

WORK SESSION OF THE VILLAGE OF DEPOSIT HELD ON MARCH 24, 2009 AT THE DEPOSIT COMMUNITY THEATER AT 7:00 P.M.

PRESENT: President O'Connor, Trustees Sollecito, O'Connell, Smith, and Warner, CT Decker, DCT Budine, Barry Conklin CEO, Debbie Stever, Pete Sollecito, Georganna Carson, Shawn Rynearson Assistant Fire Chief, Justice Anthony Smith and Chief Cantwell. PWA Brad Hubbard-Absent.

PUBLIC HEARING  
CDBG \$400,000 GRANT  
7:00 PM

President O'Connor stated this public hearing is being held prior to the Village submitting an application for Community Development Block Grant funding through the Office of Community Renewal. The Village wants to get citizens participation and support for whatever project proposal we submit for funding, and to try to answer any questions we can about this funding source.

The Community Development Block Grant program is a federal program administered in New York State by the Office of Community Renewal. The program provides funding for housing, public facilities and economic development. Its objective is to provide decent housing, a suitable living environment and expanding economic opportunities, principally for persons of low and moderate income.

The purpose of this public hearing is to give people an opportunity to express their thoughts on the most pressing needs in Deposit, before the board makes a final decision about the application. Deposit could be eligible for projects to address needs related to public facilities, like streets and sidewalks or water, or housing projects for rehabilitation for low to moderate income residents, or to micro-enterprise training activities for businesses in the downtown business district.

We will be holding a second public hearing on April 14<sup>th</sup> at the State Theater, before the board meeting. This will be another opportunity for citizen participation and comment before the Village submits a proposal for funding to the Office of Community Renewal. We will have more information at that time on the application and a proposed project timeline.

Also, at that meeting, Amy Kenyon will be providing details on how to submit a letter of support to help our project proposal. Anyone with any questions before then can get in touch with her.

Mayor O'Connor opened the hearing up for questions. Trustee Smith asked if we had a list of projects, in case this one was not accepted. Mayor O'Connor stated his desire to have the water loop covered by this but it would have to wait until next year. CEO Conklin stated that he felt there would be more participation if we knew if it was all grant or owner matching contribution and if there was an income limit. Chief Cantwell wanted to know if there was any money for infrastructure for the Police Department or the Fire Department. Sharon Wright asked why were the applications so in depth, if the grant could be applied for by landlords and if the Village could either send out applications or put the application in the newspaper. Mayor O'Connor replied that yes it was for rental properties, and the applications needed to be in depth as it was a fact finding mission. Mr. O'Connor stated that applications were in Village Hall and asked Deb Stever if she could do another article in the paper to help get the word out. Mayor O'Connor asked CT Decker to give all these questions to Amy so that she could answer them. Mayor O'Connor closed the public hearing at 7:25 PM.

MOTION #37/09-10

CEO Conklin reported to the board that the property on the corner of Orchard and Laurel bank is going slowly. The Chief has explained the law to her, regarding the unregistered vehicles. Mr. Conklin stated that the owner is slowly working on the shrubs. He would really like to have the DPW go in and trim them.

Mr. Conklin stated that there was some confusion in the serving of 40 Second Street with the unsafe building notice. Beth Westfall has prepared new paper work. The owner wants more time; Mr. Conklin stated that with the new paper work, he will have at least 60 days. The owner has applied for a demolition permit.

CEO Conklin stated that he has had complaints about Tom Kamp throwing garbage over the bank, and he has issued an appearance ticket.

MOTION#38/09-10

Motion was made by Trustee Sollecito and seconded by Trustee O'Connell to accept the CEO's report as submitted. Motion passed unanimously.

MOTION#39/09-10

Motion was made by Trustee Sollecito and seconded by Trustee Smith to accept the amended EMS annual report. Motion passed unanimously.

STREETS

MOTION#40/09-10

Trustee Sollecito explained that the reason that we went out to bid for the LP gas, was to make sure we got the best possible price. Motion was made by Trustee Sollecito to accept the bid from Hartz, Trustee Warner seconded. Motion passed unanimously.

WATER

SEWER

BUILDINGS

FIRE DEPARTMENT

EMERGENCY SQUAD

POLICE DEPARTMENT

Chief Cantwell advised that he was progressing nicely with the informational meeting with local leaders.

PRESIDENT

TRUSTEES

Trustee Smith asked that Brad Hubbard get an updated plan for the water loop from the engineers. Trustee Smith also stated that Amy needs to be in the loop with the River Stabilization project. Mr. Smith also asked if we had the DEC permit back yet.

NEW BUSINESS

STREETS

MOTION#41/09-10

Trustee Sollecito made a motion to allow the Deposit Lumberjack Festival to use the Village parking lot for an antique car show. Trustee Smith seconded the motion, to include the signing of the hold harmless agreement. Motion passed unanimously.

MOTION#42/09-10

Motion was made by Trustee O'Connell to approve the Municipal Clean up day for August 22 at the Town of Sanford garage. We will accept household tires from 8 AM to 11 AM and after that commercial vendors can bring their tires. Household items take precedent. Trustee Warner seconded the motion. Motion passed unanimously.

WATER

MOTION#43/09-10

Motion was made by Trustee Smith and seconded by Trustee Warner to allow NY Leak Detection to come in and look for a leak on Second St. Motion passed unanimously.

SEWER

BUILDINGS

FIRE DEPARTMENT

EMERGENCY SQUAD

POLICE DEPT

PRESIDENT

**A RESOLUTION DECLARING 38 SECOND STREET AN UNSAFE BUILDING, ORDERING THAT IT BE DEMOLISHED OR REPAIRED, ORDERING PROPER NOTICE BE GIVEN AND ORDERING THAT A HEARING BE HELD.**

**WHEREAS**, the Board of Trustees of the Village of Deposit on February 24, 2009, previously authorized the commencement of an action under Chapter 123 of the Village Code for a potentially unsafe building at 38 Second Street, Deposit; and

**WHEREAS**, the Village of Deposit Code Enforcement Officer has presented his written report before this board; and

**WHEREAS**, the Code Enforcement Officer presented the following proof: the roof at 38 Second Street has partially collapsed, which caused the building to be unsafe; the property has improperly distributed loads upon the floors or roofs in which the same are overloaded or which have insufficient strength to be reasonably safe for the purposed used; the building has become so dilapidated, decayed, unsafe or unsanitary or which so utterly fail to provide the amenities essential to decent living that it is unfit for human habitation or is likely to cause sickness or disease to those living therein or adjacent thereto; the building has parts, which are so attached that they may fall and injure members of the public or property and the building because of its condition is unsafe, unsanitary or dangerous to health, safety or general welfare of the people of the Village of Deposit; and

**WHEREAS**, the Code Enforcement Officer presented proof that the property must be demolished or repaired; and

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Trustees of the Village of Deposit, Broome and Delaware Counties, New York, (the "Village") as follows:

Section 1. The property is 38 Second Street, but it is also known as 40 Second Street and is posted as such. The Tax Map Number for the property is 187-18-4-25.

Section 2. The Board of Trustees of the Village of Deposit declares the building at 38 Second Street unsafe.

Section 3. The Board of Trustees of the Village of Deposit orders that the building must be demolished or repaired, if it can be done safely.

Section 4. The Board of Trustees of the Village of Deposit further orders that notice is given to the property owner and other interested parties; in a written form as required by Chapter 123, in a manner of service authorized by Chapter 123 and in a timely manner as set forth by Chapter 123 of the Village Code.

Section 5. The Board of Trustees of the Village of Deposit orders that a copy of the notice shall be filed in the Office of the County Clerk of the county where the building is located by the Code Enforcement Officer.

Section 6. The Board of Trustees of the Village of Deposit orders that a hearing be scheduled; whereby both the Village Code Enforcement Officer and Owner be allowed to present evidence.

Section 7. This Resolution shall take effect immediately.

The adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Mayor O'Connor	Voting <u>Aye</u>
Trustee O'Connell	Voting <u>Aye</u>
Trustee Sollecito	Voting <u>Aye</u>
Trustee Warner	Voting <u>Aye</u>
Trustee Smith	Voting <u>Aye</u>

The resolution was declared adopted.

MOTION#44/09-10

Motion was made by Trustee O'Connell and seconded by Trustee Smith to appoint Peter Sollecito to the Planning Board for a 5 year term. Motion passed unanimously.

TRUSTEES

Trustee Warner presented this disclosure to the Board.

I, Harry Warner, Trustee for the Delaware County side of the Village, do hereby disclose that I have a sludge hauling contract with the Village in the amount of \$10,400 for the 2009-2010 fiscal year.

FINANCE

MOTION#45/09-10

Motion was made by Trustee Smith and seconded by Trustee Warner to designate Amy Kenyon as the Community Development Director for the \$400,000 CDBG grant. Motion passed unanimously.

MOTION#46/09-10

Motion was made by Trustee Smith and seconded by Trustee Warner to make budget adjustments in the EDRLF fund as follows:

CD8686.4	\$1500.00
CD8662.4	\$9000.00
CD8686.4	\$174,682.00

Motion passed unanimously.

EXECUTIVE SESSION

MOTION#47/09-10

Motion was made by Trustee Smith and seconded by Trustee Warner to enter into and out of executive session.

Respectfully Submitted,