

REGULAR MEETING  
March 2, 2016

Board Members Present: Mayor David Hazelton  
Trustee J. Dale Abram  
Trustee Bryan Woleben  
Trustee Craig Miller  
Trustee Gary Planty

Present: Peter D. Clark, Village Attorney  
Sonia Luszczak, Village Clerk  
Thomas Allen, DPW Superintendent  
Richard Lewis, Sewer Plant  
Jason DeJoe

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

**Public Comments:**

**Department Reports:** The Village Clerk, Sonia Luszczak presented to the Board the February Dog Control report. Stated she would place the February credit card payments in each of the mailboxes.

**Clarence Grover, Dog Control Officer** - Clarence stated that there is an issue with an individual on Lake Avenue and his neighbor regarding barking dogs. Clarence commented that he cannot issue a ticket until he has a signed complaint from the individual against the neighbor.

**DPW Department** - Tom Allen stated that the new pickup truck with a new plow was ordered and should arrive in a month or so. Tom will be taking the old truck to auction and there is a resolution later to be acted upon.

Tom also found a supplier for new water meters. They are not the same brand as the current ones are. If we were to go to radio read, we would more than likely have to scrap them. The Mayor is still working on getting the Regional Water to cover the cost of new meters. Trustee J. Dale Abram stated that there was an article in the paper regarding Collins who has done a lot of research on Master meters and currently are talking with the Gowanda and the surrounding communities to go to this meter.

Senator Kathy Young will be in Falconer at the County DPW on Friday, March 4<sup>th</sup> at 9:00 am. Tom was not clear as to why she was coming, possibly to discuss Rebuild New York Now and to announce that we are possibly getting more money this year. Anyone that would like to attend is invited to go.

**Fire Department-** Trustee Bryan Woleben commented for Phil Gerace that four of our fire fighters went to assist with the train derailment in Ripley.

**Alan Gustafson, Code Enforcement Officer** - Alan stated that it has been business as usual. He has conducted several fire inspections and received a call from an architect regarding building of the Tri-Church church that was destroyed by fire.

**Sewer Department** - The Mayor wanted to review the two quotes that were received from Miller and Sons for the roofs at the sewer plant that continue to leak from the bad shingles. The building with all of the electronic equipment should be the first to be replaced and then the other smaller building. The reason that we went with Miller and Sons is due to not having to deal with the prevailing wage issue. A motion was made by Trustee Bryan Woleben and second by Trustee Craig Miller to have Miller and Sons repair the sewer plant roofs with metal at a cost of \$7,650.00. Vote was unanimous, motion carried.

**Committee Reports:** Trustee Gary Planty stated there would be another meeting of the Board of Utilities on March 16, 2016 to talk about the budget process. Trustee Planty submitted the RFP to Chautauqua County for the Youth Recreation program in the amount of \$1,500.00. Trustee Planty and Director Cynthia Ferguson met and went over schedules.

Trustee Planty sent another email to the President of SUNY Fredonia regarding getting help with Grants and is waiting to hear from them.

Trustee Bryan Woleben reported that there was a new (scene support) BEFO class held at the fire hall. It was greatly supported by the fire fighters. The Mayor stated that the man door at the fire hall must be fixed or changed.

Trustee Craig Miller had no report.

Trustee J. Dale Abram reported that he attended the Chadwick Bay Meeting with the Mayor at the White Village. Went to the Wastewater plant regarding a switch that must be replaced due to failure at a cost of \$11,000. Trustee Abram was impressed with the company that is going to continue to service the generators, Emergency Power. He

also attended a pre-construction meeting for the water main replacement project.

**Mayor Report:** Mayor Hazelton had received a telephone call from David Spann regarding the watershed and looking at cutting in the next three years. The mayor told the Board that he recommended that Mr. Spann be on the April Board meeting to introduce himself to the new board. The current board agreed.

The Mayor made a courtesy call to Jamestown Plastic, Jay Baker noting that they are currently looking for workers as the plant has been operating 7 days a week 3 shifts. The Mayor just wanted to let them know that the Village of Brocton would do what they could if something was needed. The Mayor just wanted the Board of Trustees to know how important this business was to the Village.

The Mayor has continued to work on the budget and it has been sent to the accountant for some State Retirement figures which will allow him to make some changes. The Mayor anticipates that the tax rate will stay the same as last year. In the General Fund there is an unexpended balance of \$68,000.00 to balance the budget. In the Water budget, this is the year that the Village has to start repayment of the 2 million dollars and the payment will be around \$87,000.00 and part of that can be paid from the ban as it is interest. The good news is that we have the timber money for this. In the Sewer Fund, we need to raise the rates or we will have a shortfall. We could do this two ways, increase the unit charge by \$100.00 or we could raise the rate on gallons. After the Mayor thought about this it would make more sense to raise the rate per gallon, that way the customer would be paying for usage. We currently pay \$4.03 per gallon the recommendation would be to move to \$6.03. The Mayor also spoke to Lakeview Shock in raising their percentage from 33% to 42%.

The Village of Brocton currently has water agreements with several of the outside residents due to a water line or sewer line that crossed their property to provide free water. There is a concern as to what will happen when we go to Regional Water. This information will be given to our attorney, Peter D. Clark for review.

