

REGULAR SESSION OF THE VILLAGE BOARD OF TRUSTEES HELD ON JULY 10, 2012 AT 7 P.M. AT THE DEPOSIT THEATER, FRONT ST. DEPOSIT NY

Present: Mayor O'Connor, Trustees O'Connell, Hathaway, Strauss, and Mott, CT Decker, PWS Hubbard, Fire Chief Ryneanson, Shane Schmitz from Shumaker, Paul and Lucy Lantz, Melissa Bishop, Georgiana Carson, Ann Schambach, Anita Raymond, Pat Ottens, Sharon Wright, Lynn O'Connor, Jim Conklin, Chief Cantwell, Mary O'Connell, Brm Cty Executive Debbie Preston, Brm Cty Commissioner of Planning and Economic Development, Elaine Miller

ABSENT: EMS Captain Couse

President O'Connor opened the meeting at 7:00 p.m. with the Pledge of Allegiance

President O'Connor re-opened the Public Hearing on LL#2 of 2012 as follows:

PUBLIC HEARING
LOCAL LAW #2 OF 2012
ALTERNATE MEMBERS OF PLANNING AND ZONING BOARDS

Mayor O'Connor stated that at the last Public Hearing there were some questions of the wording of the Local Law and there had been no 239 reviews received back from either County. As of this date the counties had sent their 239 reviews with no issues and the wording questions had been answered by the village attorney.

MOTION#117/12-13

A motion was made by the following trustees to adopt the Local Law #2 of 2012 with a resolution, Trustee Hathaway seconded by Trustee Strauss as follows:

RESOLUTION ADOPTING LOCAL LAW NO. 2 of 2012

WHEREAS, a resolution was duly adopted by the Village Board of Trustees of the Village of Deposit for a public hearing to be held by said Board at the State Theatre, Front Street, Deposit, New York at 7 p.m. on Tuesday, May 8, 2012, to hear all interested parties on proposed Local Law No. 2 of 2012, entitled "A Local Law amending Chapter 140 of the Code of the Village of Deposit regarding alternate members of Planning Board and Zoning Board of Appeals;" and

WHEREAS, notice of said public hearing was duly advertised in the Deposit Courier, the official newspaper of the Village and posted on the Village Clerk's sign board; and

WHEREAS, said public hearing was duly held at the State Theatre on May 8, 2012, and was continued and closed on May 22, 2012, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

WHEREAS, said Local Law was referred to the Broome County and Delaware County Planning Departments pursuant to §239 of the General Municipal Law and they have not identified any significant countywide or inter-community interests; and

WHEREAS, the Village Board of Trustees of the Village of Deposit, after due deliberation, finds it in the best interest of the Village to adopt said Local Law No. 2 of 2012,

NOW, THEREFORE, the Village Board of Trustees of the Village of Deposit hereby adopts said Local Law as Local Law No. 2 for 2012 and the Village Clerk is

directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Village of Deposit, and to file said Local Law with the Secretary of State.

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

Ayes: 5 Nays: 0

Trustee Hathaway voting aye
Trustee Mott voting aye
Trustee O'Connell voting aye
Trustee Strauss voting aye

Mayor O'Connor voting aye

Dated: July 10, 2012

The resolution takes effect immediately.

President O'Connor closed the Public Hearing at 7:05 p.m.

MOTION#118/12-13

A motion was made by Trustee Mott seconded by Trustee O'Connell to waive the reading of the minutes from June 12, 2012 Regular Session. The motion carried unanimously.

MOTION#119/12-13

A motion was made by Trustee Mott seconded by Trustee O'Connell to accept the minutes from June 12, 2012 Regular Session. The motion carried unanimously.

MOTION#120/12-13

A motion was made by Trustee O'Connell seconded by Trustee Mott to accept for filing the monthly Police Report. The motion carried unanimously.

MOTION#121/12-13

A motion was made by Trustee O'Connell seconded by Trustee Hathaway to accept for filing the monthly Fire Department Report. The motion carried unanimously.

There was no monthly EMS report.

MOTION#122/12-13

A motion was made by Trustee Mott seconded by Trustee Hathaway to accept for filing the monthly Treasurer's Report. The motion carried unanimously

MOTION#123/12-13

A motion was made by Trustee Strauss seconded by Trustee O'Connell to accept for filing the monthly Court Report. The motion carried unanimously

MOTION#124/12-13

A motion was made by Trustee Strauss seconded by Trustee O'Connell to accept for filing the monthly Planning Board minutes. The motion carried unanimously

MOTION#125/12-13

A motion was made by Trustee O'Connell seconded by Trustee Mott to accept for filing the monthly (June) Code Enforcement Report. The motion carried unanimously

OLD BUSINESS

STREETS

PWS Hubbard stated he had met with Hulbert Engineering and had walked the length of Wheeler St for the water main project to discuss various items with the upcoming construction. Hubbard stated that the DPW had installed 175 new meters in homes. He

further stated that the DPW would be working from 7 a.m. to 7 p.m. a few days to accommodate residents that are not home during the day – this way meters could be installed at the home owner’s convenience. Hubbard informed the board that the Department of Health didn’t need to approve or certify the SCADA system part of the project. The DPW would be providing some services to Aqua logics when they install the SCADA system in order to save some project money.

