

VILLAGE OF CANASTOTA
MINUTES
May 2, 2016

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 (7:08 p.m.); Trustees Bill Haddad and Rosanne Warner; Village Administrator Larry Carpenter; Kenneth Taylor-Roher and Bruce Burke of PAC 99.

ABSENT: Trustee Jeffrey Carpenter.

Motion by Trustee Warner, seconded by Trustee Haddad, to approve the amended minutes of the April 7, 2016, meeting. Passed 3 to 0.

Motion by Trustee Haddad, seconded by Trustee Warner, to approve the minutes of the April 18, 2016, meeting. Passed 3 to 0.

Motion by Trustee Warner, seconded by Trustee Haddad, to approve the following budget transfer: Move \$181.20 from 83504.01 (Village Contribution) to 14204.01 (Village Attorney); move \$369.32 from 14204.02 (Attorney Fees) to 19905.02 (OCWA Billing Fees). Passed 3 to 0.

Motion by Trustee Haddad, seconded by Trustee Warner, to approve the General Fund Abstract in the amount of \$32,332.38. Passed 3 to 0.

Motion by Trustee Warner, seconded by Trustee Haddad, to approve the Sewer Fund Abstract in the amount of \$21,399.17. Passed 3 to 0.

Delegations.

None.

Motion by Trustee Warner, seconded by Trustee Haddad, to approve a credit in the amount of \$92.36 against the sewer charges assessed to Francis Albanese March 31, 2016, OCWA bill for property located at 217 Second Street, representing 53% of the total sewer charges of \$174.27. (Note: OCWA gave a credit of \$69.71 representing 53% of the water charges of \$132.29. The reason for the high consumption was reported as a running faucet.) Passed 3 to 0.

by Trustee Haddad, seconded by Trustee Warner, Motion to approve the ACH payment to USDA Rural Development from the Sewer Fund in the total amount of \$15,345.00 for principal of \$9,000.00 (97106.02 Debt Service) and interest of \$6,345.00 (97107.02 Interest on Debt Service) owed on the 1999 Phase II Bond. Passed 3 to 0.

Motion by Trustee Warner, seconded by Trustee Haddad, to approve the ACH payment to USDA Rural Development in the amount of \$3,937.50 from the Sewer Fund (97107.02 Interest on Debt

Service) for interest owed on the 1998 Phase I Serial A Bond. Passed 3 to 0.

Motion by Trustee Haddad, seconded by Trustee Warner, to approve the ACH payment to USDA Rural Development in the amount of \$1,282.50 from the Sewer Fund (97107.02 Interest on Debt Service) for interest owed on the 1998 Phase I Serial B Bond. Passed 3 to 0.

Motion by Trustee Warner, seconded by Trustee Haddad, to appoint Debra Ford to the Housing Authority for a 3-year term. **Discussion:** Mayor DeShaw thanked Debbie for serving. Passed 3 to 0.

Administrator Carpenter introduced the Board to Ken Taylor-Roher, applicant for the open MEO position with the DPW, and gave the Board a little background on Ken's work history. Ken told the Board that he is glad to be here. The Mayor noted that Ken's resume is available in the office if anyone would like to view it. The Mayor was impressed with his resume and stated that Ken has great skills. Mayor DeShaw believes that Ken will be a great advocate and representative for the Village.

Motion by Trustee Haddad, seconded by Trustee Warner, to appoint Kenneth Taylor-Roher as an MEO effective May 16, 2016 at Step 4. Passed 3 to 0.

Motion by Trustee Haddad, seconded by Trustee Warner, to approve the use of the parking lot at the Recreation Field by the American Diabetes Foundation on Sunday, June 12, 2016, between 8:00 a.m. and 1:00 p.m. for a rest stop on the Tour de Cure. **Discussion:** The Mayor asked if this will interfere with the Boxing Hall of Fame Parade. Administrator Carpenter stated that it does not and that he checked with Charlene Barres and Chief Zophy - there are no problems. Passed 3 to 0.

Deputy Mayor Rapasadi joined the meeting at 7:08 p.m.

Motion by Trustee Rapasadi, seconded by Trustee Warner, to approve payments \$2,594.94 from the General Fund to MBI to health insurance debit card transactions from March 1, 2016 to March 31, 2016. Passed 4 to 0.

