

REGULAR MEETING
May 3, 2017

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 Department Head
Alan Gustafson, Code Enforcement Officer
Phil Gerace, Fire Chief
Harold Smith
Kirk Smith
Ann Belcher, Observer

Mayor Frost opened the regular meeting with the pledge to the flag at 6:26 p.m.

Public Comments: Harold and Kirk Smith appreciate what Tom Allen and the boys got done to the Water Treatment road so far but there is a need for some ditching due to water coming across the road. The ditches are full and water is going into the neighbor's property. The sluice out there flat to the creek, East side, gravel is caving in around the pipe. Harold would not trust anyone standing in that area as they would fall in and break a leg. There has been a tree down at the access area to the meadow up top for at least 6 -8 weeks. Harold cannot get his equipment through there, so he would appreciate the Village getting these things completed. There is a concern of the amount of traffic going out the road to the Water Treatment Plant. There was discussion regarding placing a gate with a lock at the beginning of the road to deter the traffic. Harold told the Board if they wanted to get together to come up with a solution they would be more than happy to do that. After further discussion, there will be more to follow.

Department Reports:

Sonia Luszczak, Village Clerk/Treasurer – reported that bids for the FEMA Chautauqua Road Project were received and opened. There were three bids - Maple Hill Site, Inc. for \$203,700, Steve St. George Enterprises, Inc. for \$174,200, and Northland Construction, Inc. for \$187,000. A motion was made by Trustee Bryan Woleben and second by Craig Miller to accept the bid from Steve St. George in the amount of \$174,000 to make the corrections at the culvert that conveyed the Slippery Rock Creek at Chautauqua Road. Vote was unanimous, motion carried. Received via mail a letter from Hodgson & Russ regarding the Level III lawsuit. Sonia sent a copy via fax to Peter Clark, Village Attorney for review. Noted that if any of the Trustees would be interested in reviewing the letter, to notify the Clerk.

The Clerk requested to order 500 LED lamps C-7 for a cost of .99 cents each for the Christmas decorations. A motion was made by Trustee Carol Horlacher and second by Trustee Gary Planty to order 500 LED lamps for .99 cent a piece. Vote was unanimous, motion carried.

The Clerk read a letter that was received from Brocton Central School, Superintendent, Jason Delcamp thanking the Town of Portland and the Village of Brocton for including the school in the Summer Youth Recreation Program. The school was excited to participate this year. The letter that was received by the Brocton/Portland Midget Football was addressed once again. The concern the Trustees was the storage issue at the Fire Hall and the field beside the Fire Hall is extremely wet. Trustee Bryan Woleben will get in contact with Superintendent Jason Delcamp to discuss having this organization use the school facilities. This was once again tabled for a different meeting. Trustee Gary Planty stated that the Village does promote youth activities, therefore, it could be to their advantage to contact the school regarding using the school for their practices and storage.

The Clerk then presented to the Board a letter that was received from the Board of Elections about changing the elective terms to five years to help with ballot creation space. Peter Clark, Village Attorney stated that he wanted to table for further review.

Rita Stonefoot came into the office with receipts for the Brocton/Portland Seniors.

Clarence Grover requested use of the Fire Hall on June 29, 2017 from 4:30 pm – 7:00 pm to hold a rabies clinic. Fire Chief Phil Gerace approved the use. A motion was made by Trustee Craig Miller and seconded by Trustee Bryan Woleben to allow Clarence Grover to hold a rabies clinic on June 29, 2017 from 4:30 to 7:00 pm. Vote was unanimous, motion carried.

The Clerk presented to the Board a letter that was received by ServiceMaster that provides janitorial services for the Village. They are requesting an increase of \$12.00 per month from \$240.00 to \$252.00 for cleaning. Based on the cleaning services that we receive, Clerk Luszczak requested to get quotes from other cleaning services. The Board and Mayor agreed.

Village Attorney Peter D. Clark - Peter is currently working with Municipal Solutions and bond counsel to secure financing for the North Chautauqua Water District and the Village of Brocton. Hopefully we will have bonding by the beginning of next month.

Tom Allen, Highway Superintendent – Tom asked Peter Clark if he had a chance to speak to the owner of Crestview Trailer Park regarding the faulty water meter situation. Peter did place a call to the owner, but has not received any response. Tom let Peter know that we would be reading water meters at the end of May. Peter will continue to try and connect with the owner. Tom received the application for summer help. He can start the 15th but will need to get a drug test before coming to work. This person is a very good worker as he shadowed the DPW for a school project this past year.

Tom noted that they will be helping Greg Borst at the Water Treatment plant to clean the wash basins on the 16th. If anyone of the Trustees or Mayor would like to attend to see the process, they will start around 7:30 am.

Tom asked the money that is in the current 2016-2017 budget for sidewalks be transferred to 2017-2018 year's budget. The weather has not been cooperating. According to Dan Laurito, Village Accountant, the money can be transferred after the beginning of the new fiscal year. Joe Majkowski also wanted to transfer money in the electric budget for transformer maintenance to next year's budget as well. Due to the rain, work on the transformer was cancelled and rescheduled for mid to late June.

The Mayor noted that with all the rain he had noticed some flooding on Main Street. He asked Tom is there was anything that could be done. Tom explained the only way to fix that would be to dig it up and install larger pipe. We have gotten a lot of rain in the past week.