Hubbard stated that the board had been given the proposal from Shumaker Engineers for the construction of a flood wall at the WWTP in the amount of \$73,880.00. He further stated that this was not reimbursable by FEMA. The board took no action at this time.

WATER

No old business

SEWER

No old business

BUILDINGS

No old business

FIRE DEPARTMENT

MOTION#126/12-13

A motion was made by Trustee O’Connell seconded by Trustee Strauss to accept the quote from Tyler Fire Equipment to make repairs to Squad 22, the 1995 pumper tanker, in the amount of \$3479.00 to be taken from Fire Dept reserves. The motion carried unanimously.

Further, Fire Chief Ryneanson stated that E1 had issues with paint bubbling on the engine. The company out of Florida had been contacted.

Chief Ryneanson stated that the Fire Dept. had applied for and received the FEMA \$1,000 grant. This would be used for equipment.

EMS

No old business

POLICE DEPARTMENT

No old business

PRESIDENT

President O’Connor addressed Georgiana Carson about the NYC Watershed question – the Village does not sit in the Watershed therefore is not eligible for any grants, however, the Town of Deposit does and she should look into that further.

TRUSTEES

No old business

FINANCE

No old business

NEW BUSINESS

STREETS

No new business

WATER

MOTION#127/12-13

A motion was made by Trustee O’Connell seconded by Trustee Mott to pay the Shumaker Engineer voucher for DRBC work submitted on the Village’s behalf in the amount of \$2771.85 to be taken from water fund balance. The motion carried unanimously.

SEWER

No new business

BUILDINGS

No new business

FIRE DEPARTMENT

No new business

EMS

No new business

POLICE DEPARTMENT

MOTION#128/12-13

A motion was made by Trustee Strauss seconded by Trustee Hathaway to close Front St. Sat July 28th for the Ice Cream Run from 2 – 7 p.m. should a request be made and pursuant to agreements - also to close Front St. July 21st for the 19th annual Lumberjack Festival parade. The motion carried unanimously.

PRESIDENT

MOTION#129/12-13

A motion was made by Trustee Mott seconded by Trustee Strauss to enter into an In Rem Delinquent Tax Agreement with tax map # 367.5-1-1 from 2007 - 2011 in the amount of \$ 5,612.77. The motion carried unanimously.

Trustee Hathaway asked how tax payers can go so long without paying their taxes. C/T Decker explained that we have an agreement with the Delaware County that if they begin foreclosure proceedings than the Village can submit what is owed to them for a portion at foreclosure. She further stated that it's our only recourse unless we (the Village) does its own foreclosures with is very very expensive. She further stated that tax payers on the Delaware County side of the Village know that if they keep their county taxes current they do not have to pay their Village taxes. Trustee Mott agreed that at this time In Rem Tax payment agreements are our only recourse to collect taxes. The Village has in its record unpaid Delaware County taxes from 2001 forward.

MOTION#130/12-13

A motion was made by Trustee Mott seconded by Trustee O'Connell to approve court training for the judge and his clerk on September 9 – 12th, 2012 at cost of \$990.00 The motion carried unanimously.

The following resolution was offered:

RESOLUTION
OFFICE OF COURT ADMINISTRATION
JUSTICE COURT ASSISTANCE PROGRAM GRANT

At the Regular Session of the Village Board of Trustees of the Village of Deposit, Broome and Delaware Counties, New York, held at the Deposit Theater on the 10th day of July, 2012, the following resolution was offered by Trustee Mott who moved for adoption, seconded by Trustee O'Connell.

WHEREAS, the Village of Deposit Court wishes to apply for a grant from the Justice Court Assistance Program; and
WHEREAS; the Village of Deposit Court will use the grant for various updated equipment, office supplies, and office furniture; and
NOW THEREFORE, this 10th day of July 2012; BE IT RESOLVED by the Village Board Of Trustees of the Village of Deposit as follows:

GUESTS

President John O'Connor introduced Broome County Executive Debbie Preston and her Commission of Planning and Economic Development Elaine Miller. Ms. Preston gave an over view of what she has accomplished since being in office. Ms. Miller explained the merging of the Planning and Economic Development Dept and the benefits of the merger moving forward. President O'Connor asked about the marketing project Bill Peshe of Windsor was spear heading of the Three Cultural & Economic Corridor. Ms Miller was aware of this project and thought it was a good project. It was her understanding all that was needed was a letter of support from the Village. The following motion was offered:

MOTION#132/12-13

A motion was made by Trustee Hathaway seconded by Trustee O'Connell to combine the Villages of Deposit, Hancock, and Windsor in working towards a marketing, culture and economic development project and offer a letter in support of such project and to authorize the mayor's signature on behalf of the Village. The motion carried unanimously.

Melissa Bishop wanted to thank Brad Hubbard on his efforts to get the benches to the Village's park – they look beautiful.

Georgiana Carson wanted to thank the Fire Dept for information on what was going on at its most recent incident.

MOTION#133/12-13

A motion was made by Trustee Hathaway seconded by Trustee Strauss to enter into and out of Executive Session to discuss specific personnel. The motion carried unanimously.

MOTION#134/12-13

A motion was made by Trustee Hathaway seconded by trustee Strauss to adjourn at 9:20 p.m.

Respectfully Submitted:

