

A regular meeting of the Board of Trustees of the Village of Cooperstown was held at the Village Office Building, 22 Main Street, Cooperstown, New York on April 27, 2015 at 6:30 p.m. Members in attendance were Mayor Jeff Katz, Trustees Ellen Tillapaugh, Cynthia Falk, James Dean, Bruce Maxson, Joan Nicols and Louis W. Allstadt. Also in attendance were DPW Superintendent Brian Clancy, Police Chief Michael Covert, Village Attorney Martin Tillapaugh and Village Clerk – Teri Barown. There were twenty-nine (29) members of the public present.

Mayor Katz called the meeting to order at 6:30 p.m. and led the pledge of allegiance and then read the guidelines for public comment.

Public Comment – Mayor Katz asked if there were any comments from the public unrelated to tonight's public hearings.

Lynne Mebust, 102 Pioneer Street, stated she was in attendance to speak regarding two permit applications on the agenda for consideration by the Trustees. She stated that the first is for the Pioneer Street Block party which has been held annually since she has moved to the Village. She said that it is a great tradition and brings the neighborhood together.

She stated the other permit is the Friends of the Library's annual book sale. She stated that this is a major fundraiser for Friends of the Library and in the past they have utilized the porch and front lawn and would like to continue to do so. She said that she hopes concerns over damage to the lawn won't result in not allowing this activity as the Friends have always replaced the grass.

Frank Hart, 47 Susquehanna Avenue, thanked Mr. Dean for inviting him to attend the Trustee meeting to discuss an initiative to begin the process of a local ban on thin plastic bags utilized by many of the stores in the area. He referred to legislation enacted in Newburyport, Massachusetts that used a phased approach to eliminating the use of this type of bag. He stated that we need to remain sensitive to the environment and that 9 communities in New York, 9 communities in Massachusetts and state-wide in California have banned their use. He said he would like us as a community to explore this ban also.

Paul Campbell, Bassett Healthcare, stated he was in attendance to make the Trustees and the public aware of a new campaign, Safe Kids of Otsego County with the goal of reducing traffic and roadway deaths that involve children. Mr. Campbell read a declaration regarding the campaign and provided sheets for signatures of those who support the campaign.

Ellen Pope, Otsego 2000, stated she would support the idea discussed by Mr. Hart on the single use plastic bags and feels it is an issue we need to start addressing through a phased plan.

She stated she was also in attendance to comment on the proposed hotel at 124 Main Street. She stated that Otsego 2000 does not feel the project fits into the integrity of Main Street and she would equate the project of fitting a square peg into a round hole with regard to number of parking spaces needed, businesses out of scale with existing business and the potential for noise problems. She said she would like to see the space used productively, but doesn't feel the project as presented works.

She stated that in regard to Hardball Café, she would like to state that everything at the location is done beautifully and is very attractive, but she would request that the Trustees look into banning the activity of this business handing out Frisbees to children as they are a hazard in the parking lot and have the potential to cause damage to the nearby historic buildings.

M.J. Harris, Representative of the Lake and Valley Garden Club, stated that the club has submitted a permit application for a town wide celebration the beginning of December to kick-start the holiday season with an ecumenical tree lighting and sale of eco-friendly, bio-degradable lanterns to be lit and flown over the lake. She stated that the club would like to see this become an annual tradition.

Charlie Hill, 10 Eagle Street, stated he has reviewed the proposal submitted for the hotel development and discussed the project with many of the various committee representatives. He stated that he understands that only the Committee Chairs received copies of the proposal and if this is the case then he would recommend that all members of every committee/board receive a copy.

Dr. Sternberg, a member of the Planning Board, stated that he had received a copy of the proposal.

Correspondence - The Clerk read correspondence submitted by the Cooperstown Bat Company asking the Trustees to take into consideration their concerns related to right of way, third story window, chimney and pervious property enhancement while conducting the SEQRA review this evening on the project. A copy of the letter is on file with the original minutes.

Minutes – Ms. Tillapaugh made a motion to approve the March 23, 2015 regular Trustee meeting minutes and the April 6, 2015 organizational meeting minutes with corrections as submitted. Dr. Falk seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Zoning Official Report – Mr. Austin reviewed the Zoning Official Report as submitted in the Trustee packets.

Special Use Permit Application – 88 Chestnut Street, 8 room hotel – Mr. Austin indicated that the property is currently a tourist accommodation and with 8 rentable rooms it would be eligible for hotel status. He stated that the property has sufficient parking to accommodate the rooms.

