

REGULAR SESSION OF THE VILLAGE BOARD OF TRUSTEES HELD ON JANUARY 13, 2009 AT THE DEPOSIT STATE THEATER AT 7:00 P.M.

PRESENT: President Smith, Trustee Sollecito, O'Connell, O'Connor, and Warner, CT Decker, DCT Leonard, PWA Hubbard, Police Chief Cantwell, Carolyn DeNys, Georgiana Carson, Wilber Dennis, Darleen Warner, Keily Warner, Joyce Hafele, Debbie Stever, Kevin McKee, Eddie Joe Pavlov, Dean Price, Frannie Budine, Nick Barone, Asst. Fire Chief Rynearson, Barb and Chris Reis, Lisa Weis, Kevin Shaub, Joann Livermore

President Smith introduced Nick Barone of the Deposit Chamber. Mr. Barone stated there was a meeting and election of officers at the Veterans Hall on January 24, 2009 – all are invited.

**PUBLIC HEARING  
SEWER BUDGET 2009-2010**

President Smith opened the Public Hearing at 7:10 p.m. Smith explained the sewer fund had increased 13% because of increases in operation and maintenance, health insurance, liability insurance, and increase debt payment. The village board opted to offset the cost of the "old debt" with \$30,000 in fund balance this year – this will keep the debt portion of the rates much lower. The board hopes to eventually pay off the old debt in its entirety in the near future. The proposed rates are as follows: O&M - \$90.79, an increase of \$15.68, DR - \$45.62, a decrease of \$6.36. There is an overall increase of \$9.32 per quarter.

Smith opened the Public Hearing to the public. Wilber Dennis asked if the rates would increase with the long term debt. Smith stated it could, but it could decrease as well. Dean Price asked if with a new plant the costs of O&M would increase. Smith stated, absolutely – the cost of power, chemicals, and a computer system that operates control room, simply to run a much bigger plant. Asked how the effluent is treated, Smith answered with UV rays and chemicals. There were some questions on the 3% raises and the vehicle purchased with water and sewer funds. Smith explained the 3% was in keeping with the cost of living, and the Impala was purchased using water, sewer and general fund money and all departments use it.

President Smith closed the public portion of the Public Hearing. He then asked for comments from the Board. There being none the Public Hearing was closed at 7:20 p.m. The following motion was made:

**MOTION#273/08-09**

A motion was made by Trustee Sollecito seconded by Trustee O'Connell to pass the proposed 2009-2010 Sewer Budget as submitted. The motion carried unanimously.

**MOTION#274/08-09**

A motion was made by Trustee Warner seconded by Trustee O'Connor to accept the December CEO Report. The motion carried unanimously.

Police Chief Cantwell then offered a Certification of Appreciation to Kieli Warner for recognition of a good deed. Ms. Warner heard noises from a neighbor's car and persisted until the trunk was opened revealing two young girls that had become locked in. We thank Kieli for her good citizenship.

**MOTION#275/08-09**

A motion was made by Trustee Sollecito seconded by Trustee Warner to waive the reading of the minutes from December 9 Regular, December 9 Budget, December 30 Bid Opening and January 6 Budget. The motion carried unanimously.

**MOTION#276/08-09**

A motion was made by Trustee Sollecito seconded by Trustee O'Connell to accept for filing the minutes from December 9 Regular, December 9 Budget, December 30 Bid Opening and January 6 Budget. The motion carried unanimously.

**OLD BUSINESS**

**STREETS**

PWA Hubbard informed the board that the crew had performed 119 work orders for the Village and 40 at OLWWTP.

**SEWER:**

He further informed the board that Sandy Lizlov of DEC had visited both plants and was very pleased; everything was very well maintained.

WATER:

Hubbard explained that the DOH now requires anyone who does water rounds to hold a class D license. Everyone has a class D license expect for Jay Vandermark.

