

REGULAR SESSION OF THE VILLAGE BOARD OF TRUSTEES HELD ON
FEBRUARY 12, 2008 AT 7:00 P.M. AT THE DEPOSIT THEATER

PRESENT: President Smith, Trustees O'Connor, Sollecito, and Bullis, C/T Decker, PWA Hubbard, EDD Kenyon, Wayne Raymond, Sharon Wright, Terry Whiting, Dale VanPelt, Nancy Stanton, Jim Conklin, Assistant Fire Chief Sean Ryneerson, Dean Price, Chris Zacarias, Debbie Stever

President Smith opened the meeting with the Pledge of Allegiance at 7:40 p.m.

ECONOMIC DEVELOPMENT: Amy Kenyon explained that our Small Cities Grant requires we have a fair housing policy in place for the Village. The Policy names the Village's CEO as the Fair Housing Officer. She further stated the Village needs to publish the Fair Housing Policy once a year and provide brochures.

MOTION#12/08-09

A motion was made by Trustee Sollecito seconded by Trustee Bullis to adopt the Fair Housing Policy as submitted. The motion carried unanimously.

MOTION#13/08-09

A motion was made by Trustee Sollecito seconded by Trustee Bullis to appoint Barry Conklin as the Fair Housing Officer for the Village. The motion carried unanimously.

Ms. Kenyon informed the board that the Village had already approved a Shumaker Engineering proposal of \$4400 for the \$50,000 Libous Grant for in front of the Village Hall and Theater. This proposal did not include a rendering of the project itself.

MOTION#14/08-09

A motion was made by Trustee O'Connor seconded by Trustee Bullis to authorize the Village to expend another \$1,900 on the photographic rendering of the Libous Grant project with Shumaker Engineers. The motion carried unanimously.

Ms. Kenyon also informed the board that Shumaker Engineers had completed work on the water line "loop" – Ford Hill, Pine St. Extension, Lippencott Place and Court St. – and would like an agreement for those services rendered. President Smith directed PWA Hubbard to bring that proposal to the board for approval.

PUBLIC HEARING
SOLID WASTE LOCAL LAW #3 OF 2008
7:48 P.M.

President Smith opened the Public Hearing at 7:48 p.m.

The proposed Local Law would remove all the stipulations that the Village is expected to monitor except the licensing required. It also removes the requirements by the haulers such as inspections, notification of route changes, notification of rate changes etc.

President Smith asked if there was any public comment. There being none he then asked if there were any comments from the board.

MOTION#15/08-09

A motion was made by Trustee Sollecito seconded by Trustee O'Connor to adopt Local Law #3, Solid Waste as submitted. The motion carried unanimously.

President Smith closed the Public Hearing at 7:50 p.m.

RESOLUTION ADOPTING LOCAL LAW NO. 3 for 2008

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 Deposit Theater, Front Street, Deposit, New York at 7 pm on Tuesday, February 12, 2008 to hear all interested parties on a proposed Local Law entitled "A Local Law Amending Chapter 110 SOLID WASTE"; and

WHEREAS, the environmental significance of the Local Law No. 3 was considered by reviewing a short-form Environmental Assessment Form (EAF) and the action was determined to be a Type II action under the New York State Environmental Quality Review Act (SEQRA), which requires no further environmental review prior to the adoption of Local Law No. 3 for 2008; and

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

WHEREAS, said public hearing was duly held at the Deposit Theater on February 12, 2008 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 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. 3 for 2008 and the Village Clerk 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 file said Local Law with 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:

Ayes: 4 Nays: 0

Trustee O'Connor voting	Aye
Trustee Sollecito voting	Aye
Trustee Bullis voting	Aye
Trustee voting	
Mayor Smith voting	Aye

Dated: February 12, 2008

**PUBLIC HEARING
WINTER PARKING AMENDMENT
7:51 P.M.**

President Smith opened the public hearing at 7:51 p.m. He further explained that the Local Law would allow the court to charge \$20 when parking fines are more than 21 days overdue.

