

REGULAR MEETING
SEPTEMBER 17, 2014

Board Members Present: Mayor David Hazelton
Trustee J. Dale Abram
Trustee Bryan Woleben-Absent
Trustee Gary Planty
Trustee Dale Van Vlack Jr

Also Present: Samuel Drayo Jr, Village Attorney-Absent
Julie L. Planty, Deputy Clerk
Tom Allen, Highway Department Head
Alan Gustafson, Code Enforcement Office
Ann Belcher, Observer
Jim Rizzo, Fire Chief
Melissa Seavy

Mayor Hazelton opened the regular meeting with the pledge to the flag at 7:00pm.

Public Comments: Melissa Seavy, event chairperson for the Darren Manzella-Lapeira Memorial Run was present to request from the board to hold the 2015 Event on Darren's birthday, which is August 8, 2015. Fire Chief Jim Rizzo thought that the firemen's convention may be on that date and would be an issue as most of the fire police members would be unavailable. The board tentatively approved this request pending verification of the Fire convention date. The week-end before and after this date will be considered as an alternate date. Motion from Trustee J. Dale Abram, seconded Trustee Gary Planty-carried. Melissa also reported that Darren was named to the Hall of Fame.

Department Reports:

Deputy Clerk Julie Planty gave an update on the billing upgrade. The information has been transferred and the few payments entered look reasonable. The office staff is working on a few issues with the new up-grade.

Tom Allen, Highway Department Head informed the Board that he reviewed the drawings and went to Mr. Miller's residence located on Mill Street, he reported that the new water distribution line will be on the backside of Mr. Miller's hedges, the hedges will be removed, and replaced after the line is installed.

Code Enforcement Officer Alan Gustafson gave a report. His report included activity pertaining to 54 West Main Street area variances for setbacks and parking for a proposed business; an order to demolish structure notice was issued to Tri-Church Parish, 35 East Main street; 10 Fay Street was clear of high grass and weeds, completed by Pierce Services on September 8; A permit was issued for the demolition of the single-family dwelling at 101 Old Mill Road; the village has received notification from the Insurance Services Office acknowledging the recent completion of the Building Code Effectiveness Grading Schedule (BCEGS) survey; attended Western Southern Tier Building Officials annual training conference in Mayville on September 8-10.

A public hearing of the planning board was held on September 10 and a Special Use Permit was approved for the operation of an art gallery by Donald and Audrey Dowling at 7 W. Main Street.

Jim Rizzo reported that the Brocton Fire Company monthly activity report for the month of August was submitted by J. Miller, first assistant Chief; requested permission of the board to use a couple of apparatus at Home Depot and the Brocton Central School during fire prevention week October 11-18th; attending Brocton/Westfield home football games; the truck inspections are coming up; pump test were done and OK; hose tests were completed, one 1 ¾ inch line did not pass; setting up time with prison representative to tour/ walkthrough of Lakeview Shock Treatment facility. A motion was made by Trustee Planty and seconded by Trustee VanVlack to approve the fire apparatus be used at Home Depot and Brocton Central School-Carried.

Committee Reports:

Joe Majkowski did not attend the meeting, however asked Trustee Planty to update the board on the electric department during his report, Trustee Planty reported that Joe and he attended a webinar sponsored by Schneider Electric on weather events forecasting. During the webinar it was noted that this is for higher level electric companies, and the Village of Brocton electric department closely monitors the weather and has other municipalities on stand-by for weather events such as high winds or high wind gusts; the office repairs that were requested and cost estimated at the last board meeting are complete, with the exception of the drainage concerns. The storage area at the electric departments outside area at the DPW shop is complete, and Trustee Planty reported that it looks good. Trustee Planty continued with his report; In the absence of the Village Clerk, he is working with Karen Ardillo and the Recreation Director on the NYS office of Children and Family Services report that is due by September 30, this is necessary at the end of the recreation program for grant request compliance; attended the recent Town of Portland Council meeting, improve communications between the town and village and share ideas of the community. Town Supervisor will attend the next Village meeting in October; will be attending a grant writing basics training in Westfield in October, the Arch sign received from a grant from the William Pomeroy Foundation was installed outside of Village Hall, look good, thank you to Tom Allen and Jim Dolce; attended workshop in Fredonia sponsored by A.C.E. and attended by NYSDOT, CHRIC and NCCF. Trustee Dale Abram reported on attending meetings with the Mayor.

Mayor Report:

The Mayor gave an update on the situation regarding Nathan Wright's concern regarding a tree that has fungus growth in Ryckman Park; we had Dave Spann inspect it, and he reported that there is no immediate threat to the tree and could last another 20 years.

The Mayor asked the board to review a quote submitted by Phil Giambara, owner of Brocton Computer Repair, Sales & Web Services for Option 1, Maintain Current Hosting Plan with Netsync for \$110.00, or Option 2, Transfer Hosting to Brocton PC at a cost of \$10.00 a month, and Web Design and Installation for \$50.00. A motion from Trustee VanVlack, and seconded by Trustee Planty, that the board approves Option 2 for e-mail and web services-carried.

A packet from the LakeView Shock Treatment facility on mutual aid, fire emergency agreement was presented, after review of the fire chief with no comment, a motion was presented by Trustee VanVlack that the Mayor sign the contract, seconded by Trustee Abram-carried.

The minutes of a recent planning board public hearing for a special use permit approval at the property at 7 West Main Street dated September 10, 2014 was presented to the board for review. No comments by the board.

Discussion on a meeting between the Mayor, Trustee Abram, Attorney from E&M Engineering on the IPL litigation on the Sewer Treatment Plant project. The Mayor asked the board for permission to negotiate the settlement at the next mediation at the figure written on the tentative close out document, or an amount less than stated. Motion made by Trustee VanVlack, seconded by Trustee Planty-carried.

The Mayor advised the board that he sent to the attention of Mr. D'Agostino, at The Observer, his views regarding the papers views on rundown buildings, in particular 10 East Main street. Some of the material may be reported in the paper and he was making the board aware of it.

New Business:

Resolution 76-14 Approval to attend water training session was introduced:

**RESOLUTION 76-14
APPROVAL TO ATTEND WATER TRAINING SESSION**

WHEREAS, Pat McCloskey, James Horlacher, Clifford G. Borst, Jr. have requested approval to attend a Water Training Session on Hydrants/Valves/Meters Rules and Regulations on November 20, 2014 from 8:00 am until 3:30 pm at Clarion Conference Center, 30 Lake Shore Dr., East, Dunkirk, NY. Registration fee will be \$27.00 each. Travel will be by village vehicle or personal vehicle.

This training session will go over the following Fire Hydrant design, gate & butterfly valves, water meters and discussion on the Revised Total Coliform Rule. NYS DOH is expected to grant 6.0 contact hours towards recertification.

NOW THEREFORE BE IT RESOLVED, authorization is approved for Pat McCloskey, James Horlacher, and Clifford G. Borst Jr. to attend the training as listed.

Resolution was introduced by Trustee ___J. Dale Abram_____, second

by Trustee ___Dale Van Vlack_____ with vote as follows:

__3__ ayes __0__ nays __1__ absent

Date: September 17, 2014

Prepared by Sonia Luszczak

Julie L. Planty
Deputy Clerk

Resolution 77-14 Approval to attend Civil Service training was introduced:

RESOLUTION 77-14

APPROVAL TO ATTEND CIVIL SERVICE TRAINING

WHEREAS, Sonia Luszczak has requested approval to attend Civil Service Training on October 23, 2014 at Chautauqua County. There is no registration fee. Travel will be by personal vehicle.

This training session will go over the following: Rights during Worker's Compensation Leave, Request for a Medical Examination, Termination Due Process, Process Request for Hearing and When is a Report of Personnel Change form needed.

NOW THEREFORE BE IT RESOLVED, authorization is approved for Sonia Luszczak to attend the training as listed.

Resolution was introduced by Trustee Dale Van Vlack, second by

Trustee J. Dale Abram with vote as follows:

3 ayes 0 nays 1 absent

Date: September 17, 2014

Prepared by Sonia Luszczak

Julie L. Planty
Deputy Clerk

Resolution 78-14 Authorization to release information to Julie Planty Deputy Clerk Treasurer was introduced:

RESOLUTION 78-14

**AUTHORIZATION TO RELEASE INFORMATION TO JULIE PLANTY
DEPUTY CLERK TREASURER**

BE IT FURTHER RESOLVED this Board acknowledges the letter attached from Village Clerk-Treasurer Karen M. Ardillo dated September 8, 2014 authorizing Vendors, Insurance Carriers and/or any other provider to provide any papers, documents or financial records of any kind or any other information regarding the Village of Brocton, NY to Julie L. Planty, Village Deputy Clerk/Treasurer.

Resolution introduced by Trustee J. Dale Abram second by

Trustee Dale Van Vlack, with vote as follows:

3 ayes 0 nays 1 absent

Dated: September 17, 2014

Prepared by Sonia Luszczak

Julie L. Planty
Deputy Clerk

Resolution 79-14 Approval to attend Training a Basic Safety for Water/Wastewater was introduced:

RESOLUTION 79-14

APPROVAL TO ATTEND TRAINING ON BASIC SAFETY FOR WATER/WASTEWATER

WHEREAS, Ryan Hazelton has requested approval to attend Basic Safety for Water/Wastewater on September 17, 2014 at the Clarion Conference Center in Dunkirk, NY. The registration fee is \$35.00. Travel will be by village vehicle or personal vehicle.

This is a safety class and will give Ryan credit hours.

NOW THEREFORE BE IT RESOLVED, authorization is approved for Ryan Hazelton to attend the training as listed.

Resolution was introduced by Trustee ___Gary Planty_____, second by Trustee ___Dale Van Vlack_____ with vote as follows:

___3___ ayes

___0___ nays

___1___ absent

Date: September 17, 2014
Prepared by Sonia Luszczak

Julie L. Planty
Deputy Clerk

Old Business:

The website for the Village was resolved with the board approval of a quote presented by Brocton Computer Repair, Sales & Web Services option #2.

The Mayor reported that the General Code is being worked on.

The Water Plant supervisor reported that all is going well with the new utility trainee.

The Mayor will be out tomorrow for a litigation meeting with IPL.

A motion was made by Trustee J. Dale Abram, second by Trustee Dale VanVlack to authorize payment of signed approved vouchers. Vote was unanimous, motion carried.

A motion was made by Trustee Gary Planty, second by Trustee Dale VanVlack to approve written reports as presented. Vote was unanimous, motion carried.

A motion was made by Trustee J. Dale Abram, second by Trustee Dale VanVlack to adjourn. Vote was unanimous, meeting adjourned at 7:32 pm.

Respectfully submitted by,

Julie L. Planty
Deputy Clerk

