

PUBLIC HEARING AND REGULAR MEETING  
May 18, 2016

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

Present: Sonia Luszczak, Village Clerk/Treasurer  
Peter D. Clark., Village Attorney  
Tom Allen, DPW Superintendent  
Phil Gerace, Fire Chief  
Rich Lewis, Wastewater Treatment Plant Operator  
Jim Rizzo, Jr., Fire Department  
Karen Cave  
Ed Wood  
Paul Polakiewicz  
Dave Hall  
Staci Bemis, CHRIC  
Nancy Smith, Deputy Clerk/Treasurer  
Alan Gustafson, Code Enforcement Officer  
Ann Belcher, Observer

Alma Brown from Clinton Brown Company Architecture, PC opened the meeting at 5:30 p.m. She went on to explain that the Village of Brocton had received a New York Main Street Technical Assistance Grant to help the business owners to restore their historical building on Main Street. Alma stated that her firm would work with the business owners, give them estimates as to what the cost would be to restore their buildings. The Main Street Grant would be awarded in November of 2016 for work to be completed in 2017. The cost breakdown would be 75% grant money and 25% business owner. The first step with this type of grant is to get the business owners involved and once the applications are completed and turned in, the next step is to apply for the Main Street Grant for the funds to finalize the work. This first step is no cost to the owners of the properties as the Village of Brocton has received the grant funds for this phase.

Alma closed the meeting stating that the next steps would be to complete the applications and begin working with her firm to come up with the renderings for what the property owners building would look like. If anyone had questions, she was available for further questions and assistance.

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

### **Public Comments:**

Karen Cave, owner of Cave's Deli stated that she was upset as to the way they were treated by the previous Mayor and Board regarding the business as well as the condition of the next condemned building and would hope that they will be able to work with the new Mayor and Board to come up with some resolution for their building. After further discussion the Mayor stated that the current Board would be more than willing to work with them on the situation.

Ann Belcher, Observer asked if there were any comments on the traffic lights down on Lake Avenue? According to the Mayor, there was a lot to be said, but there was nothing to be shared at this time.

### **Department Reports:**

Sonia Luszczak, Village Clerk/Treasurer –Presented to the Board the response that was received from Undersheriff Holder regarding the traffic concerns at the Little League Field on Greenbush Street. According to the Undersheriff, they will do what they can to make sure their presence is noted during the games.

The Board was presented with the credit card totals that were received for the month of April in the amount of \$1,390.86.

There was a need to transfer funds to reserve accounts as noted:

Reserve Funds:

General Fund:

Authorize transfer of \$15,000 to Fire Equipment Capital Fund per 2015-2016 budget

Authorize transfer of \$9,000 to Unsafe Building Demolition Fund from Line A3650.4 Unsafe Building Demolition.

Electric Fund:

Authorize transfer of \$25,000 to Transformer Capital Fund per 2015-2016 budget.

Trustee Bryan Woleben asked that any remaining balance in the Fire Department budget at the close of business on the 31<sup>st</sup> of May be moved into the Fire Company Equipment Fund. This will be noted to be used for the radio's that will be needed.

Trustee Carol Horlacher made a motion and second by Trustee Craig Miller to accept the transfers as noted by Bahgat Laurito Bahgat to the reserve funds outlined above. Vote was unanimous, motion carried.

Alan Gustafson, Coder Enforcement Officer – stated that he would change his report for the Trustees to include more information as to what he is currently working on. Trustee

Craig Miller requested this so that if he was questioned by his constituents regarding certain problems in the Village he would be able to react with accurate information.

Tom Allen, Highway Superintendent – told the Board the gravel was completed on the Peerless Street Bridge and guardrails would be installed. Blacktopping will be the last thing to be completed. Tom is still looking for an opening of the bridge at the end of June or beginning of July.

Tom stated that the Water Main replacement is moving along. He was wondering if there was still the FEMA project was available as it would be great if we could extend the water main pipe from Fay Street to West Avenue. Trustee Gary Planty noted that the FEMA project had to do with the flood and the work that was going to be completed at the watershed. Trustee Planty would look into that.

The brush pile at the Village Barns has been ground up with a lot of wood chips left. Tom received a telephone call from Crestview Estates plumber that the new owner will be replacing meter backflow preventer, pressure reducer. The meter is 12 foot in the ground and very dangerous for the Village Employees to read the meters. Tom will install a new tap for their meter that will be above ground in a heated box for more accurate readings.

Tom went to the Houghton College training and was impressed with the amount of information that he learned and recommended that it was well worthwhile for anyone.

