

VILLAGE OF CATTARAUGUS
14 Main Street, Cattaraugus, NY 14719

REGULAR BOARD MEETING
April 13, 2015 7:00 p.m.

PRESIDING: Daniel Mosier, Mayor

PRESENT: Trustees: Nicki Bradley, Richard Feuz, Walter Gunther, Thomas Patterson; Kory Gross, DPW Superintendent left at 8:48pm; Eugene Doucette, Treasurer; Rose LaQuay, Recording Secretary

VISITORS: Per Sign In Sheet - Rick & Lynn LeFeber, Residents; Dick Klancer & Paula Stockman, Catt. Cty. Legislator; Jim Yansick, Village Police; Rich Place, Salamanca Press; Tricia Musall, Resident; Eric Pritchard, Resident; Gary Brecker, Code Enforcement Officer; Jay Frantz, Attorney; John Butler, Resident; John Bronneberg, Resident; Ron Matter, Resident; Gayle Patterson, Resident; Joy LaQuay, Deputy Clerk; Patrick Connors, Catt. Ambulance; Susie Gates, Resident; Frank Watson, Code Enforcement Officer

CALL TO ORDER:

Mayor Mosier called the meeting to order at 7:00 p.m. The pledge to the American flag was recited and roll call taken. Mayor Mosier welcomed Cattaraugus County Legislators Paula Stockman, Dick Klancer and the Salamanca Press and gave mayoral address.

APPROVAL OF MINUTES

Resolution #14 - 2015 / 2016 3/9/15 Minutes

On a motion by Trustee Bradley, second by Trustee Patterson, the following resolution was

ADOPTED Aye 5 Bradley, Feuz, Gunther, Mosier, Patterson
Nay 0

Resolved, the minutes of the March 9, 2015 Regular Meeting are approved.

Adjournment

On a motion by Trustee Feuz, second by Trustee Bradley, the following resolution was

NOT ADOPTED Aye 0 No Vote Taken
Nay 0 No Vote Taken

To adjourn the April 13, 2015 meeting.

Resolution #15 - 2015 / 2016 4/6/15 Minutes

On a motion by Trustee Feuz, second by Trustee Bradley, the following resolution was

ADOPTED Aye 3 Bradley, Feuz, Gunther
Nay 2 Mosier, Patterson

Resolved, the minutes of the April 6, 2015 Organizational Meeting are tentatively approved and will be revisited later in this meeting.

Attorney Frantz distributed an attorney memo to the Board of Trustees.

PUBLIC COMMENT:

1. Rick LeFeber - Concerns with Board.
2. Eric Pritchard - Read proclamation by Senator Catherine Young congratulating Eugene Doucette on 40 years as Village Treasurer. Standing ovation in honor of Mr. Doucette. Questioned Board ethics.
3. Ron Matter - Concerns with Board.
4. Patrick Connors - Ambulance Certificate of Occupancy, sidewalk replacement, West St. maintenance.
5. Susie Gates - Concerns with building permits.

REPORTS:

1. Police Dept. / Crossing Guard - Report copied. Officer McCarthy returning. Police car damaged during patrol, repaired. Taser in service, all certified. Looking to hire additional officer.
2. Streets / DPW / Water / Sewer - FEMA paperwork finalized. Attended Hwy. Supt. meeting. 25% to be received in winter hardship. Sweeping, ditching and catch basins, road review.
3. Village Properties
4. Events / Memorial Day Parade
5. Insurance - Quotes coming from Evans and Gray Agencies
6. Civil Defense
7. Youth Council
8. Senior Citizens
9. Parks & Trees
10. Ambulance - Open House at new headquarters on May 3, 2015 from 12 - 4 pm.

11. Planning / Zoning / CEO - Reported on track record of enforcing zoning, special use and variances.
12. Treasurer Report - Expenditures to date copied to Board

Resolution #16 - 2015 / 2016 Open 2015 - 2016 Budget Hearing

On a motion by Trustee Bradley, second by Trustee Feuz, the following resolution was

ADOPTED Aye 5 Bradley, Feuz, Gunther, Mosier, Patterson
 Nay 0

Resolved, to open the 2015 - 2016 Budget Hearing.

