Village of Owego Board of Trustees Meeting

A regularly scheduled Village of Owego Mayor and Board of Trustees meeting was held on Wednesday, May 6, 2015 at 7:00 pm at 20 Elm Street, Owego, New York, 13827. The following people were in attendance:

Mayor:	Kevin Millar
Trustees:	Jenny Ceccherelli
	Earl Hartman
	Robin Manville
	Steve May
	Phoebe Morris
	Mike Phelps
Clerk-Treasurer:	Rod Marchewka
Village Attorney:	Robert McKertich
DPW Supt.:	Jeffrey Soules
WWTP Supt.:	Ron Horton
Absent:	Police Chief Vinti

Pledge and invocation.

Insert "A" – Sign in Sheet

Public Comment:

None

Trustee Hartman reviewed the following plans:

1) Tioga County Hazard Mitigation Plan
2) Village of Owego Comprehensive Plan
3) Emergency Management Plan

They are still working on updates.

Motion by Trustee Manville, seconded by Trustee Ceccherelli, to authorize the sewer department to declare excess equipment as surplus as follows:

1. **JWC Channel Monster**
2. **JWC Auger Monster**
3. **(4) Lakeside brush rotors**
4. **(4) Dodge gear reducer transmissions**
5. **(4) 3 ph. 25 HP motors**
6. **Miscellaneous piping**
7. **Miscellaneous electric items**

When items 1-5 have been removed WWTP Supt. Horton would like to advertise in NY Rural Waters classified section to see if another municipality would be interested in purchasing these items before they would be scrapped.

Roll Call Vote: Trustee Ceccherelli, Trustee Hartman, Trustee Manville, Trustee May, Trustee Morris, Trustee Phelps, and Mayor Millar voted aye.

Motion Carried 7-0

The request to upgrade bio-solids building is on hold until next meeting.

Motion by Trustee Ceccherelli, seconded by Trustee Hartman, to approve the Tent Revival for Marvin Park scheduled for September 2015 – fee to be waived. Roll Call Vote: Trustee Ceccherelli, Trustee Hartman, Trustee Manville, Trustee May, Trustee Morris, Trustee Phelps, and Mayor Millar voted aye.

Motion Carried 7-0

Motion by Trustee Ceccherelli, seconded by Trustee Morris to approve a bid for $7,768.00 from Guagliardo Plumbing and Heating for replacement/repair to the air condition unit at 90 Temple.

No action taken – held over until the next meeting.

Motion by Trustee Ceccherelli, seconded by Trustee Morris, for permission to block Front Street from Academy to William Streets, on May 29, 2015 during the evening hours for the Owego Prom. Roll Call Vote: Trustee Ceccherelli, Trustee Hartman, Trustee Manville, Trustee May, Trustee Morris, Trustee Phelps, and Mayor Millar voted aye.

Motion Carried 7-0

Motion by Trustee Ceccherelli, seconded by Trustee Morris, to approve the following resolution:

RESOLUTION

At a regular meeting of the Village Board of the Village of Owego, held at 20 Elm Street, Owego, New York on the 6th day of May, 2015, the following resolution was offered and seconded:

WHEREAS, the Superintendent of Public Works has issued a report deeming the property located at 134 McMaster Street, Owego, New York, Tax Map #128.08-1-62 to be unsafe or dangerous to the public, pursuant to §98-6 of the Village Code of the Village of Owego, and has ordered it to be made safe and secure or removed; and

WHEREAS, §98-8(F) of the Village Code requires the Village Board of Trustees to hold a public hearing in the event that the property is not made safe and secure or removed; and

NOW, THEREFORE, BE IT RESOLVED that the Village Board of the Village of Owego hereby determines that a public hearing will be held at 7:00 p.m. on June 15, 2015 at the Village Board Room, 20 Elm Street, Owego, New York, pursuant to Chapter 98 of the Village Code, with respect to the property located at 134 McMaster Street, Owego, New York, Tax Map #128.08-1-62; and

RESOLVED that notice of said public hearing shall be given pursuant to the requirements of Chapter 98 of the Village Code; and

RESOLVED, that this Resolution shall take effect immediately.