Wastewater Treatment Plant – Rich Lewis said that everything was moving right along.

Phil Gerace, Fire Chief – stated that everything is the same with the new EMT and firefighter classes. There was a purchase made with Fire Department funds that the Chief wanted the Board to know. Moving forward, they can communicate this information to Trustee Woleben.

Joe Majkowski, Electric Lineman – The Village Clerk gave the report for Joe who was not available. Joe is still continuing to work down at Peerless Street with moving poles and electric lines for the new bridge.

### **Committee Reports:**

Trustee Gary Planty made a suggestion that the budget for Community Beautification would be reduced from \$4,845 to \$1,000 that we take the balance and move this to a reserve account to be used for Community Beautification 8510.4 as we did for the Fire Department Fund.

Trustee Bryan Woleben – stated that the reason that he made the suggestion to transfer remaining unexpended funds from the budget 2015-2016 to the Fire Department for the new radios that will need to be purchased. He also wanted to thank them all for the dedication and service.

Trustee Carol Horlacher- stated that Joe Majkowski took her around the Village to show her the electric. Also he took her to the Sewer Plant and it was an eye-opener for her.

There was some discussion regarding the “grease trap” issue. The Village Clerk noted that there will be a letter going out with the water & sewer bills on June 10<sup>th</sup>.

Trustee Craig Miller – no report.

**Mayor Report:**

Mayor Frost wanted to send his Best Wishes and Happy Birthday to Marguerite Smith who is 104 years old and the oldest resident in the Brocton/Portland area.

**New Business:**

Resolution 50-2016 Budget Transfers

**RESOLUTION 50-2016  
BUDGET TRANSFERS**

WHEREAS, the Village Board of Trustees has reviewed the recommendations from its auditors/accountants, Bahgat/Laurito-Bahgat, regarding budget transfers which are set forth in their letter dated May 16, 2016 and find said recommendations to be in order,

NOW BE IT RESOLVED, the following budget transfers as set forth in said letter are hereby approved

**GENERAL FUND**

- \$ 500 From A9010.8 Employee Benefits State Retirement A1110.1 Justice Personal Services
- \$3,000 From A9010.8 Employee Benefits State Retirement to A1620.4 Shared Services Buildings
- \$3,000 From A9010.8 Employee Benefits State Retirement to A1325.4 Treasurer Contractual

Modify 2015-2016 Adopted Budget by Increasing Expenditure Line A5130.2 by \$45,318 by the Appropriation of \$45,318 from the Capital Reserve Equipment fund for the tractor & truck purchase in 2015-2016 year.

**WATER FUND**

\$2,000 From F9010.8 Employee Benefits State Retirement to F8330.11 Water Purification Overtime

\$1,000 From F9010.8 Employee Benefits State Retirement to F8310.4 Water Administration Contractual

\$10,000 From F9730.6 BAN Principal to F8330.4 Water Purification Contractual

**SEWER FUND**

\$10,000 From G8130.2 Sewage Treatment Equipment to G8130.4 Sewage Treatment Contractual

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

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

Date: May 18, 2016

Sonia Luszcak  
Village Clerk/Treasurer

Resolution 51-2016 Approve 2016 Summer Recreation Program

**RESOLUTION 51-2016**

**APPROVE 2016 SUMMER RECREATION PROGRAM**

WHEREAS a recommendation was made by the Recreation committee that the Brocton Portland Recreation Program to be held again at Brocton Central School and

WHEREAS on April 27, 2016 at their monthly meeting, the Brocton Central School Board approved to allow the Brocton-Portland Recreation Program be held at the school using the same facilities and services as last year. It is noted that the program will begin June 27<sup>th</sup> and extend for seven weeks, until August 11<sup>th</sup>, Monday through Thursday from 8:30 am to 3:30 pm. Youth Recreation will be off Monday July 4, 2016 for the holiday.

BE IT FURTHER RESOLVED that Brocton Central School be added to our Village Insurance, and

BE IT FURTHER RESOLVED that Brocton-Portland Summer Youth Recreation Program in conjunction with Brocton Central School will be involved in the free meal program during the 2016/2017 summer session. Chautauqua Opportunities will use this information to provide free meals and a snack.

NOW THEREFORE BE IT RESOLVED that the Brocton-Portland recreation program be held at the Brocton Central School for the 2016 season.