Mayor Katz made a motion to refer the special use permit application for 88 Chestnut Street – 8 room hotel to the Planning Board for review and recommendation back to the Trustees. Mr. Allstadt seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Public Hearings - Mayor Katz opened the following public hearings at 7:00 p.m. and the Clerk read the notice of public hearing:

Proposed Local Law No. 6 of 2015, eliminate the two 15-minute spaces immediately north of Fowler Way on the east side of Chestnut Street and designate these spaces as a trolley stop

PROPOSED LOCAL LAW NO. 7 – 2015 - A LOCAL LAW TO PROVIDE FOR THE CODIFICATION OF THE LOCAL LAWS, ORDINANCES AND CERTAIN RESOLUTIONS OF THE VILLAGE OF COOPERSTOWN INTO A MUNICIPAL CODE TO BE DESIGNATED THE “CODE OF THE VILLAGE OF COOPERSTOWN”

Proposed Local Law No. 8 of 2015, amend Section II of the Charter of the Village of Cooperstown and repealing Sections IV and IX of the Charter as part of the codification process of Village Laws

Proposed Local Law No. 9 of 2015, amend the Zoning Law, Section 300-17 eliminating a portion of the language in Section 300-17(D) in order to conform with language as stated in Section 300-34 in regard to off-street parking requirements.

Mayor Katz noted that the codification of Village Laws has been a multiple year process to complete and it will be the first time that all Village laws are easily accessible in one volume. Mayor Katz asked if there were any comment from the public on any of the proposed local laws.

Gene Berman, Planning Board Chair, thanked everyone who worked on the codification and stated he feels it is a huge resource for the Village and its residents.

Hearing no further comment, Mayor Katz continued with the agenda.

Zoning Official Report (continued):

Tree Removal at 124 Main Street – Mr. Austin reviewed the comments he made in his report regarding the issue of the tree removal at 124 Main Street. He provided examples of properties where tree removal has been an issue in recent years.

He stated that his opinion of the stems remaining on the property is that were 9 trees that were 6” or greater in diameter with all being removed.

He stated that in relation to the removal being conducted before receipt of a report regarding the trees being diseased or a danger, he received an email just prior to the removal but did not see the attachment at the bottom of the page that included the arborist’s report on the tree condition. He said the email simply requested verification of receipt without noting what was attached to it.

Discussion was held regarding Chapter 258 – Trees. Mr. Austin stated that until receipt of the Village Codification volume he and others did not realize that this law was in effect or even that it existed. He stated that due to the existence of this law, which in certain cases conflicts with the provisions of the Zoning Law regarding tree removal, he feels that the Trustees need to address how they want they law to be written.

Mayor Katz stated that he feels the question is was the law broken and if yes, then what is the punishment and what has been the punishment in the past. He stated if there are inconsistencies in the existing laws, then that needs to be addressed as well.

Mr. Tillapaugh stated that he believes there are three sections of Village law that apply to the tree removal at 124 Main Street. He said that the first would be Section 300.31 of the Zoning Law regarding unsafe trees and that providing an arborist report without any chance of review before removal of the trees would be a violation.

He stated that the second law would be Chapter 258 – Trees. Mr. Tillapaugh said he checked with the Secretary of State and that this is a duly enacted law and that according to the provisions you must have referral from the Tree Committee and a variance from the Zoning Board of Appeals. Mr. Tillapaugh stated that he feels that it is fairly clear that you need approval and that there was no imminent danger regarding the trees in question. He stated that tree professional has looked at the remaining stumps of the trees and although there is a certain amount of decay and disease, this individual feels that they could remain standing for the next 20-30 years.

Mr. Tillapaugh stated that when he was advised that the trees were being removed, he called Mr. Lagan and told him he needed approval before removing the trees.

Mr. Tillapaugh stated that the penalty mentioned in this Chapter is \$250 for every tree in excess of the 30% allowed to be removed, which would amount to \$1500-2000 in penalties regarding this issue.

Mr. Tillapaugh stated that the third law that he believes has been violated is contained in HPARB procedures for issuance of a certificate of appropriateness stating that when building a structure no work shall commence until a certificate of appropriateness is issued.

Mr. Tillapaugh noted that he has outlined his position to Doug Zamelis, Attorney for Mr. Lagan, who disagrees.

Mr. Tillapaugh stated he would recommend that the Board of Trustees direct Mr. Austin to issue a ticket on this issue. He stated that he would work with Mr. Austin on the wording. He said that we can't get the trees back they are gone, but he feels strongly that something needs to be done.

He said that he believes everyone was aware that there needed to be a determination by someone before going ahead and taking down the trees. He said having them removed in the matter of a few hours galls him.

Mr. Zamelis requested approval to respond to clarify the record from his point of view. He stated that he believes that Section 300.31 of the Zoning Law shall not apply if the trees are unsafe and he feels that the owners met this provision by providing two reports from an arborist.

He said that he also doesn't believe that Chapter 258 – Trees applies as the procedure has to be read in context with Chapter 300-31 and he feels that Chapter 258 refers specifically to the zoning law, which would be met if the trees are unsafe.

He stated that he also does not believe that HPARB procedures for issuance of a certificate of appropriateness apply as the law refers to structures or fixtures.

He stated that he also believes that the Village would not want a situation where know diseased or unsafe trees fall.

He stated that he is respectfully requesting that the Trustees not bring enforcement procedures on this issue.

Mayor Katz asked for comments from the Trustees.

