

VILLAGE OF CANASTOTA
MINUTES
June 2, 2008

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

PRESENT: Mayor Todd Rouse, Deputy Mayor Scott Rapasadi, Trustees Charles Sweeney and Theodore Lumbrazo; 1st Assistant Fire Chief Bruce Chandler; Residents Tina Chandler, Doug Pexton, Judy Pexton, Gwynne Bodle, Jim Bodle, Bob Bargabos, Sharon Bargabos, Marty Bargabos and Margo Frink of the Bee-Journal..

ABSENT: Trustee Ann Marie Rossi

Motion by Trustee Sweeney, seconded by Trustee Rapasadi, to approve the minutes of the last board meeting and public hearing, as amended. Passed 4 to 0.

Motion by Trustee Lumbrazo, seconded by Trustee Rapasadi, to authorize the following budget transfers: \$10,285.82 from 90108.01 (State Retirement) to 31201.01 (Police Personal Services); \$4,288.63 from 14204.01 (Attorney) to 16204.01 (Buildings Equipment); \$629.79 from 13204.01 (Independent Auditing & Accounting) to 14101.01 (Village Clerk Personal Services); \$356.26 from 13204.01 (Independent Auditing & Accounting) to 39891.01 (Code Enforcement Personal Services); \$400.58 from 13204.01 (Independent Auditing & Accounting) to 71101.01 (Parks Personal Services); \$848.13 from 13204.01 (Independent Auditing & Accounting) to 73101.01 (Youth Programs Personal Services); \$2,000.00 from 14204.02 (Attorney) to 81304.02 (Treatment/ Disposal Contractual); \$1,846.84 from 19904.02 (Contingency) to 81304.02 (Treatment/ Disposal Contractual); \$122.73 from 19904.02 (Contingency) to 90308.02 (Social Security). **Discussion:** The Mayor advised that these transfers are being made to zero out balances for the last budget year. Passed 4 to 0.

The Mayor advised the Board that we have 4 abstracts tonight - 2 for last budget year and 2 for this budget year.

Motion by Trustee Lumbrazo, seconded by Trustee Sweeney, to approve the May 23, 2008 General Fund Abstract in the amount of \$18,293.44. Passed 4 to 0.

Motion by Trustee Rapasadi, seconded by Trustee Lumbrazo, to approve the May 23, 2008 Sewer Fund Abstract in the amount of \$3,846.84. Passed 4 to 0.

Motion by Trustee Sweeney, seconded by Trustee Lumbrazo, to approve the June 2, 2008 General Fund Abstract in the amount of \$5,594.85. Passed 4 to 0.

Motion by Trustee Rapasadi, seconded by Trustee Lumbrazo, to approve the June 2, 2008 Sewer Fund Abstract in the amount of \$17,503.88. Passed 4 to 0.

Motion by Trustee Rapasadi, seconded by Trustee Lumbrazo, to authorize the Mayor to execute the attached Tax Warrant for the collection of the 2008-2009 Village Taxes in the amount of \$1,600,569.48. Passed 4 to 0.

Motion by Trustee Lumbrazo, seconded by Trustee Sweeney, to adopt the attached Local Law No. 1 of the year 2008, changing a part of the property bearing Tax Map No. 44.21-1-1.111, located at South Main Street, Canastota and owned by Anthony J. DiVeronica from R-1 to Commercial. **Discussion:** Mayor Rouse asked the residents who were present if they wished to speak about the proposed law change. Marty Bargabos asked the Mayor if the law affected only the zone change. Mayor Rouse explained that the Village Board's decision would be limited to the zoning. Any matters involving buffer zones and drainage would be the responsibility of the Planning Board and, if any non-conformities existed, the Zoning Board of Appeals. Jim Bodle asked if the Planning Board would be holding a public hearing regarding the planning so that the public could have the opportunity to be heard. The Mayor explained that only the subdivision process required the Planning Board to hold a public hearing. A public hearing is not required for the site plan process. Mayor Rouse reiterated that the Village Board's responsibility was to decide if this zone change would be potentially beneficial to the community. Passed 4 to 0.

7:17 Public Hearing

The Mayor read the Notice of Public Hearing and the proposed Local Law amending Chapter 105 of the Village Code to provide for the enforcement of fire protection. The Public Hearing was opened and the Mayor advised that this law is being amended as a continuation of the NYS Building Code adopted by the State and was necessary so that the Village could enforce the code on a local level. 1st Assistant Fire Chief Bruce Chandler advised the Board that the Fire Department is already working with the Code Enforcement Officer in this manner. The Mayor asked 3 times if anyone wished to speak in favor of or against the proposed local law with no response.