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

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

Dated:                      May 18, 2016

Sonia Luszcak  
Village Clerk/Treasurer

Resolution 52-2016 Rehire Summer Youth Recreation Attendants

## RESOLUTION 52-2016

### REHIRE SUMMER YOUTH RECREATION ATTENDANTS

BE IT RESOLVED that Trustee Gary Planty, Trustee Bryan Woleben and Cynthia Ferguson, Recreation Director, as members of the Recreation Committee have reviewed the applications, interviewed and recommend the hiring of the following applicants for the Summer Recreation Program 2016 to be held at Brocton Central School beginning June 27<sup>th</sup>.

#### **Staff Positions:**

Courtney Ransom, 98 Central Avenue. Brocton, NY  
Returning Employee at a rate of \$9.25 per hour

Peter Dolce, 85 West Avenue, Brocton, NY  
Recreation Attendant Alternate Returning Employee at a rate of  
\$9.25 per hour (Rover)

Aaron Riforgiato, 8813 Pecor Street, Portland, NY  
Returning Employee at a rate of \$9.25 per hour

NOW THEREFORE BE IT RESOLVED, the Village Board of Trustees has approved the recommendations of the Recreation Committee to hire the summer personnel for the seven-week program as stated.

Resolution introduced by Trustee Craig Miller, second by Trustee Carol Horlacher, with vote as follows:

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

Dated: May 18, 2016

Sonia Luszczak  
Village Clerk/Treasurer

Resolution 53-2016 Hire Summer Youth Recreation Attendants

## RESOLUTION 53-2016

### HIRE SUMMER YOUTH RECREATION ATTENDANTS

BE IT RESOLVED that Trustee Bryan Woleben and Trustee Gary Planty as members of the Recreation Committee and with the help of Village Clerk Sonia Luszczak and Cynthia Ferguson as Recreation Director have reviewed the applications, interviewed and recommend the hiring of the following applicants for the Summer Recreation Program 2016 to be held at Brocton Central School beginning June 27<sup>th</sup>.

#### **Staff Positions:**

Lisa Stanton, 8503 Cemetery Road, Portland, NY  
New Employee at a rate of \$9.00 per hour

Karina Stanton, 8503 Cemetery Road, Portland, NY  
New Employee at a rate of \$9.00 per hour

Jonathan Merle, 6408 West Main Street, Portland, NY  
New Employee at a rate of \$9.00 per hour



<b>Appointed Officials</b>							
Village Clerk-Treasurer	Sonia Luszcak	0814	6040157-7	8	04/03/2016 – 04/01/2018	N	20

Resolution was introduced by Trustee Gary Planty, second by Trustee Craig Miller

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

Dated: May 18, 2016

Sonia Luszcak  
Village Clerk/Treasurer

Resolution 55-2016 Designate Proxy for NYMPA Semi-Annual Conference

I certify, the following resolution was duly adopted at a meeting of the Board of Trustees of the Village of Brocton NY duly called and held on May 18, 2016 at the Village Offices, 34 West Main Street, Brocton, NY.

Sonia Luszcak  
Village Clerk/Treasurer

**RESOLUTION 55-2016  
DESIGNATE PROXY FOR NYMPA SEMI ANNUAL CONFERENCE**

WHEREAS the Village of Brocton New York is a municipal member of the New York Municipal Power Agency, and

WHEREAS, in accordance with the bylaws of the New York Municipal Power Agency, each municipal member may cast one vote on each transaction properly brought before this meeting,

NOW THEREFORE BE IT RESOLVED, that the New York Municipal Power Agency be and is hereby designated as the accredited delegate of the Village of Brocton, New York.

Resolution introduced by Trustee Bryan Woleben, second by Trustee Carol Horlacher with roll call vote as follows:

Trustee Carol Horlacher:	___AYE___
Trustee Gary Planty:	___AYE___
Trustee Craig Miller:	___AYE___
Trustee Bryan Woleben:	___AYE___
Mayor Richard Frost:	___AYE___

Dated: May 18, 2016

Sonia Luszcak  
Village Clerk/Treasurer

### **Old Business**

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

A motion was made by Trustee Gary Planty, seconded by Trustee Carol Horlacher to approve May 4<sup>th</sup> minutes as presented in written form. Vote was unanimous, motion carried.

A motion was made by Trustee Gary Planty, seconded by Trustee Bryan Woleben to approve the written reports as presented. Vote was unanimous, motion carried.

A motion was made by Trustee Gary Planty, seconded by Trustee Bryan Woleben to enter into executive session at 7:15 p.m. to discuss safety issue. Vote was unanimous, motion carried.

With no further business brought before the Board, a motion was made to adjourn the meeting at 7:14 p.m. by Trustee Carol Horlacher seconded by Trustee Bryan Woleben. Vote was unanimous, motion carried.

Respectfully submitted by,

Sonia Luszcak  
Village Clerk/Treasurer