13. Clerk / Tax Collector / Registrar - Attended CCMOA on 4/9/15 and advised of vacation 5/4 - 5/8/15.

Resolution #17 - 2015 / 2016 Increase Consumption Account #65

On a motion by Trustee Feuz, second by Trustee Patterson, the following resolution was

ADOPTED Aye 5 Bradley, Feuz, Gunther, Mosier, Patterson
 Nay 0

Resolved, to increase consumption on Water Account #65 from 7,000 to 8,000 gallons.

Resolution #18 - 2015 / 2016 Adjustment to Account #95

On a motion by Trustee Feuz, second by Trustee Mosier, the following resolution was

ADOPTED Aye 5 Bradley, Feuz, Gunther, Mosier, Patterson
 Nay 0

Resolved, to adjust service for Account #95 for 62 days frozen water credit.

14. Attorney / Legalities

15. Historian

16. Water Project - Jacob Alianello updated water project and Certifying Officer Resolution.

Resolution #19 - 2014 / 2015 Designated Certifying Officer for OCR

On a motion by Trustee Feuz, second by Trustee Bradley, the following resolution was

ADOPTED Aye 5 Bradley, Feuz, Gunther, Mosier, Patterson
 Nay 0

Resolved, to appoint Mayor Daniel Mosier as Designated Certifying Officer for OCR CDBG Environmental and Historic Review.

CORRESPONDENCE:

1. Cattaraugus County Strategic Planning Committee – Municipal Forums
2. Email – Office of the State Comptroller – Webinar: Cracks in the Foundation on 3/25 1-2:30
3. Myrna Reynolds – Report Catt.-LV Soccer Club
4. Email cc – Charles Philion, NYS Homes & Community Renewal to MDA Engineers
5. Catt. Cty. Agri. & Farmland Prot. Board – Review & Consolidation of NYS Certified Agri. District
6. NYS Homeland Security & Emergency Services – Intrastate Mutual Aid Program
7. Time Warner Cable – Expiring Agreements (2)
8. Email – Municipal Solutions – Labor Standards Enforcement Report due
9. Email – Stacy Corbin, Youth Council *Clerk LaQuay to request Stacy Corbin attend May meeting.
10. Email – NYCOM – Webinar on Government Efficiency Plans on 3/ 24 11-12 Noon
11. Email – Catt. Cty. Dept. of HR – WC Insurance Allocation Liability
12. Email – US Congressman Tom Reed – Weekly Floor Schedule
13. Email cc – Eric Pritchard to Elizabeth O’Neill – Arc grant application
14. Paul & Jessica Csati – Reconnection of Water / Payment Extension Request
15. Email – Eric Pritchard – Utility payments
16. Email cc – Eric Pritchard to Catt. Cty. Dept. of HR – WC Insurance Allocation Liability
17. Email – Catt. Cty. Dept. of Economic Development, Planning & Tourism – Land Bank

Resolution #20 - 2015 / 2016 Letter of Support

On a motion by Trustee Feuz, second by Trustee Bradley, the following resolution was

ADOPTED Aye 5 Bradley, Feuz, Gunther, Mosier, Patterson
 Nay 0

Resolved, to provide a letter of support for the land bank process to the Catt. Cty. Dept. of Economic Development, Planning and Tourism.

18. Email – Gov. Andrew Cuomo – Passage of the 2015-16 State Budget

19. Rose LaQuay – Thank You

20. Email – NYCOM – Briefing on the 2015-16 Adopted State Budget

21. NYS Worker’s Compensation Board – Notice of Decision

22. Rick Feuz – Organizational Meeting

23. Ecology & Environment Engineering, P.C. – 7167 Route 353 Site Characterization Report

24. Email – NYS DEC – Public Comment on Proposal to Address Contamination - Ellicottville

OLD BUSINESS

1. Revisit Organizational Meeting

Resolution #21 - 2015 / 2016 Rescind Resolution #1 - 2015 / 2016 Designations

On a motion by Trustee Feuz, second by Trustee Gunther, the following resolution was

* Aye 3 Bradley, Feuz, Gunther

Nay 0 No Vote Taken

To rescind Resolution #1 - 2015 / 2016.

*Attorney Frantz checking into legality of rescinding organizational meeting resolutions.

Deputy Clerk Pay

On a motion by Trustee Feuz, NO Second, the following resolution was

NOT ADOPTED Aye 0 No Vote Taken
Nay 0 No Vote Taken

To reduce the deputy clerk pay to \$10.60 per hour.

