

REGULAR SESSION OF THE VILLAGE BOARD OF TRUSTEES HELD ON  
SEPTEMBER 14, 2010 AT 7:00 P.M. AT THE DEPOSIT THEATRE

PRESENT: President O'Connor, Trustees Sollecito, Warner, O'Connell and McKee, C/T Decker, DCT Budine, PWA Hubbard, Chief Cantwell, EMS Captain Couse, Assist WWTP Operator Raymond, Attorney Westfall, Lucy and Paul Lantz, Sharon Wright, Jim Conklin, Eddie Joe Pavlov, Mr. & Mrs. Salthe, Pastor Steve Louge, and Debbie Stever

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

MOTION#150/10-11

A motion was made by Trustee McKee seconded by Trustee Sollecito to waive the reading of the August 10<sup>th</sup> Regular and the August 24<sup>th</sup> work Session minutes. The motion carried unanimously.

MOTION#151/10-11

A motion was made by Trustee McKee seconded by Trustee Warner to accept for filing the August 10<sup>th</sup> Regular and the August 24<sup>th</sup> work Session minutes. The motion carried unanimously.

MOTION#152/10-11

A motion was made by Trustee Warner seconded by Trustee Sollecito to accept for filing the August Police Report. The motion carried unanimously.

MOTION#153/10-11

A motion was made by Trustee O'Connell seconded by Trustee McKee to accept for filing the August EMS Report. The motion carried unanimously.

MOTION#154/10-11

A motion was made by Trustee O'Connell seconded by Trustee Sollecito to accept for filing the August Fire Dept. Report. The motion carried unanimously.

MOTION#155/10-11

A motion was made by Trustee McKee seconded by Trustee Warner to accept for filing the August Treasurer's Report. The motion carried unanimously.

MOTION#156/10-11

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

OLD BUSINESS

STREETS

None

WATER

None

SEWER

None

BUILDINGS

None

FIRE DEPARTMENT

None

EMS

None

## POLICE DEPARTMENT

Chief Cantwell informed the board that he had two officers taking the recertification for the taser on October 22, 2010 in Fultonville, NY at \$175 each.

## PRESIDENT

None

## TRUSTEES

None

## FINANCE

None

## NEW BUSINESS

### STREETS

PWA Hubbard stated that the crew had completed 121 work orders for the Village and 57 work orders for the OLWWTP. He further stated that October 4, 2010 would be the last brush pick up of the year. Leaf pick up would begin after that.

Hubbard informed the board that he still does not have DEC approval to continue on the sewer plant access road.

Street paving should begin the work of September 20<sup>th</sup> and the following streets will be paved: Columbia Lake Rd from Oak St to the Village line; Myrtle Ave., Spruce Drive and Meadow Lark Lane. The proper lane changes would be constructed on Columbia Lake Rd to accommodate Head Start buses and businesses.

## WATER

### MOTION#157/10-11

A motion was made by Trustee McKee seconded by Trustee Warner hire J&R Electric to install a soft-start on well #1 as an emergency measure to insure the motor begins at a lower speed as recommended by Moody Pump at the cost of \$3885.00. Another quote from Vacri Construction was obtained for \$4,220.00. The motion carried unanimously.

A sample "Water Agreement:" was provided by the Village Attorney – all board members were asked to look this over and call the attorney with any comments or concerns. This will be on the Work Session agenda.

## SEWER

Hubbard informed the board that the sludge holding tank has a separate air compressor that supplies air to the tank – the DPW wants to install a tee in the air line that goes to the aeration tanks to supply air to the sludge holding tank as a back up to the compressor that is installed now.

These quotes hopefully can be presented at the October Regular Session.

Hubbard further informed the board that the aeration tanks have diffuser pipes and brackets that hold these pipes to the tanks – the contractor believes they installed the wrong washers. The tanks need to be taken off line to look and see if they are indeed the wrong washers. These washers should be galvanized.

## BUILDINGS

Hubbard stated that the PD garage roof was leaking badly and the roofing had been ordered. The DPW would be doing the work shortly and then they would be painting the garage as well.

## FIRE DEPARTMENT

None

## EMS

Captain Couse gave a summary of the Oversight meeting held on September 13, 2010 with the two towns. It was determined that 7522 would be repaired and used sparingly – as a back-up ambulance only – and a new ambulance would be ordered as soon as possible. 7521 would become the primary ambulance in the future. She further stated that Cromwell Ambulance Service was going to provide a demo at the Fire Dept on Thursday, September 16, 2010 at 6:30 p.m. and urged the board to stop by and look at it.

## POLICE DEPARTMENT

Chief Cantwell gave the board a Department Vehicle Plan for 2010-2011. First Car 560 is assigned to the chief and needs some repair to the transmission – either rebuilding or replacement. Estimated cost for this is between \$1800 - \$2000.