Motion by Trustee Rapasadi, seconded by Trustee Sweeney, to close the Public Hearing at 7:19 p.m. Passed 4 to 0.

Motion by Trustee Sweeney, seconded by Trustee Lumbrazo, to adopt Local Law No. 2 of the year 2008, amending Chapter 105 of the Village Code to provide for the enforcement of fire protection. Passed 4 to 0.

Correspondence

- Letter from the Fire Department requesting permission to hold 2 boot drives on Peterboro Street under the railroad bridge to raise money for parade uniforms. The Mayor had asked Chief Zophy if this was allowable. Chief submitted a memo advising that the boot drive

could be held if the Fire Department was to solicit from outside the roadway (i.e. sidewalk or parking lot) and did not stand or put trucks in the road. Chief Chandler acknowledged that the boot drive would be conducted from the sidewalk and not in the street.

Motion by Trustee Rapasadi, seconded by Trustee Lumbrazo, to approve the Fire Department's request to conduct a boot drive under the railroad bridge on Peterboro Street on June 7, 2008 between the hours of 10:00 a.m. and 1:00 p.m. and on June 14, 2008 between the hours of 9:00 a.m. and 1:00 p.m. with it duly noted from the Police Chief to the Fire Department about what the Fire Department can do with regard to the road. Passed 4 to 0.

- Letter from Fire Chief Bruce Chandler asking that the Board place the \$6,750.00 spent to repair the roof back into their budget under line item 34104.01.92.

Motion by Trustee Lumbrazo, seconded by Trustee Sweeney, to move \$6,750.00 from insurance recoveries into 34104.01.92 firehouse repairs. Passed 4 to 0.

- Letter from the Fire Department advising that Joe Stagnitti has requested use of the fire department's pole barn on June 29, 2008 for a graduation party. No alcohol will be served and proof of insurance was provided.

Motion by Trustee Lumbrazo, seconded by Trustee Sweeney, to permit Joseph Stagnitti to use the pole barn on June 29, 2008 for a graduation party. Passed 4 to 0.

- Letter from Kid's Day asking for \$1,500 for the 8th Annual Kid's Day Festival to be held on August 9, 2008. Trustee Rapasadi asked what the Town of Lenox contributed. The Mayor believes that the Town contributes the same amount.

Motion by Trustee Lumbrazo, seconded by Trustee Sweeney, to approve the payment of \$1,500.00 to Kid's Day to be split among the Trustees' and Mayor's line items. Passed 4 to 0.

7:25 Public Hearing

The Mayor read the Notice of Public Hearing and the proposed Local Law amending Chapter 73 of the Village Code to provide for the enforcement of unsafe equipment. The Public Hearing was opened and the Mayor advised that, as with the previous law, this law is being amended as a continuation of the NYS Building Code adopted by the State and was necessary so that the Village could enforce the code on a local level. The Mayor asked 3 times if anyone wished to speak in favor of or against the proposed local law with no response.

Motion by Trustee Sweeney, seconded by Trustee Rossi, to close the Public Hearing at 7:27 p.m. Passed 4 to 0.

Motion by Trustee Rapasadi, seconded by Trustee Sweeney, to adopt Local Law No. 3 of the year 2008, amending Chapter 73 of the Village Code to provide for the enforcement of unsafe equipment. Passed 4 to 0.

- Letter from Canastota Kid's Day requesting use of the Firemen's Field and Pole Barn on Saturday, August 9, 2008 from 10:30 a.m. to 6:30 p.m. and access on the Tuesday before to set up.

Motion by Trustee Sweeney, seconded by Trustee Lumbrazo, to approve the use of the Pole Barn by the Canastota Kid's Day Organization on August 9, 2008. Passed 4 to 0.

- Letter from Chief Zophy regarding street closures for the 5K race on June 7, 2008 and the Boxing Hall of Fame Parade on June 8, 2008.

Motion by Trustee Sweeney, seconded by Trustee Rapasadi, to close N. Main Street at the Thruway Bridge south to Rasbach Street, Stroud at Pleasant, Bellview, West Hickory and James Streets, Wilson Avenue at Spencer and North Peterboro Streets on Saturday, June 7, 2008 from 7:30 a.m. until 10:00 a.m. for the 5K race. Passed 4 to 0.

