

REGULAR SESSION OF THE VILLAGE BOARD OF TRUSTEES HELD ON APRIL 10, 2007 AT THE DEPOSIT THEATER AT 7:00 P.M.

PRESENT: Acting Mayor O'Connor, Trustees Sollecito, Bullis, DCT Leonard, C/T Decker, PWA Hubbard, Assistant Fire Chief Sean Rynerson, Dale Van Pelt, Wayne Raymond, Debbie Stever, Kathy Myrick, Eddy Joe Pavlov, Pete Sollecito, Sharon Wright

ABSENT: Trustee Nolan

Acting President O'Connor opened the meeting at 7:00 p.m. and led the pledge allegiance. Pastor Kathy Myrick led the invocation.

Lynn Hartz of the Deposit Foundation addressed the America Internship Program led by the Rural Health Network of South Central NY. The Village has been given the opportunity to sponsor an intern and will get 900 hours of time from June to December from a college graduate with an interest in projects related to Deposit such as the Community Center. Help would be offered to the Deposit Foundation and Deposit's Closet with any projects they may have. The Village has agreed to provide office space and a phone to the intern. The Village will also sign "off" on time sheets and act as the "go to" person. Ms. Hartz continued that there was a cost of \$2400 to the three municipalities, \$800 from each. The benefits to the Village were numerous; 900 hours of time that can support the feasibility study for the community center, an opportunity to help local non-profits, help for the Clerk's office, and last but not least, it helps a local college graduate to get valuable experience.

MOTION#682/07-08

A motion was made by Trustee Sollecito seconded by Trustee Bullis to move forward with the Americorp Internship program. The motion carried unanimously.

MOTION#683/07-08

A motion was made by Trustee Sollecito seconded by Trustee Bullis to accept for filing the monthly Treasurers Report. The motion carried unanimously.

MOTION#684/07-08

A motion was made by Trustee Sollecito seconded by Trustee Bullis to waive the reading of the March 13<sup>th</sup> Regular Session and the March 27<sup>th</sup> Work Session minutes. The motion carried unanimously.

MOTION#685/07-08

A motion was made by Trustee Sollecito seconded by Trustee Bullis to accept for filing of the March 13<sup>th</sup> Regular Session and the March 27<sup>th</sup> Work Session minutes. The motion carried unanimously.

The Fire Dept and EMS Report were tabled for the work session for a full board. Acting President O'Connor asked about 22-5. Assistant Chief Rynearson stated that a loose brake line and an adjustment in the steering was fixed and 22-5 is back in service. Rynearson further stated that the clothing racks they wanted to purchase were \$1350. Acting President O'Connor stated that approval of this purchase would have to be tabled until the work session for a full board.

There was no police report.

NEW BUSINESS:

Village of Deposit  
April 10, 2007

**RESOLUTION SUPPORTING THE JOINT MUNICIPAL CLEANUP DAY**

WHEREAS, the Village of Deposit, along with the Town of Sanford, will be conducting an annual joint municipal cleanup day to be held on August 18, 2007 from 8 a.m. to 1:00 p.m. at the Town of Sanford Highway Garage on Front St.

WHEREAS, wastes eligible for this program include bulk items, white goods, scrap metal, and tires. Wastes not eligible for this cleanup day are general municipal solid waste, leaves and yard wastes, construction and demolition debris.

WHEREAS, it is further stated, that the only waste from this joint clean up day that will be accepted at the Broome County Landfill will be tires.

THEREFORE, the Village of Deposit Board of Trustees hereby declares its full support and participation for the joint municipal cleanup day. Further, the Village Board of Trustees declares this resolution in effect immediately.

Trustee Nolan	Nay
Trustee Sollecito	Aye
Trustee Bullis	Aye
Acting Mayor O'Connor	Aye

PWA Hubbard stated that commercial tires would not be accepted until after 11:00 a.m.

The Sherman Bible Chapel requested a new date for the use of the Village property for their chicken BBQ. The new date is May 5, 2007.

#### MOTION#686/07-08

A motion was made by Trustee Sollecito seconded by Trustee Bullis to authorize a Village employee to use Village equipment to fix the Deposit Midget League Field. The motion carried unanimously.

#### FIRE DEPT.

Assistant Chief Rynearson stated he had the bid ready for a new engine, tanker and brush truck. He asked that the legal notice be published in the Deposit Courier and the Binghamton Press. He further stated that the bid specs would be given to the Clerks office later in the week.

