

REGULAR MEETING
JULY 19, 2017

Board Members Present: Mayor Richard Frost
Trustee Bryan Woleben
Trustee Craig Miller
Trustee Carol Horlacher

Board Member Absent: Trustee Jason DeJoe

Present: Sonia Luszczak, Village Clerk/Treasurer
Peter D. Clark, Village Attorney
Tom Allen, DPW Department Head
Nancy Smith, Deputy Clerk
Phil Gerace, Fire Chief
Ann Belcher, Observer
Anthony Sobczak
Brett Davis

Mayor Frost opened the regular meeting with the pledge to the flag at 6:30 p.m.

Public Comments:

Anthony Sobczak who lives at 30 Green Street for 40 years was curious if there was a temporary camera located at the corner of Main Street? The Mayor noted that he was not aware of any reason there should be a camera. He will see if he can find out anything.

Brett Davis introduced himself as the Pastor of Hope Rising Church on Highland Avenue. He would like to inquire about holding a movie night on August 18, 2017 in Ryckman Park for the neighborhood and community kids. They were concerned about curfew and the kids as the movie would not start until around 8:30 or 9:00 pm. Trustee Woleben noted that we could contact the Sheriff's Office to notify them of the event in the park. The Trustees and Mayor asked that they please send the Village a letter of intent of the upcoming event for our files. They thanked them for doing this for the community.

Department Reports:

Sonia Luszczak, Village Clerk/Treasurer – presented the Village Board with the Dog Control Officers Monthly Report for June.

The Clerk gave the Trustee's and Mayor a report of what taxes have been paid from June 1, 2017 through July 19, 2017.

The Clerk presented to the Board an agreement that was received from Municipal Solutions regarding a modification to the agreement with Clark Patterson and Lee regarding the Water System Improvements – Route 5 Water Main Project. Clark Patterson and Lee no longer need to have an agreement with Municipal Solutions. The Village of Brocton will now be named the lead agency on the agreement. A motion was made by Trustee Bryan Woleben and seconded by

Trustee Carol Horlacher to allow the Mayor's signature on the agreement with Municipal Solutions. Vote was unanimous, one absent vote, motion carried.

There will be a Special Meeting held on Wednesday, July 26, 2017 to award the bid for Water Systems Improvements – Route 5 Water Main.

Village Attorney Peter D. Clark – Peter went and looked at Evergreen Park master water meter. There are several issues – one is some of the meters in the park do not work with the other issue if a resident does not pay their water bills the Village cannot add the delinquent bills to their taxes as they do not own the property. These are the issue with the water. Peter believes that the Village should read the master water meter and bill the owner of the park. The residents that were in attendance of the last Village meeting should be notified and we can discuss it at the next board meeting. Mayor Frost asked the question whether we could get the owner of the park to sign something stating that if someone in the park does not pay their water bill we could put it on the owner's taxes? Peter has not ever heard of that happening, so he doubt's it could be done. After further discussion, it was decided that Peter will create a letter for the residents explaining the Village's position starting in September.

Tom Allen, Highway Superintendent – Tom handed in a State contract quote from Barmore-Sellstrom, Inc. for backhoe tires in the amount of \$1,433.88. A motion was made by Trustee Carol Horlacher and seconded by Craig Miller to purchase the backhoe tires from Barmore-Sellstrom, Inc. in the amount of \$1,433.88. Vote was unanimous, one absent, motion carried. Tom notified the Board that the wood chips came in and have been distributed at Ryckman Park. DPW is in the middle of blacktopping the following streets – Harmon Avenue, Pearl Street, Blood Street with Peerless Street to be the next to be completed. If money holds out, it is a possibility they could do Haywood Heights which has not been done since it was originally completed. Sidewalks will be started in August.

Alan Gustafson, Code Enforcement Officer – Last month was a very busy month. Alan issued thirteen (13) permits. Work is progressing on Tri Church Parish which should be completed by December 2017. Alan has been to court regarding 19 Lake Avenue. The property at 9 East Main will be coming up next month as the Judge postponed it for a couple of months to give the owner more time to get the violations corrected. Alan completed an inspection of 4 Highland Avenue and discovered there is a large hole in the roof and he was concerned with the back corner as well. Pool season is in full swing with several pools being put up without permits. Alan requested Board approval on an estimate on 89 Old Mill Road lawn that has not been mowed. A motion was made by Trustee Bryan Woleben and seconded by Craig Miller to accept the quote from Burkhart's Landscaping, Mayville, NY in the amount of \$250.00 to mow the lawn and have this amount added to the property taxes. Vote was unanimous, one absent, motion carried. Alan explained that there are some communities that allow the code enforcement to issue citations for garbage or any code violations. It would make the process much quicker and hopefully get the problem resolved much faster. After further discussion, Alan will gather more information regarding the citations and get with Peter Clark to review. There was also questions regarding moving the Code Enforcement Office to the Town of Portland offices as shared services. Mayor Frost noted that this was passed by the Village Board at the June 21, 2017 meeting. Alan will get in touch with Portland to find out when the move can be made. Trustee Carol Horlacher stated that at the last Town Meeting, Attorney Joel Seachrist was going to make

