

Village of Camillus
Regular Meeting
March 19, 2012

Present: Mayor Patricia J. Butler
Trustee James Palumbo
Trustee Ann Eckert
Trustee Timothy Stapleton
Trustee Bridget Yule (absent)

Attorney: Robert J. Allan

14 people in attendance

Mayor Butler opened the meeting at 7:00 p.m. by leading the “Pledge of Allegiance”.

Mayor Butler stated that the Board will have to continuing the Public Hearing for 20 Genesee Street. Upon motion of Trustee Stapleton, seconded by Trustee Eckert and unanimously approved the Board moved to hold a Public Hearing for 20 Genesee Street until April 2, 2012 at 6:45 p.m.

Upon motion of Trustee Stapleton, seconded by Trustee Eckert and unanimously approved the Board moved to hold the Public Hearing for the Time Warner Franchise Agreement until April 2, 2012 at 6:45 p.m.

Mayor Butler introduced Robert DeMore, Esq. and Toni Kliest from Onondaga County Community Development to address the Board. Mr. DeMore stated that in the past the Village of Camillus qualified for Community Development money. Onondaga County has changed its formula and the Village of Camillus no longer qualifies. This would not allow any grants in the Village of Camillus. If the Village wanted to continue receiving Community Development funds or any other grants it would have to go a different route and that would be to declare a portion of the Village of Camillus a “Slum and Blighted Area”. Mr. DeMore stated that this sounds bad but in reality nothing will change. The Village will designate an area and from this area at least 25% would have to be in bad condition. A Public Hearing will have to be held. Pictures of the properties will have to be taken in the designated area and documentation in the form of a narrative stating the condition of the building will have to be prepared for each property. If the Village of Camillus chooses not to go through this process no property owner will be able to get any Community Development funds or any other grants as well. The mapped out area has to be contiguous. He anticipated that if the Board chooses to do this the Main Street area and Newport Road where there is an easement for a sewer lateral from North Street will be included. Ms. Toni Kliest has been working with the business owners on grants for the facades of their buildings. Mr. DeMore wants to apply for a grant that is state wide and, if awarded can equal \$400,000 to \$500,000. This grant would allow for work to be done inside the buildings.

Trustee Stapleton asked if the Village has to put up money. Mr. DeMore stated that with the façade grant the business owners match the grant. With the state grant that he is applying for Community Development would match the grant. The owners would put in a small portion. Attorney Allan restated without the procedure to declare “Slum & Blighted Area” no one will get any grants. Mr. DeMore stated this procedure does not affect homeowner’s insurance whatsoever.

Ms. Shannon Walters, our engineer, asked if North Street could be included as there are a lot of sewer problems. Mr. DeMore stated as long as North Street is contiguous. Mr. DeMore stated you may add other areas at later time as long as they are contiguous.

The Clerk asked if the Village would be able to get a CDBG grant. Mr. DeMore stated as long as it is in the "Slum & Blighted Area". Attorney Allan stated the Board may want to use the "Overlay Map and add North Street. The Clerk asked if the Green Gate was included in the Overlay Map as Philippe Meyers came into the office to get information on grants. Mayor Butler found some information on a grant, but did not tell him to contact Community Development because, at that time, she did not think the Village qualified for Community Development.

Upon motion of Trustee Palumbo, seconded by Trustee Stapleton and unanimously approved the Board set the date for a Public Hearing on "Slum & Blighted Area" for April 2, 2012 at 6:45 p.m.

Ms. Walters recanted the following, in advance of the Public Hearing a map will be prepared with the "Slum & Blighted" area delineated. Each property will have a picture and a narrative included. After the Public Hearing the Board may vote. If the vote is favorable the Clerk submits the paperwork with the resolution to Community Development and the process will be complete. Mayor Butler thanked Ms. Kliet and Mr. DeMore for attending this meeting and explaining the procedure.

CAMILLUS POLICE DEPARTMENT

Lt. Tim Macholl reported violations for the month February. He stated that there was one child complaint, one arrest for aggravated arrest, one complaint regarding identity theft, five domestic disturbances, one assault case and one vehicle accident.

CAMILLUS FIRE DEPARTMENT

President Brian Raichlin state he gave Mayor Butler three applications and Mayor Butler stated they would be brought up in Executive Session.