Car 561 is the 2009 Crown Vic and needs nothing for a few years

Car 562 – is the Durango and has serious motor issues. This vehicle has reached the end of its life cycle. Cantwell wishes to purchase a 2011 Chevy Impala at a cost of \$25,853.00. This is obviously on state bid and includes the Police Pkg from Light and Sirens. CT Decker stated it could be paid for in total from the PD reserve or half can be paid from reserve and we could bond for the remaining \$12,926 for two years at approximately \$6500 a year. The board wanted to discuss financing further and would like this request on the work session agenda. Decker asked for a time frame if approved at the work session for delivery.

## PRESIDENT

### MOTION#158/10-11

A motion was made by Trustee Sollecito seconded by Trustee Warner to authorize the Mayor's signature on the Office of Court Administration Grant request of \$4,700 for equipment and window replacement. The motion carried unanimously.

CT Decker informed the board that they are required to perform a court audit and the best time would be the day of the work session – September 28, 2010 at 6:00 p.m.

### MOTION#159/10-11

A motion was made by Trustee McKee seconded by Trustee O'Connell to amend the Sexual Harassment Policy of the Personnel Policy with an added paragraph on "false accusations" as follows: *5. The Village recognizes that the question of whether a particular course of conduct constitutes sexual harassment requires a factual determination. The Village recognizes also that false accusations of sexual harassment can have serious effects on innocent persons. It is a violation of this policy for anyone to knowingly make false accusations of sexual harassment. Failure to prove a claim of sexual harassment is not equivalent to a false accusation. If an investigation results in a finding that a person who has accused another of sexual harassment has knowingly or recklessly made false accusations, the accuser will be subject to appropriate sanctions, which may range from written warnings to suspension, demotion, or discharge, or a combination of actions.*" The motion carried unanimously.

### MOTION#160/10-11

A motion was made by Trustee McKee seconded by Trustee Warner to allow the VFW to set up on Village property for the Oktoberfest on October 10<sup>th</sup>, 2010. The hold harmless letter and the insurance request of been sent to the VFW – once received, they may use the property. The motion carried unanimously.

President O'Connor asked the board about river front property owned by Kent Joscelyn on Laurel Bank Ave. This property runs along the opposite side of the road from the Courier. O'Connor thought this property could be used as a river walk or possibly a

deck constructed over the bank in the future. The board tabled this discussion for the work session.

Beth Westfall informed the board that the IDA lines were ready for transfer – all was in order.

#### MOTION#161/10-11

A motion was made by Trustee McKee seconded by Trustee Sollecito to authorize the Mayor's signature on the Consent to Change Attorney Form to go from Mackenzie and Hughes to Ferrara, Fiorenza, Larrison, Barrett and Reitz P.C. in regards to pending litigation. The motion carried unanimously.

President O'Connor stated that there was a sign on Second St. that said "loading zone" that needed to be removed. He asked PWA Hubbard to look into this.

#### TRUSTEES

Trustee McKee asked Hubbard to notify those on Columbia Lake Road 24 hours in advance of the paving. Hubbard said he would.

Trustee Sollecito informed the board that the Village website is up and running – [www.villageofdeposit.org](http://www.villageofdeposit.org) – she asked everyone to take a look.

#### FINANCE

#### MOTION#162/10-11

A motion was made by Trustee Sollecito seconded by Trustee O'Connell to authorize the mayor's signature on the Abstract of Audited Vouchers as follows:

General Fund:	\$ 151,623.82
Water Fund:	\$ 13,140.31
Sewer Fund:	\$ 9,878.70
T&A Fund:	\$ 1,587.04

The motion carried unanimously.

#### MOTION#163/10-11

A motion was made by Trustee O'Connell seconded by Trustee McKee to authorize the Mayor's signature on the Main St. Grant funding request of George Merich for \$56,350.51 and Kerry and Shawn Snell for \$18,975.00. The motion carried unanimously.

#### GUESTS

Georgianna Carson asked about the Dadras report that was adopted in 2006. She stated that a steering committee was to be appointed for follow-up. She asked who the steering committee was and what was happening. President O'Connor stated he wasn't sure of the status of a steering committee and which Dadras report was she referring to – that there were two reports. Carson said the Front St. Revitalization report - O'Connor stated there was no active committee for that report and that it was to be part of the Villages Comprehensive Plan. Carson then asked what the Village could do about the benches and trees on Front St. They looked horrible. O'Connor stated that possibly the Chamber would know or should be involved not the Village. Carson agreed to contact the Chamber.

Mr. Stanley Salthe of Laurel Bank Ave. asked about the Village selling water from well #5. President O'Connor stated we would not be selling water from Well #5 as that would require a holding tank for the water. He did state that we could possibly be

selling water from Well #2 – and we were limited it what we could sell. The DEC will only allow us to sell a100,000 gallons per day.

MOTION#164/10-11

A motion was made by Trustee McKee seconded by Trustee Sollecito to enter into and out of Executive Session to discuss acquisition of property. The motion carried unanimously.

Trustee McKee asked the board to consider selling/giving Rotary Park to a homeowner on Second St. They are interested in acquiring the property. Attorney Westfall informed the board that once designated as a park it would take legislative action to “undesignate” the property as a park. She explained it was a long drawn out process.

President O’Connor asked the village Attorney to look over our annual Fire and Ambulance contracts before they are renewed in March.

The meeting was adjourned at 9:00 p.m.