

VILLAGE OF CANASTOTA
MINUTES
December 18, 2006

Deputy Mayor Rapasadi called the meeting to order at 7:00 p.m. The Pledge of Allegiance was recited.

PRESENT: Deputy Mayor Scott Rapasadi, Trustees Theodore Lumbrazo AnnMarie Rossi and Chuck Sweeney, DPW Foreman Ron Bennett, Codes Enforcement Officer Mike Adsit, Margo Frink from the Bee-Journal and residents Stephen Perry, Jim Grago and David Conklin

ABSENT: Mayor Todd Rouse

Motion by Trustee Rossi, seconded by Trustee Lumbrazo, to approve the minutes of the last Board meeting. Passed 4 to 0.

Motion by Trustee Sweeney, seconded by Trustee Rossi, to approve the following budget transfers: \$103.00 from 19904.01 (Contingency) to 33204.01 (Street Signs); \$440.70 from 19904.01 (Contingency) to 71104.01 (Parks Contractual); \$281.27 from 51101.01 (DPW Personal Services) to 81701.01 (Street Sweeper Personal Services). **Discussion:** Trustee Lumbrazo asked Ron Bennett if this money was to replace missing signs. Ron Bennett advised that he had some of the signs in stock. Passed 4 to 0.

Motion by Trustee Sweeney, seconded by Trustee Lumbrazo, to approve the General Fund Abstract in the amount of \$90,493.51. Passed 4 to 0.

Motion by Trustee Lumbrazo, seconded by Trustee Rossi, to approve the Sewer Fund Abstract in the amount of \$44,906.94. Passed 4 to 0

Motion by Trustee Sweeney, seconded by Trustee Lumbrazo, to approve the Capital Fund Abstract in the amount of \$108, 140.04. Passed 4 to 0.

Motion by Trustee Rossi, seconded by Trustee Lumbrazo, to authorize the Mayor to execute the Meter Agreement with Hasler for the leasing of a postage meter at the rate of \$16.95/month for a 36 month period. Passed 4 to 0.

Motion by Trustee Rossi, seconded by Trustee Lumbrazo, to execute the Contract with Urtz Service Company, Inc. for the maintenance of the heating and air-conditioning systems in the Municipal Building for the period January 1, 2007 - December 31, 2007 in the amount of \$2,984.00. **Discussion:** Trustee Sweeney asked if this was necessary. Clerk/Treasurer Williams advised that this is for quarterly preventative maintenance including changing of filters and inspections of our heating and air-conditioning systems. The cost is shared with the Town. Passed 4 to 0.

Correspondence

- Memorandum from OMI regarding the monthly report for the Wastewater Treatment Plant
- Letter from Oneida Mayor Leo Matzke and Fire Chief Don Hudson regarding the recent fire at the former National Casket Factory.

Department Head Comments.

DPW Foreman Ron Bennett reported that he is happy with the new street sweeper. It is much more quiet than our old sweeper. The salt storage building is complete and the salt has been delivered. Ron thanked Mike Adsit and the Clerk's Office for their assistance in getting these projects off the ground. Deputy Mayor Rapasadi asked if the DPW was still running the street sweeper. Ron advised that they were caught up on the sweeping, but if the need arose and the weather permitted, they could bring the sweeper out. Trustee Lumbrazo asked Ron what time his department started in the morning. Ron stated that they start at 7:00 a.m. or whenever they are called in. Ron wished everyone a Merry Christmas.

Trustee Comments.

Trustee Rapasadi wished everyone a Merry Christmas.

Trustee Sweeney wished everyone a Merry Christmas.

Trustee Rossi thanked the DPW for helping to beautify the Village and thanked Codes Officer Mike Adsit for his efforts to clean up the code violations in the Village. Codes Officer Adsit advised that he has sent 45 letters regarding junk cars. Trustee Lumbrazo asked what the procedure was. Mike explained that he gives property owners 10 days to contact him and comply with the request. If extra time is requested, he tries to work with people. If there is no response or the time limits are not met, then the property owner received a citation to appear in Court. So far, Mike reports that he had not had an instance where someone did not comply with the Court Order. The process is the same for buildings.

Trustee Rapasadi reminded the Board of the Christmas Party on Wednesday, December 20, at 12:00 at the Boxing Hall of Fame.

Delegations.

