

Village of New York Mills
September 10, 2024

Mayor Talerico called the meeting to order at 6:591 PM followed by the pledge of allegiance and roll call.

Present: Mayor Ernie Talerico, Trustee Edwards, Trustee Chamberlain, Trustee Copperwheat

Also, Present: Chief Robert Frankland, Village Engineer Al Swierczek, Chief Rick Ulinski, Budget Officer Brenda Mitchell

Absent: Trustee Mark Kulpa, Codes Enforcement Officer John Conostas, Highway Superintendent Sean Brady

Open Forum: NONE

Regular Business

A motion was made by Trustee Edwards seconded by Trustee Copperwheat to approve the Treasurers Report for August 2024. All in favor, motion passed.

A motion was made by Trustee Copperwheat, seconded by Trustee Edwards to approve Abstract #4 General Fund Amount of \$130,392.36 Library Fund \$5,442.01 with a total of \$130,392.36. Voucher numbers #182-236. All in favor, motion passed.

A motion was made by Trustee Copperwheat, seconded by Trustee Chamberlain to accept the minutes of the August 13, 2024 Board Meetings. All in favor, motion passed.

DEPARTMENTS

Fire Department– written report is on file in the Clerk’s Office for August 2024.

Resolution 52:2024: A motion was made by Trustee Copperwheat, seconded by Trustee Edwards to approve Michael Inman as a Member of the New York Mills Fire Department, Joe Bartholomeo as a Junior Member of the New York Mills Fire Department and Gage McDuffe as a Member of the New York Mills Fire Department. All in favor, motion passed.

A motion was made by Trustee Edwards, seconded by Trustee Copperwheat, to accept the Fire Department report for August 2024. All in favor, motion passed.

Highway – written report on file in Clerk’s Office for August 2024.

A motion was made by Trustee Edwards seconded by Trustee Copperwheat to accept the Highway Report for August 2024. All in favor, motion passed.

Police – written report on file in Clerk’s Office for August 2024.

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A motion was made by Trustee Copperwheat, seconded by Trustee Chamberlain to approve the Police Report for August 2024. All in favor, motion passed.

Code Enforcement – No report was submitted

Engineer Report: - Engineer Swierczek advised the Board that the Country Club Heights Subdivision is at a standstill and that David Comenale has not done any work in that area.

The Engineers the Village hired to look into the flooding situation on Main Street have spoke to Dick Schmidt and Scott Bennett but still has other residents to approach.

Recently with all the rain he has taken a look into the storm drains and it satisfied that they have handled it all with minimal flooding.

A motion was made by Trustee Edwards, seconded by Trustee Copperwheat to approve the Engineer's Report for August 2024. All in favor, motion passed.

Budget Director Report: Budget Director report is on file for the month of August 2024.

A motion was made by Trustee Edwards, seconded by Trustee Copperwheat to approve the Budget Director's report for August 2024. All in favor, motion passed.

Recreation Report: Nothing to report

New Business:

Resolution 53-2024 – A motion was made by Trustee Edwards, seconded by Trustee Copperwheat on Local Law #4. All in favor, motion passed.

Local Law No. 4 of 2024

A Local Law to Abolish Act to abolish the Village's Existing Planning Board as defined at Village Code Section 175-4 and to amend the Code of the Village of New York Mills, New York, Section 200-31 to create a new Zoning Board of Appeals which shall have the same powers and duties of a Zoning Board of Appeals and a Planning Board

WHEREAS, the Village of New York Mills has the authority to abolish the existing Village's Planning Board and Zoning Board of Appeals and create a new Zoning Board of Appeals with the powers and duties of a Planning Board and a Zoning Board of Appeals.

WHEREAS, the Village of New York Mills maintains a body of law, The Code of the Village of New York Mills, New York, to administer the Zoning Board of Appeals and Planning Board;

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NOW, be it Enacted by the Board of Trustees of the Village of New York Mills:

Authority

This Local Law is enacted pursuant to the Authority granted pursuant to Article 10 of the Municipal Home Rule Law.

Planning Board and Zoning Boards of Appeals Abolished; Zoning Board of Appeals Established

1. The Board of Trustees of the Village of New York Mills hereby abolishes the existing Planning Board and Zoning Board of Appeals; and
2. Hereby creates a new Zoning Board of Appeals and gives and grants to the new Zoning Board of Appeals the powers and duties of a Planning Board and a Zoning Board of Appeals as set forth in the New York State Village Law the Code of the Village of New York Mills at § 200-31.
3. Wherever the terms Zoning Board, Zoning Board of Appeals or Planning Board appear in the Code of the Village of New York Mills, said terms shall hereafter mean and refer to the Zoning Board of Appeals created upon the adoption of this Local Law; and
4. There is hereby established a Zoning Board of Appeals consisting of five regular members and two alternate members who shall function in a manner prescribed by law. The members of the Board of Appeals shall be residents of the Village and shall be appointed by the mayor, subject to the approval of the Board of Trustees, to serve staggered terms prescribed by law. Vacancies occurring in said Board by expiration of term or otherwise shall be filled in the manner provided by law. The alternate member will be allowed to attend all regular meetings and training seminars, but will only have voting powers when notified by the Chairperson during an illness, absence, or conflict of any member. The Board of Appeals shall adopt such rules and regulations as it may deem necessary to carry into effect the provision of this chapter, and all its resolutions and orders shall be in accordance therewith. Village's Existing Planning Board (Chapter 23) is hereby abolished.
5. The Board shall have and exercise the additional powers and duties prescribed by the Village Law and the Subdivision Regulations of the Village of New York Mills.
6. To the extent any parts of this Local Law are inconsistent with or conflict with any parts, sections or chapters of the Village Code, the provisions of this Local Law shall control.

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Effect

This Local Law shall take effect upon filing with the Secretary of State of the State of New York.

Severability

If any part of this Local Law shall be found to be void, voidable, or unenforceable for any reason whatsoever, it shall not affect the validity or enforceability of any remaining section or provision of this Local Law or Chapter 200 of the Village Code of New York Mills.

Resolution 54-2024: A motion was made by Trustee Copperwheat, seconded by Trustee Edwards to appoint the following to the Planning/Zoning Board of Appeals

Todd Martin term expiring April 2029 at \$780/year
Jim Bombace term expiring April 2025 \$550/year
Tom Wadas term expiring April 2026 \$550/year
Jacqueline Wolanin term expiring April 2026 \$550/year
Don Spost term expiring April 2028 \$550/year
Alternate Joe Sroka term expiring April 2025 \$550/year
Alternate Steve Collins term expiring April 2026 \$550/year

All in favor, motion passed.

Resolution 55-2024: A motion was made by Trustee Edwards, seconded by Trustee Copperwheat that The Village Board of the Village of New York Mills authorizes the Village of New York Mills Court to apply for a JCAP grant in the 2024-2025 Grant cycle for up to \$30,000.” All in favor, motion passed.

Resolution 56-2024: A motion was made by Trustee Chamberlain, seconded by Trustee Edwards to hire Frank Marino as a temporary laborer for the Highway Department at \$18.00 per hour. All in favor, motion passed.

Old Business:

With no further business a motion was made by Trustee Edwards, seconded by Trustee Copperwheat to adjourn the meeting. All in favor, motion passed. 7:17PM.

Amy A Topor

**Village of New York Mills
September 10, 2024**

Village Clerk/Treasurer