

VILLAGE OF CANASTOTA

MINUTES

May 20, 2013

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

PRESENT: Mayor Carla Deshaw; Deputy Mayor Scott Rapasadi; Trustees Margaret Peters, Bill Haddad and Rosanne Warner; Village Administrator Larry Carpenter; Chief John Massarotti; Bruce Burke from PAC 99.

ABSENT: None.

Motion by Trustee Haddad, seconded by Trustee Peters, to approve the minutes of the May 6, 2013, meeting. Passed 5 to 0.

Motion by Trustee Peters, seconded by Trustee Rapasadi, to approve the General Fund Abstract in the amount of \$36,886.10. **Discussion:** Trustee Peters asked about the purchase of the fresh air blower from Graingers. Administrator Carpenter explained that this is for safety equipment for entering manholes. Trustee Rapasadi asked if we received additional discounts from Graingers. Trustee Peters asked why we are making repairs to the sweeper now and not during the winter - the sweeper should have been ready to go. Administrator Carpenter does not know why the equipment was not worked on before, but we had problems with the sweeper after it had already been out. Trustee Peters believes that this equipment should be ready to go when good weather hits. Passed 5 to 0.

Motion to approve the Sewer Fund Abstract in the amount of \$17,214.74. **Discussion:** Trustee Peters asked why the National Grid bill for the recreation field is more than the bill for the treatment plant. Clerk/Treasurer Williams noted that the bill for the recreation field is actually for the pump station. Administrator Carpenter invited Trustee Peters to come in to the office to review the bills. Passed 5 to 0.

Motion to approve the Economic Development Abstract in the amount of \$205.33. **Discussion:** Trustee Rapasadi asked if this is for the meetings. The Mayor confirmed that it is. Passed 5 to 0.

Motion by Trustee Peters, seconded by Trustee Warner, to approve the request of Chief Zophy to amend the May 6, 2013 Board approval of training from Suffolk County on May 21-23, 2013 to Buffalo, New York on June 3 - 6, 2013 for Officers Jones, Gates and Lowell. There is no cost for the training. Use of the administrative vehicle is requested. The payroll, meals, gas and lodging costs are estimated to be \$2,284.00 (see the attached request). **Discussion:** Administrator Carpenter explained that the reason for the change is that when the Chief attempted to make the reservation, it was sold out. Trustee Peters asked if the costs were the same. Administrator Carpenter noted that it should be less for the gas. The Board briefly discussed the nature of the training. Passed 5 to 0.

Motion by Trustee Rapasadi, seconded by Trustee Haddad, to authorize the following charges to be relieved to the 2013-2014 Village Taxes for unpaid code violations: \$555.00 against property located at 160 East Center Street bearing Tax Map No. 36.63-1-2; \$285.00 against property located at 300 North Main Street bearing Tax Map No. 36.45-2-27. **Discussion:** Trustee Rapasadi asked if the \$285 was for mowing. Trustee Haddad noted that it was and that the information was in the packet.

Trustee Peters asked if we were treating everyone equally. Administrator Carpenter stated that we are. Passed 5 to 0.

Motion by Trustee Haddad, seconded by Trustee Warner, to authorize the following charges to be relieved to the 2013-2014 Village Taxes for unpaid water/sewer charges at the request of OCWA: \$562.09 against property located at 101 Douglas Heights bearing Tax Map No. 36.19-1-1; \$627.33 against property located at 410 North Main Street bearing Tax Map No. 36.38-1-7; \$245.94 against property located at 212 Wilson Avenue bearing Tax Map No. 36.38-1-14; \$1,862.73 against property located at 202 Wilson Avenue bearing Tax Map No. 36.38-1-17; \$120.75 against property located at 104 Mary Street bearing Tax Map No. 36.40-1-3; \$326.06 against property located at 114 Ball Avenue bearing Tax Map No. 36.46-1-20; \$489.43 against property located at 123 Lamb Avenue bearing Tax Map No. 36.53-1-68; \$204.37 against property located at 114 MacArthur Place bearing Tax Map No. 36.54-1-7; \$994.91 against property located at 102 Diamond Street bearing Tax Map No. 36.54-2-26; \$811.41 against property located at 207 East Chapel Street bearing Tax Map No. 36.54-2-33; \$264.42 against property located at 102 Mechanic Street bearing Tax Map No. 36.54-2-37; \$505.47 against property located at 115 Clark Street bearing Tax Map No. 36.55-1-12; \$463.63 against property located at 122 East Chapel Street bearing Tax Map No. 36.55-1-22; \$314.20 against property located at 456 EN Canal Street bearing Tax Map No. 36.56-1-12; \$162.04 against property located at 155 Barlow Street bearing Tax Map No. 36.61-1-18; \$691.52 against property located at 251 South Peterboro Street bearing Tax Map No. 36.70-1-8 (Note: This list may be adjusted due to payments received by OCWA prior to issuance of the tax bills by the County Real Property Tax Office.) **Discussion:** The Board discussed whether or not it is necessary to read all motions in their entirety. Passed 5 to 0.

