

WORK SESSION MEETING OF THE VILLAGE OF DEPOSIT BOARD OF TRUSTEES HELD ON MARCH 23, 2004 AT 7:00 P.M. AT THE VILLAGE HALL

Present: President Ron Hayes, Trustees Smith, Edwards, Nolan and O'Connor, Public Works Administrator (PWA) Brad Hubbard, Clerk Treasurer (CT) Meg Hungerford, Deputy Clerk Treasurer Cheryl Decker, Code Enforcement Officer (CO) Barry Conklin, Officer in Charge (OIC) Ladd Dawson, Mr. & Mrs. Hulbert, Jim Conklin, Terry Whiting, Stacey Axtell, Gary Davie, Sharon Wright

President Hayes called the meeting to order at 7:00 p.m.

President Hayes opened the public hearing on the rezoning of 2 Oak Street and asked for any public comment.

Mr. & Mrs. Hulbert inquired what affect this will have on their property. President Hayes inquired that there will be no effect on their property.

Some discussion followed regarding the differences in various zoning classifications (ie: institutional, commercial highway oriented, and commercial highway). CO Barry Conklin pointed out that one of the primary differences in some of these classifications is the parking requirements.

President Hayes closed the public hearing at 7:06 p.m.

MOTION #40/04-05

Motion made by Trustee Nolan, seconded by Trustee O'Connor to adopt the attached resolution regarding the adoption of Local Law # 2 of 2004 amending Chapter 140 Zoning of the Code. Motion unanimously carried.

OIC Dawson informed the board that the police department had received a \$1,000 grant from the O'Connor foundation to be used for the School Resource Officer.

CO Barry Conklin presented his monthly report to the board.

MOTION #41/04-05

Motion made by Trustee Edwards, seconded by Trustee Smith to approve the monthly report of the code enforcement officer. Motion unanimously carried.

CT Hungeford indicated that Susan Payne will be meeting with Craig Conklin and Randy Hartz on Thursday to finalize the FEMA grant. Trustee Smith indicated that the FEMA priority is on fire fighter operations and training.

MOTION #42/04-05

Motion made by Trustee Nolan seconded by Trustee Edwards to approve the attached list of training classes for the Department of Public Works. Motion unanimously carried.

MOTION #43/04-05

Motion made by Trustee Smith, seconded by Trustee Edwards to schedule the Annual Municipal Clean Up Day for Saturday August 21, 2004 from 9:00 am to 1:00 pm. Materials to be collected will be white goods, scrap metal, and tires no larger than 42", no rims. Commercial people with tires will be accepted only from 11:00 am to 1 pm. Motion unanimously carried.

At 7: 30 pm President Hayes opened the public hearing on Local Law #4 of 2004 Defense and Indemnification.

President Hayes explained the local law and that it covers certain officers and employees of the village should there be a legal action taken against them regarding the performance of their duties for the village.

Sharon Wright inquired if this covered them only while they were working. Clerk Treasurer Hungerford explained that it covers them for actions taken in the course of their duties on behalf of the Village.

President Hayes closed the hearing at 7:37 pm.

MOTION #44/04-05

Motion made by Trustee Edwards, seconded by Trustee O'Connor to adopt the attached resolution passing Local Law #3 of 2004 Providing for the Defense of Village Officers and Employees and Certain Volunteers of the Village of Deposit. Motion unanimously carried.

PWA Hubbard reported that the village crew had filled in the hole at the fire site on Front Street, and also the Mike D'Agati passed his Waste Water Treatment Plant Operator test and will receive his license. Trustee Smith requested that PWA Hubbard pass on thanks to Mike on behalf of the board.

MOTION #45/04-05

Motion made by Trustee Smith, seconded by Trustee Edwards to approve the payment of \$8950.00 to Stearns and Wheler for progress on the sewer plant report. Motion unanimously carried.

Clerk Treasurer Hungerford presented a request for a transient merchant permit for a moon bounce to be used at private parties and festivals. The board indicated that if it is used at a private event or under the umbrella of a festival organization, no permit is required. If another use is requested, the board requested that they return with a specific date and location.

MOTION #46/04-05

Motion made by Trustee Smith, seconded by Trustee Edwards to approve the quarterly comp time request for PWA Hubbard for 52 hours. Motion unanimously carried.

MOTION #47/04-05

Motion made by Trustee Smith, seconded by Trustee Edwards to approve President Hayes signature on the 2004 miscellaneous engineering services contract with Shumaker Engineers. Motion unanimously carried.

CT Hungerford requested board direction regarding the payment agreement for 114 Front Street. Trustee Nolan requested that some further information be obtained prior to making a decision.

CT Hungerford presented a proposed local law amending Chapter 140 Zoning of the Village Code. She asked that the board members review it and determine if they would like to set a public hearing at the next meeting.

MOTION #48/04-05

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

MOTION #49/04-05

Motion made by Trustee Smith, seconded by Trustee Edwards to hire Hunt Engineers to review the fire hall design and contract review. Motion unanimously carried.

MOTION #50/04-05

Motion made by Trustee Smith, seconded by Trustee Edwards to contract with Shumaker Engineering for construction inspection services for the fire hall project. Motion unanimously carried.

MOTION #51/04-05

Motion made by Trustee Smith, seconded by Trustee Edwards to adopt the attached resolution regarding the ability to hire a non-resident court clerk, clerk-treasurer, and deputy clerk treasurer. Motion unanimously carried.

MOTION #52/04-05

Motion made by Trustee Smith, seconded by Trustee O'Connor to schedule a public hearing on the proposed local law allowing for a non-resident village attorney on April 27, 2004 at 7:30 p.m. at the Village Hall. Motion unanimously carried.

Meeting adjourned.

Meg Hungerford
Clerk Treasurer