MOTION#277/08-09

A motion was made by Trustee Sollecito seconded by Trustee O'Connor to send Jay Vandermark to a two day class at a cost of \$250.00 to obtain his water license. The motion carried unanimously.

BUILDINGS:

PWA Hubbard explained to the board the leak in the Fire Dept roof. He called Joe Bears of Shumaker Engineers and an inspection was made. It seems the roof cap is leaking and insulation is wet as well. Shumaker gave names of four contractors – the bid process must be followed before this can be repaired. Further at the fire hall the boiler has two circulating pumps leaking water, plus the igniters and sensors are not in proper working order.

MOTION#278/08-09

A motion was made by Trustee O'Connell seconded by Trustee Sollecito to have Hartz's replace the circulating pump at a cost of \$758 and sensors at \$153, total of \$911 to be taken from A1620.2 for the Fire Dept. boiler. The motion carried unanimously.

PWA Hubbard explained to the board that he received a call about the snow removal charge at 13 Clark St. Homeowner would like to remove the sidewalk and plant grass all the way to the street. The board did not give permission to remove the sidewalk.

NEW BUSINESS

FIRE DEPT

Assistant Fire Chief Rynearson reported that the four new pagers have been received. Further, the gas meter and the brush truck equipment are also in. Tanker bids will be in the courier this week.

POLICE DEPT

Chief Cantwell informed the board that he received notification that our Police Dept. will receive \$2250 for dedicated Stop DWI patrols this coming year. This is good news and allotted money is based on performance.

PRESIDENT

MOTION#279/08-09

A motion was made by Trustee O'Connor seconded by Trustee O'Connell to accept the change order for the louvers at the WWTP in the amount of \$6191.00. The motion carried unanimously.

MOTION#280/08-09

A motion was made by Trustee Sollecito seconded by Trustee O'Connor to accept the Planning Board schedule of fees as follows:

Boundary Line Adjustment:	\$ 25
Major Subdivision – 6 lots or more -	\$100
New Lots	\$ 10
Minor Subdivision – 5 lots or less	\$ 50
New Lots	\$ 10
Site Plan Review	\$ 20
Special use Permit	\$ 10

The motion carried unanimously.

FINANCE

MOTION#281/08-09

A motion was made by Trustee O'Connor seconded by Trustee Warner to authorize the Mayor's signature on the annual Senior Center Broome Cty Contract in the amount of \$2400.00 The motion carried unanimously.

MOTION#282/08-09

A motion was made by Trustee O'Connor seconded by Trustee Warner to adopt the NYS Retirement Plan 41(j) and 341(j) for all full time employees allowing seven days of sick time to accumulate to a cap of 120 days to be used toward retirement. The motion carried unanimously.

MOTION#283/08-09

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

General:	\$ 37,792.71
Water:	\$ 5,509.19
Sewer:	\$ 15,655.47
T&A:	\$ 2,399.23
WWTP:	\$ 194,298.45

The motion carried unanimously.

MOTION#284/08-09

A motion was made by Trustee O'Connor seconded by Trustee Warner to hire Mary Cable, Lucy Lantz, Bonnie Faulkner, and Doris Gruscavage at \$8.00 per hour as election inspectors and John Cleary as election custodian at \$50 for the day. The motion carried unanimously.

RESOLUTION REFERRING A PROPOSED AMENDMENT OF THE ZONING ORDINANCE TO THE VILLAGE PLANNING BOARD

WHEREAS a local law, being proposed as Local Law No. 1 of 2009, entitled "**A LOCAL LAW AMENDING APPENDIX I TO CHAPTER 140 – ZONING – OF THE CODE OF THE VILLAGE OF DEPOSIT BY ADDING LAUNDROMATS/HAND LAUNDRY/DRY CLEANERS AS PERMITTED USES IN THE CENTRAL BUSINESS (C-B) DISTRICT** ", was introduced at this meeting by a member of the Village Board of the Village of Deposit; and

