

VILLAGE BOARD MEETING  
AUGUST 14, 2007

RESOLUTION # -07  
DESIGNATION OF THE UPPER SUSQUEHANNA RIVER AND  
TRIBUTARIES AS AN AMERICAN HERITAGE RIVER

*Sahled*

WHEREAS: Unprecedented flooding has plagued the Susquehanna River in recent years; and

WHEREAS: A watershed approach to the Upper Susquehanna River Watershed is an effective way for its communities to solve flooding and erosion problems, to promote the River and its Tributaries' environmental, recreational and economic benefits, and to help communities with issues that may need additional leadership, and

WHEREAS: There is an opportunity to apply for status as an American Heritage River under the American Heritage Rivers initiative that supports an American Heritage River Navigator, and

WHEREAS: Without any new regulations on private property owners, state, local and tribal governments, the American Heritage Rivers initiative is about making more efficient and effective use of existing federal resources, cutting red-tape, and lending a helping hand, and

WHEREAS: The Village of Newark Valley supports the Upper Susquehanna Coalition being the community partner and administrative agency for the American Heritage River Navigator, and

WHEREAS: The Village of Newark Valley will work with the Upper Susquehanna Coalition to improve the Chemung River and the Susquehanna River through watershed partnerships, now therefore be it;

RESOLVED: That the Village of Newark Valley supports the efforts of the Upper Susquehanna Coalition to seek support for the entire headwaters of the Susquehanna River to be designated an American Heritage River and to secure a River Navigator to help local watershed efforts.

MOTION: \_\_\_\_\_ SECOND: \_\_\_\_\_

ROLL CALL:

DeHaas \_\_\_\_\_ Kaufman \_\_\_\_\_ Riegel \_\_\_\_\_ Schaffer \_\_\_\_\_ Tornatore \_\_\_\_\_

VILLAGE BOARD MEETING  
AUGUST 14, 2007

RESOLUTION # 37-07  
RESOLUTION TO ENACT LOCAL LAW #01-2007  
AMENDMENT TO TREES AND SHRUBS

WHEREAS: A public hearing was held the 14<sup>th</sup> day of August, 2007 by the Board of Trustees of the Village of Newark Valley, notice of which was given as required by the Municipal Home Rule Law, the Open Meetings Law, and the Village Law of the State of New York; and

WHEREAS: At said public hearing the Board of Trustees considered the enactment of Proposed Local Law No. 01-2007, entitled A LOCAL LAW TO AMEND THE VILLAGE OF NEWARK VALLEY CODE, CHAPTER 154, TREES AND SHRUBS; and

WHEREAS: All interested persons were given an opportunity to be heard with respect to the enactment of said local law, now therefore be it;

RESOLVED: That proposed Local Law No. 01-2007, to amend Chapter 154, (Trees and Shrubs of the Newark Valley Village Code) be enacted with a motion.

MOTION: Kaufman SECOND: Riegel

ROLL CALL:

DeHaas Y Kaufman Y Riegel Y Schaffer Y Tornatore Y

RESOLUTION # 38-07  
REAPPOINTMENT TO BOARD OF APPEALS

WHEREAS: Barney Mathewson's term on the Board of Appeals will expire August 2007, now therefore be it;

RESOLVED: That Barney Mathewson be reappointed to the Village of Newark Valley Board of Appeals with a term to expire August 2012.

MOTION Kaufman SECOND DeHaas

ROLL CALL:

DeHaas Y Kaufman Y Riegel Y Schaffer Y Tornatore Y

VILLAGE BOARD MEETING  
AUGUST 14, 2007

RESOLUTION #     -07  
RESOLUTION TO ENACT LOCAL LAW #02-2007  
AMENDMENT TO UNSAFE BUILDINGS

*Jable*

WHEREAS: A public hearing was held the 14<sup>th</sup> day of August, 2007 by the Board of Trustees of the Village of Newark Valley, notice of which was given as required by the Municipal Home Rule Law, the Open Meetings Law, and the Village Law of the State of New York; and

WHEREAS: At said public hearing the Board of Trustees considered the enactment of Proposed Local Law No. 02-2007, entitled A LOCAL LAW TO AMEND THE VILLAGE OF NEWARK VALLEY CODE, CHAPTER 66, UNSAFE BUILDINGS; and

WHEREAS: All interested persons were given an opportunity to be heard with respect to the enactment of said local law; now therefore be it;

RESOLVED: That proposed Local Law No. 02-2007, to amend Chapter 66, (Unsafe Buildings of the Newark Valley Village Code) be enacted with a motion.