up a shared service agreement that will be sent to the Village Attorney, Peter D. Clark for his review and the Town of Portland is anxious to get this completed as quickly as possible.

Ryan Hazelton - Wastewater Treatment Plant – no report.

Fire Department – Phil Gerace, Fire Chief – Presented the monthly report and stated that it was a good month and has slowed down some.

On July 27th, a pumper will be going to the school for the Youth Recreation program. On July 29th the fire department will be helping with the Darren Manzella-Lapeira Run with traffic and EMS support should it be needed. Two of the fire trucks were pump tested. All trucks passed the test. On August 5th, the EMS reports will now be done electronically. This is now mandatory. Fire Chief Phil invited the Board to stop by the fire hall on Tuesday nights, you are all welcome.

Electric Department – Joe Majkowski, Electric Lineman – Was not present at the meeting but provided to the board three quotes to purchase 40 poles as a stock item. A motion was made by Trustee Bryan Woleben and second by Trustee Craig Miller to accept the quote from McFarland Cascade for 16 – 35’ poles at a cost of \$196.00 each, 20 - 40’ poles at a cost of \$321.00 each and 4 – 45’ poles at a cost of \$335.00 each for a total of \$10,896.00. Vote was unanimous, one absent, motion carried.

Committee Reports:

Trustee Bryan Woleben – no report

Trustee Jason DeJoe – no report.

Trustee Craig Miller - no report

Trustee Carol Horlacher – no report

Mayor Report: - Mayor stated that he had received a note from David Hazelton stating that he was interested in sitting on the Shared Service committee.

Mayor wanted to update the Board on the sludge issue at the Water Treatment Plant and the DEC. DEC has recommended that the Village clean up the drying beds at the Water Treatment Plant. There is an issue with some of the beds that were put in by S. St. George as they are still full of water. The plan is to get 80 to 85% of the silt taken out of the water using the drying beds so that the only thing coming out of the beds would be clear water. Mayor Frost continues to look for solutions to help this process not be as costly as we first anticipated. Mayor would like to hire Jim Rizzo, Jr. to clean out the lagoons at a cost not to exceed \$12,000.00. A motion was made by Trustee Bryan Woleben and seconded by Trustee Carol Horlacher to hire Jim Rizzo, Jr. at a cost not to exceed \$12,000 to clean out the lagoons and the drying beds and to have Tom Allen contact County Soil and Water to reseed the area once completed. Vote was unanimous, one absent, motion carried. The only thing that will be going into the lagoons after the plan in place will be clear water. The dive team that was hired found the intake pipe in the reservoir and this was in good shape and way above the silt.

The Mayor has been in contact with the DEC with the plans ongoing and they (DEC) acknowledge that the Village is doing everything possible to correct the problem short of building a new plant. The Mayor has given them the plans that we are doing to correct the problems and the DEC believes it could work.

New Business: No new business.

Old Business:

A motion was made by Trustee Bryan Woleben, seconded by Trustee Craig Miller to authorize payment of signed and approved vouchers. Vote was unanimous, one absent, motion carried.

A motion was made by Trustee Craig Miller, seconded by Trustee Carol Horlacher to approve June 21st and July 6th minutes as presented in written form. Vote was unanimous, one absent, motion carried.

A motion was made by Trust Bryan Woleben, and seconded by Trustee Carol Horlacher to approve the written reports as presented. Vote was unanimous, one absent, motion carried.

A motion was made to go into executive session by Trustee Bryan Woleben and seconded by Trustee Carol Horlacher for personnel matters at 7:27 pm. Vote was unanimous, one absent, motion carried.

A motion was made to enter regular session from executive session at 7:38 pm by Trustee Carol Horlacher and seconded by Trustee Bryan Woleben. Vote was unanimous, one absent, motion carried

No action taken.

With no further business brought before the Board, a motion was made to adjourn the meeting at 7:39 p.m. by Trustee Bryan Woleben seconded by Trustee Craig Miller. Vote was unanimous, one absent, motion carried.

Respectfully submitted by,

Sonia Luszcak
Village Clerk/Treasurer