Motion by Trustee Lumbrazo, seconded by Trustee Rapasadi, to close Peterboro Street from Maple Avenue south to Rasbach Street, Prospect Street south to Seneca Turnpike, High Street at East Hickory Street and First Street, Second Street at High and Prospects Streets on Sunday, June 8, 2008 from 11:30 a.m. until 2:30 p.m. for the Boxing Hall of Fame Parade. Passed 4 to 0.

- Letter from the NYS Canal Corporation regarding Canal Splash weekend on August 8 - 10, 2008. The Mayor asked that the letter be forwarded to the Canastota Canal Town Corporation.

Mayor Comments.

The Mayor advised that we have received clarification that the PBA's rights have been transferred to the Teamsters making the Teamsters the exclusive bargaining agent for the PBA, which means that we can now move forward and open negotiations.

Mayor Rouse spoke with the Board about the Christmas tree located in Rotary Park. The DPW will be taking it out this week as it did not survive the transplant. The Mayor is investigating the possible relocation of the tree in the Rite Aid parking lot.

The Mayor reminded the Board that Boxing Hall of Fame is this weekend. The annual inspection of the Fire Department will be at the Firemen's Field at 12:30 on Sunday before the parade.

Mayor Rouse advised the Board that the initial stress test at the Waste Water Treatment Plant has failed. We will possibly be conducting the test again with water pumped into a manhole from the Canal.

The Mayor and the Fire Department truck committee have been meeting regarding a grant for the purchase of a new truck. The committee has been asked to take a look at our rotation schedule for our vehicles to try to look at different options for now and in the future in an effort to keep costs under control.

Trustee Comments.

Trustee Lumbrazo noticed that the street is deteriorating in front of the old Patane house on New Boston Street and it appears that it was a patch from some water or sewer work that occurred within the past couple of years. Mayor Rouse asked Clerk/Treasurer Williams to advise the DPW of the road condition on Tuesday.

Trustee Rapasadi advised that on Thursday night when he was walking through the Village, he removed several garage sale and other such type signs. After the Fishing Derby yesterday, he noticed several signs on poles on Main Street. He is working with Code Enforcement Officer Adsit regarding a new local law to handle these signs. The Mayor let Trustee Rapasadi know that we can remove signs from telephone poles when we find them.

Trustee Sweeney asked about the schedule for paving and curb maintenance for this year. The Mayor advised that he has spoken already with Rick Myers about meeting with DPW Foreman Ron Bennett to decide what sections of Village streets need repair this year. Mayor Rouse commented that with the increased cost of asphalt, we can expect to be able to do less repair work this year. We have also started taking a look at areas in the Village where there has been significant deterioration of curbs due to age, plow damage, etc. With regard to the school and the drainage problems on Chapel, Roberts and Clark Streets, the Mayor advised that we are trying to take care of the water in this area. Rick Myers has met with the school engineers. They are looking at opening a manhole that was found on the school property that could possibly take some of the water to the Chapel Street storm sewers. They are also looking at taking care of water on Clark Street at the Roberts Street

intersection. Clark Street, however, has not been separated. This is an ongoing process that the Village is working with the school to resolve.

Delegations.

Doug Pexton asked the Mayor about sidewalk replacement throughout the Village. Mayor Rouse advised that sidewalk maintenance and replacement is the responsibility of the homeowner. Also, we don't have sidewalks in front of every property in the Village which would make it difficult to justify sharing the expense through taxes. You also have people who have already paid to have their sidewalks replaced.

Tina Chandler asked the Board if it would be willing to have a monument placed somewhere in the Village to honor Lorenzo, the fire investigator dog who passed away this year. Tina advised the Board that Lorenzo investigated over 50 fires and attended many educational events with our local children. The Mayor asked Tina where she would suggest that the monument be placed. Tina suggested next to the Post Office. Mayor Rouse stated that he would not be opposed to looking at it further, suggesting that Tina contact Pexton Memorials to determine the cost of obtaining the monument and asked that she look to the Fire Department for its support. Tina thanked the Mayor.

2nd Assistant Chief Bruce Chandler advised the Mayor that the Fire Department has arranged fire protection for all three sides of the Village during the Hall of Fame Parade. He also asked the Mayor about the status of the Fire Department's request to have the parking evaluated on East Hickory between Peterboro and High Streets. The Mayor will check with Chief Zophy in the morning.

Motion by Trustee Rapasadi, seconded by Trustee Lumbrazo, to adjourn at 8:04 p.m. Passed 4 to 0.

Respectfully submitted,

Catherine E. Williams
Clerk/Treasurer