***Note* - if possible to repair – will have 30 days to make arrangements with Department of Public Works.**

Roll Call Vote: Trustee Ceccherelli, Trustee Hartman, Trustee Manville, Trustee May, Trustee Morris, Trustee Phelps, and Mayor Millar voted aye.

Motion Carried 7-0

Motion by Trustee Morris, seconded by Trustee Ceccherelli, to approve the Village of Owego Board of Trustees Minutes of April 20, 2015. Roll Call Vote: Trustee Ceccherelli, Trustee Hartman, Trustee Manville, Trustee May, Trustee Morris, Trustee Phelps, and Mayor Millar voted aye.

Motion Carried 7-0

Motion by Trustee Hartman, seconded by Trustee Morris, to approve the payment of bills as submitted by the clerk-treasurer as follows:

General Fund	**-**	**$110,054.14**
DPW Reserve	**-**	**$ 35,797.00**
Sewer Fund	**-**	**$ 30,524.49**
Total	**-**	**$176,375.63**

Roll Call Vote: Trustee Ceccherelli, Trustee Hartman, Trustee Manville, Trustee May, Trustee Morris, Trustee Phelps, and Mayor Millar voted aye.

Motion Carried 7-0

Motion by Trustee Ceccherelli, seconded by Trustee Morris, to approve a Resolution in Support of Tioga Downs on behalf of the Village of Owego as follows:

RESOLUTION IN SUPPORT OF TIOGA DOWNS FOR SELECTION AS EASTERN SOUTHERN TIER REGION CASINO GAMING LICENSE AWARDEE

WHEREAS: In November 2013, New York State voters approved a constitutional amendment to allow casino gaming in the State; and

WHEREAS: Tioga County voters showed overwhelming support of said constitutional amendment with 69.2% of voters in favor; and

WHEREAS: Tioga Downs has already proven to be a valued community partner by way of job creation, capital investment and revenue generated; and

WHEREAS: Tioga Downs owner has also shown experience in the gaming industry, not only at the existing facility in Tioga County but also in other facilities across New York State; and

WHEREAS: in anticipation of the passing of the Upstate New York Gaming and Economic Development Act, Tioga Downs has made substantial improvements to their already existing facility located in Tioga County; and

WHEREAS: the Tioga Downs existing facility is centrally located within the identified Eastern Southern Tier Region to best serve all residents of the region and

WHEREAS: The Village of Owego Board of Trustees previously endorsed the prospect of Tioga Downs being awarded the Eastern Southern Tier Region Gaming License; and
WHEREAS: The Village of Owego Board of Trustees wishes to reiterate its support and commitment to Tioga Downs being awarded the Eastern Southern Tier Region Gaming License; and
WHEREAS: An expanded Tioga Downs facility will serve as a benefit to Tioga County and the Southern Tier.

WHEREAS: That The Village of Owego Board of Trustees previously endorsed the prospect of Tioga Downs being awarded the Eastern Southern Tier Region Gaming License; and

WHEREAS: That the Village of Owego Board of Trustees wishes to reiterate its support and commitment to Tioga Downs being awarded the Eastern Southern Tier Region Gaming License; and
WHEREAS: An expanded Tioga Downs facility will serve as a benefit to the Village of Owego, Tioga County and the Southern Tier; therefore be it
RESOLVED: That the Village of Owego Board of Trustees pass this resolution in support of Tioga Downs being awarded the Eastern Southern Tier Region Gaming License; and be it further

RESOLVED: that in furtherance of the above goals, The Village of Owego Board of Trustees hereby supports to the location of a Gaming Facility at Tioga Downs within the Town of Nichols, County of Tioga.