The Board discussed the open Acting Village Justice position. Administrator Carpenter asked that we just discuss this matter now and leave the motion until the June 3, 2013, board meeting as it will require an amendment to the 2013-2014 budget. Justice Sturdevant of the Town of Lincoln had to decline the appointment for personal reasons. Justice Kissel of the Town of Lincoln will accept the appointment, but is asking for a salary of \$2,500.00 to accept the position.

The Board had a discussion regarding a proposed contract with the Madison County Landfill for the disposal of WWTP Bio-solids/leachate. Administrator Carpenter provided the Board with a Memorandum from the County Attorney regarding the proposal. The reason for entering into the Agreement with the County was discussed. The current contract for sludge removal and land spreading of biosolids from our WWTP expires this year. Administrator Carpenter approached the County about taking our sludge. The County also needed a back-up to the back-up for the leachate. It is unlikely that we will ever see any leachate from the Landfill. The proposed Agreement would be for a period of 20 years with two (2) renewals. Trustee Peters asked if this had to go to the County Board. Administrator Carpenter advised that the Solid Waste Committee has approved the Agreement and the Chairman was also in favor. Trustee Peters asked if this proposal has been offered to any other municipalities or if other municipalities want to be involved. Trustee Rapasadi asked how we will get the sludge to the Landfill. Administrator Carpenter advised that we have a truck that OMI uses to take the sludge from the WWTP to the land spreading area. Administrator Carpenter negotiated with OMI to haul the sludge to the Landfill. Trustee Peters asked about the 360

permit. Administrator Carpenter noted that we have started the process of adding this to the permit. The Board discussed the length of term of the contract. Administrator Carpenter advised the Board that with the new process, we will save the Village \$50,000.00 a year. The Village attorney has seen the Contract. Trustee Peters is concerned that we may have a problem when the other municipalities see this.

Motion by Trustee Haddad, seconded by Trustee Rapasadi, to accept the proposed Agreement with Madison County Solid Waste and authorize the Mayor to execute the Contract. **Discussion:** Trustee Peters asked if we had a letter from endorsement from the EPA and DEC or our attorney. Administrator Carpenter spoke with our attorney and has a letter from the Landfill and the DEC. Trustee Peters asked if we had authorization from some of the regulatory agencies. Administrator Carpenter noted that discussions have been had but he is not saying that we have authorization. Trustee Peters asked if this will interfere with our present funding. Administrator Carpenter stated that it will not and advised the Board that DEC wants to get away from land spreading. Trustee Peters again noted that our grant stated that we are land spreading and believes that we should bring this to the funding agencies. Administrator Carpenter advised the Board that DEC controls this and is trying to get away from land spreading. He does not feel that it will be a problem with Rural Development. Mayor DeShaw is not concerned about their being a problem. Mayor DeShaw asked Administrator Carpenter to check on this. Trustee Haddad asked if this falls apart with the regulatory problems, can we get out of the contract. Administrator Carpenter stated that DEC will not make the change to our permit without the signed contract. Trustee Peters asked if we had a letter from Jim Stokes. Administrator Carpenter, as the Village Administrator, has been telling the Board that our attorney approved this contract. Trustee Peters would like documentation of the approvals from the agencies and attorneys. Passed 4 to 1. Trustee Peters opposed.

Mayor DeShaw asked Administrator Carpenter to have the Village Attorney send an email to Trustee Peters.

