

REGULAR MEETING
OCTOBER 17, 2018

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

Board Member Absent:

Present: Scott Jagoda, Village Clerk/Treasurer
Peter D. Clark, Village Attorney
Ken Becker, Town of Portland
Chief Phil Gerace
Nancy Furman
Judge Vera Husted
Chief Phil Gerace
Dave Hazelton (left at 6:47)
Jamie Vacanti
Kirk Smith
Dale Abram
Sandy Miller
Gary Planty
Julie Planty
Frank Cole (6:43)

Mayor Frost opened the regular meeting with the pledge to the flag at 6:29 p.m.

Public Comments: Kirk Smith noted the problems he feared would happen at the filter plant road due to poor construction of roadway and ditches.

Dave Hazelton brought up concerns regarding the inventory at the water plant and Trustee Art Miller has been handling this with a couple items missing including an impact screw gun and pressure washer. The Ford Ranger left from the water plant is too rusty to drive but may be used for parts.

Gary Planty, Dave Hazelton, and Dale Abram voiced questions regarding the water rates with the new water district in which the rates will not be raised at this time. They also wanted to know the status of filling the vacant position with the electric department, the Board noted this would be handled very soon.

Department Reports:

Scott Jagoda, Village Clerk/Treasurer – The Clerk introduced the Dog Control Monthly Report for September 2018.

The Clerk introduced the pay applications for the month of September for the NCCWD project. A motion was made by Trustee Carol Horlacher with a second by Trustee Craig Miller to pay on Contract 1 Bid A \$389,346.26 and Bid B \$55,337.50 totaling \$444,683.76 to Kandey Company, voting was unanimous, motion carried.

A motion was made by Trustee Art Miller with a second by Trustee Carol Horlacher to pay on Contract 2 the amount of \$21,256.73 to DN Tanks, voting was unanimous, motion carried.

A motion was made by Trustee Carol Horlacher with a second by Trustee Craig Miller to pay on Contract 3 the amount of \$71,382.29 to STC Construction, voting was unanimous, motion carried.

The Clerk mentioned that Charter Communications is trying to add more pole attachments in the Village. As in a previous agreement that the Village has not been being compensated for, Charter has agreed to pay back the past two years since they took over Time Warner Cable at the price of \$8.50 per pole for 967 poles totaling \$8,219.50 per year. After making payment Charter would like to move forward with its proposed attachments. A motion was made by Trustee Art Miller with a second by Trustee Craig Miller to accept two-year payment in the amount of \$16,439.00, vote was unanimous, motion carried.

Village Attorney Peter D. Clark – No report.

Ken Becker, Streets Dept. – Ken noted the streets department continues to work on fixing sidewalks.

Ken also stated that an easement may be necessary for the St. Stephen Hotel parking lot with their intention of paving the parking lot. The concern is potential flooding underneath due to pipes that run under the parking lot.

Alan Gustafson, Code Enforcement Officer – The Mayor noted that Alan is addressing the horse issue on Old Main Street.

Ryan Hazelton - Wastewater Treatment Plant – The Mayor thanked Ryan and Rich for fixing a leak at the sewer plant that initially was thought to be a major issue. It was noted that this will need to be permanently fixed in the future.

Fire Department – Phil Gerace, Fire Chief – Phil introduced his monthly report for the Fire Department.

Electric Department – Joe Majkowski, Electric Lineman – No report.

Committee Reports:

Trustee Bryan Woleben – No report.

Trustee Art Miller – No report.

Trustee Craig Miller – No report.

Trustee Carol Horlacher – No report.

Mayor Report: - The Clerk noted that the Zoning board is now at 3 members which it may operate at but needs to name a Chairman.

The Clerk noted the Planning board is one member short. The Board suggested putting out an advertisement on the website, paper, etc.

New Business: A motion was made by Trustee Bryan Woleben with a second by Trustee Craig Miller to adopt the NYS issued Sexual Harassment Policy, vote was unanimous, motion carried.

SECTION 1.

RESOLUTION 38-2018

DELEGATE PROXY VOTER FOR NYMPA SEMI-ANNUAL MEETING

At a regular meeting of the Board of Trustees of the Village of Brocton, New York, held on Wednesday, October 17, 2018, the following resolution was adopted:

Moved by Trustee Bryan Woleben, seconded by Trustee Craig Miller

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 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 New York Municipal Power Agency Board of Directors be and is hereby designated as the accredited delegate of the Village of Brocton New York.

Trustee Carol Horlacher:	___ AYE _____
Trustee Art Miller:	___ AYE _____
Trustee Craig Miller:	___ AYE _____
Trustee Bryan Woleben:	___ AYE _____
Mayor Richard Frost:	___ AYE _____

I certify that this resolution was adopted by the Board of Trustees of the Village of Brocton, New York on the 17th day of October 2018.

Signature

Scott Jagoda
Village Clerk/Treasurer

Old Business:

The Clerk noted that no petition was made regarding the abolishment of the Village Justice after the Resolution subject to permissive referendum was passed. The Village will move forward to finalize this procedure.

A motion was made by Trustee Carol Horlacher, seconded by Trustee Art Miller to authorize payment of signed and approved vouchers. Vote was unanimous, motion carried.

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

A motion was made by Trustee Bryan Woleben seconded by Trustee Craig Miller to approve October 8th minutes as presented in written form. Vote was unanimous, motion carried.

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

A motion was made by Trustee Carol Horlacher, seconded by Trustee Bryan Woleben to enter in executive session to discuss personnel at 7:48pm. Vote was unanimous, motion carried.

A motion was made by Trustee Bryan Woleben, seconded by Trustee Art Miller to enter back into regular session at 8:41pm. Vote was unanimous, motion carried.

The Clerk noted that Frank Cole had returned his keys.

A motion was made by Trustee Bryan Woleben, seconded by Trustee Carol Horlacher to transfer \$45.00 from the Justice equipment fund to the Justice Court bail fund for a return payment. Vote was unanimous, motion carried.

With no further business brought before the Board, a motion was made to adjourn the meeting at 8:43 p.m. by Trustee Craig Miller seconded by Trustee Art Miller. Vote was unanimous, motion carried.

Respectfully submitted by,

Scott Jagoda
Village Clerk/Treasurer