The question of the adoption of the foregoing Resolution was duly put to a vote on roll call, which resulted as follows:

Trustee Ceccherelli - aye
Trustee Hartman – aye
Trustee Manville - aye
Trustee May - aye
Trustee Morris - aye
Trustee Phelps - aye

The foregoing Resolution was thereon declared duly adopted.

Motion by Trustee May, seconded by Trustee Ceccherelli, to approve Local Law No. 3 of 2015 amending the Zoning Code to Allow Multiple Dwellings in the Office Park District. Roll Call Vote: Trustee Ceccherelli, Trustee Hartman, Trustee Manville, Trustee Morris, and Mayor Millar voted aye. Trustee Phelps passed and then voted aye. Trustee May abstained (conflict of interest IDA).

Motion Carried 6-0-1

Motion by Trustee Hartman, seconded by Trustee May, to approve the following Resolution:

RESOLUTION INTRODUCING A PROPOSED LOCAL LAW

At a regular meeting of the Village Board of the Village of Owego held at the Village Board Room, 20 Elm Street, Owego, New York on the 6th day of May 2015, the following resolution was offered:

WHEREAS, a local law being proposed as Local Law No. 2 of 2015, entitled A LOCAL LAW RE-ZONING TAX MAP NUMBER 128.16-1-8 FROM THE RESIDENTIAL-TWO (R-2) DISTRICT TO THE INDUSTRIAL (1) DISTRICT, a copy of which is attached hereto, was introduced at this meeting by a member of the Village Board of the Village of Owego, and

WHEREAS, the Village Board desires to hold a public hearing with respect to the adoption of said Local Law,

NOW, THEREFORE, BE IT RESOLVED that a public hearing will be held by the Village Board of the Village of Owego with respect to the adoption of the aforesaid Local Law at 7:15 p.m. on June 1, 2015, at the Village Board Room, 20 Elm Street, Owego New York, and it is further

RESOLVED, that the Village Clerk-Treasurer is hereby authorized and directed to cause public notice of said hearing to be given provided by law.

CERTIFICATION

I, Rodney Marchewka, do hereby certify that I am the Village Clerk of the Village of Owego and that the foregoing constitutes a true, correct and complete copy of a resolution duly adopted by the Village Board of the Village of Owego at a meeting thereof held at the Village Board Room, 20 Elm Street, Owego New York on the 6th day of May, 2015 at 7:00 p.m. Said resolution was adopted by the following roll call vote:

Mayor Kevin Millar	Aye
Trustee Hartman	Aye
Trustee Phelps	Aye
Trustee May	Aye
Trustee Morris	Aye
Trustee Manville	Aye
Trustee Ceccherelli	Aye

Dated: _____, 2015

Village Seal

_____

Rodney Marchewka, Village Clerk-Treasurer

Motion by Trustee Hartman, seconded by Trustee Ceccherelli, to approve the following:

RESOLUTION

At a regular meeting of the Village Board of the Village of Owego, held at 20 Elm Street, Owego, New York on the 6th day of May, 2015, the following resolution was offered and seconded:

WHEREAS, on April 24, 2008, the Village of Owego accepted a Warranty Deed with Full Covenants from Francis L. Padgett of 20 Water Street, Owego, New York, thereby acquiring property in the Village known as Tax Map No. 128.11-2-4; and

WHEREAS, the property was acquired pursuant to the so-called "flood buy-out program" in accordance with Section 404 of the Stafford Act.

WHEREAS, the deed contains several restrictions, including a requirement that the Village obtain prior approval of the FEMA Regional Director prior to conveying a lease to a private individual; and

WHEREAS, Johnson's Pools & Spas, LLC seeks to install a potable water filling station on a parcel located directly adjacent to the property. As part of this proposal, Johnson seeks to lease a portion of the Village property to create an unpaved gravel driveway where trucks would park to fill their water tanks; and

WHEREAS, the Village has obtained approval from the FEMA Regional Director to convey a lease to Johnson Pools; and

NOW, THEREFORE, BE IT RESOLVED that the Village Board of the Village of Owego hereby declares that the property set forth in the Lease Agreement is surplus and that the Lease is for good and valuable consideration; and

RESOLVED that the Village Board hereby authorizes the Mayor of the Village of Owego to execute the Lease Agreement, a copy of which is attached hereto and incorporated herein; and

RESOLVED, that this Resolution shall take effect immediately.