Motion by Trustee Warner, seconded by Trustee Haddad, to approve the attached request of the Canastota Volunteer Fire Company, Inc., to hold a chicken BBQ fund raiser on Sunday, June 12, 2016, in the Dunn's Bakery parking lot. **Discussion:** Mayor DeShaw believes that they are hiring it out to Scotty's and that Scotty's is working with the Department of Health for the proper approvals. The Mayor hopes that they advertise the event. Trustee Rapasadi is concerned about how people will get in there during the parade.

Correspondence.

- Letter from the Department of Public Service regarding a Current Energy Standards Program.
- The Mayor received an email today from Penny Pickard containing two (2) letters - one complaining about the sidewalk at 221 North Peterboro Street. The Mayor sent Code Enforcement Officer Mike Adsit to look at it. The second one will be forwarded to the Codes Committee for them to consider garbage cans not being left in the front of houses. The Mayor thinks that it is a good recommendation but is not sure how much we want to tell people what to do - she believes that this will bring good discussion in front of the committee.

7:15 Public Hearing - Drug Paraphernalia Moratorium

The Mayor opened the public hearing at 7:15 p.m. and read the Notice aloud. Mayor DeShaw read the GML recommendation from the County. It was returned for local determination.

Mayor DeShaw asked three (3) times if anyone wanted to comment on the proposed local law. She received no responses. The public hearing was closed at 7:19 p.m.

Motion by Trustee Haddad, seconded by Trustee Warner, to adopt the following:

**RESOLUTION ADOPTING LOCAL LAW 2016-1
ENACTING A ZONING MORATORIUM LOCAL LAW OF THE VILLAGE OF
CANASTOTA RELATING TO HEAD SHOPS**

WHEREAS, proposed legislation denominated Local Law No. 1 of the Year 2016 of the Village of Canastota, entitled “A Local law imposing a moratorium on the establishment of new businesses selling drug paraphernalia or synthetic marijuana within the Village of Canastota”, has been duly introduced before this Board, and

WHEREAS, upon notice duly published, posted and served as required, a public hearing on the adoption of proposed Local Law 2016-1 of the Village of Canastota was held by this Village Board of Trustees on May 2, 2016, and

WHEREAS, pursuant to a referral duly made pursuant to the provisions of Section 239-m of the General Municipal Law, the Madison County Planning Agency has reviewed proposed Local Law 2016-1 and has recommended that the question of the adoption of this local law be returned to this Board of Trustees for local determination, and

NOW THEREFORE, IT IS HEREBY RESOLVED that the adoption of this proposed legislation of the Village of Canastota entitled “A Local law imposing a moratorium on the establishment of new businesses selling drug paraphernalia or synthetic marijuana within the Village of Canastota”, is a Type II action as defined by the implementing regulations of the New York State Environmental Quality Review Act, and it is hereby further

RESOLVED, that after due deliberation, this Village Board finds it in the best interest of the Village of Canastota to adopt this proposed legislation of the Village of Canastota, entitled “A Local law imposing a moratorium on the establishment of new businesses selling drug paraphernalia or synthetic marijuana within the Village of Canastota”, and further finds the proposed local law to be in accordance with the comprehensive plan for the Village of Canastota, and does hereby adopt and enact this local law as presented. The Village Clerk is hereby directed to enter said local law in the minutes of this meeting and in the Local Law Book of the Village of Canastota, and to give due notice of the adoption of said local law to the Secretary of State.

The Clerk/Treasurer took a roll call vote of the Board members present:

Mayor DeShaw	Aye
Trustee Rapasadi	Aye
Trustee Haddad	Aye
Trustee Warner	Aye

Carried 4 to 0.

Administrator.

Administrator Carpenter reported that the Canal Clean Up on Saturday was a huge success - there were over 40 people participating - mostly adults and some families.

Administrator Carpenter distributed to the Board a list of streets that are being proposed for repair under the 2016-2017 budget. Administrator Carpenter advised that what we do will depend on our budget. The budget was discussed. East Center Street will be done as will a road in the Industrial Park. Administrator Carpenter reported that the Town of Lenox has been working with us on ditches in the Industrial Park and advised the Board that we did work on this road 6-7 years ago, but with the big trucks that park on the shoulder of the road, it is again in need of repair.

Administrator Carpenter has been asked by Joe DiGiorgio, Canal Town Museum President, to have the Board members come to see what the village is getting for the money that we give to the museum. The museum hours of operation were discussed - the museum will be staffed beginning tomorrow. Administrator Carpenter also noted that tours are always available by appointment. The Board will visit the museum at 6:00 on June 20, 2016, before our regular meeting.

Trustee Warner questioned the dimensions that were given for road work on Charles Avenue and Den Whitt Terrace. A resident had mentioned to her that the road is sinking in front of his house on Den Whitt. Administrator Carpenter will look into this. Mayor DeShaw asked Administrator to also check on Lewis Street between Peterboro and Main Streets.

Trustee Comments.

Trustee Rapasadi asked about the sign at the former pizza shop on the corner of Peterboro and Canal Streets - it looks bad. Mayor DeShaw has been working with the owner to clean up the area - she has turned this over to the Codes Enforcement Officer.

7:30 Public Hearing - Solar Energy Moratorium

The Mayor opened the public hearing at 7:30 p.m. The Notice of Public Hearing was read aloud. Mayor DeShaw noted that the Madison County Planning Department has reviewed this matter under GML 239 and has returned it for local determination. The Mayor asked three (3) times for comments on the proposed local law regarding the solar energy facilities moratorium. She received no response. The public hearing was closed at 7:35 p.m.

Motion by Trustee Rapasadi, seconded by Trustee Warner, that we adopt the following:

**RESOLUTION ADOPTING LOCAL LAW 2016-2
ENACTING A ZONING MORATORIUM LOCAL LAW OF THE VILLAGE OF
CANASTOTA RELATING TO GROUND SOLAR ENERGY FACILITIES**

WHEREAS, proposed legislation denominated Local Law No. 2 of the Year 2016 of the Village of Canastota, entitled “A Local law imposing a moratorium on the establishment of ground solar energy facilities within the Village of Canastota”, has been duly introduced before this Board, and

WHEREAS, upon notice duly published, posted and served as required, a public hearing on the adoption of proposed Local Law 2016-2 of the Village of Canastota was held by this Village Board of Trustees on May 2, 2016, and

WHEREAS, pursuant to a referral duly made pursuant to the provisions of Section 239-m of the General Municipal Law, the Madison County Planning Agency has reviewed proposed Local Law 2016-2 and has recommended that the question of the adoption of this local law be returned to this Board of Trustees for local determination, and

NOW THEREFORE, IT IS HEREBY RESOLVED that the adoption of this proposed legislation of the Village of Canastota entitled “A Local law imposing a moratorium on the establishment of ground solar energy facilities within the Village of Canastota”, is a Type II action as defined by the implementing regulations of the New York State Environmental Quality Review Act, and it is hereby further

RESOLVED, that after due deliberation, this Village Board finds it in the best interest of the Village of Canastota to adopt this proposed legislation of the Village of Canastota, entitled “A Local law imposing a moratorium on the establishment of ground solar energy facilities within the Village of Canastota”, and further finds the proposed local law to be in accordance with the comprehensive plan for the Village of Canastota, and does hereby adopt and enact this local law as presented. The Village Clerk is hereby directed to enter said local law in the minutes of this meeting and in the Local Law Book of the Village of Canastota, and to give due notice of the adoption of said local law to the Secretary of State.

The Clerk/Treasurer took a roll call vote of the Board members present:

Mayor DeShaw	Aye
Trustee Rapasadi	Aye
Trustee Haddad	Aye
Trustee Warner	Aye

Carried 4 to 0.

Mayor.

Mayor DeShaw reported that she has begun meeting with downtown property owners this week. The meetings are going well and the owners are excited - the Mayor is meeting with them individually. The meetings will continue this week. Mayor DeShaw had a great meeting with the new owner of the old Canastota Fruit Store - he also owns CNY Mechanical. The previous owner of this building did a great job of improving the building and there are just a few items to do for the Codes Office. The new owner would like to work with us on a Main Street Grant to remove the facade. Once the Grant comes around again, if the property owner is ready, we will work with him on that Grant. The Mayor advised that commercial first floor space needs work and the Main Street Grant is for first floor commercial space with residential above it. The Mayor believes that he will be a good property owner adding that he has expressed concern about his clients and she believes that he will work to take care of them.

Trustee Rapasadi advised the Mayor and the Board that Financial Quest has moved out of their office on South Peterboro Street.

Mayor DeShaw asked if the drawings that she requested for the canal area were available. Administrator Carpenter does not have them yet. The Mayor also wants pictures of the light poles to share with the property owners.