CODE ENFORCEMENT OFFICER

Mr. John Williams addressed the Board informing them that in the recent past the Village passed a local law that no fireworks are allowed in the Village of Camillus so if the Village wants these fireworks they will have to be set off on Town of Camillus property.

Mr. Williams stated that he is will take the pictures and prepare the narrative for the "Slum & Blighted Area".

Mr. Williams stated that he would like to meet with the new Codes Enforcement Officer for two or three hours for a turn over.

MAYOR’S ANNOUNCEMENTS

Mayor Butler stated she has received four applications for the Code Enforcement position and she is in the process of interviewing these applicants. She hopes that there will be an announcement by April 2, 2012.

OLD BUSINESS

Attorney Allan provided the Board with a resolution that Steve Primo has prepared for the December 8, 2011 meeting regarding Dick Kirk’s Special Permit for the second floor outdoor deck. Mr. Primo had come into the meeting a little late and a short resolution had been approved which did not include the conditions of the Special Permit that had been previously discussed. Attorney Allan stated he spoke with Mr. Kirk about these conditions and Mr. Kirk agreed with the conditions in the Special Permit and is willing to sign the resolution now.

**RESOLUTION
2012**

Resolved to approve the Special Permit application of Richard Kirk relative to construction of a 52’ x 32’ deck on the second floor (adjacent to existing deck at 55 Genesee Street) of premises located at 57 Genesee Street, Camillus, New York.

**BOARD OF TRUSTEES
INCORPORATED VILLAGE OF CAMILLUS, NY**

In the Matter of the Application of

RICHARD KIRK

DECISION

For a Special Permit pursuant to Chapter 110 of the Village of Camillus Code, at premises known as 57 Genesee Street, Camillus, New York, known and designated on the Onondaga County Land and Tax Map as 003.-03-20.0.

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|---------------------|--|
| NAME OF APPLICANTS: | Richard Kirk |
| SUBJECT PROPERTY: | Tax Map No. 003.-03-20.0 |
| STREET LOCATION: | 57 Genesee Street, Camillus, New York |
| ZONING DISTRICT: | Commercial and Village Center Zoning Overlay |

RELIEF REQUESTED: Application for a Special Permit pursuant to Chapter 110 of the Village of Camillus Code.

PUBLICATION & POSTING: All in accordance with applicable laws, rules and regulations.

DATE OF HEARING: December 8, 2011

APPEARANCES: Richard Kirk, Applicant
John Williams, Village Code Enforcement Officer

DECISION:

Richard Kirk (“Applicant”) appeared before this Board pursuant to Chapter 110 of the Village of Camillus Code seeking permission to construct a 52’ x 32’ deck on the second floor (adjacent to existing deck at 55 Genesee Street) of premises located at 57 Genesee Street, Camillus, New York (known and designated as Tax Map No. 003.-03-20.0) (“Property”).

Applicant’s initial application for a building permit was denied. The Village Code Enforcement Officer who determined that the proposed application was contrary to the Village’s zoning regulations due to requirement of Village Board approval for Special Permit. The Applicant was thus required to seek relief before the Board of Trustees for a Special Permit as permitted under Section 110-8B of the Village of Camillus Code.

The Board has reviewed the Applicant’s submissions which consisted of the Village of Camillus Planning/Zoning General Application form dated December 5, 2011, November 1, 2011 letter of Richard Kirk, location survey of David S. Love, NYS PLS (#49506) dated August 11, 2009 showing location of proposed deck), and State Environmental Quality Review Short Environmental Assessment Form dated December 5, 2011.

Based on the evidence adduced at the public hearing duly noticed for and held on December 8, 2011 at 6:45 p.m., and the documentation submitted to the Board in support of the application, the Board makes the following findings of fact:

1. The Applicant seeks a Special Permit to construct a 52’ x 32’ deck on the second floor (adjacent to existing deck at 55 Genesee Street) of premises located at 57 Genesee Street, Camillus, New York (known and designated as Tax Map No. 003.-03-20.0).
2. The proposed use, subject to the conditions imposed by this Board (see RESOLVED paragraphs following), will satisfy and meet the Special Permit Standards of Review contained at §110-11 of the Village Code.

Based upon the above findings and subject to the foregoing conditions, it is hereby determined that the proposed deck, subject to the conditions stated below, is harmonious to the Commercial and Village Center Zoning Overlay Districts, will conform to the general character of the neighborhood and that the public health, morals, safety and general welfare of such neighborhood will be secured by the granting of the requested Special Permit.