#### STREETS

PWA Hubbard stated that the crew had completed 98 work orders for the Village and 31 for OLWWTP. The street sweeper should be in by May 1, 2007 and cleaning of the streets would begin. Hubbard also wanted to remind everyone to bag leaves and debris rather than left to the curb. He asked the newspaper to state that lawn and leaf debris would be picked up the first Monday of the month. He also stated that any pile of lawn and leaf debris or pile of brush larger than a pickup load would be considered commercial and not be picked up by the Village. He stated the Clerk's office was coming along nicely. The pine had been finished and the drop ceiling has been installed. The carpet would be installed next.

Hubbard stated NY leak Detector had been back to the Village. They dug up Allen St. again to no avail. Next; to dig again and have NY Leak Detector put its electronic device right on the water main to see where the leak is.

Hubbard wanted to publicly thank the Fire Dept and the fire police for helping with closing off of Front St. when they repaired a huge water leak last week. They were very helpful.

Hubbard stated they had helped with the crossing guards, fixed plow frames, done water reads for the month, replaced some equipment in the garage lost in the flood, and patched some holes. The Mayor had requested they install light set ups on the dump trucks and that had been completed.

Hubbard informed the board that USDA had a program for restabilization of creeks affected by the June 2006 flood and that the Village had made application for Oquaga Creek by Shambach's Garage. He explained that the program would restabilize the creek bed along Shambach's garage as well as protect the manhole that sits in the creek. Engineering, advertising, construction, and on site engineers would be paid for by the grant. The total for the project is \$302,088.00

Village of Deposit  
April 10, 2007

**RESOLUTION AUTHORIZING THE NATURAL RESOURCES CONSERVATION SERVICE, UNITED STATES DEPARTMENT OF AGRICULTURE (NRCS) CREEK BANK RESTABLIZATION PROJECT**

**WHEREAS**, the Village of deposit agrees to enter into an agreement by and between the Village of Deposit and the Natural Resources Conservation Service, USDA, hereinafter called NRCS.

**WHEREAS**, under the provisions pf Section 216 of Public Law 81-516, Emergency Watershed Protection Program, and Title IV of the Agricultural Credit Act of 1978, Public Law 95-334, NRCS is authorized to assist the Village of Deposit in relieving hazards created by natural disasters that cause a sudden impairment of a watershed, and

**WHEREAS**, NCRS and the Village agree to install emergency watershed protection measures to relieve hazards and damages created by the June 2006 flood.

**NOW, THEREFORE**, in consideration of the premises and of the several promises to be faithfully performed by the parties hereto set forth, the Village of Deposit and NCRS do agree to conduct the prescribed work in the amount of \$302,088, a 25% state and 75% federal split.

**FURTHER**, this resolution shall take effect immediately.

Trustee Nolan	Nay
Trustee Sollecito	Aye
Trustee Bullis	Aye
Acting Mayor O'Connor	Aye

Hubbard informed the board that account #603 had been diverting the meter by using a bypass. He further explained that a ¾" pipe fed under the concrete floor teeing under the meter and was concealed by sheet rock. When the shut off at the street needed to be replaced this was discovered.

**MOTION#687/07-08**

A motion was made by Trustee Bullis seconded by Trustee Sollecito authorizing C/T Decker to send a letter to the owner of acct. #603 telling him to contact PWA Hubbard to make arrangements to fix the bypass immediately or legal action would be taken. The motion carried unanimously.

Acting President O'Connor announced that Senator Libous had granted the Village \$10,000 for the repairs to the midget league field and \$2,500 for GPS navigation measuring equipment for the Oquaga Creek Watershed Association.

**MOTION#688/07-08**

A motion was made by Trustee Bullis seconded by Trustee Sollecito to hire Jon O'Connor as a crossing guard effective May 18<sup>th</sup>, 2007 at \$7.15 per hour. The motion carried unanimously.

**MOTION#689/07-08**

A motion was made by Trustee Bullis seconded by Trustee Sollecito to hire Ron Niles as a crossing guard effective immediately at \$7.15 per hour. The motion carried unanimously.

**MOTION#690/07-08**

A motion was made by Trustee Bullis seconded by Trustee Sollecito to hire Jon O'Connor as a lifeguard effective May 18<sup>th</sup>, 2007 pending certifications at \$7.15 per hour. The motion carried unanimously.

President:

Acting President O'Connor informed the public that there will be an information/question meeting with the DEC at the Deposit Theater on April 26, 2007 at 8:00 p.m. to discuss the proposed DEC angling regulations.

Trustees:

Trustee Sollecito asked if the board could or would propose new construction codes for Front St. to keep with historic theme of the Village. C/T Decker suggested she speak to our CEO for the Village to see if there were any NYS codes that would apply.

Sharon Wright asked if the Village was going to revitalize. President O'Connor stated that was what the whole Dadras study was leading to.