Ms. Tillapaugh stated she appreciates the information that Mr. Austin prepared. She feels that more trees than outlined were removed. She said that the Elm Tree in front of her house also has some element of disease; however, it could stand another 50 years. She said that she takes the report provided by the arborist with a grain of salt. She said she feels the gun was jumped and proper procedure was not followed.

Dr. Falk stated that clearly we need to look at the law for a better procedure. She said she is familiar with the section of the zoning law that addresses removal of trees. She said when she first read the report recommending removal of the trees she was skeptical, but it does appear that a certified arborist prepared the report and in her opinion Section 300.31 has been met.

She said regarding Chapter 258 – Trees, she feels the question is whether we can hold someone to a standard if we are not aware it existed. She said she would be inclined not to hold the applicant to this.

She stated that she is not sure that the section of the HPARB procedures referred to applies. She said the tree removal had nothing to do with the 124 Main Street project; they were removed to run new electric to the 134 Main Street building. Dr. Falk stated that communication needs to be better between the applicant and the Village.

Mr. Dean stated he agrees with what has been said. He said all the trees were cut down and when there is an application in process that stops all work while it is under review.

He stated that half of the trees are under the new hotel building and they are not running a three phase electric line there.

He stated he took pictures of the trees after they were cut and they didn't look sick to him.

He said that the trees were holding the banks of the brook together and that the brook will be covered with a large amount of concrete. He stated he wonders if the bank has been undermined and whether it will hold.

He said he thinks it was inappropriate and wrong to cut the trees.

Mr. Maxson stated he feels the comment regarding "jumping the gun" was accurate and that the project is under review.

He said he is not sure he is willing to vote tonight to file a violation as he is not sure \$2,000 is worth the time or effort involved.

He said he would like to see someone admit they were wrong.

Mrs. Nicols stated she feels that it is very odd that all the trees are diseased/sick. She said that if removal of the trees pertained to 134 Main Street, then that property owner should have asked.

She said since there is a pending application they should have waited.

Mr. Allstadt stated that he believes the issues with the law need to be addressed.

He said his comments are not regarding the hotel project, only the tree removal.

He said we may lose the case if we proceed, but feels it will set a precedent if we don't enforce our laws.

He said he believes we should proceed with a violation at the minimum fine and someone should apologize.

Mayor Katz stated that the Board of Trustees will address the special use permit and there are three separate boards that he has faith will stick with procedures. He stated he is in favor of economic development, but according to proper procedure.

He said he agrees with Mr. Allstadt how we address our laws is how we are perceived. He stated he also agrees with comments made by Dr. Falk, and jumping the gun.

Mr. Allstadt made a motion to instruct the Zoning Enforcement Officer to issue a ticket working in conjunction with the Village Attorney on wording at the minimum possible fine. Ms. Tillapaugh seconded the motion and a vote had the following results:

AYES: Tillapaugh, Dean, Nicols, Allstadt NOES: Falk, Maxson Motion carried.

SEQRA Review – 124 Main Street Hotel Project – Dr. Falk noted the Part 1 was submitted by the applicant and a draft of Part 2 and 3I have been provided for Trustee review.

It was questioned if the Trustees can ask for changes to the Part 1. Dr. Falk stated that if the Trustees feel it is inaccurate or incomplete that can be noted in our response.

Dr. Falk also noted that NYS Department of Health (both State and County) have been notified.

Discussion was held regarding question D2(b) in Part I being marked no, consensus of the Trustees was that this question should be changed to yes and Willow Brook noted in the comments. Mr. Zamelis stated that he agrees it could be changed to yes.

Review was conducted with a couple of additional clarification items in Part 1. Mr. Allstadt questioned whether the project site is over an aquifer. Ms. Tillapaugh noted a question left blank about electrical usage and changes were agreed to between the Trustees and Mr. Zamelis.

Following clarification on Part 1, Dr. Falk led the review of Part 2 of the SEQRA. Mayor Katz stated that if during discussion there is disagreement on answers to be provided then a consensus vote will be taken and noted in the minutes.

Question 1 – Impact on Land – draft provided for review checked No, and it was questioned by Mr. Dean as he felt it should be yes. A vote on leaving the questioned checked no as proposed had the following results:

AYES: Tillapaugh, Falk, Maxson, Nicols, Allstadt NOES: Dean Motion carried.

Question 3 – Impacts on Surface Water – letters d, e, and h were questioned as to whether or not they should remain no or small impact or be changed to moderate to large impact.

3 d – A vote was taken to leave at no to small impact with the following results:

AYES: Falk, Dean, Maxson, Nicols, Allstadt NOES: Tillapaugh Motion carried

3 e – A vote was taken to leave at no to small impact with the following results:

AYES: Falk, Dean, Maxson, Nicols, Allstadt NOES: Tillapaugh Motion carried

3 h – A vote was taken to leave at no to small impact with the following results:

AYES: Falk, Maxson NOES: Tillapaugh, Dean, Nicols, Allstadt Motion failed.

Question 3 h – box checked changed to moderate to large impact.

Question 4 – Impact on groundwater – Following discussion it was agreed to change question from no to yes and mark letter F as no to small impact.