Resident Jim Grago expressed concern about a neighbor on Bruno Road who is driving a tractor trailer down Bruno Road to Frances Street, turning into Frances Street and then backing down Bruno

Road to his property. His concern is for the safety of people, especially children, in the neighborhood, the noise caused by the tractor trailer, and the potential for damage to the newly reconstructed roads in the area. Codes Officer Adsit explained that he and Chief Zophy have researched this matter, and that there is nothing in the Village Codes that states that he can't drive it down there. Trustee Rossi questioned where this resident was parking - on his property or in the road? Mr. Grago stated that he has seen him parked on the road, but is not sure if he is there overnight.

7:15 P.M. PUBLIC HEARING

Deputy Mayor Rapasadi opened the Public Hearing and read aloud the Notice of Public Hearing regarding the proposed Local Law amending Chapter 179 of the Village Code to provide for the rules and regulations in the permitting and placement of dumpsters, containers and/or receptacles for solid waste disposal within the Village.

Resident Stephen Perry expressed concern over the proposed Local Law that residents would be required to obtain and pay for a permit and that the permitting process could interfere with start dates and construction schedules.

Trustee Rossi explained that this Local Law was proposed in response to complaints from residents. This law would allow us to control where the dumpsters were placed so they don't create a safety hazard and how long they were there so they don't create an eyesore for neighbors.

Mike Adsit stated that residential property owners would not be charged a fee as long as the dumpster was not on the property for more than 2 weeks.

Deputy Mayor Rapasadi explained that these dumpsters have been a problem in the Village for a while now - people have left them on their properties for 2 years. Our codes office has requested that the property owners remove the dumpsters, and we have not had any cooperation. The Village provides for garbage removal for our residential property owners so these dumpsters should not be used for garbage.

Steve Perry expressed concern that the 2-week period may not be enough for him as he does the work himself.

Trustee Lumbrazo stated that he can understand Mr. Perry's concerns, but this Law is long overdue. Trustee Rossi and Mike Adsit have spent a lot of time researching this matter and trying to come up with a solution.

Stephen Perry noted that he found no provision for Industrial users and asked what would be considered a suitable cover under Section 179-8(D). Deputy Mayor Rapasadi responded that this section is talking about receptacles containing animal and vegetable waste - these containers normally have covers.

Stephen Perry asked if there was a time limit for issuing an approval or denial on a permit. He wants to make sure that someone doesn't get held up on the application process.

Codes Officer Adsit stated that most of the time he would take care of the application when someone comes to the counter - the purpose is not to delay residents.

Resident David Conklin asked about fees to residents. Mike Adsit explained that there will be no fee for the first 2 weeks.

Deputy Mayor Rapasadi noted that commonly the dumpsters are used for a limited amount of time for example to clean out a garage or attic or for renovations.

Deputy Mayor Rapasadi asked if there was anyone else who wished to speak on this matter.

There being no response, motion by Trustee Lumbrazo, seconded by Trustee Sweeney, to close the Public Hearing at 7:30 p.m. Passed 4 to 0.

7:30 P.M. PUBLIC HEARING

Deputy Mayor Rapasadi opened the Public Hearing and read aloud the Notice of Public Hearing regarding the proposed Local Law creating Chapter 67 of the Village Code to provide for the administration and enforcement of the New York State Uniform Fire Prevention and Building Code.

Codes Enforcement Officer Mike Adsit explained that the State of New York has mandated that all communities adopt this law. One of the requirements is that the municipalities issue a yearly operating permit to all establishments that have the ability to hold over 100 people for public assembly. There will be a new code in 2007 that will put even more responsibility on the Codes Officers who will now be required to inspect schools.

Trustee Lumbrazo asked if Mike would be required to attend any additional training to prepare him for these new requirements. Mike explained that he has already attended the required training.

Deputy Mayor Rapasadi asked if there was anyone else who wished to speak on this matter.

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There being no response, motion by Trustee Rossi, seconded by Trustee Lumbrazo, to close the Public Hearing at 7:35 p.m. Passed 4 to 0.

Motion by Trustee Lumbrazo, seconded by Trustee Rossi, to adopt Local Law #5 of the Year 2006 amending Chapter 179 of the Village Code to provide for the rules and regulations in the permitting and placement of dumpsters, containers and/or receptacles for solid waste disposal within the Village. Passed 4 to 0.

Motion by Trustee Sweeney, seconded by Trustee Rossi, to adopt Local Law #6 of the Year 2006 creating Chapter 67 of the Village Code to provide for the administration and enforcement of the New York State Uniform Fire Prevention and Building Code. Passed 4 to 0.

Motion by Trustee Sweeney, seconded by Trustee Rossi, to adjourn at 7:36 p.m. Passed 4 to 0.

Respectfully submitted,

Catherine E. Williams
Village Clerk/Treasurer