### Village of Port Dickinson

**Monthly Board Meeting**

**April 28, 2020**

**ZOOM meeting**

Officers Present: Mayor Kevin M. Burke

**Trustees Robert Aagre**

**Michael Cashman**

James DeGennaro

**Charles Harding**

**Clerk Susan Fox**

**Treasurer Sandra Reifler**

The meeting was called to order at 5:00 pm by Mayor Kevin Burke.

**PULIC HEARING:**

Proposed Local Law 4-2020, “A Local Law amending Chapter 22 of the Village Code entitled ‘Animals’”

4 emails from residents (Beebe, Calvey, Kipper and Bowman) supporting the amendment. Trustee Cashman stated that he had spoken to several residents regarding the change and the majority were in favor. Comments during the questionnaire portion of the Comprehensive Plan Study were favorable for the amendment.

Motion by Trustee Cashman, seconded by Trustee Harding, to close the Public Hearing

AYE TRUSTEES: AAGRE, CASHMAN, DEGENNARO, HARDING

NAY NONE

**AUDIT AND PAYMENT OF CLAIMS: Abstract #18 (2019-2020)**

Motion by Trustee Harding, seconded by Trustee DeGennaro, to pay claims as listed on the Abstract of Unaudited Vouchers for the General Fund for $17,711.58

AYE TRUSTEES: AAGRE, CASHMAN, DEGENNARO, HARDING

NAY NONE

Motion by Trustee Aagre, seconded by Trustee Harding, to pay claims as listed on the Abstract of Unaudited Vouchers for the Water Fund for $85.59

AYE TRUSTEES: AAGRE, CASHMAN, DEGENNARO, HARDING

NAY NONE

Motion by Trustee Aagre, seconded by Trustee Harding, to pay claims as listed on the Abstract of Unaudited Vouchers for the Sewer Fund for $195.67

AYE TRUSTEES: AAGRE, CASHMAN, DEGENNARO, HARDING

NAY NONE

**RESOLUTIONS:**

1. Motion by Trustee Aagre, seconded by Trustee Harding, for a Resolution determining that Proposed Local Law 4-2020, amending Chapter 22 of the Village Code entitled ‘Animals’ is a Type II action, a SEQRA form is not needed

AYE TRUSTEES: AAGRE, CASHMAN, DEGENNARO, HARDING

NAY NONE

1. Motion by Trustee Harding, seconded by Trustee Aagre, for a Resolution adopting Local Law 4-2020, amending Chapter 22 of the Village Code entitled ‘Animals’

AYE TRUSTEES: AAGRE, CASHMAN, DEGENNARO, HARDING

NAY NONE

1. Motion by Trustee Cashman, seconded by Trustee Aagre to move to 4 billing periods per year for water & sewer

AYE TRUSTEES: AAGRE, CASHMAN, DEGENNARO, HARDING

NAY NONE

**OLD BUSINESS:**

**NEW BUSINESS:**

1. Public Hearing was previously scheduled for May 12, 2020 regarding proposed new water/sewer rates. Budget amendments will be discussed at the 5/12/2020 meeting to adjust for increased rates to users and increased rates from suppliers.
2. Request from owner of 33 Kirkwood Ave for waiver of late penalty on water bill has been denied. Trustee Aagre with contact homeowner.
3. Mayor Burke reported that information on the COVID-19 issue continues to be discussed at the County Executive’s daily briefings to municipal officials: there may be an announcement regarding school reopening this week, NYS aid will be cut to local governments and schools but Federal aid is anticipated to cover the losses, sales tax projections should be provided later in the week.

**ADJOURNMENT**: Motion by Trustee Aagre, seconded by Trustee Harding for a motion to adjourn at 5:30 PM.

AYE TRUSTEES: AAGRE, CASHMAN, DEGENNARO, HARDING

NAY NONE

Respectfully submitted,

Susan E. Fox, Village Clerk

**VILLAGE OF PORT DICKINSON**

**LOCAL LAW NO. 4 OF 2020 AMENDING**

**CHAPTER 22 OF THE VILLAGE CODE ENTITLED “ANIMALS”**

Be it enacted by the Board of Trustees of the Village of Port Dickinson as follows:

Section 1. Chapter 22 of the Village Code, as amended, be and hereby is amended as follows:

Section 22-3. entitled “Restrictions” shall be amended as follows:

*Delete*: I. To permit to allow a dog to be on that real property within the Village of Port Dickinson on Chenango Street known as Port Dickinson Community Park.

Section 22-6. entitled “Penalties for offenses” shall be amended as follows:

“twenty-five dollars ($25)” shall be changed to “fifty dollars ($50)”

*[The remainder of this chapter shall remain the same.].*

Section 2. Separability

The provisions of this local law are separable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid, unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words, or parts of this local law or their application to other persons or circumstances. It is hereby declared to be the legislative intent that this local law would have been adopted if such illegal, invalid, or unconstitutional provision, clause, sentence, subsection, word or part had not been included therein, and as if such person or circumstance, to which the local law or part thereof is held inapplicable, had been specifically exempt therefrom.

Section 3. Repealer

All Ordinances, Local Laws and parts thereof inconsistent with the Local Law are hereby repealed.

Section 4. Effective Date

This local law shall take effect upon filing with the New York Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

**VILLAGE OF PORT DICKINSON**

**RESOLUTION APPROVING LOCAL LAW NO. 4 of 2020**

At a regular meeting of the Village Board of the Village of Port Dickinson, held at Village Hall, 786 Chenango Street in said Village on the 28th day of April, 2020, the following resolution was offered and seconded:

**WHEREAS**, pursuant to an Emergency Order of the Governor of the State of New York, notice was given that the Village Board will hold a Public Hearing on April 28, 2020 at 5:00 p.m. via Zoom Video Conference for Local Law No. 4 of the Year 2020 entitled “A Local Law Amending Chapter 22 of the Village Code entitled ‘Animals’”; and

**WHEREAS**, notice of said public hearing was duly advertised in the official newspaper of the Village, and posted on the Village Clerk’s signboard; and

**WHEREAS**, said public hearing was duly held on the 28th day of April, 2020 at 5:00 p.m. and all parties attending by videoconference were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

**WHEREAS**, pursuant to the State Environmental Quality Review Act (“SEQRA”), it has been determined by the Village Board that adoption of the proposed Local Law constitutes a Type II Action as defined under 6 NYCRR 617.5(26) and (33); and

**WHEREAS**, the Village Board, after due deliberation, finds it in the best interest of the Village to adopt said local law.

**NOW, THEREFORE, BE IT RESOLVED** that the Village Board of the Village of Port Dickinson hereby adopts said local law as Local Law No. 4-2020 entitled “A Local Law Amending Chapter 22 of the Village Code entitled ‘Animals’” a copy of which is attached hereto and made a part hereof; and it is further

**RESOLVED** that the Village Clerk be and hereby is directed to enter said Local Law in the minutes of this meeting and to enter said Local Law in the Local Law Book of the Village of Port Dickinson, and to give due notice of the adoption of said Local Law to the Secretary of State; and it is further

**RESOLVED** that this resolution will take effect immediately upon filing with the Department of State.