Question 9 – Impact on Aesthetic Resources:

9 a – A vote was taken to keep impact as no or small and had the following results:

AYES: Tillapaugh, Falk, Maxson, Nicols, Allstadt NOES: Dean Motion carried.

9 c i and ii – A vote was taken to keep impact as no or small and had the following results:

AYES: Falk, Nicols NOES: Tillapaugh, Dean, Maxson, Allstadt Motion failed

Due to vote 9 ci and ii was changed to moderate to large impact.

9 d i and ii – A vote was taken to keep impact as no or small and had the following results:

AYES: Falk, Nicols NOES: Tillapaugh, Dean, Maxson, Allstadt Motion failed

Due to vote 9 d i and ii was changed to moderate to large impact.

9 e – A vote was taken to keep impact as no or small and had the following results:

AYES: Tillapaugh, Falk, Maxson, Nicols, Allstadt NOES: Dean Motion carried.

Question 10 – Impact on Historic and Archeological Resources:

A vote was take on 10 e iii to move from no to small impact to moderate to large impact and had the following results:

AYES: Tillapaugh, Falk, Maxson, Nicols, Allstadt NOES: Dean Motion carried.

Question 13 – Impact on Transportation:

A vote was taken on 13 a - to keep at no to small impact and had the following results:

AYES: Tillapaugh, Falk, Maxson, Nicols, Allstadt NOES: Dean Motion carried.

A vote was taken on 13 c to keep at no to small impact and had the following results:

AYES: Falk, Maxson, Nicols, Allstadt NOES: Tillapaugh, Dean Motion carried.

A vote was taken on 13 e to keep to no to small impact and had the following results:

AYES: Tillapaugh, Falk, Maxson, Nicols, Allstadt NOES: Dean Motion carried

Question 17 – Consistency with Community Plans

A vote was taken on 17 c to keep at no or small impact and had the following results:

AYES: Falk, Nicols NOES: Tillapaugh, Dean, Maxson, Allstadt Motion failed

Question 17 C was changed to moderate to large impact based on vote.

Question 18 – Consistency with Community Character

A vote was taken on 18 e to leave at no or small impact and had the following results:

AYES: Falk, Maxson, Nicols, Katz NOES: Tillapaugh, Dean, Allstadt Motion carried.

Dr. Falk then proceeded to Part 3 – Evaluation of Impacts and Determination of Significance. She stated that the draft provided indicated a negative declaration

Ms. Tillapaugh stated that she feels due to changes in Part 2 that some of the phrasing has changed.

Wording changes to the draft were reviewed and made under Question 3 (d), 3 (h), 7 (j), 9 (d), 10 (a-e), 13, 15 and 18 and are noted on the final Part 3 on file with the original minutes.

Question 4 was added with explanation as noted in final Part 3, due to changing the answer from no to yes in Part 2.

Discussion was held regarding the imposition of a performance bond on the applicant. Mr. Tillapaugh explained the reasons he believes it is valid to require a performance bond from the applicant for undertaking and completion of project. Mr. Zamelis stated he believes that a performance bond cannot be required.

Following review and agreed upon revisions to Part 3, Dr. Falk made a motion check box A – that this project will result in no significant adverse impacts on the environment, and, therefore, an environmental impact statement need not be prepared and accordingly, that a negative declaration be issued. Mrs. Nicols seconded the motion.

Discussion was held regarding providing for a conditioned negative declaration. Mr. Tillapaugh explained that this action has been determined as Type I, and therefore it cannot be conditioned as that only applies to unlisted actions.

A vote on the motion had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Mayor Katz closed public hearings on proposed local laws 6 -9 at 9:00 p.m.

Public Hearings (cont.) - Mayor Katz made a motion to adopt the following local law as submitted:

Local Law No. 6 of 2015, eliminate the two 15-minute spaces immediately north of Fowler Way on the east side of Chestnut Street and designate these spaces as a trolley stop.

Mr. Allstadt seconded the motion.

Mr. Maxson inquired if this could occur due to discussion at Police Committee about not having a stop within 200 feet of an entrance to the fire hall. Ms. Tillapaugh noted that this discussion

occurred with Chief Covert who was not concerned about placement of this stop as long as the bus stop across the street was eliminated.

Mr. Dean stated he supports leaving the stop in front of the former Annex Building with moving the location of the shelter closer to the Leatherstocking Street corner.

A vote on the motion had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Mayor Katz made a motion to adopt the following local laws as submitted:

Local Law No. 7 of 2015 – a local law to provide for the codification of the local laws, ordinances, and certain resolutions of the Village of Cooperstown into a municipal code to be designated the “Code of the Village of Cooperstown”

Local Law No. 8 of 2015 – amend Section II of the Charter of the Village of Cooperstown and repealing Sections IV and IX of the Charter as part of the codification process of Village Laws

Local Law No. 9 of 2015 – amend the Zoning Law, Section 300-17 eliminating a portion of the language in Section 300-17(D) in order to conform with language as stated in Section 300-34 in regard to off-street parking requirements

Ms. Tillapaugh seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Zoning Official Report (cont.):

25 Lakeview Drive – Special Use Permit application (construction of a single family home):

Mayor Katz made a motion to set a public hearing for the May 26, 2015 Trustee meeting at 7:00 p.m. or as soon thereafter as can be heard for consideration of a special use permit, based on recommendations from the Planning Board. Dr. Falk seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

124 Main Street – Special Use Permit application – Discussion was held regarding setting a date for a public hearing regarding the special use permit for 124 Main Street.