The Mayor reported that she is trying to get updated information for the newsletter. She is updating the information. Kelly is busy with graduation preparation at Morrisville College.

Mayor DeShaw met with DPW Foreman Tornatore tonight regarding brush pickup. The Mayor shared some pictures that TJ gave her of what the brush piles look like around the Village. He has asked that we put in the newsletter a description of the program parameters, what we will pick up and what we won't. Mayor DeShaw stated that TJ also wants a tag for the Green Waste Program and shared a copy of what he would like the tag to look like. The Mayor asked Administrator Carpenter to work with DPW Foreman Tornatore on this and speed this up if we can. Mayor DeShaw is thinking about doing a direct mailing to homeowners regarding garbage and brush. Trustee Rapasadi advised the Board that Camillus only picks up brush four (4) times during the summer. The Mayor likes that we do the pick up every Monday. She feels that it keeps our Village neat and clean. Administrator Carpenter stated that he researched this when he was trying to get leaf bags from Lowes. They are giving us 2000 bags for free and the BOCES kids will bring them door-to-door this summer. We can prepare a letter for the kids to distribute also. The Board discussed how and where we will give the letters. Administrator Carpenter talked to the Board about the new tag that will be used for green waste and they discussed the proposed rules for the tag.

Mayor DeShaw advised the Board that police negotiations are beginning - meeting dates have been set. Trustee Rapasadi advised that he may not be able to make the meeting in June. He asked for an email with all of the meeting dates.

The Mayor asked if we have received the signed CSEA contract. Administrator Carpenter has not received the signed contract and advised that the CSEA representative has been on vacation.

Trustee Comments.

Trustee Warner asked Administrator Carpenter for an update on the creeks. Administrator Carpenter is still working on this. He has reached out to the DEC and the Cowaselon Board - they are talking about doing a grant application. Trustee Warner asked if we found out anything about the catch basin in front of the post office. Administrator Carpenter advised that DPW Foreman Tornatore believes that it is just ground water and nothing serious adding that there is a lot of ground water all over the Village like that. Trustee Rapasadi noted that he saw a shopping cart in the creek next to Basilio's on James Street. Administrator Carpenter will have it removed. Trustee Warner asked about the status of the house on Caroline Street. Administrator Carpenter advised the Code Enforcement Officer Adsit is working on this. Trustee Warner is concerned that it is getting worse. Administrator Carpenter will follow up on this tomorrow. The Mayor asked that Administrator Carpenter get an update on this property and send an email to the Trustees tomorrow.

Trustee Haddad is surprised former Trustee Ted Lumbrazo is not here this evening. Mr. Lumbrazo suggested that we do what his community in North Carolina does - the community provides the garbage can and that is all of the garbage that will be picked up. Administrator Carpenter saw the recycling truck at the DPW today at about 11:30 a.m. covered up. Trustee Haddad is hearing complaints from many residents about problems with garbage and recycling. Administrator Carpenter advised that the last two (2) weeks have been getting much better compared to the last six (6) weeks, stating that the sticker program is working very well. The Mayor asked the Trustees to direct questions from residents to the office in an email. Administrator Carpenter advised that if something is left behind, he or CEO Adsit go out and look at it and there is usually a good reason for something that is left behind. Trustee Haddad talked about the discussion from the joint meeting about the panic button in the building. Trustee Haddad is looking at options. Trustee Haddad advised that the Recreation Board is at the OCWA building tonight - they are touring the building to get idea as to how to use the building for new programs. Trustee Warner asked if we were going to do something with the OCWA building. The Mayor stated that we are, but right now the downtown project is our priority. Trustee Haddad advised that Little League Opening Day is this weekend. The parade is at 9:00 on Saturday and the opening ceremonies will begin at about 9:45 a.m. The Pitch for Life Fundraiser is May 15. Mayor DeShaw will be out of town and will not be able to attend.

Trustee Rapasadi congratulated Trustee Warner for being elected President of the New York State Snowmobile Association. Trustee Warner stated that it is a two (2) year term.

The Mayor would like Clerk/Treasurer Williams to contact Lenox Clerk Charlene Barres about scheduling the next joint meeting.

Motion by Trustee Rapasadi, seconded by Trustee Warner, to adjourn at 8:05 p.m. Passed 4 to 0.

Respectfully submitted,

Catherine E. Williams

Catherine E. Williams
Clerk/Treasurer