

Minutes of the Interlaken Village Board of Trustees meeting held on March 8, 2012 at the Village Hall on Main Street, Interlaken, NY.

MEMBERS PRESENT: Mayor William Larsen, Trustees: Keith Jay, Barbara Stewart and Chris Kempf.

MEMBERS EXCUSED: Michael Covert

MEMBERS NON EXCUSED: None

OTHERS PRESENT: Nancy Swartwood Clerk/Treasurer, Chief Jeff Bond and Aneta Glover, Reporter

The meeting was called to order at 7:00 pm by Mayor Larsen with the Pledge of Allegiance.

PUBLIC TO BE HEARD: none

COMMITTEE REPORTS:

FIRE: Three new members: Victoria Manwarning; Milagros (Boo) Manwarning and Chris Lashbrook.

The Banquet is March 24, 2012 reminder to call Dale Stannard with meal choice if you want to attend. April 1, 2012 Annual Chicken BBQ (Palm Sunday). Come early as last year sold out in one hour.

Fire Academy noted that there is an issue of drug and alcohol policy. The fire department needs one in place. Mayor Larsen thought the village had one. Nancy to ask Diane to look into archives and Ray indicated that he would see what he could find out from other sources. Fire Academy reviewed the OSHA and PESH requirements and we are good there.

Need between \$4,000 - \$5,000 for basic stone work at the entrance around the flag pole. Ray to get prices for treated lumber.

Also new sign is going to be installed and that is approximately \$4,000.00.

WATER: Water plant had a power surge that took out fuses and the chlorinator. Bill Palmer made the repairs quickly and reasonably.

Annual Quality Water Reports have been mailed and will be posted on the website within a few days. Block Ad to be published in the Shopper.

Lively Run well area-letters went to the Sumners and Flaggs. Bids have been advertised and permits have been resent. Ray and Wes trying to get out old equipment. Flaggs removing their old barn and will be putting up new Morton Building. Time table: 3/20/12 contractors walk through to view the site; 3/26 bid opening at Soil and Water. Everyone has been informed that Soil and Water will be the lead agency on this project, not the Village. Everything is on schedule. Barb still has not heard from Darby on the Detention Pond issues.

April 5, 2012 is the next Water Works Conference in Watkins Glen. Ray and Wes will be attending.

March 15, 2012 7-9 pm in Ovid, Don Barber, Town of Catherine, will be talking about hydrocracking.

LIBRARY: Chicken BBQ fundraiser was successful.

SEWER: "Good" DEC annual inspection is complete with only minor infractions. Letter forthcoming from DEC.

STREETS: With good weather, equipment maintenance is being done. Small tractor has electrical issues.

Chris, Ray and Jeff discussed the wording on the Trash Ordinance. The new wording has been sent to Steve Getman who will put legal notice in paper for Public Hearing 4/12/12 at 7 pm.

Motion

Chris requested the exit interview on the CDBG grant.

Ray reported CHIPS are again in limbo, depending on what the Federal Government decides.

Benches-South Seneca School shop may be able to make these. Keith will keep on top of this.

March 15, 2012 Ray and Wes attending Dig Safely New York class in Watkins Glen.

Fisher Associates will be giving Ray and Wes a lesson on the Mapping System that Seneca County has implemented when the final DVD is complete.

POLICE: Leon Anderson has moved into the Village and has submitted an application for part time police officer. All necessary paperwork has been completed and filed with Seneca County. Tim Thompson is now off undercover and back on road patrol. He has been in touch with IT on the squad car computer software. Chief Bond reiterated that this needs to be done by this fiscal year end (5/31/12), Tim indicated that this is not a problem.

Crossing Guard – doing very well. He has been told not to park his vehicle near the crosswalk as it hinders clear view of oncoming traffic.

Suspicious vehicle in school zone has been noticed and reports made to Village police and Seneca Co Sheriff. School officials sent out letters to parents.

No serious complaints made, things are quiet in the Village.

TREASURER: See attached

APPROVAL OF BILLS: Motion by Keith Jay, second by Chris Kempf, carried.

OLD BUSINESS:

Internal Controls – Workshop scheduled for April 19, 2012 at 6 pm. To be discussed "drug & alcohol policy" "IT" issues and general overall review of what is currently written.

Fitness Station-Gabriel working up document for leasing the main floor. Board members to view the building March 22, 2012 at 6 pm.

Local Law 2 of 2012 Trash Ordinance: Approval of wording of LL 2 – 2012. Motion by Chris Kempf, second by Keith Jay, carried.

