

VILLAGE OF CANASTOTA  
MINUTES  
August 20, 2018

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

PRESENT: Mayor Carla DeShaw; Deputy Mayor Bill Haddad; Trustees Jeff Carpenter, Rosanne Warner and Bill McDade; Town of Lenox Councilman Anthony Palamara; Code Enforcement Officer Michael Adsit; Chief James Zophy; Rain Dutcher; Darlene Greene; Charles Fuller; Vicky Close; and Bruce Burke of PAC 99.

ABSENT: None.

Motion by Trustee Carpenter, seconded by Trustee Warner, to approve the following budget transfer: move \$245.00 from 19904.01 (Contingency) to 33204.01 (Street Signs). Passed 5 to 0.

Motion by Trustee McDade, seconded by Trustee Haddad, to approve the General Fund Abstract in the amount of \$105,510.35. Passed 5 to 0.

Motion by Trustee Haddad, seconded by Trustee Carpenter, to approve the Sewer Fund Abstract in the amount of \$50,296.64. Passed 5 to 0.

**Delegations.**

Darlene Green approached the Board about holding a walk in the Village on October 13 for SIDS babies from Clark Park to the Boxing Hall of Fame - no time yet. The Mayor asked how they are organizing the walk. Darlene advised that they will put it on FaceBook pending approval from the Board of Trustees. Darlene provided the Board with information about SIDS rates in New York, Madison County and Canastota. The Mayor asked about education during the event. Darlene advised that the County will be involved. She also stated that registration for the walk is not necessary but donations are welcome. The Mayor asked Chief Zophy about police issues. Chief would like to get with Darlene to talk about a route and talk about management of the route. Chief Zophy will report back to the Board.

**Department Heads.**

Code Enforcement Officer Adsit asked the Board if they had any questions on the report that he provided. He then directed the Trustees' attention to the second page of the report - he advised that the apartment on Chapel Street that was contaminated is being cleaned and tested again. If it is not clean, it will have to be done again. The apartment is posted and cannot be occupied. Mayor DeShaw thanked Mike for his work on this. The Mayor and CEO Adsit have been working on property maintenance. Letters have gone out - they have received no response from the owners of the former Diemolding property and a bill has been sent. CEO Adsit stated that our DPW guys did a good job - they spent 27 hours working on cleaning it up. The bill was substantial. The Mayor noted that there are houses that are being built and they have been really focused on this. CEO Adsit sees other improvements from property owners as a result. CEO Adsit will issue a temporary Certificate of Occupancy tomorrow - Dutchland is doing a dry run tomorrow and they are hoping to

have employees in there in the beginning of September. The Mayor will give more of an update under her report.

Chief Zophy reported on the Chapel Street meth lab from last week. The person did not reside here. Chief talked about what happened that day. The tenants have been evicted for a couple of days. The two (2) apartments that were not involved are back in. They are waiting for another test on the apartment that was involved before the tenant can be allowed back. It is Chief's understanding that the tenant may be evicted. Chief also reported that there was another arrest for a drug problem on Peterboro Street. This person was related on another arrest regarding his employment at Kristie Trailer. The Mayor thanked Chief for his report.

Anthony Palamara is here for both the Town of Lenox and the Fire Department tonight. He doesn't have anything to report but will bring back anything that the Board has. Mayor DeShaw is meeting with Chris Hannan and Chief McFall tomorrow regarding use of the pole barn. The Mayor and Anthony Palamara discussed recent PO requests. The Mayor also talked about use of the pole barn by the Rec Board for Trunk or Treat.

Trustee Haddad talked about the report from Rec from Allison and Sarah. They need approval for the Fitness Program from September 11 - December 13. The Craft Fair is still being held at the school on Sunday, November 18. Community Day - received a lot of supplies for school.

Motion by Trustee Haddad, seconded by Trustee Warner, for approval for the fitness classes from September 11 - December 13 for Zumba, yoga and Pound. Passed 5 to 0.

Motion by Trustee Haddad, seconded by Trustee Warner, to approve the Craft Fair to be held at the school on Sunday, November 18. **Discussion:** The Mayor asked about charges from the school and would the cost be covered by the booth charges. Passed 5 to 0.

Trustee McDade asked Chief if a police report should be filed over his wife finding a syringe on the lawn in front of his house. Chief stated that he would talk with Trustee McDade after the meeting.

