

REGULAR SESSION OF THE VILLAGE BOARD OF TRUSTEES HELD ON JUNE 10,
2008 AT THE DEPOSIT THEATER

PRESENT: President Smith, C/T Decker, DCT Leonard, PWA Hubbard, Chief Cantwell, Captain Craig Raymond, Judge Tony Smith Court clerk Lucy Lantz, EDD Amy Kenyon, Ann Schambach, Mary O'Connell, Peder Hansen, Michelle Mallette, Ruth Buck, Debbie Stever, Sharon Wright, Jim Seiro, Georgianna Carson.

ABSENT: Dee Sollecito

MOTION#114/08-09

A motion was made by Trustee O'Connor seconded by Trustee O'Connell to enter into and out of executive session to discuss pending litigation. The motion carried.

President Smith opened the meeting at 7:10 with the Pledge of Alligience.

Smith turned the meeting over to Ms. Kenyon. Kenyon stated that she had received two proposals for the Highway Consolidation Study and wanted the two towns to review them and give her their recommendations before the Village board made an award.

Next she informed the board of the following FEMA update:

I've been working with Ben Zodikoff at SEMO since January to make sure that the project worksheets we have from FEMA address all of the \$3.5 million in costs that we estimate are related to the flood mitigation work. There has been a lot of back & forth, but Ben called this week to say that FEMA is drawing up new project worksheets, and they should cover everything that we are asking for. SEMO has been very helpful in pushing FEMA to cover everything they had originally agreed to a year ago.

If this happens, then the funding for the project will work out as follows:

FEMA: \$3,500,000

USDA: \$800,000

ARC: \$150,000

CDBG: \$400,000

EPA: \$240,600

Leaving \$3,739,400 to be paid for by the Village, in a 30 year zero interest note with EFC (based on an \$8.83 million project). This is very close to the pre-flood debt projections. The annual payment on this amount would be \$124,646. One idea, if this extra cost to be raised by sewer users is too high, is that some of the cost could be made up with interest from the economic development fund. Every \$30,000 paid to EFC from interest on the fund's investments would save approximately \$35 per sewer rate payer per year. This could continue until the old debt the Village still has is retired in a few years and the debt service payments are reduced by \$60K annually.

Next Ms. Kenyon stated that there was going to be a Public Meeting on the water front access study on June 21, 2008 at 10:00 a.m. She further stated that there was a DOT grant due at the end of June to rehabilitate Front St. to tie into the street scape in front of the Village Hall. In light of that Shumaker Engineers would perform the cost estimates and engineering as follows:

MOTION#115/08-09

A motion was made by Trustee O'Connor seconded by Trustee Warner to hire Shumaker Engineers to provide cost estimates and engineering for the rehabilitation of Front St. for the NYSDOT Transportation Enhancement Program at a cost not to exceed \$4,200. The motion carried.

MOTION#116/08-09

A motion was made by Trustee O'Connor seconded by Trustee O'Connell to waive the reading of the May 13, May 27, May 27 Special and May 15 Joint meeting minutes. The motion carried.

MOTION#117/08-09

A motion was made by Trustee O'Connor seconded by Trustee O'Connell to accept for filing the May 13, May 27, May 27 Special and May 15 Joint meeting minutes. The motion carried.

A motion was made by Trustee O'Connell seconded by Trustee O'Conner to accept for filing the May Police Report. Thanks for a good job! The motion carried.

The EMS report was tabled for a quorum.

OLD BUSINESS

PD

Chief Cantwell reported that the law in the code book on the curfew of the Village was inconsistent. Section 69-3 was different than 69-5 and both should read the same for enforcement. The difference was in the times of the curfew. The board agreed that 69-5 should read the same as 69-3. C/T Decker will begin the process of making the change.

STREETS

The crew completed 90 work orders for the Village and 44 OLWWTP. Included were top soil and seeding around hydrants, blacktop patching on Main and Leonard Way, set light pole by gas pumps, pick up brush and debris etc.

WATER:

After very high readings of the master meter, NY Leak Detection was brought in and found no leaks on the line. From there Hubbard has called Glen Nealis of Dela. Cty IDA to help solve the problem.

C/T Decker stated that water/sewer account #0440 had written the board and asked for an adjustment in their water bill resulting from a break in a water line while not home. Decker explained the water bill was over about 3,500 gallons from the average bill. The board granted no adjustment

Peder Hansen gave the board an update of the Flood Maps – he stated that he was making some maps to accompany the request for map change and should have complete application for the work session.

WWTP:

Hubbard stated that overall progress was going strong at the plant. After talking with Falter concerning paint in the control building, it's been discovered that only those walls that are to be repaired were slated to be painted as per the specs. Hubbard and the Mayor felt the wet wells and all walls should be painted and should have been part of the project from the beginning. Trustee O'Connor stated it should not have happened – there have been several cases of engineer oversight that should not have happened and the Village receives change orders to remedy at a higher cost. President Smith urged the trustees to attend the monthly construction meeting on this Thurs and express their concerns to the engineers.

BUILDINGS

Hubbard stated that Davies Construction would be starting the new roof on the Village Hall in about two weeks.

