer lining on First and Second Street should be a consideration for funds Greg Sgromo will check any cross connections and will look at the sewer on Sixth and Hickory Street for possible repair.

Greg will get together with Trustees Kochan and Fitch, along with Bill Asmus to come up with a plan for possible projects that will qualify under this grant.

Public hearing Local Law D- 2015 Definition Professional Residential Office

Motion was made by Trustee Hebert, seconded by Trustee Fitch, to open the public hearing on Local Law D-2015 Definition Professional Residential Office. Motion Passed.

Mayor White explained that local law D-2015 to amend Chapter 380 of the Code of the Village of Liverpool is to remove provisions therein relative to Professional Residential Offices in the Village.

Local Law D- 2015 will remove the definition of Professional Residential Office and will delete any reference to it in that section of the Code. The section of the Code that refers to home occupations covers this.

Attorney Langey stated that he has not received comment from County Planning and that no action by the Board can be made, without County Planning recommendation. It has not been 30 days since the referral was made and that a decision on this local law can be made at the next meeting. Mayor White asked if there were any questions from the public.

Anthony LaValle, asked if he would be permitted to have his legal practice at his home with a special permit as required by the Code and the Mayor stated that he would be able to do that as long as he lives in the home.

Hearing no more questions, Mayor White asked for a motion to close the public hearing.

Motion was made by Trustee Rosier, seconded by Trustee Hebert, to close the public hearing. Motion Passed.

Introduction of Local Law E-2015- “Repealing the 2 % Tax Cap Override.”

Trustee Kochan introduced Local Law E- 2015 repealing Local Law # 1 2015 (Overriding the Tax Levy Limit) Established in General Municipal Law and its entirety and made the following motion which was seconded by Trustee Hebert:

To repeal local law # 1 2015 by calling a public hearing for September 21, 2015 at 7:01 PM . This repeal of Local Law # 1 2015 will make the Village of Liverpool “Freeze compliant” for 2015. The Village enacted local law # 1 2015 to override the 2% Tax Cap. The Village stayed within the allowable tax cap and therefore, to be eligible to be in the property tax freeze program, we must repeal that law. This will permit our eligible Village property owners to receive a tax relief check.

Mayor White stated that there is no down side to doing this and that it has no bearing on future years.

Call public hearing Local Law E-2015

Motion was made by Trustee Kochan, seconded by Trustee Hebert, to call a public hearing for September 21, 2015 at 7:01 PM for Local Law E-2015 “ Repealing the 2 % Tax Cap Override.” Motion Passed

Authorization for Village to enter into Development Agreements regarding White Water Pub and Limp Lizard

Attorney Langey commented that he just received the agreements tonight, just prior to the meeting and will need to review all documents before they are signed. Attorney Langey will confirm all entities involved and stated that the Board could give tentative approval for the Mayor to sign based on final review of the Attorney. The Village will need a deposit on engineering from Constine along with signed documents.

Motion was made by Trustee Kochan, seconded by Trustee Rosier, to authorize Mayor White to enter into Development Agreements with Constine LLC based upon final review by the attorney and security deposit in place. Motion Passed.(Trustee Fitch abstained)

Authorization for Mayor White to sign the NYS Municipal Workers Comp Alliance Membership Plan

Motion was made by Trustee Kochan, seconded by Trustee Hebert, to authorize Mayor White to sign the NYS Municipal Workers Comp Alliance Membership Plan. Motion Passed.

Resolution approving membership in the NYS Municipal Workers Comp Alliance Plan

Motion was made by Trustee Kochan, seconded by Trustee Hebert, to adopt the following resolution:

RESOLVED, that the Village of Liverpool hereby elects, pursuant to Subdivision 3-a of Section 50 of the Worker’s Compensation Law, to become a self-insurer as to Worker’s Compensation claims against this Village of Liverpool; and be it further

RESOLVED that pursuant to Section 50 Subdivision 3-a of said Workers' Compensation board, Self Insurance Section; and be it further

RESOLVED, that this election shall become effective on August 17th, 2015

MOTION Passed

Request from Judge LaValle and Kimberly Hall to attend the New York State Magistrates Court Clerk's Annual Conference to be held in Niagara Falls September 27 2015 through September 30th 2015 for a total not to exceed \$ 1,754.26 for both to attend.