The Mayor asked if each of the Trustee's had the opportunity to review the engineers report of 10 East Main building. The Mayor has had a conversation with Mr. Cave as to the report and recommends that each of the parties sit down with attorneys to discuss what the next course of action should be. There should be a conversation with the Land Bank as well as to what if anything they could do to help the Village.

### **New Business:**

Resolution 14-2016 was introduced

## RESOLUTION 14-2016

### APPROVAL TO ATTEND RCAP/AWWA SMALL SYSTEMS OPERATOR TRAINING

WHEREAS Pat McCloskey, E. Mark Snyder and Thomas Kowski have requested approval to attend RCAP/AWWA Small Systems Operator training on Wednesday, April 20, 2016 at JCC North, Dunkirk, NY. This is sponsored by American Water Works Association. The purpose of this training is to meet operator's re-certification mandates. Cost for this training free with a cost of \$15.00 for lunch. Travel will be by Village truck for Patrick and own vehicle for Tom and Mark.

NOW THEREFORE BE IT RESOLVED authorization is given for Patrick McCloskey, Thomas Kowski and E. Mark Snyder to attend RCAP/AWWA Small Systems Operator training as listed above.

Resolution introduced by Trustee J. Dale Abram, second by Trustee Craig Miller with vote as follows:

\_\_4\_\_ ayes      \_\_0\_\_ nays      \_\_0\_\_ absent

Dated:      March 2, 2016

Sonia Luszczak  
Village Clerk/Treasurer

The Mayor skipped the following information during his report, the Water Department took their 2004 Ford Pickup Truck to East Main Auto for repairs as it was overheating. After discussion with Daniel Seavy, Mayor Hazelton received an estimate of \$300 to \$600 to fix the truck. Based on the condition of the truck, it would make sense to fix the truck and get a few more years out of it. A motion to repair the Water Department Truck was made by Trustee Bryan Woleben and second by Trustee Gary Planty authorizing East Main Auto to repair the 2004 Ford truck at a cost of no more than \$750.00. Vote was unanimous, motion carried.

Resolution 15-2016 was introduced

**RESOLUTION 15-2016**

**DECLARE 2003 FORD PICK UP TRUCK SURPLUS  
AND SEND TO AUCTION**

WHEREAS, the Village of Brocton has purchased a new pickup truck for DPW, and

WHEREAS, the 2003 Ford pickup truck can no longer meet the needs of the Village,

NOW THEREFORE BE IT RESOLVED, the 2003 Ford pickup truck is declared surplus and the Board of Trustees authorizes the truck to be sent to R.T.I. Auctions to be sold on April 23, 2016 at Gerry, NY.

Resolution introduced by Trustee Craig Miller, second by Trustee Bryan Woleben with vote as follows:

\_\_\_4\_\_ ayes      \_\_\_0\_\_ nays      \_\_\_0\_\_ absent

Dated:                      March 2, 2016

Sonia Luszcak  
Village Clerk/Treasurer

Resolution 16-2016 was introduced

**RESOLUTION 16-2016**

**APPROVAL FOR MAYOR TO SIGN CHANGE ORDER TO  
AGREEMENT WITH VILLAGE OF BROCTON AND GENERAL  
CODE**

WHEREAS, the Village of Brocton signed a codification agreement with General Code on September 9, 2008. To include legislation adopted through L.L. No. 2-2007. The Village received a Manuscript and Editorial Analysis, as updated through L.L. No. 1-2010, in May 2010 for review.

WHEREAS, the Village of Brocton is now ready to resume the codification project and has requested an updated Manuscript and Editorial Analysis.

NOW THEREFORE BE IT RESOLVED, upon authorization of the Mayor's signature on this change order, the Village authorizes General Code to proceed with the completion of the project under the terms and conditions of the existing 2008 agreement and including the new legislation identified for a cost of \$2,700.00 for a total cost of this project of \$5,182.50.

Resolution introduced by Trustee Bryan Woleben, second by Trustee Gary Planty, with vote as follows:

\_\_\_4\_\_ ayes      \_\_\_0\_\_ nays      \_\_\_0\_\_ absent

Dated:                    March 2, 2016

Sonia Luszcak  
Village Clerk/Treasurer

**Old Business:**

General Code - Almost complete.

A motion was made by Trustee Gary Planty, second by Trustee Bryan Woleben to authorize payment of signed approved vouchers. Vote was unanimous, motion carried.

A motion was made by Trustee Gary Planty, second by Trustee Bryan Woleben to approve February 3rd minutes as written. Vote was unanimous, motion carried.

A motion was made by Trustee J. Dale Abram, second by Trustee Bryan Woleben to approve the written reports as presented. Vote was unanimous, motion carried.

The Mayor wanted to ask the Board to consider getting the part time person in the office. He asked that the Office committee get together and review current applications.

With no further business brought before the Board, a motion was made to adjourn the meeting at 7:45 pm by Trustee Gary Planty, second by Trustee Bryan Woleben. Vote was unanimous, motion carried.

Respectfully submitted by,

Sonia Luszczak  
Village Clerk/Treasurer