Dr. Falk noted that there is hesitation to incur additional design costs until the applicants know whether or not they will receive a special use permit for the project.

Ms. Tillapaugh stated she doesn't feel she will be ready for a public hearing held in May, as she would like to see the parking plan and determinations from Planning Board.

Following discussion a motion was made by Ms. Tillapaugh to set the public hearing for consideration of the special use permit application for 124 Main Street – Hotel project for June 29, 2015 at 4:00 p.m. Dr. Falk seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Disclosure Statement – Mr. Dean provided a state form for disclosure statement for applicants disclosing any interest of any municipal employee or officer with the applicant. Mr. Tillapaugh noted that this is a form that can be adopted by the Village.

Ms. Tillapaugh noted that the Village Code of Ethics now requires Village officers or employees to disclose interest that may be a conflict and inquired as to why Mr. Dean felt an additional form should be required.

Mr. Dean made a motion to adopt the disclosure statement for any plans regarding zoning applications including current applications. As there was not a second to the motion a vote was not taken.

Mr. Allstadt asked the Clerk to inquire as to what other municipalities may have adopted this form.

Dr. Falk made a motion to accept the Zoning Official's Report as presented. Mr. Allstadt seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Police Committee – A copy of the Police Committee report for April was provided in the Trustee packets.

Ms. Tillapaugh noted that she attended the County Public Works Committee meeting to discuss relocation of the bus stop currently in front of the Annex Building to Upper Main Street. She stated that the County stated they would obtain funding for relocation of the bus shelter.

Ms. Tillapaugh made a motion to set a public hearing for May 26, 2015 at 7:00 p.m. or as soon thereafter as can be heard to establish a bus stop on the south side of Main Street, east of the entrance to the County Office parking lot in front of the County Office Building at 197 Main Street. Mrs. Nicols seconded the motion.

Mr. Dean stated he feels that the bus stop should remain in its present location on Chestnut Street and feels that the shelter is what is causing the problems on the buses overhanging on the fire department apron. He feels if the shelter is moved this will solve the problem. He said he believes there is too much of a problem in re-routing the buses on narrow streets for the new location.

Ms. Tillapaugh stated that we are not dictating the routes the buses are taking and the routes will need to be approved by Department of Transportation.

A vote on the motion had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Ms. Tillapaugh made a motion to set a public hearing for May 26, 2015 at 7:00 p.m. or as soon thereafter as can be heard to restrict parking behind the Village Fire Hall at 26 Chestnut Street to fire department members only and establishing the area as a tow away zone for anyone who is not a fire department member. Mr. Maxson seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Fire Committee – A copy of the April Fire Committee report was provided in the Trustee packets.

Ms. Tillapaugh noted that Chief Tallman sent a letter to the editor to the local papers regarding the hydrant issues at the Mohican greenhouse fire. She stated that recommendations have been made to the Fire Committee and are noted in the minutes.

Discussion was held regarding a memorandum of understanding between Otsego County and CMT regarding EMT calls to FOCUS. Ms. Tillapaugh stated Mr. Tillapaugh has drafted a protocol to go along with this that initial callouts should be made to CMT rather than Cooperstown Emergency Squad.

Ms. Tillapaugh made a motion to authorize the Mayor and Emergency Squad captain to sign the protocol as drafted by the Village Attorney (on file with minutes) and email and mail to the E911 Communications Center. Mr. Allstadt seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Ms. Tillapaugh made a motion to accept the Police Committee and Fire Committee reports as presented. Dr. Falk seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Doubleday Field Advisory Committee – A copy of the April committee report was provided in the Trustee packets.

Mr. Maxson noted that Team USA requested further reductions on their tournament and the committee did not feel they were warranted.

Request from Hall of Fame – Legends of the Roundtable, Use of Field Monday, July 27, 2015 from 8:00 a.m. to Noon. Mr. Maxson made a motion to allow the event with the fee being the same as use of the field for one game slot. Ms. Tillapaugh seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

BOCES Student Internship – Mr. Maxson made a motion to allow the internship of a BOCES student for BOCES work program under the supervision of Mr. Hasak. Dr. Falk seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Cooperstown Distillery – Request to banner costs in monthly installments – Mayor Katz made a motion to approve the request for 4 monthly equal installments for the cost of a banner, with banner placement after the first installment is made and removal of banner if any installments missed, language to be included on the contract for future requests. Mr. Allstadt seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Ms. Tillapaugh reminded Mr. Maxson that looking to extend cancellation to 60 days from 30 days was referred by Trustees last month to the committee.