The Board discussed the renewal of the contract with OMI which expires a year from now. This was brought up because of the discussion about transportation of the sludge from the WWTP to the Landfill. Administrator Carpenter looked for other arrangements - he made calls looking for other haulers at a cost of \$26,500.00. He spoke with OMI since they do it currently. OMI is willing to haul the sludge to the Landfill, which lead to a discussion about changing the current contract. They now take about 60 trips a year to the land spreading facility. The new arrangement with the Landfill will require 3 - 4 trips a week. Administrator Carpenter negotiated with OMI to keep the current contract in place until 13-14 under which they will transport the sludge to the landfill at no additional charge. Next year the contract will increase to \$225,000 from the current amount of \$187,500. The new amount also includes additional personnel - we needed two employees with the upgrades. Adding ½ employee and transporting the sludge to the landfill for the additional cost. Mayor DeShaw noted that OMI had proposed an escalation clause which she rejected. The terms will stay this way for five (5) years. Trustee Rapasadi thought that the upgrade was going to save us money on the contract - he did not realize that it would cost us more money to operate the plant. Mayor DeShaw advised the Board that OMI is transporting the sludge to the landfill for free this year and they want to know that they have a contract for the next five (5) years. Trustee Peters asked if the

upgrades increased our capacity. Administrator Carpenter confirmed that they did - we can treat 4 million gallons a day and our overflows are down. The Mayor noted that we can now even handle an increase in flow from Queensboro.

Motion by Trustee Rapasadi, seconded by Trustee Haddad, to accept the renewal of the contract with OMI to operate the Wastewater Treatment Plant and to approve that the Mayor execute the contract. **Discussion:** Trustee Warner understands the idea of wanting to put something in place that won't expire until next year, but is uncomfortable voting on it tonight. The Mayor believes that if we are not entertaining another vendor for the sewer plant, that we could go forward with this contract. Trustee Rapasadi does not believe that we should look at changing our service at the plant. Trustee Peters asked what it cost us when we ran the plant ourselves. Administrator Carpenter does not know as he was not here then. He has heard that the Village made a great decision to contract for the operation of the plant. Trustee Peters asked why we would renew a contract that does not expire until next year. Mayor DeShaw explained that they would hold up the other contract with the County if they don't know that they will be our contractor next year. Administrator Carpenter added that the vendor wanted to redo the contract this year and he renegotiated with them to give us free service this year based on knowing that they will be here next year. Trustee Peters asked about the Village's previous operator. Passed 5 to 0.

The Board discussed the paving of the Village streets. Administrator Carpenter reviewed the estimates from Suit-Kote. Administrator Carpenter, DPW Foreman Tornatore and Suit-Kote reviewed the Village streets. Our CHPS money increased this year to \$90,182.35. We have \$186,916.20 available for paving. The proposal for Suit-Kote is \$144,002.08 leaving a balance of \$42,914.12. The estimates were reviewed. Administrator Carpenter advised the Board that this is cold mix paving and is a mixture of State and County bid pricing. Trustee Peters asked if this is the same company that backed out at the last minute last year. Trustee Rapasadi asked about the cost if we put this out to a paving company. Administrator Carpenter does not know what it would cost with a paving company. Trustee Peters has a problem not going out to bid on this. Administrator Carpenter advised that it was already bid by the State and County. The Mayor asked if we were doing Barlow Street. Administrator Carpenter advised that we are waiting until after construction of the Food Hub to do Barlow Street. Trustee Peters is concerned about pot holes and areas of grade to bring it to where it will be at grade. Administrator Carpenter noted that we are milling so the road will be at manhole grade. This is not the slurry process - this is cold mix paving. The Mayor noted that slurry seal is on the contract. The estimate was discussed with regard to how much will be slurry seal and how much will be cold mix paving. Trustee Peters believes that we can get a better price if we go out to bid. The Board discussed the decision to use Suit-Kote for this year's paving project. Trustee Warner asked why we would use them after they backed out last year. Administrator Carpenter noted that they are used by Fayetteville and Manlius. Trustee Haddad found a discrepancy in the cost of the stone between the proposals. Administrator Carpenter has \$33,000 that we have not accounted for and would like to do East Center Street including the apron to the Fire Department. Suit-Kote would not be the right process for this. The County is doing their streets in the Village. Administrator Carpenter would like to piggy back on the County's contract for East Center Street. Trustee Peters disagrees that we should go with Suit-Kote based on last year and feels that if we go out to bid we might find it cheaper. Administrator Carpenter noted that we

are allowed to use the County and State's bids so we don't have to go out to bid. We pay for the equipment. Trustee Warner asked about a time line for the work to be done. Administrator Carpenter advised 3 weeks. Trustee Warner is concerned about problems again this year. Trustee Peters believes that we should give the local company who helped us out last year the opportunity to bid on this. Mayor DeShaw asked Administrator Carpenter if the local companies do this process. Administrator Carpenter advised that they do not. Trustee Haddad asked what is the difference in the dense grading of the streets - 3 inches vs. 2.5 inches. Administrator Carpenter believes that it is basically about what is there currently.

Motion by Trustee Haddad, seconded by Trustee Rapasadi, that we accept the three (3) quotes with the understanding that we check on the price difference on the stone and that the work will be done by July 15, 2013. **Discussion:** Trustee Rapasadi stated that we should go back to them and if there is a problem with the date we should go out to bid now. Administrator Carpenter explained that the cold weather at the end of the year was part of the problem last year. Mayor DeShaw is concerned about the timing with the Boxing Hall of Fame. Passed 4 to 1. Trustee Peters opposed. Trustee Peters feels that we should give an opportunity to surrounding contractors to have a chance to bid.

Motion by Trustee Peters, seconded by Trustee Rapasadi, to approve Chief of Police Zophy to hire a new part time Police Officer Michael R. Jiusto. **Discussion:** The Mayor noted that Chief Zophy is building his part-time list. Passed 5 to 0.

Motion to approve the request for street closure changes for the Nate the Great 5K on June 8, 2013 (see attached). Passed 5 to 0.

### **Correspondence.**

None

### **Administrator.**

Administrator Carpenter reminded the Board of the Memorial Day Parade this Monday at 10:00 a.m. Meet at 9:30 at the school to be in the parade. Mayor DeShaw added that the service at Clark Park is at 11:00 a.m. and she is speaking.

Administrator Carpenter received a request from a resident who bought a commercial hot dog wagon. He is using it at the school. We currently charge \$50.00 a week for a vending permit. The resident is requesting that we reduce the amount that we charge. The Board discussed the matter of amending the local law to change the fee. The Mayor would like us to look at other communities and give people the opportunity to do business in our community. Administrator Carpenter wants to make sure that our local business people are protected. Mayor DeShaw does not believe that it will happen this year, but we will get comparisons and look at our law.

Administrator Carpenter advised that we received \$1,683 from the State for recreation. This is the last year to receive these funds.

The Over The Hill Gang is requesting payment for the Fishing Derby.

Motion by Trustee Peters, seconded by Trustee Warner, to pay \$500 to the Over The Hill Gang. **Discussion:** Trustee Haddad asked if this was a request to hold the event or is this a request for the money. The Mayor asked about the plan for clean up after the event. Administrator Carpenter believes that it is the same as last year, noting that the Village does not do the cleanup. The Mayor asked what we want to see for future Fishing Derby events. Trustee Rapasadi believes that the group should pay for the cleanup just like the school charges for the use of the school. Trustee Peters believes that if we contact the Over the Hill Gang, we could talk with them. She would like Administrator Carpenter to go to the group and ask about a plan. Passed 5 to 0.

Administrator Carpenter advised that we need to buy a handicap lift for the pool. The cost is \$4,189.88 and is required by ADA. We would need to increase line 73104.01 Youth Programs in the existing budget. The history of the requirement was discussed. Trustee Peters doesn't understand why we did not move on this in the fall when we first discussed it. Administrator Carpenter advised that the requirement had been delayed by the State. We held off to see if we would need it or not. Trustee Peters asked about the other compliance matters that we have to do. The question of installation of the device was discussed. It is a portable unit.

Motion by Trustee Rapasadi, seconded by Trustee Warner, to increase line 73104.01 Youth Programs by \$4,189.99 from fund balance. Passed 5 to 0.

Administrator Carpenter advised that the County work crew is painting the inside and outside of the pool. Marge Morgan, the Pool Director, is putting together a list of new signs that are needed.

### **Department Heads.**

Fire Chief Massarotti asked the Board to approve Fire Fighter I training for Zach Burch, Will Stuy and Dave Coates in Munnsville. The training is 100 hours and will take most of the summer.

Motion by Trustee Haddad, seconded by Trustee Rapasadi, to approve Fire Fighter I training for Zach Burch, Will Stuy and Dave Coates in Munnsville. Passed 5 to 0.

Fire Chief Massarotti would like permission to take an engine to the parade in Oneida on Friday.

Motion by Trustee Rapasadi, seconded by Trustee Warner, to authorize the Fire Department to take an engine to the parade in Oneida on Friday. Passed 5 to 0.

Chief Massarotti advised that he is trying to get a grant for the fire training building. The Boxing Hall of Fame Parade is the Fire Department's annual inspection. Chief Massarotti would like permission for some members to attend flash over simulator training with the County at a cost of \$105 each to be held in Munnsville.

Motion by Trustee Peters, seconded by Trustee Warner, to approve a per person charge of \$105.00 not to exceed a total of \$2,500.00 to go to Munnsville for flash over training on May 31, June 1 and June 2 with approval to take an engine. Passed 5 to 0.