Rescind Resolution #1 & #2 of APRIL 6, 2015 Organizational Meeting

On a motion by Trustee Feuz, NO Second, the following resolution was

NOT ADOPTED Aye 0 No Vote Taken
Nay 0 No Vote Taken

To rescind resolutions #1 and #2 of the April 6, 2015 Organizational Meeting.

Resolution #22 - 2015 / 2016 Table Rescinding of Resolution and Organizational Meeting Revisit

On a motion by Trustee Feuz, second by Trustee Gunther, the following resolution was

ADOPTED Aye 3 Bradley, Feuz, Gunther,
Nay 2 Mosier, Patterson

To table rescinding of resolutions and revisiting decisions made at April 6, 2015 Organizational Meeting.

2. Senior Building Rental / Senior Center - Bids desired. Tabled.
3. Proposed Zoning Law Amendment - Tabled.
4. Proposed Water Law - Pending decision on apartments by Board and DPW Supt. Gross review. Possible May 2015 public hearing for June 1, 2015 effective date.

NEW BUSINESS

1. Cell Phone, Computer and Vehicle Use Policies - Tabled.
2. NYS Tax Freeze - Tabled.
3. Close Budget Hearing - Proposed tax rate of \$19.455338, increase of \$.004 per \$1000.00 assessment.

Resolution #23 - 2015 / 2016 Closing of Budget Hearing

On a motion by Trustee Feuz, second by Trustee Gunther, the following resolution was

ADOPTED Aye 5 Bradley, Feuz, Gunther, Mosier, Patterson
Nay 0

With no one present for or against, and no further discussion, the Budget Hearing is closed.

Resolution #24 - 2015 / 2016 Approval of 2015 - 2016 Village of Cattaraugus Budget

On a motion by Trustee Feuz, second by Trustee Gunther, the following resolution was

ADOPTED Aye 5 Bradley, Feuz, Gunther, Mosier, Patterson
Nay 0

That the 2015-2016 Village of Cattaraugus Budget is adopted.

APPROVAL OF ABSTRACT #11 - April 13, 2015

Submitted for the following payments:

General	#18917 - 18962	\$19,962.94
Water	#6577 - 6593	\$ 4,690.00
Sewer	#4188 - 4196	\$ 1,927.99
Trust & Agency	#18868	\$ 3.91

Resolution #25 - 2015 / 2016 Approval of Abstract #11 - April 13, 2015

On a motion by Trustee Feuz, second by Trustee Patterson, the following resolution was

ADOPTED Aye 5 Bradley, Feuz, Gunther, Mosier, Patterson
Nay 0

Resolved, that Abstract #11 - April 13, 2015 be paid in the amounts presented.

EXECUTIVE SESSION

Resolution #26 - 2015 - 2016 Executive Session

On a motion by Trustee Feuz, second by Trustee Patterson, the following resolution was

ADOPTED Aye 5 Bradley, Feuz, Gunther, Mosier, Patterson
Nay 0

Resolved, to enter into executive session at 11:00 pm to discuss a personnel question posed in a letter by Mr. Bob Harris, with Jay Frantz in attendance.

Executive Session Minutes taken by Attorney Jay Frantz and available separately.

Resolution #27 - 2015 - 2016 Open Meeting

On a motion by Trustee Feuz, second by Trustee Patterson, the following resolution was

ADOPTED Aye 5 Bradley, Feuz, Gunther, Mosier, Patterson
Nay 0

Resolved, to exit executive session at 11:10 pm and reenter the public meeting.

ADJOURNMENT

Resolution #28 - 2015 / 2016

Motion to Adjourn

On a motion by Trustee Bradley, second by Trustee Gunther, the following resolution was

ADOPTED Aye 5 Bradley, Feuz, Gunther, Mosier, Patterson
Nay 0

Resolved, that with no further business to discuss, the April 13, 2015 Regular Board Meeting be adjourned at 11:11 p.m.

Respectfully submitted,

Rose M. LaQuay
Recording Secretary
Village of Cattaraugus Board of Trustees

NEXT MEETING:	Work Session	April 27, 2015	7:00 p.m.
	Regular Board Meeting	May 11, 2015	7:00 p.m.