Ms. Tillapaugh made a motion to accept the Doubleday Field Advisory Committee report as presented. Mrs. Nicols seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Streets Committee – A copy of the April committee report was provided in the Trustee packet.

Following discussion was made by Ms. Tillapaugh to approve an additional \$31,966 in change orders for Central Paving to straighten curb area by Hall of Fame, provide additional strength to the area and include those items from Pioneer Street to the Wax Museum, funding to come from surplus. Mr. Allstadt seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Dr. Falk noted that TEP presentations from Barton & Loguidice with DOT attendance will be held on May 11, 2015 at 4:00 pm. for the Trustees and a public information session for the presentation to the public will be the same date from 7:00 p.m. to 9:00 p.m. Both presentations will be held at the Village Fire Hall. It was decided to conduct SEQRA review for the project on May 11, 2015 at 3:30 p.m. at the fire hall.

Dr. Falk noted that some of the bases of the lampposts painted in the first phase of construction need repainting as signs of rust are showing through.

Additional Paid Parking Meters – Dr. Falk noted that meter placement for the streets new to paid parking this year has been slightly adjusted due to some preferences of property owners.

Discussion was held regarding allowance of permit parking in Doubleday Field Parking Lot beginning at 4:00 p.m. Dr. Falk noted that this would provide closer and safer parking for restaurant workers beginning the dinner shift at downtown restaurants who often don't leave until late in the evening.

Dr. Falk provided statistics on revenue from Doubleday Parking lot between the hours of 4:00 p.m. and 6:00 p.m. and noted that this is not the most lucrative timeframe for revenue collection.

Dr. Falk made a motion to set a public hearing for May 26, 2015 at 7:00 p.m. or as soon thereafter as can be heard to allow permit parking in Doubleday Field Parking lot at 4:00 p.m., seven days a week during the existing paid parking timeframe. Mr. Allstadt seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Snow Removal Invoices – It was noted that several requests for reductions have been referred to Finance Committee by Streets Committee due to the fact that the Treasurer's Office did not send out invoices for snow removal until the middle of March and some removals were conducted as early as December.

She noted that Mr. Carmen stated he would like to see revenue returned to his budget.

Ms. Tillapaugh made a motion to accept the Streets Committee report as presented. Mrs. Nicols seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Buildings Committee – A copy of the April Buildings Committee minutes was provided in the Trustee packets.

Elevator Controller – Mr. Allstadt made a motion to authorize the purchase of a controller for the lift at a cost not to exceed \$7500. Mrs. Nicols seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

RFP for Solar Project – Mr. Allstadt reviewed editorial changes to the RFP documents submitted by Solomon Energy and following review with the Village Attorney. Mr. Allstadt made a motion to authorize the Mayor to sign onto the RFP as soon as the editorial changes have been made to the documents. Ms. Tillapaugh seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Mrs. Nicols made a motion to accept the Buildings Committee report as presented. Mr. Allstadt seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Tree Committee – A copy of the April committee report was provided and Mrs. Nicols reviewed the same.

It was noted that this year’s Memorial Tree for Arbor Day was planted in memory of Frank Rollins with a nice history of Mr. Rollins presented by Mayor Katz.

Mrs. Nicols noted substantial discussion occurred regarding the tree removal at 124 Main Street and review of tree regulations.

Mayor Katz made a motion to refer all regulations regarding trees to the Planning Board for review and recommendation. Mr. Allstadt seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Ms. Tillapaugh made a motion to accept the Tree Committee report as presented. Mr. Allstadt seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Treasurer’s Report – Ms. Barown noted that the trial balance statements were provided in the Trustee packets.

Finance and Personnel Committee:

Finance:

Trustees reviewed the March 2015 RBC Wealth Management statement. It was noted that the committee met with Dave Rogers of RBC Wealth Management to review the LOSAP account information.

Trustees reviewed sales tax checks received from Otsego County received from Otsego/Middlefield.

Ms. Tillapaugh made a motion to adopt the 2015/16 budget resolution as follows:

BUDGET ADOPTION RESOLUTION

June 1, 2015 – June 30, 2016

A RESOLUTION ADOPTING A BUDGET FOR THE FISCAL YEAR COMMENCING JUNE 1, 2015 AND ENDING MAY 31, 2016, MAKING APPROPRIATIONS FOR THE CONDUCT OF THE VILLAGE OF COOPERSTOWN GOVERNMENT AND ESTABLISHING THE RATES OF COMPENSATION FOR OFFICERS AND EMPLOYEES FOR SUCH PERIOD.

WHEREAS, this board has met at the time and place specified in the notice of the public hearing on the tentative budget and heard all persons desiring to be heard thereon; now, therefore,

BE IT RESOLVED, that the tentative budget as presented and as hereinafter set forth, is hereby adopted and that the several amounts stated in column titled "Adopted" in Schedule A1 (Appropriations – General Fund) and Schedule F1 (Appropriations – Water Fund) be and they hereby are, appropriated for the objects and purposes specified and the salaries and wages stated in Schedule 5 of such budget, shall be and are hereby fixed at the amounts shown therein effective June 1, 2015.

