

VILLAGE OF CANASTOTA
MINUTES
February 2, 2009

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

PRESENT: Mayor Todd Rouse, Trustees Theodore Lumbrazo, Charles Sweeney and AnnMarie Rossi; Village Administrator Larry Carpenter; Recreation Director Carla DeShaw; Village Historian David Sadler; Margo Frink of the Bee-Journal; Lynn Collier of the Oneida Daily Dispatch; Michael Kolodzie and Margaret Kolodzie

ABSENT: Deputy Mayor Scott Rapasadi

Motion by Trustee Sweeney, 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 General Fund Abstract in the amount of \$7,722.09. Passed 4 to 0.

Motion by Trustee Rossi, seconded by Trustee Lumbrazo, to approve the Sewer Fund Abstract in the amount of \$1,318.89. Passed 4 to 0.

Motion by Trustee Sweeney, seconded by Trustee Rossi, to authorize the Mayor to execute the Agreement with Louis B. DeMario Enterprises for sludge removal in the amount of \$388,310.00 for a five-year period from May 21, 2008 to May 20, 2013. **Discussion:** Trustee Sweeney asked if this was the Agreement in its entirety and if it could change. Mayor Rouse stated that the Agreement would not change during the 5 year term. Passed 4 to 0.

Trustee Rapasadi joined the meeting at 7:04 p.m.

Motion by Trustee Lumbrazo, seconded by Trustee Rossi, to approve the attached Bond Resolution authorizing the issuance of not exceeding \$16,500,000.00 bonds of the Village of Canastota, Madison County, New York, to pay the cost of construction of improvements to and reconstruction of sewer transmission and treatment facilities in and for said Village. **Discussion:** Mayor Rouse stated that right now we do not anticipate that the project cost will exceed \$14 million but that we should bond for an overage now so that we don't have to go back and change our resolution. As long as the project stays under \$14 million, the interest rate will be 0%. If it goes over, the interest rate will be 2%. A roll call vote was had: Trustee Lumbrazo - yes; Trustee Rapasadi - yes; Trustee Rossi - yes; Trustee Sweeney - yes; Mayor Rouse - yes. Passed 5 to 0.

Discussion regarding proposed Local Law to authorize inspections of 1 and 2 family non-owner occupied homes by the Codes Enforcement Officer. Mayor Rouse reminded the Board that they received copies of the proposed Local Law at our last meeting. All board members should also have received a copy of a letter in support of the legislation from Code Enforcement Officer Adsit. Administrator Carpenter reviewed with the Board the background of the development of this proposed local law. Currently, 23% of all of the 1 and 2-family residences in the Village are non-owner occupied. The current proposal calls for an annual inspection of 1 and 2 family non-owner occupied homes - Administrator Carpenter suggested that the language could be modified to call for biannual inspections so as not to over-burden the Code Officer. Mayor Rouse stated that the reason that we are pursuing this is to give the Code Officer enforcement authority over properties where landlords are not responsive to the problems that their tenants are having when those problems involve code violations. Administrator Carpenter stated that if you are renting to someone you are conducting a business. Trustee Sweeney asked if other communities are doing anything similar to this. Administrator Carpenter advised that he is not aware of any local communities - just the cities of Buffalo and Rochester. Trustee Sweeney added that 23% appears to be a high number, but he would like to know about other communities with similar populations. Administrator Carpenter will check with other communities but is not certain that the answer will be available. It took a lot of work with the assessor and code officer to determine this figure. Mayor Rouse asked Trustee Sweeney what he is thinking to which Trustee Sweeney responded that he wanted to know how we compared to other communities and what are those other communities doing. Trustee Rapasadi asked what can the Code Officer do if a serious or hazardous violation is found? Administrator Carpenter stated that he would have the ability to have the tenants vacate the property if necessary. Mayor Rouse added that this law would give us the ability to pro-actively address a potential health hazard and/or fire hazard. The Mayor asked Administrator Carpenter what the next step is. Administrator Carpenter stated that we need more answers for the next meeting. The local and County Planning Boards would need to review the proposed law and make recommendations.

Motion by Trustee Lumbrazo, seconded by Trustee Rossi, to authorize the Clerk/Treasurer to issue the following payments for SnowBlast events: \$550.00 for East Shore All Stars for entertainment after the Adult Kick-off Party; \$450.00 for Joe Angerosa for entertainment during the Adult Kick-off Party; \$100.00 for Steven Osinski for DJ services. Passed 4 to 1. Trustee Rossi opposed.

7:15 p.m. Public Hearing on Local Law to Allow Adult Day Care Facilities in R2 and RM Zones.

Mayor Rouse opened the Public Hearing at 7:15 p.m. He read the Notice of Public Hearing aloud and asked if anyone wanted to speak on the law. Mayor Rouse reviewed the history of the local law. He asked 3 times if anyone wanted to speak for or against the local law. He received

no response. Motion by Trustee Rapasadi, seconded by Trustee Sweeney, to close the public hearing at 7:19 p.m. Passed 5 to 0.

The Kolodzies thanked the Board for its efforts.

Resume Regular Meeting

Motion by Trustee Rapasadi, seconded by Trustee Rossi, to adopt Local Law #4 of the Year 2009 to allow Adult Day Care Facilities in R2 and RM zones. Passed 5 to 0.