Chief Massarotti asked for an update on the park. The Mayor stated that she met with the committee and they decided to have someone to design the park. Administrator Carpenter noted that nothing has transpired since then. The designer is gone for two (2) weeks then will get back to us. Mayor DeShaw asked if we had a date and asked Administrator Carpenter to contact Brandon to schedule another meeting.

### **Mayor.**

The Mayor has had three (3) meetings with the Business Revitalization Group. She presented the former Elan Plan to the group. They went through the plan and talked about community development. The group wants a facade improvement project. Many business owners seem to be supportive. At the end of the meeting they created a group made up of building owners and business people. They will walk with Lisa from Elan and discuss what we want and give her ideas with the goal as to how the downtown can blend with the three (3) blocks. The group will meet again and talk with the walk through group and hope to apply for a grant. The REDC applications are supposed to be available in July. Trustee Peters asked if we had money left from the grant for the downtown section. The Mayor advised that we have an Economic Development Fund.

The Title Town Festival was discussed.

The Mayor advised that we have an intern this year. Hailie Chandler wants to work with our Recreation Department. Marge Morgan is excited to help. The Mayor asked for thoughts and ideas for Hailie to be emailed to the Mayor. She will be working with Marge at the pool and will be involved in the playground and with the Recreation Commission.

### **Trustee Comments.**

Trustee Rapasadi is all set.

Trustee Warner will forward an email she received regarding REDC applications. The playground park will be re-worked. Peter Finocchairo would like to give another presentation. Trustee Warner asked about the concert schedule. The Mayor has 7 of 10 spots filled. The concerts will start July 11. Trustee Warner asked about the sidewalk plan. Administrator Carpenter noted that there is no play yet. Trustee Warner asked if we were hiring an MEO. The Mayor advised that we conducted interviews and we are contacting a candidate today. We should have an appointment at our next meeting. We ran an ad and selected eight (8) people to interview. The committees recommended candidates to the Mayor. Both committees selected the same person.

Trustee Peters asked if there was a facility meeting tomorrow at the school. Administrator Carpenter sent an email and has not heard. The Mayor asked Administrator Carpenter to confirm the meeting

tomorrow. Trustee Peters asked about the revised minutes. Clerk/Treasurer Williams noted that they are not done yet. Trustee Peters asked if there was a cost for the assessment on the Terrace property. Administrator Carpenter stated that there was not. Trustee Peters asked if there was a cost for the BOCES kids to work at the industrial park. Administrator Carpenter stated that there should not be. The Mayor asked Trustee Peters to bring the computers back from Stoneleigh so the Mayor can get them to the college for service. Trustee Peters will speak with Liz Garafalo and asked if the program can continue in the fall. The Mayor stated that it could, but she needs the computers now for training at the college. The computer program at Stoneleigh was discussed.

Trustee Haddad advised that he has a conflict for the June 3 meeting and may not be here. He is trying to clear it up. He has changed the locks at the Rec Field. Administrator Carpenter gave an update of the maintenance at the Rec Field. He believes that things are going very well down there. Trustee Haddad is overall very pleased - there are still discussions going on. He talked with DPW Foreman Tornatore to talk with Chief about doing some more patrols. Regarding the changed locks - Trustee Haddad told the managers for Little League, got with the Men's League as well as DPW. Trustee Peters asked about the procedure for hiring the part-time seasonal workers. Administrator Carpenter advised that he called the school and spoke with them to let them know that there were positions available. We hired two (2) of the persons back from last year. Had a BOCES student that was an intern and hired him. He was a good worker and DPW Foreman Tornatore wanted him. We accept applications at the office and hire someone from there.

Trustee Haddad spoke about a safety net for the outfield area near the concession stand to protect the people in and near the concession stand. The cost is approximately \$2,000 for this year. He is trying to get poles donated. The net will be 14 feet above and 200 feet long. Administrator Carpenter asked if this was for this year or next year. Trustee Haddad stated that it was for this year. The Mayor asked where we are with the plans for the concession stand. Administrator Carpenter put two (2) calls in to BOCES and has not heard back. Trustee Haddad reminded people about the School Board vote tomorrow.

**Delegations.**

None.

Motion by Trustee Warner, seconded by Trustee Haddad, to adjourn at 9:20 p.m. Passed 5 to 0.

Respectfully submitted,

*Catherine E. Williams/s*

Catherine E. Williams  
Clerk/Treasurer