Dr. Falk seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Ms. Tillapaugh made a motion to authorize the general fund re-levy to the 2015-16 real property taxes as submitted. Mr. Allstadt seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Streets:

Dr. Falk made a motion to waive snow removal invoices due to untimely billing as follows:

30 Lake Street – waive invoice 15-00029

37 Walnut Street – waive invoice 15-00052

11 Hill Street – waive invoice 15-00047

67-69 Main Street – waive invoice 15-00035

14 Brooklyn Avenue – waive invoice 15-00002

43 Walnut Street – waive invoices 15-00008, 15-00043, 15-00053

Ms. Tillapaugh seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Water and Sewer:

Ms. Tillapaugh made a motion to approval the water and sewer re-levies for tax year 2015-16 with the removal of any accounts named to Adam Sittler as payment was received but otherwise as submitted. Dr. Falk seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Ms. Tillapaugh made a motion to award the water reservoir inspection bid to Liquid Engineering at a cost of \$7,425.00. Mr. Allstadt seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Buildings:

Ms. Tillapaugh made a motion to recommend approval of the quotation for covering the skylights be awarded to Powell Company. Mr. Allstadt seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Streets and Doubleday Field:

Ms. Tillapaugh made a motion to declare the following equipment as surplus:

- Doubleday Field – Cub Cadet Big Country, New Holland 60” mower deck
- Streets – Wacker Jumping Jack hole compactor

Dr. Falk seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Capital Projects:

Ms. Tillapaugh made a motion to approve the change order for Central Paving for the GIGP project for electrical service in an amount not to exceed \$8,976.65. Mr. Allstadt seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Personnel:

Trustees reviewed the March 2015 hours of leave report and overtime analysis for paid period ending April 10.

Ms. Tillapaugh made a motion to approve and post the standard workday resolution. Dr. Falk seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Ms. Tillapaugh made a motion to approve the resignation as submitted by Ray Smith, part-time police officer. Mr. Allstadt seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Discussion was held regarding a proposal submitted from Chief Covert for utilization of an additional temporary Parking Enforcement Officer to assist with counting money from meters in the Treasurer's Office and the Clerk's Office with vending permits. It was discussed at Finance that a part-time Clerk position would be more appropriate for this type of work. Further discussion will occur about the potential of placing parking enforcement officer positions in the off-street paid parking budget.

Ms. Tillapaugh made a motion to approve the following seasonal appointments:

Ian Turner – Parking Enforcement Officer 5/18-9/8/15 - \$10.45/hour
 Dennis Callahan – FS Caretaker – 5/22 – 9/8/15 - \$5250/season
 Liz Callahan – FS Caretaker – 5/22-9/8/15 - \$1000/season
 Melissa Musarelli – 3 Mile Caretaker – 5/22-9/8/15 - \$6200/season
 Brenda Wedderspoon-Gray – Lifeguard – 5/22/-9/8/15 - \$12.9552/hour
 Katie Boon – Lifeguard – 5/22/-9/8/15 - \$9.75/hour
 McKenna Hage – Lifeguard – 5/22-9/8/15 - \$9.25 hour
 Anthony Birch – Lifeguard – 5/22-9/8/15 - \$9.25 hour
 Tessa Griger – Lifeguard – 5/22-9/8/15 - \$9.25 hour
 Katie Franck – Lifeguard – 5/22-9/8/15 - \$9.25 hour
 Daniel Frances – Lifeguard – 5/22-9/8/15 - \$9.00 hour
 Brandon Hage – Lifeguard – 5/22-9/8/15 - \$9.00 hour
 Kyle Amsden – Lifeguard – 5/22-9/8/15 - \$9.00 hour
 Leland Morris – Lifeguard – 5/22-9/8/15 - \$9.00 hour
 Alisa Davine – Lifeguard – 5/22-9/8/15 - \$9.00 hour
 Ted Mebust – Lifeguard – 5/22-9/8/15 - \$9.00 hour
 Zach Crippen – Laborer (DD) 4/16-9/30/15 - \$10.00 hour
 Robert Potter – Laborer (DD) 4/16-10/31/15 - \$10.00 hour
 Andrew Jones – Laborer (Streets) \$10.00 hour (Start date TBD)
 Michael Stravola – Laborer (Streets) \$10.00 hour (start date TBD)

Mr. Maxson seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Ms. Tillapaugh made a motion to accept the resignation as submitted by Michael Bosley. Mr. Allstadt seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Ms. Tillapaugh made a motion to abolish the HMEO position when vacated by Michael Bosley as of his resignation date and create a position of MEO in its place. Mr. Allstadt seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Ms. Tillapaugh made a motion to post the full-time newly created position of MEO at the Streets Garage and advertise the position simultaneously. Mr. Allstadt seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Ms. Tillapaugh made a motion to approve the following seasonal appointments:

Luke Gervase – Boat Wash Inspector – 5/16/-11/1/15 - \$9.1035 hour
 Kim Buddles – Boat Wash Inspector – 5/16-11/1/15 - \$9.1035 hour

