

REGULAR BOARD MEETING OF THE VILLAGE BOARD OF TRUSTEES HELD  
ON JANUARY 14, 2003 AT 7:00 P.M. AT THE FIRE HALL

PRESENT: President Hayes, Trustees Edwards, Maasch, Linkroum, and Smith, Bob Rynearson, John Romanofski, Scott Conklin, Mike D'Agati, Sharon Wright, Debbie Stever, Tony Smith, Joyce Smith, Bertha Jensen, Mary Jayne Bosket, Pat Brown, Alfie Mills, Al Bosket, Ryan Raker, Richard Ray, James Finkle, Shirley Wormuth, Deputy Clerk Decker and Clerk Treasurer Hungerford

President Hayes called the meeting to order and asked Boy Scout Ryan Raker to lead the Pledge of Allegiance.

Mary Jayne Bosket thanked the Boy Scouts representative for being present and stated that she recently took a trip to Florida and she is glad to be back in Deposit. She is very proud of Deposit, as well as the Fire Department and Emergency Squad.

Alfie Mills asked if the village had any materials for patching pot holes, and also what was being done about the old school. President Hayes indicated that cold patch materials were going to be discussed later on the agenda, and that the codes enforcement officer is making a list of items that need to be accomplished.

Al Bosket asked when the snow was going to be removed around the churches. President Hayes indicated that the village crew has been working on moving snow around the village and they will continue to do so and the churches will be on their agenda. Mr. Bosket further inquired if the rumor he had heard about the village crew plowing a trustee's driveway was true? Trustee Linkroum responded that it was true. He indicated that he needed his vehicle out to help the fire department and assess village situation as a trustee. He indicated that this was his last resort. President Hayes indicated that according to NYS law the trustee should not have asked and the employees should not have done it. This will also be discussed later in the meeting.

Rich Ray said he would like to make an official complaint about the parking on Allen Street. It has been a problem for some time and the snow on the streets makes it worse. The problem exists mainly between High, Second and Fourth Streets. Currently people are parking on both sides of the street and vehicles can't fit through. Also, this could be an issue for other equipment like fire trucks and ambulances. Ray indicated that he has spoken to the fire chief and previous board members in the past. President Hayes indicated that he would have the police department look into the current regulations and also send a note to the Planning Board to investigate the possibility no parking on one or both sides of Allen Street.

Bertha Jensen asked what 75 pages of the Code Book are going to be changed. She would like a list of the pages that are going to be changed, and also indicated that referendums are required to change some of the items. President Hayes indicated that the first 75 pages of the code is the charter portion and this is where the changes are being made. The changes that are being discussed are the changes that were proposed by the charter review committee. Jensen also inquired if there was money in the 2003-2004 budget for fire hydrants. President Hayes indicated that the money that was in the preliminary budget was taken out and the board is going to look into the possibility of using some of the remaining water project monies to work on hydrants. Jensen further inquired why the police department has an officer on all night. President Hayes indicated that their schedule was recently changed due to needs and it will continue to be changed as the need arises.

Shirley Wormuth said she would like a permit for deer processing again this year. She indicated that she would like to see the code revised in regards to businesses allowed at a residence. President Hayes indicated that there will be a

special meeting when they discuss the zoning for her business and she will be notified of that meeting.

MOTION #355/02-03

Motion made by Trustee Maasch, seconded by Trustee Edwards to approve the Police Department Annual Report. The motion unanimously carried.

MOTION #356/02-03

Motion made by Trustee Maasch, seconded by Trustee Linkroum to approve the Fire Department and Emergency Squad reports. The motion unanimously carried.

MOTION #357/02-03

Motion made by Trustee Maasch seconded by Trustee Linkroum to waive the reading of the December 10, 14, and 17, 2002 minutes. The motion unanimously carried.

MOTION #358/02-03

Motion made by Trustee Linkroum, seconded by Trustee Edwards to approve the December 10, 14, and 17, 2002 minutes as submitted. The motion unanimously carried.

