

The regular meeting of the Village of Liverpool Board of Trustees was held on Monday, September 21, 2015 at 7:00 PM at 310 Sycamore Street, Liverpool, NY

Present:	Gary White	Mayor
	Jim Rosier	Trustee
	Dennis Hebert	Trustee
	Christina Fitch	Trustee
	Wendy Reese	Attorney
	Mary Ellen Sims	Village Clerk
Absent :	Nick Kochan	Trustee
	John Langey	Attorney

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

Pam Carey, Cypress Street, asked how much a Revocable License Agreement costs ? Mayor White responded that they cost \$ 25.00.

Pam Carey inquired about the deck on the Limp Lizard and what the conditions were for the building of the deck and how it could be built without addressing parking. Mayor White responded that the deck was permitted to be built but that there would be no access to the deck until all the requirements of the site plan were met.

Ken Palmer, representing the American Legion Post 188 stated that they would like to present a possible project for Board consideration. The American Legion would like to put a mural of the American Flag on one side of their building and three emblems that represent the Legion on the other side, along with the words " American Legion Post 188" on each side. BOCES would paint the murals. On the First Street side of the building would be a mural of the American Flag 16.5 ' long and 7.3 ' high. The side of the building that faces Route 370, there would be a mural of three emblems for a total mural of 18.3 ' long and 6.6 high.

Mayor White suggested that Mr. Palmer contact Codes Officer Bill Reagan to discuss what needs to happen before these murals can be done.

Joe Ostuni, Sycamore Street, asked Mayor White to explain what Local Law D is about. Mayor White responded that there is a discussion on this proposed Local Law at tonight's meeting.

Don Fellows, Vine Street,, thanked the Clerk's Office and Trustees for making the meeting packets available online.

Correspondence—none

Decision on Local Law D- 2015 Definition Professional Residential Office

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.

The Village received Onondaga County Planning Board Recommendation and they recommend the

following two modifications to the proposed action prior to local board approval of the proposed action:

“Section 380-88A regarding special criteria for Home Occupation uses must be modified to indicate that all existing or proposed access to state or county roads for residences containing nonresidential uses must meet commercial requirements of the New York State and Onondaga County Department of Transportation, respectively. The DOT’s note that current residential driveway access does not imply future driveway approval. “

The Onondaga County Planning Board also offers the following comment:

“The Board and Departments of Transportation further encourages the Village of Liverpool to explore opportunities for shared parking and access, including a shared parking strategy for the commercial district, in order to balance residential neighborhood and village character with safe and legal access for nonresidential uses.”

Attorney Reese stated that the proposed Modification did not apply, due to the fact that the Village is not changing Home Occupation ordinance.

Hearing no more comments, Mayor White asked for a motion on the proposed local Law D- 2015.

Motion was made by Trustee Hebert, seconded by Trustee Rosier, to adopt Local Law D (4) 2015 “ A local law to amend Chapter 380 Zoning of the Code of the Village of Liverpool Relating to Professional Residential Office.”

Roll Call vote:

James Rosier	Trustee	Voted	Yes
Dennis Hebert	Trustee	Voted	Yes
Christina Fitch	Trustee	Voted	Yes
Gary White	Mayor	Voted	Yes

Motion Passed.

Public hearing Local Law E-2015- “Repealing the 2 % Tax Cap Override.”

Motion was made by Trustee Hebert, seconded by Trustee Rosier to open the public hearing on Local Law E- 2015. Motion Passed.

Mayor White explained that Local Law E- 2015 will repeal Local Law # 1 2015 (Overriding the Tax Levy Limit) Established in General Municipal Law and its entirety. This will make the Village of Liverpool Freeze Compliant and homeowners in the Village will receive a property tax relief check from NYS.

Hearing no more comments, motion was made by Trustee Hebert, seconded by Trustee Rosier, to close the public hearing. Motion Passed.

Motion was made by Trustee Hebert, seconded by Trustee Rosier, to adopt Local Law E (5) 2015 “ Repealing the 2 % Tax cap Override.” Motion Passed.

Resolution Supporting Participation in the CNY Stormwater Coalition Staff Services and Education Compliance Assistance Program 2016

WHEREAS, **Village of Liverpool** herein called the “Municipality”, after thorough consideration of the various aspects of the problem and consideration of available information, has hereby determined that certain work, as described in Attachment A, herein called the “Project”, is desirable, is in the public interest, and is required in order to implement the Project; and

WHEREAS, the Central New York Regional Planning & Development Board, herein called the “Board”, has provided program planning and implementation assistance pertaining to the requirements of the New York State Pollutant Discharge Elimination System (SPDES) Stormwater Phase II General Permit for Municipal Separate Storm Sewer System (MS4) operators since 2002, and

WHEREAS, the Board has proposed staff and education assistance services in support of sustaining the CNY Stormwater Coalition and to provide a regional public education, outreach and training compliance program to reduce municipal staff burdens, ensure consistency, provide widespread priority audience targeting the most efficient use of limited municipal funds by distributing total program costs over a number of entities within a twelve month timeframe as outlined in Attachment B;

NOW, THEREFORE, BE IT RESOLVED BY Board of Trustees

1. That Mayor Gary White or such person’s successor in office is the representative authorized to act in behalf of the Municipality’s governing body in all matters related the Project;
2. That the Municipality agrees that it will fund its portion of the program cost in the amount of \$3,600, and that those funds will be made available to the Board upon receipt of invoice.
3. That one (1) certified copy of this Resolution will be prepared and sent to the Board upon adoption.
4. That this Resolution take effect immediately.

Reporting Resolution Standard Work Day for Elected and Appointed Officials

Trustee Hebert introduced the following resolution, and made the following motion, which was seconded by Trustee Rosier to wit:

WHEREAS, the Office of the State Comptroller New York State and Local Employees’ Retirement System requires that a Standard Work Day and Reporting Resolution be established for retirement credit reporting purposes for elected and appointed official; and

WHEREAS, on October 15, 2001 the Village of Liverpool Board of Trustees duly adopted a Standard Work Day and Reporting Resolution for such purposes ; and

WHEREAS, subsequently the Village of Liverpool has been notified of the need to amend, modify and revise said resolution; and

WHEREAS, the adoption of this resolution is a Type II action for purposes of environmental review under SEQRA thus concluding the environmental review process.

NOW THEREFORE, it is

RESOLVED AND DETERMINED, that the Village of Liverpool hereby established the following as Standard work days (as amended and modified from the previous October 15, 2001 resolution) for the specified appointed officials and will report the following days worked to the New York State and Local Employees Retirement System based on the record of activities maintained and submitted by the officials listed below to the Clerk of the Board:

Deputy Village clerk	Sandra Callahan	8 hr Standard work day
Court clerk	Kimberly Hall	8 hr Standard work day

DPW Superintendent	Bill Asmus	8 hr Standard Work Day
Deputy DPW Superintendent	Mike Neverette	8 hr Standard Work Day
Code Enf Officer	William Reagan	8 hr Standard Work Day

The question of the adoption of the foregoing Resolution was duly put to a vote and upon roll call, the vote was as follows:

Dennis Hebert	Trustee	Voted	Yes
James Rosier	Trustee	Voted	Yes
Christina Fitch	Trustee	Voted	Yes
Gary White	Mayor	Voted	Yes

The Foregoing Resolution was thereupon duly adopted

**Village of Liverpool
Village Board Resolution
(A Resolution Establishing the Standard Workday and Reporting Days for Certain Elected
Officials)
September 21, 2015**

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Village Justice	Anthony Lavallo	6 hr Standard Work Day
Trustee	James Rosier	6 hr Standard Work Day
Trustee	Christina Fitch	6 hr Standard Work Day
Trustee	Dennis Hebert	6 hr Standard Work Day

The question of the adoption of the foregoing Resolution was duly put to a vote and upon roll call, the vote was as follows:

Dennis Hebert	Trustee	Voted	Yes
James Rosier	Trustee	Voted	Yes
Christina Fitch	Trustee	Voted	Yes
Gary White	Mayor	Voted	Yes

The Foregoing Resolution was thereupon duly adopted

Appointment of Jonathan Miles as alternate to the Zoning Board of Appeals

Motion was made by Trustee Hebert, seconded by Trustee Rosier, to appoint Jonathan Miles. 815 Oswego Street, as an alternate member of the Zoning Board of Appeals for a term of five years. Motion Passed.

Authorization for Christina Fitch to attend the NYCOM Fall Training School for a cost not to exceed \$900.00

Motion was made by Trustee Rosier, seconded by Trustee Hebert, to authorize Christina Fitch to attend the NYCOM Fall Training School for a cost not to exceed \$900.00. Motion Passed.

Authorization for Bill Asmus to attend the NYCOM Public Works Training School October 25- October 28th for a total not to exceed \$ 1, 175.00

Motion was made by Trustee Rosier, seconded by Trustee Fitch to authorize for Bill Asmus to attend the NYCOM Public Works Training School October 25- October 28th for a total not to exceed \$ 1, 175.00. Motion Passed.

Authorization for Mayor White to sign Engagement letter from Auditors for a total service fee of \$ 14,000.

Mayor White commented that the Village of Liverpool lost their long time auditing firm, due to the death of Mike Koagel, partner in the firm of Koagel & Vincintini. Mike passed very unexpectedly and will be missed by the Village of Liverpool Board of Trustees and staff.

A firm known as Bonadio & Co. LLP has been recommended to the Village and has presented a scope of services contract that is the same scope as in the past. The fee will remain the same for the review of the Village books and the Court records.

Trustee Hebert stated that he reviewed the engagement letter and the former contract with Koagel & Vincintini and it appears that it is the same scope. He recommends that the Village contract with Bonadio & Co. this year for the review and possibly ask the firm to provide a full audit next year.

Motion was made by Trustee Hebert, seconded by Trustee Rosier, to authorize Mayor White to sign Engagement letter from Bonadio & Co. LLP for a total service fee of \$ 14,000. Motion Passed.

DPW STATS

Trustee Fitch gave the following recap of DPW :

22 UFPO's marked
10 Sewer Maintenance Calls handled by County
600 Second Street Sewer Repair

All requests below are approved:

Banner Pole Request Christmas in the park 11/29 to 12/6
Breakfast with Santa 12/7 to 12/14
Sign Request- Liverpool HS Craft Fair
Park Requests – American Legion Craft Fair May 7 2016 Washington Park and Gazebo
Christmas in the Park December 6th Johnson Park
Relay for Life “ Bark for Life Event” October 24 2015 dog walk and craft fair
Rosary in the Park- Johnson Park October 10th
Ortolano Wedding August 13, 2016 Johnson Park

Yard Waste – Next pick up is October 5th

POLICE STATS

Trustee Rosier read the following STATS for the police department:

164 Traffic Stops
125 Traffic tickets issued
02 DWI Arrests
11 Accidents Investigated
0 Parking Tickets issued
205 Residential Property Checks
454 Incidents

The Liverpool Police Department arrested a total of 24 people this month with 35 criminal charges filed.

Just a reminder to residents to lock their vehicles and neve leave valuable in plain view inside a vehicle.

CODES STATS

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

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 Rosier seconded the approval of Abstract # 04 General Fund vouchers 161-235 in the amount of \$ 210,548.52, Abstract # 4 CM fund , vouchers 230-231 in the amount of \$ 10,452.00, Abstract # 4 HD Fund , voucher # 229, in the amount of \$ 7,250.00, Abstract # 4 Sewer Fund Voucher # 228 in the amount of \$ 17,240.13.Motion Passed.

Transfers

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

From	To	Amount	Number
A1210.4	A1010.4	\$100.00	1
A1990.4	A5110.431	\$1174.20	2

A5410.1	A5410.4	7.50	3
A1990.4	A7110.23	\$3870.00	4
A8510.4	A8510.4R	\$46.50	5
A8810.12	A8810.13	\$2,000	6
A1990.4	A3620.2	\$540.79	7
A3620.43	A3620.4	\$31.00	8

Motion Passed.

Approve Minutes

Motion was made by Trustee Hebert, seconded by Trustee Rosier to approve the minutes of August 17, 2015 as presented.

Adjournment

Motion was made by Trustee Kochan, seconded by Trustee Rosier to adjourn the meeting. Meeting was adjourned at 8:11 PM. Motion Passed.

Mary Ellen Sims
Village Clerk Treasurer