Motion was made by Trustee Rosier, seconded by Trustee Hebert to authorize Judge LaValle and Kimberly Hall to attend the New York State Magistrates Court Clerk's Annual Conference to be held in Niagara Falls September 27 2015 through September 30th 2015 for a total not to exceed \$ 1,754.26 for both to attend. Motion Passed.

Approval to Hire Antoinette Spina for the position of Assistant Court Clerk/clerk 1 part time for an hourly rate of \$10.58 per hour to begin on Tuesday August 18th, 2015.

Motion was made by Trustee Rosier, seconded by Trustee Hebert, to hire Antoinette Spina for the position of Assistant Court Clerk/Clerk 1 part time for an hourly rate of \$10.58 per hour to begin on Tuesday August 18th, 2015. Motion Passed.

DPW STATS

Trustee Fitch gave the following recap of DPW :

30 UFPO's marked

7 Sewer Maintenance Calls handled by County

No Sewer Repairs

No banner pole or sign requests

No park requests

Johnson Park concerts – the last two concerts will be this week for the season

Yard Waste- our next yard waste pickup will be September 8th

Hiring of a motor equipment operator- employee Chris Maloney has turned in his two week notice and will be leaving the department for other employment effective 08/28/15. The Village DPW will be seeking a candidate for this position with a valid CDL driver's license.

POLICE STATS

Trustee Rosier read the following STATS for the police department:

200	Traffic Stops
158	Traffic tickets issued
01	DWI Arrests
16	Accidents Investigated
0	Parking Tickets issued
216	Residential Property Checks
498	Incidents

The Liverpool PD has an opening for a part time officer. Police chief Morris is requesting that the Village board and Mayor approve the hiring of John Linnertz pending the full completion of the background check.

John Linnertz is a retired Syracuse Police Detective Sergeant. He was assigned as a command Officer for the Major Crime Scene Unit, a Field Supervisor, a certified Field Training Officer and Supervisor, A NYS DCJS certified Police Instructor and an Emergency Service Unit officer.

CODES STATS

Trustee Rosier presented the Codes STATS to the Board for their review.

Flooding Issue / Young & Franklin Building

Village needs authorization to enter private property before any work can be done to help mitigate the flooding issue.

Outstanding Issues

Mayor White read the list of outstanding issues and any mitigations that have taken place. The outstanding issue list will be presented at each meeting with any updates or additions.

Trustee Hebert presented the following Financial Reports:

Trustee Hebert moved and Trustee Kochan seconded the approval of Abstract # 15 General Fund voucher 759 in the amount of \$ 3567.99, abstract # 3 General fund , vouchers 93-160 in the amount of \$ 158,045.65, Abstract # 3 CM fund , voucher # 153 in the amount of \$1,092.00, Abstract # 3 Sewer fund, voucher # 151 in the amount of \$ 4,316.23 and ,Abstract # 3 Voucher # 152 in the amount of \$ 2,688.00. Motion Passed.

Transfers

Motion was made by Trustee Hebert, seconded by Trustee Kochan, to approve the following transfers:

From	To	Amount	Number
A1110.44	A1110.46	2970.00	1
A1110.45	A1110.46	52.00	2
A1110.4	A1110.14	46.26	3
A1110.46	A1110.44	30.00	4
A3120.13	A1325.42	502.02	5
A1620.411	A1325.43	139.52	6
A8160.4	A1325.44	2212.00	7
A1325.46	A1325.49	44.48	8
A1110.43	A1325.49	49.65	9
A3120.16	A1420.4	1246.49	10
A3120.12	A1420.4	216.01	11
A1620.422	A1420.41	1110.00	12
A1620.425	A1440.4	32.05	13
A1620.424	A1440.4	425.17	14
A1620.494	A1620.428	500.00	15
A1620.422	A1620.46	264.00	16
A1620.410	A1620.46	40.29	17
A1620.421	A1989.4	15.00	18
A3120.113	A3120.1	3825.00	19
A3120.101	A3120.1	1197.76	20
A3120.495	A3120.1	1011.95	21
A3120.46	A3120.1	612.52	22
3120.491	A3120.43	6.09	23