President Smith asked for public comment. There being none he then asked for board comments.

MOTION#16/08-09

A motion was made by Trustee Sollecito seconded by Trustee O'Connor to adopt Local Law #2, Winter Parking Amendment as submitted. The motion carried unanimously.

President Smith closed the meeting at 7:55 p.m.

RESOLUTION ADOPTING LOCAL LAW NO. 2 for 2008

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 Deposit Theater, Front Street, Deposit, New York at 7 pm on Tuesday, February 12, 2008 to hear all interested parties on a proposed Local Law entitled "A Local Law Amending Section 125-16 TO INCREASE PENALTIES FOR WINTER PARKING OFFENSES"; and

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

WHEREAS, said public hearing was duly held at the Deposit Theater on February 12, 2008 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 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. 2 for 2008 and the Village Clerk 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 file said Local Law with 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:

Ayes: 4 Nays: 0

Trustee O'Connor voting Aye
Trustee Sollecito voting Aye
Trustee Bullis voting Aye
Trustee voting
Mayor Smith voting Aye
Dated: February 12, 2008

MOTION#17/08-09

A motion was made by Trustee Sollecito seconded by Trustee Bullis to waive the reading of the January 8th, January 22nd and January 31st minutes. The motion carried unanimously.

MOTION#18/08-09

A motion was made by Trustee Sollecito seconded by Trustee Bullis to accept the minutes of the January 8th, January 22nd and January 31st minutes. The motion carried unanimously.

No PD Report

No EMS Report

No Police Report

OLD BUSINESS

Streets

PWA Hubbard informed the board that the crew had completed 154 work orders. HE informed the board about the Broome County Drain Project. There were three options drawn up – each altering the drain considerably to avoid flooding on Dean and Second Sts and the damage in resident's back yards. Steve Hertz has stated that this could possibly be financed by Small Cities. The County would like the Village to obtain easements from the homeowners and inform the Town of Deposit that this will cause more water to run into Butler Brook.

The Directional Drill Project under the Delaware River is coming along nicely. They have installed plastic pipe and have tied into the 8" water main.

WWTP Update: PWA Hubbard stated that the WWTP upgrade is moving along now. The drying beds have been taken down and Falter is tearing out the grit room. The temporary road and fence have been installed. Gary Moore is the resident inspector for both the directional drill in the river and the WWTP. Hubbard stated that Petcosky and Sons had done some plumbing as well.

President Smith asked PWA Hubbard to please take some pictures as the plant construction progresses.

PWA Hubbard stated that the court room renovation is coming along well. The walls are up, painting and staining are in progress and the carpet is in and ready to be installed. He informed the board that he needs to split the heating zones so the heat can be regulated in the new bathroom and court room. He has obtained three quotes as follows:

MOTION#19/08-09

A motion was made by Trustee Bullis seconded by Trustee O'Connor to hire Hartz Plumbing and Heating at \$866.00 to split the zones for heating the courtroom and the new bathroom. The motion carried unanimously. The other quotes were Petcosky at \$2,500 and Sure Temp at \$1,135.

NEW BUSINESS

Streets

MOTION#20/08-09

A motion was made by Trustee Bullis seconded by Trustee O'Connor to authorize all seminars, conferences and shows for the 2008- 2009 fiscal year. President Smith asked to keep the board informed of those dates.

PWA Hubbard stated that the boiler in the Fire Dept. had a leak in its block – it is under warranty with Ultra Boilers and will be repaired. The only cost to the Village is the cost to put the new block in the boiler. The crew has also replaced the lights at the fire station. There are a few that are not working – Hubbard will have an electrician look into it.

MOTION#21/08-09

A motion was made by Trustee O'Connor seconded by Trustee Bullis to close Front St. for the annual Lumberjack Parade, allow camping on the Village property located by well house #2 provided they use their own electric and the hold harmless agreement is signed. The motion carried unanimously.

Fire Dept.