Roll Call Vote: Trustee Ceccherelli, Trustee Hartman, Trustee Manville, Trustee May, Trustee Morris, Trustee Phelps, and Mayor Millar voted aye.

Motion Carried 7-0

Department Head Reports:

DPW Supt. Soules –

M EM O

To: Village of Owego Mayor Kevin Millar and Village Board of Trustees
From: Superintendent of Public Works - Jeff Soules
Date: May 4, 2015
RE: DPW Activity Report

- Assisted with cleanup of Cattle Barn/Fair
- Evergreen cleanup from suicide
- New 1 ton Dodge pickup arrived
- Removed downed tree on East Ave
- Cut up trees Prospect Street
- Clean up for Little League/parking lot filled
- Sweeper out
- Cemetery wall RFP meeting May 4th – bid opening May 18th
- Code – fire 93 West Ave
- Code violations for residential refuse - ongoing
- Forever green property maintenance - ongoing
- Measure DSNY cut outs on going
- Repair DPW equipment
- Cemetery burials
- Pot hole patching ongoing
- Brush and leaf pick up ongoing
- Planning, Zoning and Historic Preservation meetings scheduled

Any questions or concerns, please call me.

The following Legal Notice accepting sealed bids ran:

Village of Owego
20 Elm Street
Owego, NY 13827

LEGAL NOTICE

The Village of Owego will be accepting sealed bids until 2:00 P.M. on May 29th, 2015 for:

- 1997 GMC YUKON – NO TITLE
  Motor questionable

- 1998 JOHN DEERE 4200-420 TRACTOR/LOADER

Went through the Flood, cracked head

- TWOSE BOOM MOWER
  3 Point attachment

- 1986 CASE 580E BACKHOE/LOADER
  Tranny cooler removed, boom cylinder blown

- 1999 WHITE FORD CROWN VIC
  Bad starter

- 2007 BLACK FORD CROWN VIC
  Missing starter, missing heater blower

- 2000 ELGIN PELICAN SWEEPER
  Conveyor frame rusted out

- 1995 FORD BUCKET TRUCK 43' BOOM
  No remote start in basket

The above items listed can be viewed at the Public Works Garage, 20 Elm Street, Owego, NY between the hours of 9 A.M. & 3 P.M. Monday – Friday.

All items will be sold "AS IS" no warranties implied.
The Village expressly reserves the right to reject any and all bids.
Any questions please call the Department of Public Works at 607-687-1101.

Mail sealed bids to: Village Clerk
178 Main Street
Owego, New York 13827

Mark the outside of the envelope clearly "SEALED BID for [list the item(s)]" or your offer will be rejected.

Bid opening will be at the Department of Public Works Annex, 20 Elm Street, Owego, NY at 2:00 P.M. on the 29th of May.

WWTP Supt. Horton –

Date: 5/1/15

To: Village Board of Trustee's

From: Ron Horton, Supt. WWTP

Re: Department update

1. Central Business District project has been completed.

2. General Contractor for upgrade project came down to look over the job site so they could develop a timeline for the project. They are still anticipating a start date of May 11th.
3. 8 – 20 yd. roll offs of bio-solids have been sent to Dickson Environmental Services.
4. Reinstalled #1 pump at Water St. pump station.
5. Began a daily composite sampling of the waste brought to us by the septic waste haulers. Data is for future use by engineers if the village were to pursue a regional septic waste facility.

Motion by Trustee Ceccherelli, seconded by Trustee Morris, to approve hiring Virtual Towns & Schools to develop a new website at a cost of $5,495.00 plus an annual cost to host the website. Roll Call Vote: Trustee Ceccherelli, Trustee Hartman, Trustee Manville, Trustee May, Trustee Morris, Trustee Phelps, and Mayor Millar voted aye.