NEW BUSINESS

President Smith stated that there was to be a Public Hearing on June 24th to address the concerns of the Allen St. residents in regards to stop signs and so forth.

President Smith further stated that the National Guard would be coming around the last week of July to pave the thru road by Firemen's Park. He asked Hubbard to check with WWTP construction to see if that would cause them problems while paving is being done. Chief Cantwell stated something should be posted about the project – Smith said that was really up to the Firemen Inc.

President Smith informed the board that Chief Cantwell had passed his Civil Service Chief's exam – the first time!!!! Congratulations to the Chief!

MOTION#118/08-09

A motion was made by Trustee O'Connor seconded by Trustee O'Connell to hire as permanent status Chief Donald Cantwell to the Police Chief position for the Village after successful passing the civil service exam. The motion carried.

RESOLUTION

TO ENDORSE THE DEPOSIT FAMILY RECREATION GROUP TRAKC PROJECT

WHEREAS, The Deposit Family Recreation Group is applying to the New York State Office of Parks, Recreation, and Historic Preservation (OPRHP) for a grant under the Environmental Protection Fund for a park project to be located in the Village of Deposit, at a site located within the territorial jurisdiction of this Board; and

WHEREAS, as a requirement under the rules of this program, said not-for-profit corporation must obtain the "approval/endorsement of the governing body of the municipality in which the project will be located" such as this project;

WHEREAS, the Community Needs Assessment conducted in 2001 identified a need for improved sports and recreation facilities, such as this project;

NOW, THEREFORE, be it resolved the Board of Trustees of the Village of Deposit hereby does approve and endorse the application of the Deposit Family Recreation Group for a grant under the Environmental Protection Fund for a park project known as the Track Project and located within this community.

Trustee O'Connor	Aye
Trustee O'Connell	Aye
Trustee Warner	Aye
Trustee Sollecito	Aye
Mayor Smith	Aye

SEWER:

President Smith informed the board that the change order for \$41,199 for the aeration tanks should be tabled until the board could discuss with Stearns & Wheler.

PRESIDENT:

MOTION#119/08-09

A motion was made by Trustee O'Connor seconded by Trustee O'Connell to change the hourly fee for grass and snow violations from \$50 and hour to \$75 an hour because of increasing gas costs. The motion carried.

FINANCE:

MOTION#120/08-09

A motion was made by Trustee O'Connell seconded by Trustee O'Connor to authorize the Mayor's signature on the Williamson Law's annual tax collection support contract in the amount of \$330. The motion carried.

MOTION#121/08-09

A motion was made by Trustee O'Connell seconded by Trustee O'Connor to authorize the Mayor's signature on the abstract of audited vouchers as follows:

GENERAL FUND:	\$ 27,451.05
SEWER FUND:	\$ 10,050.80
WATER FUND:	\$ 6,525.44
T&A FUND	\$ 2,322.05
WWTP:	\$446,944.45

The motion carried.

President Smith welcomed Steve Herz and asked what if anything was new. Mr. Herz stated that the high speed internet was going slowly but surely – that TDS was working with the group. He stated that the Broome County Drain was slated for Capitol Projects 2009 and he would continue to do all he could to move that along. President Smith asked in light of all the gas leasing in and around the community what has been done for fire fighting a well fire and chemicals leached into the ground from the drilling? Herz replied that these were very important questions and he would see what was happening with all that. He further stated that there was a resident expert on the chemicals used in the drilling coming from Florida by the end of the summer – early fall to address just that concern and he would keep everyone updated as information became available.

GUESTS:

Judge Anthony Smith requested an air conditioner be purchased for the waiting room portion of the court as soon as possible. He explained the heat and humidity was unbearable for the attorneys as well as those required to be at court. PWA Hubbard stated he would purchase two of them at Lowes by weeks end.

Ruth Buck addressed the board on her properties on Allen St. She requested the court be open for evictions more than once a month to help her speed up the eviction process once she gives a 72 hour notice. President Smith asked her to talk to the court clerk and see if they could accommodate her better. She also explained that it was her tenants that continually strew refuse and furniture about the premises and could not they be cited instead of her. Smith responded she needed to screen her tenants better and Chief Cantwell stated that violations could be issued by his department to the tenant but ultimately it was the landlord's responsibility if the tenant did not take care of such matters. President Smith commended Mrs. Buck on her recent eviction stating it was a start and that the Village would implement the lockdown law if need be to eliminate the continuing problems on Allen St. Mrs. Buck then suggested a way to help control the forest caterpillar over population by gently scraping them from the trees and disposing of them – this will help in next years population.

MOTION#122/08-09

A motion was made by Trustee O'Connor seconded by Trustee Warner to enter into and out of Executive Session to discuss specific personnel. The motion carried.

MOTION#123/08-09

A motion was made by Trustee O'Connell seconded by Trustee O'Connor to authorize C/T Decker to run an ad in the local newspaper stating a vacancy in the clerk's office with the typist position. The motion carried.

MOTION#124/08-09

A motion was made by Trustee O'Connor seconded by Trustee Warner to hire Katelyn Clare as a lifeguard substitute for the summer pool program. The motion carried.

Meeting adjourned at 9:10 p.m.

Respectfully Submitted