Motion by Trustee McDade, seconded by Trustee Haddad, approving a credit in the amount of \$232.55 in favor of SOD Investors, LLC, representing approximately 55% of the sewer charges assessed on the 6/29/18 OCWA bill concerning premises located at 211 S. Park Street. (Note: This is the second request for a credit on this property since May 2018. The reason for the first request was reported as a broken pipe in the kitchen wall that had been repaired. This second request was reported as a prior toilet leak repair that did not stop the leak and the tenant's did not notice/notify the property owners that it was still leaking. OCWA advises that these are two separate incidences that occurred at this property.) **Discussion:** Trustee Warner asked about whether this is a 2-family rental. The Board had discussed this in the past and discussed how to move forward. The Mayor would like it noted that this property has been given credit for the second time. She would like a

letter sent to the owner stating that they communicate to their tenants that they let them know when there is a problem and that no further credits will be given. Passed 5 to 0.

Motion by Trustee Haddad, seconded by Trustee Carpenter, to approve payments totaling \$5,016.48 from the General Fund to MBI for health insurance debit card transactions from July 1, 2018 thru July 31, 2018. Passed 5 to 0.

Motion by Trustee McDade, seconded by Trustee Warner, to approve the attached Agreement between the Village and NYSERDA identified as Agreement Number 123569 with an effective date of August 15, 2018, concerning the Clean Energy Communities Program Grant awarded to the Village in the amount of \$100,000.00 and to authorize the Mayor to execute the same. **Discussion:** Trustee Warner asked if this were about the street lights. The Mayor confirmed that it was and also for the Treatment Plant solar project. Trustee McDade asked if it were for all of the lights. The Mayor advised that it is not for the lights in the downtown. Trustee McDade talked about an article that he read about problems with these lights because the LED doesn't emit any heat. The Mayor tried to contact Chris Carrick to ask about this - he did not answer. The Mayor will ask the questions. She thinks that she did talk to him about it and believes that there is a solution. Mayor DeShaw asked about approving with a condition or moving forward. Trustee McDade would like to move forward. Passed 5 to 0.

Motion by Trustee Warner, seconded by Trustee McDade, to approve the attached Intermunicipal Agreement between the Town of Lenox and Village of Canastota regarding the oversight and superintendence of the Town Highway Department by a Village Department of Public Works employee serving as Interim Highway Superintendent pursuant to the terms and conditions contained in said Intermunicipal Agreement, and to authorize the Mayor to execute the same. **Discussion:** The Mayor stated that this is the Agreement for our foreman to spend 2 hours a day, 4 days a week to help the Town of Lenox until the time of the election results and the new Highway Superintendent starts. The Mayor stated that this is a simple agreement. She asked for an agreement that covers the if our foreman needs to spend any more time and 2 hours a day - we would charge a rate that includes an hourly wage plus the fringe. There is no upcharge - just hourly cost and it starts tomorrow. The Mayor spoke with DPW Foreman Tornatore today about this agreement - he is on board and the DPW staff is on board. The Mayor stated that this is a great way to see if sharing a DPW Foreman/Highway Superintendent with the Town will work and see if this is something that might work in the future and at the same time help out the Town. Town of Lenox Councilman Palamara talked about statutory laws that make it impossible for the Town Board to act as the Highway Supervisor until the election results. He further advised that it is likely that the Town will fill the position with the person who wins the election. The Town thinks that this will be a positive thing for both Boards. Trustee Haddad asked about what will happen if DPW Foreman Tornatore wins the election. The Mayor spoke with the Board about what happens if he does win. Passed 5 to 0.

Motion by Trustee Haddad, seconded by Trustee Carpenter, to allow the use of the showers at the Canastota Municipal Pool by the participants of the Tour the Towpath event on Saturday, September 15, 2018, from 2 - 6 p.m. and Sunday, September 16, 2018, from 7 - 9 a.m. **Discussion:** The Mayor asked who would be monitoring the shower rooms. Passed 5 to 0.

Motion by Trustee Haddad, seconded by Trustee McDade, to approve the attached request of the Canastota Fire Department for the reinstatement of Jesse Polisse as a volunteer fire fighter. (Note: A copy of his driver's license has been received.) **Discussion:** The Mayor asked about his situation. Anthony Palamara stated that Jesse moved out of town and has come back. Passed 5 to 0.

### **Correspondence.**

- Mayor Deshaw has a copy of the DOT letters that have been collected. She asked for a letter from the Chief. The Mayor explained that we need letters from concerned citizens. Trustee Haddad talked about the FaceBook petition that he has started and how he will get it to Linda Lubey at DOT.