NOW THEREFORE, BE IT RESOLVED the Village of Camillus, for purposes of the proposed action, determines same to be an Unlisted Action pursuant to the New York State Environmental Quality Review Act; as an Unlisted Action, the Board of Trustees elects to act as Lead Agency for purposes of review and to conduct an Uncoordinated Review of same; based on the documentation and testimony submitted and discussions of the Board and review of the criteria under 6 NYCRR §617 et seq., and determining that the project as conditioned under this Special Permit involves no adverse impacts on existing aesthetic appearance, noise, neighborhood character, drainage, sewer or related infrastructure, accordingly issues a Conditional Negative Declaration of Significance in connection with the action (the conditions being as set forth in the following paragraphs as conditions of the Special Permit authorized hereunder); and it is further

RESOLVED, that the Special Permit is Granted upon and subject to the following findings and conditions which are acknowledged by the Applicant:

- (1) Parking. The deck, as proposed would create close to a 100% lot coverage with only minor, if any, lot setbacks. These are permitted in the underlying zoning district, and in any event can be permitted in the Overlay District. Parking serving the premises is a Village property for the most part and that all Village parking regulations, code enforcement, police directives and the like must be complied with, that the Village property is public parking serving the area generally and not for preferred or exclusive use. No patron parking shall be permitted at or near the location of any structural members supporting the deck structure.
- (2) Deck Use. The deck shall be served by approximately fifteen (15) small tables with chairs and with minor space for use by a musical performer(s) and/or sound system.
- (3) Musical Performances/Sound System Use. Due to the proximity of residential premises, strict compliance with any Village noise and business operation(s) regulations and requirements, shall be met. The premises, as a place of public assembly, may also be subject to issuance of an Operating Permit as per NYS Building (Uniform) Code and Village Code. Applicant has specifically represented that its entertainment operations shall be within the following hours and by sound system or small instrumental ensembles only from and including (generally) June through September during the following hours:

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|---------------------|---|
| Monday – Wednesday | 11:00 a.m. – 11:00 p.m. |
| Thursday – Saturday | 11:00 a.m. – 1:00 a.m. |
| Sundays | 11:00 a.m. – 7:00 p.m.; after 9:00 p.m. on any such days only by acoustical ensembles |

- (4) Prospective Regulations. The Applicant expressly acknowledges it is and shall be subject to any requirements of the Village in connection with regulation of business operations lighting and noise levels as same may be adopted (or amended) in the future by the Village Board of Trustees and that same may very well restrict Applicant's use beyond that authorized hereunder. No claim for vested (or similar) rights shall be made relative to such regulation.
- (5) Materials, Finishes and Colors. The deck shall be constructed of materials, finishes and colors similar to that of the adjacent deck area.
- (6) Lighting. Lighting shall be similar in design and effect to that of the adjacent deck area, and in any event shall be installed and operated so as to ensure no violations of any existing code requirements, that there shall be no directed beams at, nor shall any unshielded point source of lighting (other than, as presently exists, ornamental LED type) be visible to or directed toward adjacent residential properties.
- (7) Construction/Occupancy. The premises shall be constructed according to stamped architectural plans reviewed by Village Code Enforcement and upon which any building permit shall be issued. Occupancy and use of same shall in all respects be compliant with all New York State and Village codes, rules and regulations. Structural members supporting the deck area shall be signed and adequately screened or otherwise protected so as to prohibit and prevent parking of patron vehicles within close proximity.
- (8) Special Permit Term. This Special Permit issued hereunder shall be for a one year term, renewable annually by the Village Board after review, and without necessity of a public hearing (although public comment may be solicited by the Village Board). The Special Permit shall be renewed provided there are no violations or pending proceedings relative to violations of same at the time of review and that any past violations have been addressed timely cured by the Applicant, and not recurring incidence(s).
- (9) Conditions Material. Each of these conditions is material to the approval granted by the Village Board. Violations of any of them shall subject the Applicant or its successors to enforcement pursuant to the Village Code, including possible revocation of this Special Permit.
- (10) Representations Material. The representations made by Applicant on the record in this proceeding and as referenced in the conditions herein have been deemed material to this application and have been relied upon by the Village Board in its deliberations and decisions. Said representations are deemed to be part of the conditions of this Special Permit.
- (11) Violations. Violation of a condition set forth in this decision shall be deemed a violation of the Village Zoning Code and shall subject the owner or occupant of the premises and premises to those penalties set forth in the Village Code.

