Mayor Talerico called the meeting to order at 7:00 PM followed by the pledge of allegiance and roll call.

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

**Also, Present**: Chief Rick Ulinski, Chief Robert Frankland, Sean Brady from the DPW, Budget Officer Brenda Mitchell, Village Engineer Al Swierczek, Attorney Kate Festine

**Absent:** Codes Enforcement Officer John Constas

**Open Forum**:

Tom Firsching 561 Main Street – Tom approached the Board with regards to rezoning 561 Main Street back to M-1 after its recent, erroneous rezoning to P-D. Also, he inquired as to when the Village might be able to look into the sewer issues on his property. Attorney Festine advised that the Local Law #4 will be voted upon at the meeting and a public hearing will be scheduled. Mayor Talerico advised that they Village is looking into not only his sewer issues but other in the Village.

A motion was made by Trustee Chamberlain, seconded by Trustee Copperwheat to enter into executive session to discus ongoing litigation. All in favor, motion passed. Executive Session began at 7:03pm.

A motion was made by Trustee Copperwheat, seconded by Truste Kulpa to return from Executive Session. All in favor, motion passed. Meeting commenced at 7:26PM with no action taken during the Executive Session.

**Regular Business**

A motion was made by Trustee Edwards, seconded by Trustee Copperwheat to approve Abstract #4 General Fund Amount of $424,500.53 Library Fund $2,111.38 with a total of $426,611.91 Voucher numbers #179-244. All in favor, motion passed.

A motion was made by Trustee Chamberlain, seconded by Trustee Kulpa to accept the Treasurer’s Report for August 2023. All in favor motion passed.

A motion was made by Trustee Edwards, seconded by Trustee Copperwheat to accept the minutes from the August 8, 2023 Village Board Meeting. All in favor, motion passed. (Meeting minutes are on file in the Clerk’s Office).

**DEPARTMENTS**

**Police** – written report on file in Clerk’s Office for August 2023.

A motion was made by Trustee Kulpa, seconded by Trustee Chamberlain to approve the Police Report for August 2023. All in favor, motion passed.

**Highway** – written report on file for August 2023. DPW Foremen Sean Brady was in attendance. Sean advised that he is currently looking for quotes to stripe Main Street as well at the 4 corners on Clinton/Henderson Streets.

A motion was made by Trustee Chamberlain, seconded by Trustee Edwards to approve the Highway report for August 2023. All in favor, motion passed.

**Fire Department –** written report is on file for August 2023. Mayor Talerico thanked the Fire, Police and Highway Departments for their participation at the 9/11 Memorial Remembrance.

A motion was made by Trustee Chamberlain seconded by Trustee Edwards to accept the Fire Department Report for August 2023. All in favor, motion passed.

**Code Enforcement** –Codes Enforcement Officer John Constas was not in attendance. A written report is on file for August 2023. A motion was made by Trustee Edwards, seconded by Trustee Kulpa to approve the August 2023 report. All in favor, motion passed.

**Attorney’s Report** – Attorney Festine asked the Board to consider Local Law #4:

# Local Law No. 4 of 2023

# A LOCAL LAW TO REZONE PARCEL 317.014-6-15 IN THE VILLAGE OF NEW YORK MILLS TO MANUFACTURING (M-1)

**BE IT ENACTED** by the Village Board of Trustees for the Village of New York Mills as follows:

Article 1. - Statement of Authority. This Local Law is enacted pursuant to the Authority granted pursuant to Article 10 of the Municipal Home Rule Law and § 7-708 of the Village Law.

Article 2. - Statement of Purpose and Findings. The Village Board of Trustees for the Village of New York Mills hereby finds that parcel 317.014-6-15 in the Village of New York Mills should be zoned Manufacturing (M-1). It is noted that this parcel has historically been used for manufacturing, and is currently used for manufacturing. Parcel 317.014-6-15 was erroneously rezoned to Planned Manufacturing (P-M) by local law # 2 of 2023. It is the intent of the Village of New York Mills Board of Trustees to correct this error by reverting the zoning of parcel 317.014-6-15 to Manufacturing (M-1).

It is the purpose of this local law to amend the zoning map of the Village of New York Mills.

Article 3. - Enactment. The Village Board of Trustees of the Village of New York Mill hereby amends the Zoning Law and Map of the Village of New York Mills to rezone the following parcels to M-1.

561 Main Street – Parcel #317.014-6-15

Article 4 - Severability. If any part of this Chapter 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 Chapter.

Article 5 - Effective Date. This local law shall take effect immediately upon filing with the Secretary of State.

A motion was made by Trustee Edwards, seconded by Trustee Copperwheat to schedule a Public Hearing for October 10, 2023. All in favor, motion passed.

Attorney Festine advised the Board that the Planning Board needs to make a recommendation for the proposed new Law. A letter will be sent to the Planning Board Chairman.

**Engineer Report**: - written report on file in the Clerk’s Office. Al discussed with the Board quotes he received from Shamrock Sewer Systems to repair 6 structures throughout the Village. After discussion by the Board, it was determined that Al would obtain additional quotes for these projects before action is taken.

A motion was made by Trustee Edwards seconded by Trustee Kulpa to approve the engineer report for August 2023. All in favor, motion passed.

**Budget Director Report**: Budget Director report is on file for the month of August 2023. A motion was made by Trustee Kulpa seconded by Trustee Edwards to approve the August 2023 Budget Officer Report. All in favor, motion passed.

**Recreation Report**: Trustee Edwards advised that the Summer Rec Program and the Summer Concerts in the park ended with great success. A few of the concerts were cancelled due to the weather but other than that there we no complaints. The Summer Rec Program had 62 kids in attendance throughout the summer and the director and employees did a great job.

A motion was made by Trustee Kulpa seconded by Trustee Copperwheat to approve the Recreation Report for August 2023. All in favor, motion passed.

**NEW BUSINESS:**

**Resolution 57:2023 –** A motion was made by Trustee Kulpa, seconded by Trustee Chamberlain to compensate Sean Brady an additional $1.50 per hour for overseeing the DPW. All in favor, motion passed.

Chief Robert Frankland asked Village Attorney Kate Festine if she would look into and prepare a local law allowing the Police Department to put a “boot” on the tire of persistent parking violators. This item was tabled until the next board meeting.

Mary Loudes Heaton, the new Library Director addressed the Board. The library received the grant for the HVAC for $37,125.00 The Grant will cover 75% and the Village the remaining 25%. A motion was made by Trustee Chamberlain, seconded by Trustee Edwards to allow the library to contact HW Brandless and get them started on the HVAC. All in favor, motion passed.

**Old Business:**

Mayor Talerico advised the Board that the LED lighting is currently being installed with no issues.

Trustee Copperwheat is waiting for 2 contractors to submit proposals for new playground equipment and will follow-up with the board at the next meeting.

Attorney Festine is looking into the process to allow the Police Department to use a BOOT for persistent parking violators.

A motion was made by Trustee Edwards, seconded by Trustee Chamberlain to adjourn the meeting. All in favor, motion passed. Meeting adjourned at 8:02PM.

Amy A Topor

Village Clerk/Treasurer