WHEREAS, prior to a public hearing on the proposed Local Law No.1 of 2009, the Village Board of Trustees is required to refer the proposed amendment to the Village Planning Board for a recommendation, pursuant to §140-3 of the Village Code; and

WHEREAS, the Board of Trustees has scheduled a public hearing on proposed Local Law No. 1 for 2009 on January 27, 2009 at 7 p.m. at the State Theater, Deposit;

NOW, THEREFORE, BE IT RESOLVED, that the proposed Local Law No. 1 for 2009, which proposes to amend the zoning chapter of the Village Code to allow Laundromats/hand laundry/dry cleaners as permitted uses in the Central Business (C-B) District, is hereby referred to the Village of Deposit Planning Board for a recommendation on its adoption; and it is further

RESOLVED, that the Planning Board shall make its recommendation regarding adoption, pursuant to §140-73 of the Village Code, to the Village Board of Trustees, in writing, no later than January 26, 2009; and it is further

RESOLVED, that if the Planning Board fails to make its written recommendation to the Village Board of Trustees by January 26, 2009, then the Village Board of Trustees may proceed to act on the proposed local law without a recommendation from the Planning Board.

Dated: January 13, 2009

MOTION#285/08-09

A motion was made by Trustee O'Connor seconded by Trustee Sollecito to authorize IWC Inc. to make installments on the \$3800 fee associated with the sewer line hookup in the amounts of \$800 down and four \$750 quarterly payments coordinated with the sewer bills.

CT Decker asked for a General Fund Budget Public Hearing on January 27<sup>th</sup> at 7:15 p.m

GUESTS

Barb Reese asked that the snow be removed at the corner of Pine and Dean as there was no access to the sidewalk. She also stated that the plows throw snow all the way back to the yards when plowing and that they have to return to shovel walks – this is costly to the homeowners. Hubbard stated that he has to plow back to the curb – and sometimes this cannot be avoided. HE has instructed his men to drive 10 MPH. Reese also stated she had heard that there continued to be

smoking in the Village vehicles. President Smith stated that if they saw someone smoking to report it to Hubbard. Someone mentioned that the PD vehicles are always in front of the office running. Chief Cantwell stated he would speak to his officers again.

Erik Linkroum stated he felt the enrollment of the EMS and Fire Dept had declined since enforcement of the home rule law. President Smith stated that the home rule only effects officers and anyone can be a member and respond regardless of home rule – should not effect enrollment.

Wilber Dennis commended the DPW in their snow removal efforts.

Carolyn DeNys asked the status of the community center – if parcels of land the steering committee put forth are being looked at. President Smith stated that certain parcels have been looked at but the Village board prefers trying to use resources already in place such as churches, halls etc. DeNys stated this was not conveyed to the steering committee.

G. Carson asked about the Planning Board and potential Laundromat. CT Decker stated that the Village Board has approved the allowance of a Laundromat in he CB district, the next step is to authorize the planning board to look at the local law and make a recommendation to the board, then there is a PH (on Jan. 27<sup>th</sup>). If approved then the PB would review a proper site plan from Capra and go from there.

Dean Price asked if the pool program was a dead issue. The board said no. There will be a pool program; it will be structured different this year with the three municipalities paying the same and the school donating \$5000 as well. Some mentioned charging each day as a way to build revenue.

Trustee O'Connor stated that donations had already been sent to Nancy Z. Price then asked if the Budget was \$4000 short – what would that mean. Smith answered that the pool would be closed sooner or have shorter swim times if need be.

Price asked the date of the election – March 3<sup>rd</sup>? Yes

Lisa Weis asked if the flood maps had been updated since 1979? Smith stated that part of our map had been updated and to see Cheryl in the office for a copy of that.

Barb Reis asked about the Ice Cream Run and Smith told her they had not contacted us.

The meeting was adjourned at 8:35 p.m.

Respectfully Submitted: