

REGULAR SESSION MEETING OF THE VILLAGE OF DEPOSIT BOARD OF TRUSTEES HELD ON JULY 8, 2003 AT 7:00 P.M. AT MEADOWPARK COMMUNITY CENTER,

PRESENT: Trustees Smith, Edwards, Maasch, and Place, President Hayes, Jim Jones, Debbie Stever, Nora Snopek, Wilber Dennis, Roger and Charlotte Ellsworth, Mike D'Agati, Terry Whiting, Brad Hubbard, Robert Carson, Sharon Wright, Ladd Dawson OIC PD, Marge Fiumera, Mary Jane Bosket, Tony Smith, DCT Decker

President Hayes opened the meeting with the Pledge of Allegiance at 7:00 p.m

**PUBLIC HEARING
7:00 P.M.**

Local Law amending Chapter 61 entitled "Brush, Grass and Weeds" of the Code of the Village of Deposit. Section 61-2 is adjusted to allow for a 72 hour time period for the fine to begin. Section 61-4 is adjusted to address the service of notice. Notice is complete upon the mailing and posting of the violation. In the past we had to wait to receive the green signed certified card before beginning the in violation process. There was much discussion on the property owner receiving the notice, how does the Village know the homeowner has received notice and where does the Village mail such notice? The notice is mailed first class mail to the last known address of the owner. Once mailed the Village considers the notice served. Administrator Hubbard informed the public that if, after notice, the Village mows, they also weed whack and trim anything needed to make the property presentable.

Local Law amending Chapter 125 entitled "Vehicle and Traffic" of the Code of the Village of Deposit. This amendment would allow a four-way stop intersection at Wheeler and Dean St. Trustee Edwards informed the board of the need for the stop sign as this is the school cross walk and people entering town from Big Hollow do not slow down.

Local Law amending Chapter 113 entitled "Streets and Sidewalks", of the Code of the Village of Deposit. This amendment allows for the same notice of service as the Unsafe Buildings law did. It gives the Village a better time frame in removing snow and ice in the winter.

Local Law repealing the unsafe buildings local law 1-2000 and re-enacting same as Chapter 123 entitled "Unsafe Buildings" of the code of the Village of Deposit. taking out the inspection via the warrant paragraph that occurs under the section of inspections. It will no longer be necessary for a warrant to be issued to find probable cause.

The public hearings were closed at 7:30 p.m.

President Hayes thanked Bertha Jenson for the flowers in the front of the Village Hall.

Guests:

Jim Jones stated the paving projects in the Village was lacking. Administrator Hubbard informed the board that he has been working with Shumaker Engineers on streets to be paved this year. The Village is tentatively planning on Pine St. from the caution light to the red light, Second St. from the County line to the red light, Dean St. from Center to Pine, and Dean St. from Front to Second.

Bertha Jenson commented that she thought Brad Hubbard, our new PW Administrator, was doing an excellent job. Bertha also commented on business done in executive session or our monthly work sessions should be reported to the taxpayers in a more responsible manner.

Trustee Edwards stated that he would like everyone to know that at no time has he not supported the Fire Dept. He believes the fire dept has done an excellent job.

NEW BUSINESS:

STREETS:

Administrator Hubbard stated that Cook's Tree Service will be in the Village on July 22, 2003 to remove eight trees. They will remove stumps, limbs, wood chips. TDS Telecom has agreed to pay 1/3 of the cost, a proposal has been faxed to NYSEG and we are awaiting their response.

Mr. Hubbard also stated that the 1995 Backhoe needs a set of front tires. A quote from County Tire in Delhi was 8 ply 12X16.5 for \$95.64 and 10 ply 12X16.5 for \$127.66 for both tires.

MOTION 199/03-04

A motion was made by Trustee Smith seconded by Trustee Maasch to purchase 2 12X16.5 backhoe tires @ \$127.66. The motion carried unanimously.

Next, a discussion took place on the new drive way placed on upper Court St. The drainage is a severe problem as it washes gravel all down Court St. President Hayes stated that Broome County gave the permit for the driveway. Mr. Hubbard was instructed to contact Broome County and get back to the board.

WATER:

Mr. Hubbard informed the board that pump house #4 has a noise in the motor and is caused by a crack in the packing around the housing.

SEWER:

President Hayes informed the board that the signing of the consent order has been postponed because of the location of the ADA site for handicapped access to Oquaga Creek. The Fire Dept., Trout Unlimited, and the DEC put in a handicapped fishing area and it was damaged by a major flood. The Village proposed to repair that site in lieu of the fine from the consent order. The DEC will meet with Shumaker Engineer and the Village to revisit the proposed site on Thursday July 10th, 2003.

President Hayes then asked for approval for his signature on the Allardice Bond Counsel Contract. The contract is in three parts, the first part being \$2,600 for the Bond Anticipation, \$5,200 for the Revolving Fund Application and \$5,500 for the sale of the bonds. The first expenditure is the \$2,600. President Hayes also informed the board that a letter had been taken to the Fire Dept. Inc. asking permission to rebuild the fishing access and received approval.

MOTION #200/03-04

A motion was made by Trustee Smith seconded by Trustee Maasch accepting the contract with Allardice Assoc. and approving President Hayes's signature. The motion carried unanimously.

MEW BUSINESS:

BUILDINGS:

Mr. Hubbard informed the board that he would be picking up the air conditioners for the Police Office and the two back offices on Wed. July 9, 2003.

President Hayes asked the board for permission to have the PW Dept. pick up some office furniture from the Mayor's office in Johnson City for Mr. Hubbard's office and the Code Enforcement Office.

MOTION 201/03-04

A motion was made by Trustee Smith seconded by Trustee Maasch to allow the Village crew to pick up office furniture in Johnson City for the Village Hall. The motion carried unanimously.

"A Local Law Amending Chapter 113 Entitled Streets and Sidewalks of the Code of the Village of Deposit and

WHEREAS notice of said public hearing was duly advertised in the Deposit Courier the official newspaper of the Village on July 2, 2003 and posted on the Clerk's Sign Board on July 2, 2003 and

WHEREAS said public hearing was duly held at the Meadowpark Community Center 7:00 p.m. on June 10, 2003 and continued on July 8, 2003 and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof, and

WHEREAS, the Village Board of Trustees of the Village of Deposit, after due deliberation, finds it in the best interest of the Village said Local Law.

NOW, THEREFORE, the Village Board of trustees of the village of Deposit hereby adopts said Local Law as Local Law No. 2 – 2003 entitled " A Local Law Amending Chapter 113 Entitled Streets and Sidewalks of the Code of the Village of Deposit, a copy of which is attached hereto and made a part hereof, and the Village Clerk be and she is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Village of Deposit, and to give due notice of the adoption of said Local Law to the Secretary of State.

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

Trustee Willis Smith voting	Aye	
Trustee Fred Maasch voting	Aye	
Trustee Fred Edwards voting	Aye	
Trustee John Place voting	Aye	
President, Board of trustees, Ronald W. Hayes voting	Aye	

Date July 8, 2003

A motion was made by Trustee Maasch seconded by Trustee Edwards to pass Local Law #3 entitled Vehicle and Traffic of the Village Code. The motion carried unanimously.

RESOLUTION ADOPTING LOCAL LAW NO. 3 OF 2003 AMENDING CHAPTER 125 ENTITLED VEHICLES AND TRAFFIC OF THE CODE OF THE VILLAGE OF DEPOSIT

LOCAL LAW SHALL BE REFERNCED AS LOCAL LAW #3 OF 2003

WHEREAS, notice of said public hearing was duly advertised in the Deposit Courier, the official newspaper of the newspaper of the Village, on July 2. 2003 and posted on the Village Clerk's Sign Board July 2, 2003 and

WHEREAS, said public hearing was duly held at the Meadowpark Community Center at 7:00 p.m. on July 8, 2003 and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof, and

WHEREAS, the Village board of trustees of the Village of deposit after due deliberation finds it in the best interest to adopt said Local Law.

NOW THEREFORE, the Village Board of Trustees of the Village of Deposit hereby adopts said Local Law No.3 of 2003 entitled A Local Law Amending Chapter125 Entitled Vehicles and Traffic of the Code of the Village of Deposit, a copy of which is attached hereto and made a part of and the Village Clerk be and she is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Village of Deposit and to give due notice of the adoption of said Local Law to the Secretary of State.

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

Trustee Willis Smith voting	Aye
Trustee Fred Maasch voting	Aye

MOTION #202/03-04

A motion was made by Trustee Smith seconded by Trustee Edwards to pass Local Law #1 of 2003, Unsafe Buildings. The motion carried unanimously. The resolution is as follows:

**RESOLUTION REPEALING THE UNSAFE BUILDINGS LOCAL LAW
ADOPTED ON DECEMBER 12, 2000 AND RE-ENACTING IT AS CHAPTER
123, ENTITLED, UNSAFE BUILDINGS, OF THE CODE OF THE VILLAGE OF
DEPOSIT.**

LOCAL LAW SHALL BE REFERENCED AS LOCAL LAW #1 OF 2003

Whereas, resolution was duly adopted by the Village Board of Trustees of Deposit for a public hearing to be held by said board at the Meadowpark Community Center on July 8, 2003 at 7:00p.m. to hear all interested parties and a proposed Local Law entitled "A Local Law Repealing the Unsafe Buildings Local Law Adopted on December 12, 2000 and Re-Enacting it as Chapter 123, Entitled Unsafe Buildings, of the Code of Village of Deposit", and

WHEREAS notice of said public hearing was duly advertised in the Deposit Courier, the official newspaper of the Village on July 2, 2003 and posted on the Village Clerk's sign board on July 2, 2003 and,

WHEREAS said public hearing was duly held at the Meadowpark Community Center at 7:00 p.m. on July 8, 2003 and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part of, and

WHEREAS, the Village Board of Trustees of the Village of Deposit, after due deliberation, finds it in it's best interest of the Village to adopt said Local Law.

NOW, THEREFORE, the Village Board of trustees of the Village of Deposit hereby adopts said Local Law as Local Law No.1 – 2003 entitled "A Local Law Repealing the Unsafe Buildings Local Law Adopted on July 8, 2003 and Re-Enacting it as Chapter 123, Entitled, Unsafe Buildings, of the Code of the Village of Deposit" a copy of which is attached hereto and made part hereof and the Village Clerk be and she is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Village of Deposit and to give due notice of the adoption of said Local Law to the Secretary of State,

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

Trustee Willis Smith voting:	Aye	
Trustee Fred Maasch voting	Aye	
Trustee Fred Edwards voting	Aye	
Trustee John Place voting	Aye	
President, Board of Trustees, Ronald W. Hayes voting	AYE	

July 8, 2003

MOTION 203/03-04

A A motion was made by Trustee Maasch seconded by Trustee Edwards to pass Local Law #2 entitled "Streets and Sidewalks" of the Village Code. The motion carried unanimously. The resolution is as follows:

**RESOLUTION ADOPTING LOCAL LAW #2 – 2003 AMENDING CHAPTER
113, ENTITLED, "STREETS AND SIDEWALKS", OF THE VILLAGE OF
DEPOSIT.**

LOCAL LAW SHALL BE REFERENCED AT LOCAL LAW #2 OF 2003

WHEREAS: a resolution was duly adopted by the Village Board of Trustees of the Village of Deposit for a public hearing to be held by said board at the Meadowpark Community Center on June 10, 2003 and continued on July 8, 2003 at 7:00 p.m. to hear all interested parties and a proposed Local Law entitled

Tony Smith commented that Center St. has had a drainage problem for years. Why can't the drainage on Center St. be done before Second St. drainage is complete? President Hayes stated that Center St. is on the list and the Village is continually asking Broome County for support. Mr. Smith stated that there is a lot of integrity on the current board and they are doing a great job.

MOTION #193/03-04

A motion was made by Trustee Maasch, seconded by Trustee Edwards to accept the monthly Police report. The motion unanimously carried.

MOTION #194/03-04

A motion was made by Trustee Smith, seconded by Trustee Maasch to accept the monthly report from the Emergency Report. The motion unanimously carried.

MOTION # 195/03—04

A motion was made by Trustee Maasch, seconded by Trustee Smith to accept the monthly Treasurer's Report. The motion carried unanimously.

MOTION #196/03-04

A motion was made by Trustee Maasch, Seconded by Trustee Smith to waive the reading of the minutes from June 12, 2003 and June 26, 2003. The motion carried unanimously.

MOTION #197/03-04

A motion was made by Trustee Smith seconded by Trustee Place to approve the minutes of June 12, 2003 and June 26, 2003. The motion carried unanimously.

Next gas and diesel bids were opened and reviewed. The Board instructed Administrator Hubbard to review the bids with the Clerk Treasurer and report back to the board the choice they had made based on the bids.

OLD BUSINESS:

STREETS: Loader tires that the Village ordered is in and Administrator Hubbard will make arrangements to pick tires up Thurs. or Fri. The DPW is also waiting for estimates from Vestal Asphalt for the street paving projects.

SEWER: The pump purchase and relay was made after contacting three of the four board members for approval. Administrator Hubbard suggested to the board that when the new pump is installed; the Village should repair the old pump for use elsewhere if needed. Quotes were at approximately \$1500.00. The Board instructed Mr. Hubbard to see where the rebuilt pump can be used and report back to the board.

Mr. Hubbard also stated that Shumaker Engineering was going to get bid specs to us about the generator at the sewer plant. Shumaker will be receiving bids no later than July 11, 2003 and will then be forwarded to the Village for determination.

PRESIDENT:

President Hayes asked for a motion from the board to accept the proposal from Life Safety for the inspections of the Areas of Public Assembly at \$50 per site inspected at an approximate cost of \$800.00. A letter will be sent to all Public Assembly areas that will give them advance notice as to what will be inspected and when.

MOTION 198/03-04

A motion was made by Trustee Smith seconded by Trustee Edwards to authorize President Hayes signature on the Life Safety contract for Areas of Public Assembly at \$50.00 per inspection. The motion carried unanimously.

TRUSTEES:

MOTION 207/03-04

A motion was made by Trustee Maasch seconded by Trustee Edwards to hire Karen Leonard as full time provisional Clerk Typist at her current salary to begin immediately.

MOTION 208/03-14

A motion was made by Trustee Smith seconded by Trustee Edwards for Robert Ryneanson to attend the Cortland Emergency Personnel School Safety Seminar on July 15, 2003 with pay.

MOTION 209/03-14

A motion was made by Trustee Smith seconded by Trustee Maasch to move Melvin Reed to full time temporary summer help, without benefits, in the street department and to hire Fred Spencer at Part time temporary summer help @ \$5.15 an hour. The motion carried unanimously.

MOTION 210/03-14

A motion was made by Trustee Smith seconded by Trustee Maasch to authorize Scott Conklin to attend the Class D Water Operator school in November of 2003. The motion carried unanimously.

Meeting Adjourned at 10:30 p.m.