### **Mayor.**

Mayor DeShaw advised that the Dutchland project looks beautiful - they have done some paving work. She is meeting with the Chairman and a new Vice President on Wednesday. There are a couple of things that the Mayor is working with them on. Mayor DeShaw commented that it is a beautiful building - she drove down there and compared the new area with photos of what the area looked like before and she hopes that the residents in the area will be happy. The Mayor advised the Board that the owners have put another CFA in for the rest of the project. They are still on track for opening about the second week in September and they are working to arrange the governor's event. The owners are still waiting for the C of O and they want to be operating for a little bit before the governor comes.

Mayor DeShaw discussed the Village Administrator interview process - they are meeting tomorrow night to do the first round telephone interviews. There are 7 candidates. The Mayor stated that they received a lot of application - many did not meet the minimum requirements. She did find 7 to interview and we will see what happens. The Mayor is not willing to hire just to hire - she would rather work to fill the jobs then have someone to fill the position. Mayor DeShaw noted that there is a lot that Administrator Carpenter did that we didn't even think about. The Mayor thanked Chief Zophy, Deputy C/T Galavotti and Trustee Carpenter for serving on the committee. The Mayor would like to have two (2) candidates to present to the Board and she would like to keep the search open so that we can still receive applications until we find someone. Trustee Warner thanked the Mayor for giving up her time on this.

Mayor DeShaw reported that the deadline has been extended on the Facade Grant - they were due on Friday but the owners needed more time because the contractors were busy. The Mayor believes that giving the owners some extra time is in the best interest of the Village. The applications are going to the County - the Mayor will give information to the Board after the applications are in. Mayor DeShaw talked about the Pocket Neighborhood Awards - they will be announced on October 3. Mayor DeShaw will attend if she can and noted that there will be someone in Rochester - either her or someone from the County. The Mayor advised that there were 8 projects submitted and they will pick 3 - 4 to award. The grant is for \$1 million and our project is a \$9 million project. If our project is awarded, we need to find a developer to put up the rest of the money. The Mayor noted that the County is confident that they have investors. The Mayor has met with a few groups and made a few calls.

Mayor DeShaw needs to go into executive session tonight regarding contract matters and to update the Board on the PBA negotiations.

### **Trustee Comments.**

Trustee Haddad advised that on Saturday, a couple of business owners were concerned with the designcrete - it is slippery when wet. The Mayor called DOT and told them that we have had a problem when it is wet. The Mayor noted that we did what we can and the designcrete was done to DOT spec - she just made the call 2 weeks ago. Trustee Haddad asked about the cross walks - were they supposed to be painted or natural and who takes care of that. The Mayor believes that it is us, but will check on it.

Trustee Carpenter is all set.

Trustee McDade thanked Mayor DeShaw for the time that she is putting in until we have a new administrator and asked her to call him if he can help.

Trustee Warner noted that the council meeting was rescheduled to tomorrow. There was an Italian Heritage meeting at the library with 11-12 people. Marion Cerio will talk to the church about how to handle donations and might talk to Joe DiGiorgio of Canal Town - they are working to try to make this something special. Trustee Warner stated that they are thinking August 17 or 18 and they are talking about when and where to have it. The Mayor asked if this is an independent committee. Trustee Warner stated that it is and advised that they are leaning towards using Canal Town for donations instead of forming a separate organization. Trustee Warner asked about pot holes on Hickory and Stroud Streets. The Mayor is on top of this. Trustee Warner asked about the road paving schedule. The Mayor stated that she checked the pothole out on her way here - it looks like it has been fixed. The Mayor talked about the post on FaceBook and asked for the Trustees to have people call the Village office if people have a problem so that the problem can be directed to the proper person. The Mayor advised the Board that she is assuming the role of head of DPW. She had

a great meeting today with the DPW - Chief came in and helped explain the cameras. The meeting was had to discuss how things would be handled and how things would work going forward. The Mayor will meet with DPW Foreman Tornatore and Deputy Foreman Twomey. She explained why she is doing this and what she plans to do going forward until we have a new administrator. Mayor DeShaw stated that we have good guys and she has full confidence that we can get done what we need to get done.

Motion by Trustee McDade, seconded by Trustee Haddad, to go into executive session at 8:00 p.m. for the purpose of talking about contractual and legal matters. Passed 5 to 0.

The Mayor advised that there will be no further action after executive session.

Motion by Trustee Warner, seconded by Trustee Carpenter, to exit executive session at 8:56 p.m. Passed 5 to 0.

Motion by Trustee McDade, seconded by Trustee Carpenter, to adjourn at 8:56 p.m. Passed 5 to 0.

Respectfully submitted,

*Catherine E. Williams*

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Clerk/Treasurer