Upon motion made by Trustee Palumbo and seconded by Trustee Eckert, the foregoing

resolution was put to a roll call, which resulted as follows:

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|----------------------------|---------------|
| Patricia J. Butler, Mayor | <u>Yes</u> |
| Bridget Yule, Trustee | <u>Absent</u> |
| Timothy Stapleton, Trustee | <u>Yes</u> |
| James Palumbo, Trustee | <u>Yes</u> |
| Ann Eckert, Trustee | <u>Yes</u> |

Resolution was adopted on March 19, 2012.

These conditions are consented to and approved by:

RICHARD KIRK, Applicant

Trustee Eckert stated that the Memorial Day Parade Committee met on March 8, 2012. She stated there is no set budget for the parade. The Committee is trying to raise as least the same amount that they raised last year and maybe increase it somewhat. They have \$3,600 in their account right now. Their fund raisers are Buy a Star/Be a Star, \$1.00 sale of flags, donations from the community and new this year a \$15.00 fee for participants.

Mayor Butler will introduce the honored guests and special recognitions. Ray and Belle Brown will be the Gold Star parents. The parade will be dedicate in Max Lell's memory. Mayor Butler met with Mr. Wheelock and signed the contract for the rides at Munro Park. The Certificate of Insurance went to the Camillus Parks and Recreation. The Committee does not want the rides to start up until after the Program completed. Mayor Butler stated that that is in the contract. The Committee was also concerned about one particular vendor who has been verbally warned for many years not to interfere with the spectator's view of the parade. The committee did not want the Village to grant this vendor a permit. Trustee Eckert stated that if you can get him to stay in one spot that would help. Trustee Eckert stated she mentioned that they should charge more than \$10 for the race and that suggestion was give to Rick Homeyer. The next meeting will be held Thursday, April 12, 2012.

Mayor Butler stated that she is planning on advertising heavily to get more people to come to Munro Park for the rides. Wheelock will contribute 15% of its profits if their gross is \$15,000 or less and 20% if their gross is more than \$15,000. There will be presale tickets, coupons and they will be using the bracelets for riding all day. Wheelock would really like the Village to supply fireworks. She has been in contact with vendors and the one vendor that is most interested is Young Explosive. For \$2,000 we could have a 12 minutes display. If we had the fireworks on Saturday night they would attract more people to the carnival. She wants to know if anyone is interested. She stated if it is pouring rain the night of the fireworks we won't get charged. If the Village calls and cancels the fireworks we would have to at least pay for the worker's costs to set up. She stated if we do have the fireworks Wheelock would donate \$500 towards the cost.

Mayor Butler asked what the Board's feelings are about the fireworks. Trustee Palumbo asked where the money for the fireworks would come from and does the Village have to pay for security? Trustee Eckert stated that she spoke with Lt. Macholl and the Camillus Police can put on two extra cars the night of the carnival at no cost to the Village. Trustee Palumbo stated get this in writing that there is no cost to the Village.

Attorney Allan stated he did not understand the clause in the contract where it states the Village has to furnish capable ticket sellers. Trustee Palumbo asked what would happen if we did not have enough volunteers for all shifts. Mayor Butler stated then a Wheelock employee would step in. The ticket sellers would work Friday from 6:00 p.m. to 10:00 p.m., Saturday and Sunday 2:00 p.m. to 6:00 p.m. and 6:00 p.m. to 10:00 p.m., Monday 11:30a.m. to 5:00 p.m. Mayor Butler stated that the Camillus Fire Department is planning to sell food.

Attorney Allan stated that the contract needs to be ratified. Upon motion of Trustee Stapleton, seconded by Trustee Palumbo and unanimously approved the Board moved to ratify the contract between Mayor Butler and Wheelock Rides.

Ms. Walters addressed the Board stating that she got in touch with John Tal. There were three main issues.

1. Traffic flow in and out of the site and in the site itself, also getting access for large vehicles.
2. Noise, they are working with Mr. Tal's engineer and the data that they had provided.
3. Sewer flow amounts that have been agreed on and now what to do with Inflow and Infiltration reduction.

She is meeting with Mr. Tal's engineer next week and by the April 2, 2012 meeting she hopes to have final recommendations to the Board.