OLD BUSINESS

President Hayes indicated that there a several additional PESH violations as a result of a safety inspection, however a number of them have already been corrected. Vern Meyers from Shumaker and Scott Conklin are going to get together to discuss correction of others. Two of the violations require that the village implement programs for hazardous exposure and confined spaces. We plan to get the programs drafted so that they can be approved at the next board meeting.

Clerk-Treasurer Hungerford indicated that the attorney had reviewed the insurance coverage of Dependable Cleaning and indicated that although the level of coverage required is ultimately a village board decision, he believed the current coverage levels are reasonable. The attorney revised the contract to reflect these coverages.

MOTION # 359/02-03

Motion was made by Trustee Smith, seconded by Trustee Linkroum to approve the mayor to sign the cleaning contract. Motion unanimously carried.

President Hayes indicated that we have not received any additional information on the Scott Township contract.

President Hayes indicated that the information had been sent to the village attorney to review the lease agreement between Nextel and the village, and that the issue is currently before the planning board. President Hayes indicated that this issue would be on the agenda for the January 28<sup>th</sup> work session. The proposed agreement involves a 100' monopole tower on Village Street.

Trustee Linkroum indicated that Nextel can build the tower and turn it over to the the village, which would then be responsible for maintenance costs on the tower and collect rent for the use of the Tower. The other option is that Nextel build the tower and be responsible for any maintenance while making payments to the village over a specified term. The agreement would also include the use of the tower by emergency services agencies.

Trustee Maasch spoke about the need for fire inspections. He quoted the Village Code Section 65-5, E-1 which indicated that all buildings open to the public shall be inspected every 12 months. Trustee Maasch indicated that the village recently suffered 2 fires, which removed 4 businesses. He believes that fire inspections as called for by the code may help prevent some fires, and that these inspections are necessary for public safety. He indicted that if the code

enforcement officer cannot conduct such inspections perhaps it is possible for one of the counties to conduct these inspections? President Hayes indicated that he would set up a meeting between himself, Trustee Maasch and the codes officer to discuss this issue.

## NEW BUSINESS

The village crew currently has no cold patch. Bob Ryneerson indicated that the crew would like approval to purchase at least 36 tons and the cost will be about the same as blacktop at \$24-27 per ton.

### MOTION # 360/02-03

Motion made by Trustee Maasch, seconded by Trustee Linkroum to approve the purchase of 36 tons of cold patch through state bid.

Bob Ryneerson also inquired about getting a cell phone. There is currently one budgeted for the fire chief, and the village used to have two. President Hayes indicated that both contracts that the village had have expired. He further indicated that the village has several means of communication with the village crew, however the fire department can present costs for a cell phone to the board for approval.

President Hayes expressed a public thank you to the Fire Department, Emergency Squad, coordinators, fire police and all fire departments and others assisting the Deposit Fire Department, as well as the Big M and Little Italy and other members of the business community for their supporting efforts during the difficult circumstances surrounding the recent fires.

Trustee Smith indicated that the oversight committee, which included himself, President Hayes, towns, and the fire department and emergency squad leadership met. They approved the village to go ahead with the bonding of the fire hall. A time table has been proposed which includes taking the proposition for bonding to vote on the March 4<sup>th</sup> ballot. They would like to take a dual path and begin the bid process prior to the election.

### MOTION # 361/02-03

Motion made by Trustee Smith, seconded by Trustee Edwards to approve the resolution to bond (\$885,000) for the fire hall project. Voting as follows:

Trustee Smith: Aye  
Trustee Linkroum: Aye  
Trustee Maasch: Aye  
Trustee Edwards: Aye

### MOTION #362/02-03

Motion made by Trustee Smith, seconded by Trustee Edwards to approve the proposition to bond for the fire hall project to be included on the March 4, 2003 ballot. Voting as follows:

Trustee Smith: Aye  
Trustee Linkroum: Aye  
Trustee Maasch: Aye  
Trustee Edwards: Aye

President Hayes reviewed the proposed timetable for the fire hall project.

