

**Village of New York Mills**  
**August 13, 2024**

Mayor Talerico called the meeting to order at 7:01 PM followed by the pledge of allegiance and roll call.

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

**Also, Present:** Highway Superintendent Sean Brady, Chief Robert Frankland, Village Engineer Al Swierczek, Village Attorney Kathryn Festine, Chief Rick Ulinski

**Open Forum:**

Jane Chrzan of 18 Garden Street addressed the Board with issues she is having with the properties near her home. The property across the street owned by John Comenale has had a few trailers parked there with household goods in them. It looks like a junkyard. Also, the property behind her has overgrown bushes and trees that need to be cleaned up. She is requesting the Codes Enforcement Officer go over there and address the situations. Mayor Talerico advised he will follow-up with John Constas and make sure that steps are taken to clean up.

Al Tahan owner of 11 Mill Place, approached the Board about the possibilities at the Mill Place Warehouse. Al requests that the Village Board re-zone the property so that he can pursue potential buyers wishing to put in residences at that location. Mayor Talerico advised that he will table it and the Board will discuss it further before the September Board Meeting.

A motion was made by Trustee Edwards, seconded by Trustee Copperwheat to open the Public Hearing on Local Law #4. All in favor, motion passed. The Public Hearing was opened at 7:14PM:

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.

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**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;

**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.

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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.

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.

Mayor Talerico read a memorandum which was sent by the New York Mills Planning Board. One of the items they wish to see addressed would be to prepare a checklist for applicants so that they would know the steps to follow when applying for any type of permit in the Village. The mayor addressed Planning Board Chairman Meagher who explained that currently there isn't anything provided so that residents know the rules, what is needed before approaching the Planning and Zoning Board of Appeals. Trustee Kulpa advised Chairman Meagher that he would contact him in an attempt to perhaps prepare some type of clarification for the permits.

A motion was made by Trustee Kulpa, seconded by Trustee Copperwheat to close the Public Hearing. All in favor, motion passed. The Public Hearing was closed at 7:30.

The Board tabled voting the Local Law #4 until the September 10, 2024 Village Board Meeting.

**Regular Business**

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

A motion was made by Trustee Kulpa, seconded by Trustee Copperwheat to approve Abstract #3 General Fund Amount of \$283,386.686 Library Fund \$1,765.45 with a total of \$285,152.13. Voucher numbers #127-181. All in favor, motion passed.

A motion was made by Trustee Kulpa, seconded by Trustee Chamberlain to accept the minutes of the July 9<sup>th</sup> and July 23<sup>rd</sup> Board Meetings. All in favor, motion passed.

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**DEPARTMENTS**

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

**Resolution 49:2024:** A motion was made by Trustee Kulpa, seconded by Trustee Copperwheat to approve Anianna Quiles as a Probationary Member of the New York Mills Fire Department. All in favor, motion passed.

**Resolution 50:2024:** A motion was made by Trustee Edwards, seconded by Trustee Copperwheat to increase the Ambulance Technician Salaries as follows:

EMT Basic - \$18

Starting Paramedic - \$20

Paramedic after one year of service will be determined in the future.

All in favor, motion passed.

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

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

Highway Supernatant Brady advised the Board that he has seen an increase in garbage and recyclable violations throughout the Village. Mayor Talerico advised his to “red tag” all the violators when necessary. If this doesn’t elevate the problem then the Village Attorney will look into littering charges.

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

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

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

**Code Enforcement** – written report is on file in the Clerk’s Office for July 2024.

A motion was made by Trustee Kulpa seconded by Trustee Copperwheat to approve the Codes report for July 2024. All in favor, motion passed.

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**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 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 July 2024. All in favor, motion passed.

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

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

**Recreation Report:** Trustee Edwards advised the Board that the Summer Concerts have ended and was very successful. The Summer Rec Program was running smoothly and that Oneida County did a sight review and was very pleased with the Program and the Staff.

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

**New Business:**

**Resolution 51-2024** – Trustee Edwards made the following motion seconded by Trustee Copperwheat, BE IT RESOLVED, that the Village of New York Mills location code 40222 hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the time keeping system records or the record of activities maintained and submitted by theses officials to the clerk of this village. (See attached). 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. 812PM.

Amy A Topor  
Village Clerk/Treasurer