Dr. Falk seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Ms. Tillapaugh made a motion to approve the following abstracts:

**ABSTRACTS:
 GENERAL**

11a	29,093.54 PR # 33
11b	29,444.27 PR # 34
A11a	25,106.36 Non-Payroll Expenses Paid
A11b	113,719.64 Non-Payroll Expenses

WATER

11a	6,728.51 PR # 33
11b	6,820.06 PR # 34
F11a	5,001.49 Non-Payroll Expenses Paid
F11b	8,796.52 Non-Payroll Expenses

SEWER

11a	6,688.03 PR # 33
11b	6,602.11 PR # 34
G11a	3,141.04 Non-Payroll Expenses Paid
G11b	9,276.82 Non-Payroll Expenses

TROLLEY

E11a	42.13 Non-Payroll Expenses Paid
E11b	3,020.65 Non-Payroll Expenses
ET11a	42.11 Non-Payroll Expenses Paid
ET11a	3,020.65 Non-Payroll Expenses

Mr. Allstadt seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Ms. Tillapaugh made a motion to accept the Finance and Personnel Committee report as presented. Mrs. Nicols seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Economic Development and Sustainability Committee – A copy of the April committee minutes was provided in the Trustee packets.

Dr. Falk stated that Mr. Crowell discussed documentation for savings for tax rebates due to the sale of the Manor. She noted that the County can provide paperwork documenting the savings to municipalities, which will be helpful to the Village.

She stated Bernie Thoma has been invited to the May meeting to discuss microenterprises.

Mayor Katz asked that the review of a phased-in ban of thin plastic bags be referred to the Economic Development and Sustainability Committee.

Ms. Tillapaugh made a motion to accept the Economic Development and Sustainability Committee report as presented. Mr. Allstadt seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Parks Board – A copy of the April board minutes was provided in the Trustee packets.

Ms. Tillapaugh made a motion to accept the Parks Board report as submitted. Mr. Allstadt seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Water Board – A copy of the April board minutes was provided in the Trustee packets.

Ms. Tillapaugh made a motion to accept the Water Board report as submitted. Mayor Katz seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Sewer Board – A copy of the April board minutes was provided in the Trustee packets.

Ms. Tillapaugh made a motion to accept the Sewer Board report as submitted. Dr. Falk seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Permits:

Mayor Katz made a motion to approve the Baptist Church request for temporary signage on Village property Hall of Fame Classic Weekend May 23 and 24 and Induction Weekend – July 24-26 and

for a hawking permit for those timeframes to direct individuals to the church parking lot on Elm Street. Mr. Maxson seconded the motion and a vote had the following results:

AYES: Tillapaugh, Dean, Maxson, Nicols, Allstadt ABSTAIN: Falk Motion carried.

Mayor Katz made a motion to approve the permit application of the Cooperstown Vet's Club for the Memorial Day parade as submitted. Mr. Maxson seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Mayor Katz made a motion to approve the Hall of Fame Requests as submitted for various permits for Classic and Induction weekend with clarification on field and parking lot use for Induction weekend and whether or not Fowler Lot is needed for either weekend. Dr. Falk seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Ms. Tillapaugh made a motion to approve the following permit requests from the Clark Sports Center as submitted:

- a. Rock to Rock Run – May 3, 2015
- b. Fenimore 5K – May 17, 2015
- c. Race the Lake Marathon – June 13, 2015
- d. Cupola 5K – October 10, 2015
- e. Coop Loop 5K and 10K – October 31, 2015

Mr. Allstadt seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Ms. Tillapaugh made a motion to approve the permit application from Friends of the Library for use of the front porch and foyer for a reception on June 26, 2015. Mrs. Nicols seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Ms. Tillapaugh made a motion to approve the permit application from Friends of the Library for use of the porch and front lawn for the annual book sale June 26, 2015 – July 5, 2015, with notice regarding repair to the lawn. Dr. Falk seconded the motion and a vote had the following results:

Ms. Tillapaugh made a motion to approve the permit application from Lake and Valley Garden Club for use of Lake Front Park for tree lighting, lantern sales and launch with exception of street closures and parking lot closure. Mr. Allstadt seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Dr. Falk made a motion to approve the outdoor eating area permit for Hardball Café with a reminder to keep clear access from sidewalk to parked cars. Mr. Allstadt seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Mayor Katz made a motion to approve the Pioneer Street block party permit application for May 23 with a rain date of May 24. Ms. Tillapaugh seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Mayor Katz made a motion to approve the park use application for the Boy Scouts for an Eagle Project at Fairy Springs – May 16 and 17. Ms. Tillapaugh seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Mayor Katz made a motion to allow Relay for Life to attach by tying on, purple ribbons to the downtown lampposts. Ms. Tillapaugh seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Mrs. Nicols made a motion to adjourn the meeting at 11:15 p.m. Dr. Falk seconded the motion and a vote had the following results:

AYES: Tillapaugh, Falk, Dean, Maxson, Nicols, Allstadt Motion carried.

Respectfully submitted,

Teri L. Barown, RMC
Village Clerk
Village of Cooperstown