MOTION#22/08-09

A motion was made by Trustee Sollecito seconded by Trustee Bullis to authorize the Fire Dept. the purchase of equipment with fund balance in the amount of \$5,558.78. The motion carried unanimously.

MOTION#23/08-09

A motion was made by Trustee Bullis seconded by Trustee Sollecito to authorize the Fire Dept. to purchase from Absolute Emergency Vehicles & Equipment an auto eject and wheel chocks and holders for \$1827.00. The motion carried unanimously.

Assistant Fire Chief Rynearson asked for and was granted permission to use the command vehicle in the Greenport Parade this weekend.

PRESIDENT

MOTION#24/08-09

A motion was made by Trustee Sollecito seconded by Trustee Bullis to accept as submitted the 2008-2009 EDRLF Budget and to increase Kenyon's wage \$31.25 per hour to \$42 per hour. The only increase in the EDRLF budget was in the CD8686.1 expense for Kenyon's wage. The motion carried unanimously.

President Smith then discussed the village personnel policy. He would like to see a per diem policy in place for the employees. He suggested a \$30 a day limit. This eliminates a pay forward approach when employees attend seminars, conferences or required classes. The \$30 daily limit would be prorated as needed.

MOTION#25/08-09

A motion was made by Trustee Bullis seconded by Trustee O'Connor to add a \$30 daily allowance to the personnel policy for expenses pertaining to seminars, conferences, classes associated with the Village effective March 1, 2008. The motion carried unanimously.

The sick and comp time changes to the personnel policy were briefly discussed. President Smith asked the board members to please be prepared to address both at the work session.

President Smith asked the board members to please be ready to discuss how to best allocate some fund balance in all three funds at the work session also. He mentioned the Village roof, the restrikeing of the bricks on the building etc.

MOTION#26/08-09

A motion was made by Trustee Bullis seconded by Trustee Sollecito to approve the following resolution:

JOINT SALE OF TAX-ACQUIRED PROPERTIES

WHEREAS the county of Delaware has proceeded to foreclose on the following properties in the Village of Deposit; and

WHEREAS it is the best interest of the Village and the County of Delaware to work together to protect the Village tax lien;

NOW, THEREFORE, BE IT RESOLVED that the County of Delaware sell the interest of both municipalities, the proceeds from said sale shall be divided in proportion to the taxes owed each entity for the years 2006-2007. Each parcel will be treated individually.

349.17-1-10 \$ 841.70

349.17-2-1.2 \$ 3172.62

The motion carried unanimously.

TRUSTEES

Trustee O'Connor stated that there will be a Food Truck at the Baptist Church Parking Lot on February 20, 2008 from 1 p.m. to 3 p.m. PWA Hubbard said he would cinder the church parking lot if need be.

FINANCE:

MOTION#27/08-09

A motion was made by Trustee Bullis seconded by Trustee Sollecito to authorize the Mayor's signature on the 2008-2009 Miscellaneous Engineering Contract with Shumaker Engineers. The motion carried unanimously.

MOTION#28/08-09

A motion was made by Trustee O'Connor seconded by Trustee Bullis to authorize the mayor's signature on the abstract of audited vouchers as follows:

GENERAL FUND:	\$ 31,025.46
WATER FUND:	\$ 80,793.75
SEWER FUND:	\$ 18,835.76
T&A FUND:	\$ 3,859.04

The motion carried unanimously.

C/T Decker introduced the new sub-division laws for the board to review. There will be a Public Hearing held on March 25th, 2008 at 7:00 p.m.

MOTION#29/08-09

Motion was made by Trustee O'Connor seconded by Trustee Bullis to enter into and out of executive session. The motion carried unanimously.

MOTION#30/08-09

A motion was made by Trustee Bullis seconded by Trustee Sollecito to approve the application of Howard William to the Fire Dept. pending letter of good standing from the previous fire dept. The motion carried unanimously.

MOTION#31/08-09

A motion was made by Trustee O'Connor seconded by Trustee Bullis to accept the resignation of Adam Lee from the Planning Board effective immediately. The motion carried unanimously.

Respectfully Submitted

