

THE WORK SESSION OF THE VILLAGE BOARD OF TRUSTEES ON DECEMBER 19, 2023  
AT VILLAGE HALL 61 FRONT ST., AT 4:30 P.M.

PRESENT: Mayor Moore, Trustees Durning, Warner and Strauss, C/T Budine, DC/T Shirkey, CEO Pete Hathaway, Tyler Hatch FD, Rich Lenio and John Lanner.

ABSENT: Trustee O'Connor and DPW Supervisor Evans

Mayor Moore opened the public hearing for LL#2 Tax Cap Override. Mayor Moore explained the intent of Local Law #2. John Lanner stated that he was curious of the law due to Facebook posts. Mayor Moore explained that we do this every year as a precaution. Rich Lenio asked if this is published every year and CT Budine stated that yes it was published in the Deposit Courier. Mayor Moore explained that Broome County shares sales tax revenue with the Village and Delaware County does not. This helps offset taxes for the residents on the Broome County side of the Village. The Board has discussed what would be the pros and cons of making the whole Village Broome County. Mayor Moore explained he has inquired what the steps would be and would like to have a few Public Hearings so the people could weigh in. Mr. Moore felt that if people would attend the budget hearing on January 9, 2024 they could learn more about how sales tax revenue affects their taxes.

MOTION#227/23-24

**LOCAL LAW NO. 2 FOR THE YEAR 2023**  
**A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED**  
**IN GENERAL MUNICIPAL LAW §3-C**

Be it enacted by the Village Board of the Village of Deposit as follows:

**Section 1. Legislative Intent.**

It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the Village of Deposit pursuant to General Municipal Law §3-c, and to allow the Village of Deposit to adopt a budget for the fiscal year beginning March 1, 2024 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law §3-c.

**Section 2. Authority.**

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes the Village Board to override the tax levy limit by the adoption of a local law approved by vote of at least sixty percent (60%) of the Village Board.

**Section 3. Tax Levy Limit Override.**

The Village Board of the Village of Deposit, County of Broome is hereby authorized to adopt a budget for the for the fiscal year commencing March 1, 2024 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

**Section 4. Remainder**

Except as hereinabove amended, the remainder of the Code of the Village of Deposit shall remain in full force and effect.

**Section 5. Separability**

The provisions of this Local Law are separable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid, unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words, or parts of this local law or their application to other persons or circumstances. It is hereby declared to be the legislative intent that this local law would have been adopted if such illegal, invalid, or unconstitutional provision, clause, sentence, subsection, word or part had not been included therein, and as if such person or circumstance, to which the local law or part thereof is held inapplicable, had been specifically exempt therefrom.

**Section 6. Effective Date**

This Local Law shall take effect immediately upon filing with the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

Roll Call vote:

Mayor Bryan Moore            Aye

Trustee Dan Strauss      Aye  
Trustee Harry Warner      Aye  
Trustee Jim Durning      Aye  
Trustee John O'Connor      Absent

Motion passed unanimously.

MOTION#228/23-24

A motion was made by Trustee Durning and seconded by Trustee Warner to approve the December Code report. Motion passed unanimously.

STREETS, WATER, SEWER

FIRE DEPARTMENT

Tyler Hatch reported that the Telesquirt needed to be re-registered as a class 4 vehicle.

TRUSTEES

PRESIDENT

Mayor Moore stated that Eastern Broome is occupying their bay in accordance to our agreement with them.

Mayor Moore reported to the Board that he had been asked to propose a law requiring no resident be allowed to pump cellar water onto another property. No action was taken.

FINANCE

MOTION#229/23-24

A motion was made by Trustee Warner and seconded by Trustee Durning to approve for payment the Abstract #9 of Also Audited Vouchers as listed:

General Fund	\$ 12,576.55
Water Fund	\$ 2,666.66
Sewer Fund	<u>\$ 3,097.55</u>
	\$ 18,340.76

Motion passed unanimously.

MOTION#210/23-24

A motion was made by Trustee Warner and seconded by Trustee Durning allow the Mayors signature on the DC Planning Board 2024 Contract. Motion passed unanimously.

CT Budine reminded everyone that the Public Hearing for the 2024-25 Budgets will be on January 9, 2024 at 7:00 PM.

MOTION#211/23-24

A motion was made by Trustee Durning and seconded by Trustee Warner to adjourn at 5:20 PM. Motion passed unanimously.

Respectfully Submitted:

Karen L. Budine  
Clerk Treasurer