A3120.491	A3120.498	8.50	24
A5132.43	A3650.41	688.56	25
A5132.4	A3650.41	932.90	26
A5132.42	A3650.41	968.34	27
A5182.4	A5110.42	2168.75	28
A5182.41	A5110.42	206.87	29
A5110.45	A5110.43	1354.09	30
A5110.45	A5110.46	84.31	31
A7110.43	A7110.2	380.00	32
A7110.47	A7110.2	1238.05	33
A7510.1	A7110.48	122.74	34
A7510.42	A7510.43	8.95	35
A8140.1	A8160.1	237.20	36
A816.11	A8160.1	.10	37
A8020.4	A8160.41	72.46	38
A8170.13	A8175.4	250.00	39
A8810.41	A9030.8	126.23	40
A1010.4	A9015.8	22.00	41
A1110.4	A9015.8	29.94	42
A1110.43	A9015.8	52.29	43
A1110.45	A9015.8	.04	44
A1110.46	A9015.8	22.00	45
A1440.4	A9015.8	2.22	46
A1620.410	A9015.8	177.86	47
A1620.411	A9015.8	109.03	48
A1620.413	A9015.8	274.59	49
A1620.421	A9015.8	75.09	50
A1620.422	A9015.8	.60	51
A1620.427	A9015.8	184.60	52
A1620.428	A9015.8	10.14	53
A3120.12	A9015.8	509.99	54
A3120.13	A9015.8	221.63	55
A3120.18	A9015.8	737.20	56
A3120.4	A9015.8	.58	57
A3120.420	A9015.8	1074.87	58
A3120.44	A9015.8	1248.25	59
A3120.46	A9015.8	334.30	60
A3120.481	A9015.8	150.00	61
A3120.491	A9015.8	357.41	62
A3120.494	A9015.8	2645.21	63
A3620.42	A9015.8	500.00	64
A3620.43	A9015.8	319.77	65
A5010.41	A9015.8	8.64	66
A5110.44	A9015.8	261.09	67

A5110.44	A9010.8	230.14	68
A5110.45	A9010.8	182.98	69
A5112.1	A9010.8	11.24	70
A5132.1	A9010.8	408.41	71
A5132.41	A9010.8	25.68	72
A5132.46	A9010.8	450.77	73
A7110.2	A9010.8	108.76	74
A7110.41	A9010.8	.62	75
A7110.474	A9010.8	1.00	76
A7110.49	A9010.8	60.10	77
A7510.1	A9010.8	85.13	78
A7510.4	A9010.8	41.48	79
A7510.42	A9010.8	41.05	80
A7550.22	A9010.8	18.75	81
A8010.4	A9010.8	185.00	82
A8020.4	A9010.8	76.20	83
A8140.4	A9010.8	456.75	84
A8160.11	A9010.8	202.55	85
A8160.4	A9010.8	272.00	86
A8160.45	A9010.8	534.97	87
A8170.13	A9010.8	69.10	88
A8560.1	A9010.8	454.63	89
A8560.13	A9010.8	104.50	90
A8560.42	A9010.8	45.00	91
8810.13	A9010.8	104.16	92
A8810.4	A9010.8	123.19	93
A8810.41	A9010.8	278.18	94
A8810.4R	A9010.8	3078.60	95
A9060.8	A9010.8	32.50	96
A9060.81	A9010.8	.32	97
A3010.1	A9010.8	3984.39	98
A3010.1	A312.494	1851.80	99
A3010.1	A5010.47	1716.19	100

Motion Passed.

Approve Minutes

Motion was made by Trustee Hebert, seconded by Trustee Kochan to approve the minutes of July 20th and August 3rd, 2015. Motion Passed. (Trustee Hebert did not vote to approve the August 3rd meeting minutes due to the fact that he was absent for that meeting.)

Adjournment

Motion was made by Trustee Kochan, seconded by Trustee Hebert to adjourn the meeting. Meeting was adjourned at 8:32 PM. Motion Passed.

Mary Ellen Sims
Village Clerk Treasurer