Motion Carried 7-0

Motion by Trustee Morris, seconded by Trustee Hartman, authorizing the village to take tires from 122 Green Street to the Town for disposal. Roll Call Vote: Trustee Ceccherelli, Trustee Hartman, Trustee Manville, Trustee May, Trustee Morris, Trustee Phelps, and Mayor Millar voted aye.

Motion Carried 7-0

Trustee Reports:

Trustee Hartman -

May 6, 2015 VOB Mtg.

Commissioner Report Summaries

Village of Owego, New York
Earl Hartman Trustee Ward 2/ Commissioner of: OFD, Planning & Zoning

Note to File: Electronic copies of full report has been filed with the Clerk-Treasurer

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1. **OFD:**
   - Companies name **candidate nominations for Chief(s), Secretary and Treasure tonight.**
   - Elections are May 27th at Central.
   - This Saturday, **May 9th**, 9:00 am to 1:00 pm **"Touch a Truck Day"** at the Tioga County Health Offices north parking lot, Rt. 38.
- Saturday **May 30th**, **11am – 2pm** is Tioga Opportunities, Inc. is the Tioga Opportunities Inc. 50th Anniversary public open house at 9 Sheldon Guiles Blvd. OFD will have an engine and ambulance attend.

2. **DPW:**
   - Need receive from DPW or construct a storm sewer/catch-basin map for inclusion in the Source Water Protection Planning program.
   - Trying to locate another source for disposing of the old tires at 122 Green St.
   - Johnson Water Station progress. FEMA has finally responded positive with go ahead. Goes to Village Board for final approval.

3. **OPD:**
   - What is the status on OPD candidates' resumes'?

4. **PLANNING / ZONING:**
   - No items to report.

5. **Resource Water Protection:**
   - Committee met at **7pm on April 21, 2015** at 20 Elm St. and discussed data collected to date and data needed for the next phase. Minutes will be distributed shortly.
   - There is discussion on having a booth at the Strawberry Festival with public information materials on Source Water Protection and why it is needed.

6. **Other:**
   - Review of the Village's Comprehensive Master Plan and Emergency Preparedness Plan. Comments to be typed and forwarded to for next Board meeting.

Trustee Phelps –

- No complaints from neighbors on Spruce & Gere Streets on the proposed changes
- What about tree on flats cut by NYSEG?
- Bid on 803? Due back – May 20th

Trustee Manville –

- Visited the waste water treatment plant.
- What is the status of OPD new hires?

Trustee Morris –

- Report on NYCOM Meeting
  - Land Bank Issues
  - Grant – storm water sewer

Trustee May –

- Neighbors on Armstrong Place would like to use vacant lot (torn down FEMA Flood) for a parking lot for local residents
- Will have an update on Village Public Safety Meeting

Trustee Phelps – has a question on pillars not walls for elevated homes

Mayor Millar –

- Went to a meeting on NY Flood Plain
- Working on rate system to help lower flood insurance for village residents

Trustee Ceccherelli –

Motion by Trustee Ceccherelli, seconded by Trustee May, to hire Computel Consultants to do a review of Gross Receipts Tax Revenue. Roll Call Vote: Trustee Ceccherelli, Trustee Hartman, Trustee Manville, Trustee May, Trustee Morris, Trustee Phelps, and Mayor Millar voted aye.

Motion Carried 7-0

- Village to look at purchasing street light poles

Public Comment:

Lou Striley – what is happening with mitigation around Monkey Run area by the Owego Apalachin School?

Mayor Millar – work is ongoing. Also, they will be looking at the river – from Sidney to Owego to see if anything can be done to help alleviate flooding.

<u>Motion</u> by Trustee Morris, seconded by Trustee May, to adjourn at 8:38 pm.

Motion Carried 7-0