### MOTION # 363/02-03

Motion made by Trustee Smith, seconded by Trustee Edwards to approve the fire hall project bid process to move forward. The motion unanimously carried.

### MOTION # 364/02-03

Motion made by Trustee Smith, seconded by Trustee Edwards to approve the purchase of high band portables through state bid at a cost of \$594.59. The motion unanimously carried.

MOTION #365/02-03

Motion made by Trustee Smith, seconded by Trustee Edwards to approve the purchase of 5 squad monitors at a cost of \$514 each. The motion unanimously carried.

MOTION #366/02-03

Motion made by Trustee Smith, seconded by Trustee Edwards to approve the transfer of funds to the fire department and emergency squad reserve funds as provided for in the 2002-2003 budget. Motion unanimously carried.

MOTION #367/02-03

Motion made by Trustee Smith, seconded by Trustee Linkroum to approve the repair of the police department window by Binghamton Plate Glass, and inquire about buffing the marking out of the clerk-treasurer's office window. Trustee Edwards opposed, motion carried.

MOTION # 368/02-03

Motion made by Trustee Maasch, seconded by Trustee Smith to approve President Hayes to sign the DEC Stipulation Agreement related to the spill at the fire hall property. Motion unanimously carried.

MOTION #369/02-03

Motion made by Trustee Maasch, seconded by Trustee Edwards to appoint Jenny Gould and Lillian Darling as election inspectors and William Gould as alternate election inspector at a wage of \$8.00 per hour. Motion unanimously carried.

MOTION #370/02-03

Motion made by Trustee Smith, seconded by Trustee Linkroum to appoint Karl Vaghts as election custodian at a wage of \$8.00 per hour. Motion unanimously carried.

MOTION #371/02-03

Motion made by Trustee Smith, seconded by Trustee Edwards to adopt the following Election/Polling Place resolution.

WHEREAS, the next Village General Election for the officers of the Village of Deposit will be held on March 4, 2003 and

WHEREAS, no person shall be entitled to vote at any Village election whose name does not appear on the register of the election district in which he/she claims to be entitled to vote, and

WHEREAS it is the duty of the inspectors of election to prepare such register of qualified voters for the district which they are appointed,

NOW THEREFORE BE IT RESOLVED:

1. Registration Day at the Village of Deposit has been abolished and any voter who wishes to vote in the next Village Election, to be held on March 4, 2003, must register with their County Board of Elections by February 21, 2003.
2. Voting for the forthcoming Village elections shall be conducted at the Sanford Town Hall, 91 Second Street Deposit, New York. Voting shall take place on March 4, 2003 between the hours of 12:00 o'clock noon until 9:00 p.m.
3. This resolution shall take effect immediately.

Motion unanimously carried.

MOTION #372/02-03

Motion made by Trustee Edwards, seconded by Trustee Smith to approve the following budget transfers. Motion unanimously carried.

<b>TO:</b>		<b>General</b>	<b>From:</b>	<b>General</b>
A1010.4	Board of Trustees	\$8.00	A1325.4	\$8.00
A1440.4	Engineer	\$200.54	A1420.4	\$200.54
A3120.11	Police, STOP DWI	\$398.95	A3120.1	\$398.95
A3120.4	Police	\$1,072.75	A3120.21	\$1,072.75
A3120.4	Police	\$144.70	A3120.2	\$144.70
A3410.223	Fire, Hose & Nozzle	\$1,493.56	A3410.42	\$1,493.46
A4540.4	Ambulance	\$52.28	A4540.44	\$52.28
A5110.2	Streets, Equipment	\$302.89	A5110.4	\$302.89
A5132.11	Garage, Overtime	\$23.98	A5132.1	\$23.98
A5142.11	Snow Removal, OT	\$702.74	A5142.1	\$702.74
A5410.1	Sidewalks, Prsnl Svc	\$106.20	A5410.4	\$106.20
A5410.49	Curbing	\$751.58	A5410.4	\$751.58
A5110.49	Curbing	\$105.42	A5110.4	\$105.42
A7310.4	Youth	\$176.03	A1325.4	\$176.03
A9010.8	Retirement	\$501.00	A9030.8	\$501.00
		<b>\$6,040.62</b>		<b>\$6,040.52</b>