A discussion was had regarding the MS4 Annual Report. For the past two year John Williams prepared this report. Mr. Williams stated he would be more than happy to work this through this report for the Village, but because this is the fourth year it is a critical year for that report. The report has to be spot on and that is why he would like a Barton & Loguidice to review the report. If there are any inaccuracies New York State can come back and fine the Village.

Mr. Williams stated the MS4 Annual Report includes websites, education and training, tasks that the Highway Department completes such as street sweeping and storm drain cleaning, things the code office completes, drainage, outfalls, storm water, GIS complaints, spills. This report is very time consuming and takes at least five hours to complete. Mayor Butler will have to sign the report. Last year there was a glitch and Mayor Montero did not sign or mail the report. New York State could have penalized the Village \$37,500 in fines but luckily they did not.

Ms. Walters stated that she asked at her office about the preparation of the MS4 Annual Report and was told they used to charge \$3,000 to prepare the entire report. She asked if there was some way the Village can do the report internally. Ms. Walters suggested that maybe the Village

could combine with the Town of Camillus and have one MS4 Annual Report for both municipalities. Trustee Palumbo asked if a sub committee from the Board could prepare this report. Mr. Williams stated no, you have to have a MS4 coordinator and he typically prepares the report. Mr. Williams again stated he will prepare the report but he would like Barton & Loguidice to review it for accuracies. He stated that the report will go to Albany and then back to Region 7 (Ellen Hahn). Ms. Walters stated that she will prepare a task order detailing what Barton & Loguidice will charge. Mr. Williams stated he felt that Barton & Loguidice should take about 2 hours to review his Annual Report.

Upon motion of Trustee Palumbo, seconded by Trustee Stapleton and unanimously approved the Board authorized Barton & Loguidice to review the MS4 Annual Report prepared by Code Enforcer John Williams at a cost not to exceed \$1,200.

Trustee Eckert and Shannon Walters set up a meeting to walk the Village of Camillus to review infrastructure on Friday at 3:30 p.m. They are reviewing the infrastructure for the purpose of gathering information for a Save the Rain Grant that Onondaga County is offering.

Mayor Butler requested that the Committee that was formed to review the Sunoco Gas Station proposal make their report at this time. Sue Hines stated this report is preliminary pending the review of the engineer.

The Sub-Committee currently recommends the following:

1. 24-hour operations of the store, the Subway Restaurant and the fuel operations. The committee has no research that indicates the operating hours will increase crime or cause increased traffic flow and associated hazards.
2. Car wash operations from 6:00 a.m. to 10:00 p.m. Doors must be shut during operation to mitigate potential noise issues. Any audio systems that are utilized to convey directions, options etc. should have volume control capabilities in order to prevent complaints by adjoining residents.
3. Use of the sign board to post community announcements; board meeting and community service messages. Number of announcements, duration and times of use need to be further discussion.
4. Village will reserve the right to review any changes in the food service operation if the Subway franchise fails, is changed, or moved and replaced with another foods type or related franchise, locally/regionally owned, or operated food type service.
5. Garbage must be enclosed with a high quality vinyl "like wood" fencing either in hunter green or dark forest green.
6. Employees should park on a side road to maintain the proposed number of parking spaces.

7. Trash pickup should be completed after 9:00 a.m. and before 12:00 noon or during non-peak hours so as to not create potential noise issues or traffic congestion on the site or public roadways.

8. Snow removal/storage must not interfere with traffic on any public roadways or interfere with visibility of traffic at entrances/exits. Snow is not to be stored or placed on Village of Camillus property/easements, Onondaga County property/easements, New York State property or easements without prior written approval from the appropriate authority that has jurisdiction in the areas

9. Per the Village Code Enforcement and the Onondaga County Water Authority the pumping station located on First Street is at maximum capacity and may handle no additional water in the system created by the car wash due to issues of the existing drain pipes leaking. The remedy is to utilize a slip-line type repair or equivalent as recommended by the entities above. The cost of, the length of improvements to the existing pipes, and or any other related materials and expenditures are the responsibility of Rome Gas Corporation or entities that are hired on their behalf that are hired on their behalf to run the proposes business.

Mayor Butler asked where you are address in the slip line, are you giving the Code Enforcement Officer or Onondaga County Water Environmental Protection the say so as to what needs to be done. Ms. Walters said it would be the Onondaga County Water Environmental Protection who would know what has to be done.

Mayor Butler thanked the subcommittee for all the time and effort they have put into these recommendations.