Resolution introducing Proposed Local Law 2 of the Year 2012, entitled “A local law to amend the Village Code of the Village of Interlaken to provide for rules and regulations for solid waste collection and management” and providing for a public hearing.

WHEREAS, it has been recommended that it is in the best interests of the Village that there be introduced a Local Law as follows:

Section 1. The Code of the Village of Interlaken is hereby amended by the addition of a new Chapter 122, Solid Waste, to read as follows:

Chapter 122, SOLID WASTE

Article I Garbage and Trash Collection

§ 122-1. Applicability.

The provisions of this article shall apply to any owner, lessee or occupant of any premises within the Village.

§ 122-2. Supervision.

The collection and disposal of refuse shall be under the supervision of the Department of Public Works and enforced by the Village Police Department in accordance with such regulations as may be, from time to time, adopted by the Board of Trustees. The collection and disposal of refuse may be hired out under contract awarded by the Board of Trustees to a responsible bidder, in accordance with the General Municipal Law of the State of New York and other applicable authority.

§ 122-3. Definitions.

As used in this article, the following terms shall have the meanings indicated:

ASHES -- The residue from fires used for cooking and for heating buildings.

GARBAGE -- Wastes from the preparation, cooking and consumption of foods; market refuse; waste from the handling, storage and sale of produce.

RUBBISH -- Brush; leaves and grass clippings. The Village has a Spring and Fall Cleanup week each year and is published in the Shopper. During this time, these items can be put along the curb, nothing larger than two men can handle. All leaves must be in PAPER bags or cardboard boxes. Brush must be tied. For larger amounts, Dial-A-Truck is provided for a fee.

RECYCLING -- Pickup is every other Friday unless noted. Pickup hours are 6:30 am to 5:00 pm. 4 blue bins or 6 gallon tote is allowed. Remove bins from curb by 8:00 pm day if pickup. Recycling is run by Seneca County Real Property Tax Office 315-539-1720

DUMPSTER DAY -- Schedule one day per year in May for Village residents only and items must be generated in Village limits. One truck load per household; no garbage allowed. Block ad will be in the Shopper prior to date with list of NON acceptable items. Those who do not comply with rules will not be allowed to participate in the future.

SPECIAL ARRANGEMENTS -- Any special arrangements for other items must be directed to the Trash Collector. Contact DPW 532-8882 or Clerk 532-9200 for Trash Collector telephone number.

FOR SALE OR FREE -- Any item for sale or free must be removed from curb right of way within one week.

§ 122-4. Separation.

Garbage needs to be placed and maintained in separate receptacles. Recyclable materials shall be separated and placed in the appropriate recycling containers for collection.

§ 122-5. Preparation.

A per-household maximum of four bags or cans per week is permitted.

§ 122-6. Container standards.

- A. Garbage shall be securely wrapped in paper and placed in watertight metal or rigid plastic containers, which shall be kept covered at all times, or multiple polyethylene trash bags, sealed with a tie so that the garbage smell shall not become objectionable. Containers shall have tight-fitting covers, equipped with bails or handles for easy handling.
- B. The combined weight of any container and its contents shall not exceed 50 pounds nor have a capacity in excess of 35 gallons.
- C. Containers shall be maintained clean and in good condition. Any container that does not conform to the provisions of this article or that may have ragged or sharp edges or any other defect liable to hamper or injure the person collecting the contents thereof must be promptly replaced by a proper receptacle upon receipt of notice to that effect from the Village or its contractors; and if not so replaced within 10 days after the receipt of such notice, such nonconforming or defective container may be collected and disposed of as waste.

§ 122-7. Placement of containers for collection.

Covered cans and bagged trash shall be placed at the curb on collection day, after 5:00 am on scheduled pickup day. Containers shall be placed within five feet of the curb. No containers shall be placed upon any street or sidewalk area. All empty containers shall be removed from the pickup area prior to 8:00 pm on the evening of the day designated for their collection.

§ 122-8. Times of collection.

Collection of the several classes of refuse, as herein defined, shall be made weekly on Fridays or on such day of the week as may, from time to time, be established by the Board of Trustees.

§ 122-9. Prohibited materials.

- A. The Village, or any independent contractor collecting on behalf of the Village, shall under no conditions collect any of the following described materials, and the transportation and disposal of all such prohibited materials shall be the responsibility of the owner, lessee or occupant of the premises, subject to such regulations as may be from time to time promulgated by the Board of Trustees:
 - Oil base paint; chemicals; batteries; appliances; hazardous materials; tires; computers; furniture including mattresses and box springs; construction debris; brush; grass clippings; tree limbs; ashes from stoves.
- B. The Village and/or its contractors shall not accept for collection any refuse that is not prepared, stored or placed for collection in accordance with the provisions of this article, including but not limited to materials in unsafe, inadequate or overloaded containers; material not placed at the designated collection point.
- C. Under no conditions shall there be placed in any material intended for collection any gasoline, benzene, kerosene, turpentine, paint or similar explosive or highly volatile liquids, nor any cartridges, shells, ammunition, gunpowder or explosives of any kind.
- D. Under no condition shall there be placed in any container any broken glass, metal with jagged or sharp edges or other material liable to injure the collector, unless properly packaged.

§ 122-10. Nonliability of Village.

- A. All refuse collected by the Village or its contractors shall be the property of the Village. Neither the Village, nor its agents or employees shall be responsible for the collection or disposal of material not intended for collection but placed in error with the refuse.
- B. The Village will not be responsible for failure to render collection services to premises where conditions prevent safe, easy and ready access.

§ 122-13. Penalties for offenses.

Any person, firm or corporation violating any of the provisions of this article shall, upon conviction, be subject to a fine not to exceed \$250 or imprisonment for a term not to exceed 15 days, or both, for each offense.

Section 2. Repealer.

All local law or parts thereof inconsistent with this local law are hereby repealed.

Section 3. Severability.

If any clause, sentence, paragraph, section, article or part of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder

thereof but shall be confined in its operation to the clause, sentence, paragraph, section, article or part thereof directly involved in the controversy in which such judgment shall have been rendered.

Section 3. When effective.

This local law shall take effect immediately upon filing with the Secretary of State of the State of New York, as provided by law.

AND NOW, THEREFORE, BE IT RESOLVED that proposed Local Law No. __2__ of the year 2012 entitled **“A local law to amend the Village Code of the Village of Interlaken to provide for rules and regulations for solid waste collection and management”** be and the same is hereby introduced before the Board of Trustees of The Village of Interlaken, New York; and

BE IT FURTHER RESOLVED that copies of the aforesaid proposed local law be laid upon the desks of each member of the Board of Trustees; and

BE IT FURTHER RESOLVED that the Board of Trustees hold a public hearing on said proposed Local Law at the Village Office Building, 8369 Main St, Interlaken, New York at **7:00 pm on the 12th day of April, 2012**; and

BE IT FURTHER RESOLVED that the Village Clerk publish or cause to be published a notice of said public hearing in the official newspaper of the Village at least ten (10) days prior thereto; and

BE IT FURTHER RESOLVED that the Village Clerk shall cause service of written notice of the proposed local law at least ten (10) days prior to the date of the public hearing of any proposed regulations, affecting property within five hundred feet of the following made personally or by mail by the village upon each person or persons listed below:

(a) The property of the housing authority erecting or owning a housing project authorized under the public housing law; upon the executive director of such housing authority and the chief executive officer of the municipality providing financial assistance thereto; (b) The boundary of a city, village or village; upon the clerk thereof; (c) The boundary of a county; upon the clerk of the board of supervisors or other person performing like duties; (d) The boundary of a state park or parkway; upon the regional state park commission having jurisdiction over such state park or parkway.

New Business:

Motion was made by Barb Stewart and seconded by Keith Jay that the following resolution be adopted. Carried.

WHEREAS funds are available in the 2011-2012 and 2012-2013 budgets for an additional part-time police officer; and

WHEREAS a trained police officer, who formerly worked for the Village of Interlaken, has moved into the Village. And

WHEREAS it would be beneficial for all village residents to have additional police coverage, Therefore be it **RESOLVED** that Leon Anderson be employed on a Part-time basis with the Village of Interlaken Police Department.

Budget Hearing scheduled for 4/12/12 at 6:45 pm. Legal notice to be published.

Arbor Day 4/29/12, board members to decide on location to plant tree.

Residency requirements for Clerk in Code Book: Needs to be changed to 20 mile radius.

September meeting needs to be changed: Clerk-Treasurer will be going to Fall Training 9/10-14/12 it is early this year. Deputy Clerk will be out of state 9/13-16/12. Notice will be in April News and Notes; Village Website; Legal Notice and block ad published in August.

ADJOURNMENT: A motion was made by Chris Kempf and seconded by Keith Jay to adjourn the meeting at 8:00 pm. Motion approved unanimously.

Respectfully submitted,
Nancy Swartwood
Clerk