<b>To:</b>	<b>Sewer</b>	<b>From:</b>	<b>Sewer</b>
G1440.41	\$3,697.92	G1440.4	\$3,697.92
G8120.4	\$141.57	G8120.1	\$141.57
G8130.2	\$613.99	G8130.4	\$613.99
	<b>\$4,453.48</b>		<b>\$4,453.48</b>

<b>To:</b>	<b>Water</b>	<b>From:</b>	<b>Water</b>
F8340.1	\$173.76	F8340.4	\$173.76
F8340.11	\$137.93	F8340.4	\$137.93
	<b>\$311.69</b>		<b>\$311.69</b>

<b>TO:</b>	<b>Project</b>	<b>FROM:</b>	<b>Project</b>
H1320.4	\$7,500.00	H1420.41	\$238.00
		H1440.47	\$3,085.00
		H1990.4	\$4,177.00
	<b>\$7,500.00</b>		<b>\$7,500.00</b>

**MOTION #373/02-03**

Motion made by Trustee Linkroum, seconded by Trustee Smith to approve the President to sign the abstracts of listed below:

Water Fund	Abstract #161	\$ 8,341.86
Sewer Fund	Abstract #162	\$10,434.34
General Fund	Abstract #163	\$37,756.25
Trust & Agency	Abstract #164	\$ 1,033.59
Water Project	Abstract #165	\$ 2,508.59
Sewer Fund	Abstract #167	\$ 8,395.05
Water Fund	Abstract #168	\$ 8,120.44
General Fund	Abstract #169	\$34,400.49
EDRLF	Abstract #170	\$15,500.00

Motion unanimously carried.

MOTION #374/02-03

Motion made by Trustee Linkroum, seconded by Trustee Maasch to approve the President to sign the renewal contract with Broome County for the Office for the Aging.

MOTION #375/02-03

Motion made by Trustee Smith, seconded by Trustee Edwards to approve the purchase of a Bradley eye wash station (Bradley chosen to maintain uniformity between eyewash stations at different village locations). Motion unanimously carried.

MOTION #376/02-03

Motion made by Trustee Maasch, seconded by Trustee Edwards to approve the purchase of air filters for the sewer plant. Motion unanimously carried.

The board discussed the purchase of a ph meter, discussion was tabled.

Clerk Treasurer Hungerford indicated that she would be sending a letter to Marvin Bullis on behalf of the village thanking him for his assistance in directing traffic while the village crew cleared snow after the recent snow storm, and also presented the board with copies of the EDRLF budget as proposed by the EDRLF committee for their review.

President Hayes indicated that ISO will be coming to meet with the fire department and the water department. This will allow ISO to update the ratings that they provide to insurance companies.

President Hayes stated that he had talked to Susan Payne about possible grant writing and she will be submitting a proposal to the board.

The Town of Deposit hopes to have more specifics for the village regarding the extension of the water agreement in the next several days, in order to allow the board to make a reasonable decision regarding the extension.

President Hayes stated that there has been sufficient activity occurring at the recent fire sites over the past few days. The owners have been cooperative and if progress continues at a reasonable pace the village may not have to invoke the Unsafe Buildings Law.

MOTION # 377/02-03

Motion made by Trustee Smith, seconded by Trustee Edwards to move into and out of executive session.

The board is aware of the recent instance regarding the village crew plowing a trustee's driveway. This is not an acceptable practice. Board members and employees need to keep in mind the Village's Code of Ethics.

MOTION #378/02-03

Motion made by Trustee Maasch, seconded by Trustee Smith to allow President Hayes to submit a civil service position duties statement for a part time, temporary laborer. Motion unanimously carried.

The meeting adjourned at 8:55 p.m.