Upon motion of Trustee Stapleton, seconded by Trustee Eckert and unanimously approved the Board approved the minutes of February 20, 2012.

Trustee Eckert stated that in minutes of March 5, 2012 minutes the web developer's name should have been corrected to Mr. Boss. Trustee Eckert also stated that the Board needs to see the November 3, 2011, November 10, 2011 and December 8, 2011 to have them approved. The Clerk will E-mail these minutes to the Board.

Mayor Butler asked the Board if they had reviewed the properties at 8 Mechanic Street and 20 North Street. At 8 Mechanic Street they owners want to enlarge their driveway to purchase a camper. At 20 North Street the owner wants to install a driveway. Trustee Stapleton stated he viewed the property with Mr. Williams and they both thought it would be difficult to accomplish. Mr. Williams stated the owner is going to raise the driveway up.

Upon motion of Trustee Stapleton, seconded by Trustee Eckert and unanimously approved the Board granted a Special Permit to Cashmier Kotlarz to install a driveway at 20 North Street.

Upon motion of Trustee Palumbo, seconded by Trustee Eckert and unanimously approved the Board granted a Special Permit to Teddy Kiteveles in enlarge his driveway at 8 Mechanic Street.

Mr. Williams will notify the owners that their Special Permits were granted.

Mr. Williams stated that he is getting new estimates on the roofs for the Village Hall and should have six all together.

Trustee Stapleton stated he checked into the Flood Map situation very slightly and hopes to have more information at the April 2, 2012 meeting.

NEW BUSINESS

Mayor Butler stated that the Highway Department has to have new safety attire. She has checked with Action Sports and they have the best prices. She can get nine tee shirts and three hooded sweat shirts with the Village of Camillus logo on them at a cost of \$228.00. She requested a motion for this purchase to come out of the Snow Removal line item.

Upon motion of Trustee Eckert, seconded by Trustee Stapleton and unanimously approved the Board authorized the purchase of nine tee shirts and three hooded sweat shirts in safety orange from Action Sports with the Village of Camillus logo for \$228.00 with the money to come out of Snow Removal.

Mayor Butler stated the Board may purchase these sweat shirt themselves for \$31.00 each. Please let her know if you would like a sweat shirt.

The Clerk stated when she started working at the Village of Camillus in January a discussion was had regarding getting off site backups. Trustee Yule was extremely agreeable that this service was needed. The Clerk received a quote from Syracuse Technology for \$35 per month and that would include the offsite backup and hosting the domain. Upon motion Trustee Stapleton, seconded by Trustee Palumbo and unanimously approved the Board approved \$35 per month for an offsite backup program from Syracuse Technologies.

Trustee Palumbo asked if there was movement with Camillus Cutlery project. Mayor Butler stated that things are moving forward. She met with Tom Blair two times and was interviewed for a historical documentation on the Cutlery. Attorney Allan stated there are no liens on the property because the foreclosure cuts off the liens. Mr. Blair did not take title yet because there is a sanitary sewer line that runs through the property. He is willing to grant easements to the Village, but he wants an understanding as to who will take care of these pipes. Attorney Allan asked the engineer to see if there was some money available that the Village could replace or move the pipes. These types of things are holding him up.

Trustee Palumbo stated three years ago Mr. Blair was complaining about the same things. He asked Attorney Allan if there was a way to hold Mr. Blair to a timeline as to when these items would be addressed? Attorney Allan stated there is no application before this Board and the property can just sit there until the Code Enforcement Officer says something has to be done because it is a danger. Trustee Palumbo asked if the Village Board can ask for documentation that Mr. Blair actually has the funding to do this project? Trustee Palumbo stated his fear is

nothing is going to happen. Mayor Butler stated that she will call Kristy LaManche and ask her about the grant and if there is a time limit and could we redirect the funds of the grant if the Village took it under Eminent Domain.

A discussion was had regarding Eminent Domain vs. condemnation. Attorney Allan stated you can not condemn these properties if they are safe. Mr. Williams stated that the buildings are safe at this time. Green leaf is still paying the utilities and keeping the building secure. Trustee Palumbo stated the Board has to stay on top of Mr. Blair and the timeline for the grant.

Trustee Stapleton stated he met with John Williams and toured the Village. They also drove around the Village and he has an understanding as to what has happened in the past. They looked at the building in the back also.

PUBLIC COMMENTS

Mr. Tomas Bernardi, 204 Timber Ridge Drive asked if the Village can tell where you stand at this time financially. He said that you can not wait until the end of the year. He says that he does not see enough fiscal responsibility. Mr. Bernardi stated you should not be discussing fire works if you can't afford them. Mayor Butler stated the fireworks were just a discussion. She is trying to get donations for the fireworks. The Clerk stated that the prior Clerk sent bills out for Rental Registration. She did receive some money. Her understanding is that if people don't pay then next the charges will go on the Town and County taxes. This year I will have to send the bill out again. The Clerk stated that she has the books completed to December 31, 2011. Now we are waiting for Comptroller Robert Antonnaci to review the books and complete his study.

Mr. Robert Schultz, 202 Timber Ridge asked if FIOS is coming into the Village. Mayor Butler stated she has called several time and can not get an answer. Whenever you call they put you hold for several minutes. Trustee Palumbo stated that at one point there was a draft of an agreement with FIOS but nothing was every completed. Mr. Schultz stated he likes competition.

Mrs. Schultz, 202 Timber Ridge Drive asked why it is taking so long to have Mr. Antonnaci come and meet with the Village. Mayor Butler stated he did come to meet with us, but then we have heard nothing. She does know but he is doing a service for free. Mrs. Schultz stated she feels the Village of Camillus should have an audit. Mayor Butler stated she agrees and she had the name of a CPA who was willing to audit the books for \$3,500 but there is no money in the budget for an audit.

Mr. Schultz stated that near the library there is no "yield sign". He almost hit a woman. Mayor Butler stated there is suppose to be a sign near the library and she will check into this. .

The meeting moved into Executive Session at 8:55 p.m. to discuss Camillus Fire Department applications.

The meeting moved out of Executive Session at 9:37 p.m.

Mayor Butler stated there are three applications on the table for the Camillus Fire Department.

One is for Gregory Zacholl who lives on Terry Road. Mayor Butler would like to hold this application because the Camillus Fire Department is at its limit for out of district membership. There are two active members who may be going inactive. Mayor Butler recommended that we put Mr. Zacholl on hold until these two members go inactive and to bring him up again in April.

Upon motion of Trustee Eckert, seconded by Trustee Stapleton and unanimously approved Jeanette Roberts was approved as an inactive member of the Camillus Fire Department pending a positive police report.

Mayor Butler brought up a discussion of David Zeggert, Jr. Mr. Zeggert is a “bunkin” and is from Binghamton, New York. He wants to join the Camillus Fire Department. At this time David Zeggert is a member of Chenango Bridge. Attorney Allan stated that there is no language in the By-law regarding “bunkins”. The Camillus Fire Department has “bunkins” and they are not considered active or inactive members of the Camillus Fire Department and are insured under their home fire department where they are a member through the mutual aid agreement. Mayor Butler presented the Camillus Fire Department contract for “bunkins”. The program does not allow “bunkins” to stay at the fire station through the summer if they are not taking classes. Trustee Eckert stated he will ask Fairmount how they handle “bunkins”.

If you allow inactive members they have to live in the Camillus Protection District. They can not be non residents. Attorney Allan stated the Camillus Fire Department would be better off if David Zeggert did not resign from Chenango Bridge. President Raichlin stated Chenango Bridge was not allowing Mr. Zeggert to take Fire Fighter 1 classes. Mayor Butler asked if these classes are given at Onondaga Community College. President Raichlin stated yes, but he is paying for the classes. Trustee Stapleton stated it appears if David Zeggert doesn’t resign from Chenango Bridge there would be no problem because he is covered under mutual aid, but if he resigns from Chenango Bridge and joining Camillus Fire Department he now wants to live at the fire station. Trustee Palumbo stated the Village Board could change the language to approve David as a student “bunk-in” not a member.

Upon motion of Mayor Butler, seconded by Trustee Palumbo and unanimously approved the Board authorized David Zeggert as a student “bunkin”.

APPROVAL OF VOUCHERS

Upon motion of Trustee Stapleton, seconded by Trustee Eckert and unanimously approved the Board approved Abstract #05 as follows:

| | <u>Abstract #05</u> |
|--------------|---------------------|
| General Fund | \$ 15,678.16 |
| Sewer | \$ 603.20 |

Upon motion of Trustee Stapleton, seconded by Trustee Eckert and unanimously approved the meeting adjourned at 9:49 p.m.

Sharon Norcross, Clerk/Treasurer