Alan Gustafson, Code Enforcement Officer – stated it has been somewhat slow for this time of year Alan stated that he would send a special use permit to Tri-Church to complete and return. Alan was in court today for 19 Lake Avenue. The owner did start on construction in early October and stopped. The Judge told the owner that he needed to get it completed.

Alan has training coming up next week.

The owner of 9 East Main Street has begun moving junk vehicles. Alan has held off on taking him to court as he has started to clean the area up.

Trustee Carol Horlacher caught several kids removing some dead tree and she asked what they were doing. The kids stated that they were using the wood for bonfires. Carol just wanted Alan to be on the lookout for evidence. Trustee Horlacher believes it is up behind some of the dilapidated buildings.

Tom Allen stated that he has received several complaints regarding cars down on Central Avenue being on the edge of the road? Alan stated that he spoke to Mr. Bellando today telling him that they needed to be behind the fence.

Ryan Hazelton - Wastewater Treatment Plant – Ryan submitted a quote from Olsen Sealing for sealing the blacktop area at the Wastewater Treatment Plant. The original quote was for \$2,145.00 and Ryan got it reduced to \$1,945.00. A motion was made by Trustee Craig Miller and seconded by Trustee Carol Horlacher to accept the quote from Olsen Sealing in the amount of \$1,945.00 to seal the blacktop area down at the Wastewater Treatment Plant. Vote was unanimous, motion carried.

Trustee Gary Planty and Ryan Hazelton has a discussion regarding some concrete work that needed to be corrected near a back door. Ryan is currently working on quotes for the repair. Trustee Craig Miller questioned whether this work could be completed in house? Trustee Planty stated that this would have to be discussed with Tom Allen. One of the newer tanks was never lined creating water seeping into an area of the conduit, therefore the tank must be lined. Ryan is checking into quotes for this procedure which could be costly, possibly \$25,000.

Fire Department – Phil Gerace, Fire Chief – Handed in the Monthly Activity Report for April. Chief Gerace stated that they worked on the fire hall floor over the weekend. The original thought was to paint it, but now they will just strip the paint and then seal the floor. Trustee Bryan Woleben stated that this is a time-consuming job.

Electric Department – Joe Majkowski, Electric Lineman – no report. See above regarding moving funds to next year's budget.

Committee Reports:

Trustee Gary Planty – requested that the Board go into Executive Session regarding a personnel issue.

Trustee Bryan Woleben – no report

Trustee Craig Miller - no report

Trustee Carol Horlacher – stated the she and Trustee Bryan Woleben interviewed 6 candidates for the Youth Recreation program and will interview the remaining 2 on Thursday afternoon. Cynthia Ferguson, Youth Recreation Director would like to have a resolution passed to hire the 8 candidates on June 1, 2017. Therefore, Trustee Horlacher asked if the board would be holding a year end meeting.

Per Trustee Gary Planty a year end meeting is done to take care of the business of the Village to designate the bank that the Village would use, along with appointments of the Mayor as well as several other resolutions.

Mayor Frost stated that we will hold a special meeting on Wednesday, May 31, 2017 to end the fiscal year 2016-2017 at 6:30 pm.

Trustee Carol Horlacher asked Peter Clark if he was aware of several deadlines outlined in the DEC Order of Consent for the Water Treatment Plant and wanted to be sure that someone was on top of it. Peter confirmed.

Mayor Report: Stated that he attended a meeting with Chautauqua County Fire Emergency group and they are pushing shared services and consolidation within fire departments. The Village will continue to work with the County to do what we can to get this started.

New Business:

Resolution 22-2017 Designate Proxy for NYMPA 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 3, 2017 at the Village Offices, 34 West Main Street, Brocton, NY.

Sonia Luszcak
Village Clerk/Treasurer

RESOLUTION 22-2017
DESIGNATE PROXY FOR NYMPA ANNUAL CONFERENCE BEING HELD
ON MAY 24, 2017

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 Gary Planty, second by Trustee Bryan Woleben with roll call vote as follows:

Trustee Carol Horlacher:	<u> AYE </u>
Trustee Gary Planty:	<u> AYE </u>
Trustee Craig Miller:	<u> AYE </u>
Trustee Bryan Woleben:	<u> AYE </u>
Mayor Richard Frost:	<u> AYE </u>

Dated: May 3, 2017

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 and approved vouchers. Vote was unanimous, motion carried.

A motion was made by Trustee Gary Planty, seconded by Trustee Craig Miller to approve April 19th minutes as presented in written form. Vote was unanimous, motion carried.

A motion was made by Trustee Bryan Woleben and second by Trustee Carol Horlacher to approve written reports as presented. Vote was unanimous, motion carried.

A motion was made to go into executive session by Trustee Carol Horlacher and seconded by Trustee Craig Miller for a personnel issue at 7:10 pm. Vote was unanimous, motion carried.

A motion was made to enter regular session from executive session at 7:42 pm by Trustee Craig Miller and seconded by Trustee Carol Horlacher. Vote was unanimous, motions carried. No action taken.

With no further business brought before the Board, a motion was made to adjourn the meeting at 7:43 p.m. by Trustee Carol Horlacher seconded by Trustee Bryan Woleben. Vote was unanimous, motion carried.

Respectfully submitted by,

Sonia Luszcak
Village Clerk/Treasurer