MOTION: \_\_\_\_\_ SECOND: \_\_\_\_\_

ROLL CALL:  
DeHaas \_\_\_\_\_ Kaufman \_\_\_\_\_ Riegel \_\_\_\_\_ Schaffer \_\_\_\_\_ Tornatore \_\_\_\_\_

RESOLUTION # ~~02~~<sup>39</sup>-07  
INCREASE BUDGET FOR GRANT

WHEREAS: The NYS Council on the Arts has given the Village of Newark Valley a grant for Handicap Accessibility Study for the Library in the amount of \$6000.00 and the monies had been placed in the revenue account A2705 in December 2006 (last fiscal year); and the Town, Village, and Library boards have all agreed to contribute \$1,000 toward the study; and

WHEREAS: We have received a bill for services to date from Crawford & Stearns toward the study in the amount of \$4,768; now therefore be it;

RESOLVED: That the Clerk-Treasurer is authorized to remove from surplus and place into 1620.428A the amount of \$4,768.

MOTION: Riegel SECOND: Schaffer

ROLL CALL:  
DeHaas ✓ Kaufman \_\_\_\_\_ Riegel ✓ Schaffer ✓ Tornatore ✓

VILLAGE BOARD MEETING  
AUGUST 14, 2007

RESOLUTION # 40-07  
Tobacco Point of Purchase Resolution

WHEREAS: Smoking is the number one cause of preventable death in the United States; and

WHEREAS: The Surgeon General has concluded that tobacco advertising contributes to youth smoking rates; and

WHEREAS: Cigarette point of purchase (POP) advertising – branded signs and posters on display within the retail environment – is much more likely to influence teens than adults according to a survey conducted for the Campaign for Tobacco Free Kids; and

WHEREAS: Cigarette ads have more of an influence on teen smoking than peer pressure. A study in the *Journal of the American Medical Association* has shown that tobacco advertising and promotion can be directly related to adolescent smoking.

WHEREAS: Tobacco use in New York reveals high school students who smoke is 16.2% (170,800):

- Male high school students who use smokeless or spit tobacco is 6.9%;
- Kids (under 18) who become new daily smokers each year is 24,900;
- Kids exposed to secondhand smoke at home is 1,120,000;
- Packs of cigarettes bought or smoked by kids each year is 34.8 million;
- Adults in New York who smoke is 20.5% (3,015,200);
- 462,129 kids have become regular smokers in 2006
- 147,881 will die prematurely from their addiction.

WHEREAS: Adults who die each year from their own smoking 25,500. Kids now under 18 and alive in New York who will ultimately die prematurely from smoking is 389,000. The number of adults, children and babies who die each year from others' smoking (secondhand smoke and pregnancy smoking) is 2,420 to 4,310; and

WHEREAS: Annual health care costs in New York directly caused by smoking is \$8.17 billion; The portion covered by the state Medicaid program is \$5.40 billion; Residents; state and federal tax burden from smoking-caused government expenditures \$904 per household; Smoking-caused productivity losses in New York \$6.01 billion; and

WHEREAS: Annual tobacco industry marketing expenditures nationwide is \$15.4 billion; The estimated portion spent for New York marketing each year is \$516.0 million;

WHEREAS: In central New York, 97% of retail outlets licensed to sell tobacco display interior cigarette ads, with an average of 17 cigarette ads posted in each store according to a study conducted by RTI. 56% displayed cigarette ads outside the store, including window signs, freestanding signs, and signs displayed on gas pumps. Those stores had an average of 4 outdoor ads each.

WHEREAS: A study being published in the July issue of the *American Journal of Preventive Medicine* presents powerful new evidence that tobacco industry marketing undermines the best efforts of parents to prevent their kids from smoking. The study adds to the growing body of evidence that tobacco advertising and other forms of marketing influence kids to smoke and shows for the first time that tobacco marketing has its greatest impact on kids whose parents follow recommended parenting practices.

NOW THEREFORE: Be it resolved that the Village Board of Newark Valley, New York hereby expresses its enthusiastic support for the Point of Purchase Initiative and calls on retailers to reduce overall tobacco advertising in their place of business and to eliminate tobacco advertising from areas likely to be seen by children, including wall space below five feet, near candy displays, on counter tops, near schools and parks; and

BE IT FURTHER RESOLVED: the Village Board of Newark Valley hereby encourages law enforcement agencies throughout Newark Valley to take appropriate measures to ensure all local, state and federal laws regarding advertising generally and the placement of tobacco advertising in general be observed.

MOTION: Riegel SECOND: Tornatore

ROLL CALL:  
DeHaas N Kaufman N Riegel Y Schaffer N Tornatore Y

*Not a Majority*