Correspondence

- Letter from John Bailey notifying us that our representative, Walt Hiscox, has retired and that John will be our contact going forward.
- Letter from the North Country Trail Association regarding the use of the trail by motorized vehicles, specifically snowmobiles. Mayor Rouse reminded the Board that the trail has been closed. Administrator Carpenter added that the Sheriff's snowmobiles are patrolling the Village in an effort to keep snowmobiles off the Village sidewalks and off of the trail.
- Letter from the Madison County Historian regarding the "What Makes Madison County Special" special exhibit in honor of the 170th year of the Madison County Fair.
- Letter from the Canal Clean Sweep asking for participation in the Earth Day events to be held on April 18 and 19.
- Letter from The Madison County Stop DWI Program regarding the recognition luncheon to be held at 12:00 noon on Wednesday, February 18 at the New Beginnings Church in Wampsville. Mayor Rouse and Chief Zophy will be attending.
- Letter from National Grid giving a list of responsible officials who may be contacted in the event of a gas emergency.
- Letter from Time Warner Cable regarding a change in their rates.
- Letter from National Grid regarding the overpayments of local Gross Receipts Tax. Mayor Rouse advised the Board the NYCOM believes that National Grid has made an error and that no money is due from the local municipalities.
- Letter from the Fire Department asking to move \$307.00 from 34102.01.80 (Hand Lights) to 34104.01.99 (Fire Prevention). Trustee Lumbrazo commented that Chris

Hannan does a real good job of fire prevention. Trustee Rapasadi noted that the Fire Department has been moving money and that it appears that there are some issues with budgeting and spending money. Mayor Rouse noted that the problem is in the budget process. Mayor Rouse doesn't mind that the Fire Department moves money, he is just concerned that they are asking for money that they don't need and paying for other items.

Motion by Trustee Lumbrazo, seconded by Trustee Rossi, to transfer \$307.00 from 34102.01.80 (Hand Lights) to 34104.01.99 (Fire Prevention). Passed 5 to 0.

Administrator

Administrator Carpenter is all set.

Department Heads

Recreation Director Carla DeShaw is here to give the Board updated information regarding SnowBlast. She provided the Board members with a copy of the flyer for the events. Carla noted that there has been more community involvement this year with sponsorship of events, the Boy Scouts are sponsoring a food booth at the Spencer Street Park; ZEMS is sponsoring the movie and bonfire after the fireworks; there is an entertainment only ticket for the adults at Rusty's on Friday night - Joe Angerosa is performing from 8:00 p.m. - 10:00 p.m. and the East Shore All Stars will perform from 10:00 p.m. - 1:30 a.m. Both entertainers have significantly reduced their usual fees for performing in an effort to help us with our expenses. The Kid Party will be ending at 10:00 p.m. this year. Joe Capparelli has been working on the fundraising for the fireworks, and once again the local businesses have been very generous with their donations towards the fireworks. Alliance Bank lead the way along with an anonymous donor. Carla noted that Town Clerk Charlene Barres has been working on the basket raffle with Gary DiGeorge and thanked Clerk/Treasurer Williams for her help this year.

Mayor Comments.

Mayor Rouse wants to make sure that the Village gets behind the Bicentennial Celebration. Participation in the public meetings has been low. The Mayor would like the Board members to start talking about the celebration. The committee understands that there are new people in the area who will not know about our past. There are 3 or 4 people who have just moved into the area who are attending the meetings and are bringing an interesting perspective to the planning process. The Mayor went over some of the events that are being considered for that week - they would run from Thursday through Sunday. Trustee Rossi stated that Mike Milmoie had approached her some time ago to see if she would consider holding Kids' Day in conjunction with the Bicentennial - she has not heard from anyone since then. Mayor Rouse advised that Mike is no longer serving on the committee as he has moved out of the community. The Mayor

stated that the Committee is looking for groups to take over parts of the celebration. The Committee meets on the 3rd Thursday of every month in the Board Room. Mayor Rouse wants the Board members to take part in the celebration based on the positions that they hold as elected officials. This is going to be a big undertaking and the Mayor doesn't want us to drop the ball.

Mayor Rouse would like to go into executive session tonight regarding the possible purchase of property regarding the Waste Water Treatment Plant upgrades.

Mayor Rouse asked the Trustees if they will be able to attend our next meeting on February 18, 2009. Trustees Sweeney and Lumbrazo will not be attending.

Trustee Comments.

Trustee Lumbrazo is all set; Trustee Rapasadi is all set; Trustee Rossi is all set; Trustee Sweeney is all set.

Delegations.

Village Historian David Sadler let the Board know that Mohawk Valley Living, a local cable network, will be in the Village on Wednesday, February 4, and will be filming from the Public Library and the Boxing Hall of Fame. They may come to Village Hall. The segment will air on February 8, 2009 at 7:30 p.m.

Trustee Rossi reminded the Board that we will be having a booth at the Health and Wellness Fair at the school. She and Administrator Carpenter are putting together information to display such as Village maps and information on recycling.

Motion by Trustee Sweeney, seconded by Trustee Rossi, to enter executive session regarding the possible purchase of property at 7:54 p.m. Passed 5 to 0.

Motion by Trustee Rapasadi, seconded by Trustee Rossi, to exit executive session at 8:07 p.m. Passed 5 to 0.

Motion by Trustee Sweeney, seconded by Trustee Lumbrazo, to adjourn at 8:08 p.m. Passed 5 to 0.

Respectfully submitted,



Catherine E. Williams

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Clerk/Treasurer