

VILLAGE OF CAPE VINCENT BOARD OF TRUSTEES SEPT.26, 2006

Mayor Timothy D. Maloney opened the meeting at 5:30 PM with Trustees Robert Doud, Alan Ada, Douglas Putnam, and Joseph Gould present.

Mayor Maloney asked that the previous minutes reflect on Page 2, Number 10 of the Supts. Report that it be shown the evaluations are completed except for the Supt. and he would like the Boards participation in this evaluation. On page three, it should read the dog complaint would answerable at Town of CV court on September 26, 2006. With these corrections Trustee Putnam made the motion to accept the minutes with Trustee Ada seconding the motion and all voting yes.

Linda Beerman, resident, was in attendance to request the neighboring property, owned by Ronald Trottier, be properly maintained according to the Village development code. She has written letters and addressed the Board previous to this about the unsightly conditions, which she feels detracts from her property. Mayor Maloney informed Ms. Beerman he had spoken directly with Mr. Trottier last week and advised him of the complaints but the condition of the property has not improved at this time. Mayor Maloney will contact the Code Enforcement Officer, James Docteur; to advise him to notify and issue a ticket to Mr. Trottier that he is in violation of Local Law 1-93, which is growth of vegetation. He then contacted the Village Attorney who informed him there might be a solution in the NYS Property Maintenance Code of 2003. The Mayor then e-mailed the Department of State for clarification of the code. Trustee Putnam stated the Village DPW would clear the vegetation if it is not done in a timely manner and then bill Mr. Trottier. Trustee Doud assured Ms. Beerman the drainage issue is being addressed in future changes to the Village Development Code.

Mayor Maloney opened the two bids for the 1991 police car as follows:

Roy Fellion	\$51.00
Timothy Dennie	300.00

After review, Trustee Ada made the motion to sell the vehicle to the highest bidder with Trustee Putnam seconding the motion and all voting yes.

Richard Schmitt, resident, asked if the Village would consider selling the axels and tires that were used to deliver Law Building. Trustee Putnam made the motion to sell the tires at \$15.00 each and axels at \$25.00 each with Mayor Maloney seconding the motion and all voting yes.

Marty Mason, DPW Supt. gave the department report as follows:

1. The final meeting was held with the PESH representative with the Village in compliance with their requests with the representative signing off
2. Meter pits and meters are being installed
3. Meters will be read for the November billing in the next few weeks

4. The Supt. checked the gabions at the Village dock and found they are in need of repair. Concrete could be used to replace them but a decision will be delayed until Board members have time to check the gabions.

Stephen Lawandowski, LOCI Outreach Coordinator, addressed the Board on the activities of the Lake Ontario Coastal Initiative who sponsor water quality improvements in the shoreline region of the Lake and monitor the Lake for negative acting agents. Their agenda is to remediate, restore, protect and enable sustainable use of the Lake. After discussion he asked the Board members to fill out a survey form and return it to the LOCI.

Perry Golden, Part Time Police officer, informed the Board the gun for the newly hired officer will arrive shortly and the officer will begin work this weekend. Board members asked him if the Village should allow a police officer who needs to keep his certification, to work in the Village during the absence of Officer Shawn Ryan who will be out for an extended period of time. Mr. Golden stated the Village force does not need an additional officer for the winter months and questioned if the Village should hire someone just so they could keep their certification. Trustee Doud asked if it is worth the time investment for training for a short period of employment with Officer Golden replying it would be difficult to train in the off season. Mayor Maloney asked what requirements are needed to maintain certification with Trustee Ada committing to check requirements and report at the next meeting.

Jeffrey Herpel, Planning Board Chairman, reported the Board approved a request from Robert Scott to place a six-foot fence on his property line and a site plan review will be held at the October meeting for Samuel Carollo to construct a four-foot fence from the general level of the ground in the area. He also advised an individual who is renting rooms on a nightly or monthly basis he must first present the plan to the Planning Board for a site plan review.

Mayor Maloney read a letter from the Development Authority of the North Country pertaining to water rate calculations and increased costs, which will occur by the water plant expansion. Mayor Maloney will meet with the attorney for the water project on Thursday and invited any Board member to attend the meeting. The Mayor will relay to the Attorney the Village would like the water usage evaluated for the Town of CV, Village of CV, and Development Authority on a yearly basis and the Village and Town of Cape Vincent have joint control of the water tower.

Marty Mason brought up for discussion how many homes or business may be connected to the Village sewer plant as this time. At this time, Mayor Maloney read a letter from the NYS Department of Environmental Conservation notifying the Village of the notice of violation #0021393. The Village has three Type III SSO discharge points which are prohibited as they are violations of the Clean Water Act, Article 17 of the Environmental Conservation Law and the SPDES permit conditions. Due to the lack of funding available to the Village for improvements or construction of a sewer plant, the Board decided to set a meeting with Steven Botsford, Regional Water Engineer to discuss the

necessary steps for improvement to the system, and question whether the Village should proceed with construction of a plant or proceed with replacing lift stations before the plant problems are addressed.

The Point Street lift station was discussed but decided to delay any decision until such time the Board meets with Mr. Botsford.

Mayor Maloney has spoken to the contractor for the Welcome Center who has not forwarded the required paperwork to the NYS Department of Transportation for the project. As of now it would appear construction would not begin until the spring of 2007, which concerns the Board as the park would be under construction for the tourist season and one boat ramp would not be usable because of the construction. The Board asked the Mayor to compile the cost of the project from the beginning as they feel the DOT regulations are making the project costly due to their constant changes. A letter will be written to government representatives advising them the Village is having a difficult time with the changes and stringent regulations imposed by the DOT for the project.

Trustee Putnam reported no action on the grant with NYS Parks.

Trustee Ada made the motion to grant the request of the Library to construct an addition with Trustee Gould seconding the motion and all voting yes.

Mayor Maloney will review the Shoemaker property on Elm Street as part of the ongoing condition.

James Docteur, Code Officer, advised the Board he has referred one case to the Planning Board and letters will be sent for violations of junk cars. The Mayor then explained to him the discussion of the Beerman complaint which was held earlier in the meeting and how it is a violation of Local law 1-93, growth of vegetation and instructed him to proceed with the notice of violation to the proper party.

Mayor Maloney will attend the Local Development meeting on September 27<sup>th</sup>.

Trustee Gould made the motion to adjourn at 8:05 PM with Trustee Putnam seconding the motion and all voting yes.

Respectfully submitted,

Nancy Knapp  
Village Clerk