MOTION#691/07-08

A motion was made by Trustee Bullis seconded by Trustee Solliceto to authorize the Mayor's signature on the Abstract of Vouchers as follows:

GENERAL FUND: \$121,656.65  
WATER FUND: \$ 16,493.09  
SEWER FUND: \$175,315.58  
TA: \$ 2,528.28

The motion carried unanimously.

MOTION#692/07-08

A motion was made by Trustee Bullis seconded by Trustee Solliceto to enter into an In Rem Agreement with 349.17-2-1.2 for 24 months. The motion carried unanimously.

**A RESOLUTION AUTHORIZING THE ISSUANCE OF A BOND ANTICIPATION NOTE FOR THE PURCHASE OF TWO 2006 FORD F350 TRUCKS FOR USE BY THE HIGHWAY AND WATER DEPARTMENTS OF THE VILLAGE OF DEPOSIT (RENEWAL)**

WHEREAS, the Board of Trustees of the Village of Deposit, by resolution dated January 24, 2006, authorized the purchase of a two 2006 Ford F350 trucks for use by the Village Highway and Water Departments; and

WHEREAS, said trucks were purchased pursuant to the issuance of a one-year Bond authorized by the Board of Trustees on April 12, 2006;

NOW, THEREFORE, BE IT RESOLVED this 10<sup>th</sup> day of April, 2007 by the Board of Trustees of the Village of Deposit, located in Broome and Delaware Counties, New York, that the bond resolution dated January 24, 2006, be renewed and that the bond anticipation note dated April 12, 2006, be renewed for an additional year, in the principal amount of \$10,000.00 at an interest rate not exceeding 4.00% per annum, maturing on April 10, 2008.

The renewal bond anticipation note shall be in the principal amount of \$10,000.00, together with interest at a rate not exceeding 4.00% per annum, shall be dated April 11, 2007 and shall mature on April 10, 2008.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

Trustee O'Connor    Voting                    Aye

Trustee Bullis	Voting	Aye
Trustee Sollecito	Voting	Aye
Trustee Nolan	Absent	Nay
Mayor Smith	Absent	Nay

The resolution was thereupon declared duly adopted.

**A RESOLUTION AUTHORIZING THE ISSUANCE OF A BOND ANTICIPATION NOTE FOR THE PURCHASE OF A TRUCK AND CHIPPER FOR USE BY THE HIGHWAY DEPARTMENT OF THE VILLAGE OF DEPOSIT (RENEWAL)**

WHEREAS, the Board of Trustees of the Village of Deposit, by resolution dated February 24, 2004 authorized the purchase of a truck and chipper for use by the Village of Deposit; and

WHEREAS, said truck and chipper were purchased pursuant to the issuance of a bond anticipation note authorized by the Board of Trustees on April 28, 2004, which bond anticipation note was renewed on April 29, 2005 and again on April 28, 2006, and which matures on April 27, 2007;

NOW, THEREFORE, BE IT RESOLVED this 10<sup>th</sup> day of April, 2007 by the Board of Trustees of the Village of Deposit, located in Broome and Delaware Counties, New York, that the bond resolution dated February 24, 2004, be renewed and that the bond anticipation note dated April 28, 2006, which matures on April 27, 2007, be renewed for an additional year, in the principal amount of \$11,500.00 at an interest rate not exceeding 4.00% per annum, maturing on April 26, 2008.

The renewal bond anticipation note shall be in the principal amount of \$11,500.00, together with interest at a rate not exceeding 4.00% per annum, shall be dated April 27, 2007 and shall mature on April 26, 2008.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

Trustee O'Connor	Voting	Aye
Trustee Bullis	Voting	Aye
Trustee Sollecito	Voting	Aye
Trustee Nolan	Absent	Nay
Mayor Smith	Absent	Nay

The resolution was thereupon declared duly adopted.

Guests:

Debbie Stever asked if the Village had anything on the code books in regards to proper space for emergency vehicles at Wheelers Trl Park. Acting President O'Connor stated that she should talk to Barry Conklin and the fire chief.

**MOTION#693/07-08**

A motion was made by Trustee Bullis seconded by Trustee Sollecito to enter into Executive Session to discuss specific personnel. The motion carried unanimously.

MOTION#694/07-08

A motion was made by Trustee Bullis seconded by Trustee Sollecito to come out of executive session. The motion carried unanimously.

MOTION#695/07-08

A motion was made by Trustee Bullis seconded by Trustee Sollecito authorizing PWA Hubbard to use the Ford F350 to and from work because of his on call status with the Village. The motion carried unanimously.

The meeting was adjourned at 9:05 p.m.

Respectfully Submitted: