

**BOARD OF TRUSTEES MINUTES**

**February 4, 2013 4:30 pm**

The regular meeting of the Board of Trustees was called to order at 4:30 pm with a salute to the flag led by Mayor Richard Lamberson

Present: Mayor Richard Lamberson; Trustees: Dan Gleason, Alex Nazemetz, and Bob Parker

Absent: Jim Rouleau

Also Present: Rena Flynn, Clerk Treasurer and Attorney Janine Fodor (4:53)

Absent: Dominic Papasergi, Chief of Police & DPW Supt

Attending: Rhea Carls, Planning Board; Jerry Cummins

**RESOLUTION #2013-021**

**ACCEPT MINUTES OF 1/21/2013**

On motion made by Trustee Parker, second by Trustee Nazemetz resolved to accept the minutes of 1/21/2013. Aye-all. Nay-none.

**RESOLUTION #2013-022**

**AMEND MINUTES OF 1/7/2013**

On motion made by Trustee Parker second by Trustee Gleason resolved to amend the minutes of 1/7/13. Aye-all. Nay-none.

**TREASURERS REPORT**

As of January 30, 2013

	CHECKING	SAVINGS	CD	
GENERAL	\$2,556.00	\$589,777.00	\$300,000.00	
WATER	\$3,513.00	\$546,738.00	\$	50,000.00
SEWER	\$6,382.00	\$555,514.00	\$	50,000.00
LIBRARY	\$18,242.00			
T&A	\$17,037.00			
WATER BOND		\$6,307.00		
<b>TOTALS</b>	<b>\$47,730.00</b>	<b>\$1,698,336.00</b>	<b>\$400,000.00</b>	
	RESERVES	RESERVES	RESERVES	TOTAL

	GENERAL	WATER	SEWER	
EQUIPMENT	\$174,960.00	\$ 45,985.00	\$ 14,375.00	<b>\$235,320.00</b>
POLICE UNIFORMS	\$5,453.00			<b>\$5,453.00</b>
NEW BUILDING & BLDG REPAIR	\$38,352.00	\$ 39,750.00	\$ 23,075.00	<b>\$101,177.00</b>
POLICE EQUIPMENT	\$33,297.00			<b>\$33,297.00</b>
CURBING & STORM SEWER	\$39,383.00			<b>\$39,383.00</b>
WELL HOUSE PUMP/ROUTINE MAINT		\$ 1,016.00		<b>\$1,016.00</b>
WELL & WATER TANK BLDGS/TANK MAINT		\$ 10,386.00		<b>\$10,386.00</b>
METER PITS		\$ 14,157.00		<b>\$14,157.00</b>
LIFT STATION, PITS, PUMP MAINT			\$ 9,039.00	<b>\$9,039.00</b>
ENGINEERS		\$ 10,026.00	\$ 3,502.00	<b>\$13,528.00</b>
	<b>\$291,445.00</b>	<b>\$ 121,320.00</b>	<b>\$ 49,991.00</b>	<b>\$462,756.00</b>

RECEIPTS:

AIM State Aid

Building/Sign/Pool permit

Bid Deposit/Award

Backflow testing

Clerk fees

CHIPS

Code Violation fees

Court Security

Court Fines/fees

Calibration-Pressure

Bldg

Donation

DWI funds

Equipment sales

Franchise Fees

Fire Inspections

Gaming License

Grants

Inspections-c/o

80.00

Insurance refund

Lawn mowing

Municipal Aid

Mortgage Tax

DISBURSEMENTS: from 6/1/12 to present

	\$
GENERAL	576,728.00
	\$
WATER	86,558.00
	\$
SEWER	149,110.00
	\$
LIBRARY	13,362.00
	\$
TOTAL	<b>825,758.00</b>

Police Contract	
Police Fees	
Pop machine	29.00
Property Taxes	
Property Taxes-Penalty	
Refuse Collection	
Rent-WCB	
Reimbursements	100.00
Sales Tax	
Scrap metal	
Sewer Payment-Town	
Sidewalks	
Utility Tax	1,661.00
Unmetered Water	
Vending permit	
Vital Stats	
Water-Qtr Town	
Water meter	
Zoning fees	
ZBA/PB Hearing fees	
<b>Total</b>	<b>1,870.00</b>

## RESOLUTION #2013-023

### ACCEPT TREASURERS REPORT AND PAY CURRENT BILLS

On motion made by Trustee Parker second by Trustee Gleason resolved to accept the Treasurers Report and pay current bills. Bills paid by Abstract #64972092 for \$11,935.58 and #64972093 for \$200.36. Aye-all. Nay-none.

## DPW REPORT FOR THE MONTH OF JANUARY 2013

- Sanded and plowed snow from streets and lots and plowed snow from sidewalks as needed.
- Lance did Code as needed – see Code Enforcement Blotter.
- Did water, sanitary sewer and storm sewer locates as needed.
- Cleaned off tops of Storm Sewer Catch Basins as needed.
- Started cleaning snow away from areas around fire hydrants in village. Fire Department crews finished with cleaning snow from areas around hydrants in both town and village.
- Drive shaft to the sander went faulty. Towed sander to the Town Highway Garage – U Bolts on truck were also faulty. Town assisted in getting sander off the back of the truck

so it could be repaired. Town mechanic repaired sander truck so we could get it back in service.

- Worked on and completed testing Back-Flow Devises at area businesses in the town required to have them.
- Finished picking up Christmas Trees that were put out to curbs by village residents.
- Received confirmation from Koestner Associates that they would have a representative contact us to schedule to have the chlorine monitors installed in the Water Well Houses.
- Started Working on the 2013 – 2014 Fiscal Budget.

## **VILLAGE OF ALLEGANY POLICE DEPARTMENT**

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### **CHIEF'S MONTHLY REPORT**

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MONTH OF:	<u>January</u>	<u>2013</u>
Complaint Calls		<u>33</u>
Miscellaneous Calls		<u>91</u>
Larceny Complaints		<u>1</u>
Attempted Larceny Complaints		<u>0</u>
Burglary Complaints		<u>0</u>
Attempted Burglary Complaints		<u>0</u>
Vehicle & Traffic Tickets Issued		<u>6</u>
D.W.I. Arrests		<u>1</u>
Felony Arrests		<u>2</u>
Misdemeanor Arrests		<u>10</u>
Violation Arrests		<u>7</u>
Local Law Arrests		<u>3</u>
Accidents Investigated	P.I.	<u>0</u>
	P.D.	<u>1</u>
Parking Tickets Issued		<u>43</u>
Town Calls		<u>7</u>

Other

(Identify): **Tuesday January 8, 2013** - Chief Papasergi attended a Town Board Meeting and discussed Village/Town Police Emergency Contract - Informational for new Board Members.

**Friday January 11, 2013** - Chief Papasergi attended a meeting with the Seneca Nations President, Officers and Councilors at the Allegany Council Chambers in Salamanca, New York.

**Tuesday January 22, 2013** - New Police Mobil Radio was put in CO - 13 - Radio in CO-11 and CO-13 were both reprogrammed.

**Wednesday January 24, 2013** - New Potable Police Radios were delivered - Setting Radios up and will be issued to Police Officers. - Portables have been issued to Officers.

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**Wednesday January 24, 2013** - Met with Allegany Limestone District Superintendent Dr. Karen Geeland and discussed various issues.

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**Wednesday January 30, 2013** - Chief Papasergi attended a Cattaraugus County Police Chief's Association Meeting in Salamanca, New York.

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The following correspondence was discussed and put on file:

1. WNY & PA RR-exchange of annual lease bills for maintenance of areas near RR tracks
2. Zero sort recycling
3. NYSDEC Wastewater Collection or Treatment System Owner/Operator survey
4. NYS Assemblyman Giglio-Home Rule Legislation
5. NYS Assemblyman Kearns-Resolution of Support A.88 & A.824
6. HomeServe-solicitation mailing for water service line coverage
7. NYS Assemblyman Giglio-village aid for FY 2014
8. Carls-letter regarding dangerous trees
9. Time Warner Cable-renewals/extensions
10. Time Warner Cable-price changes effective March 1, 2013

#### **DPW-WNY & PA RR**

- Letter was received from WNY & PA RR and Fodor did not like the tone of the letter. She felt the arrangement made with them to not charge the village for leases was indefinite, and not to renegotiate each year.
- Work was to be continued as is.
- Village will repair the sidewalks.
- Fodor will look at right of way issues-"easements of necessity" cannot prevent easements.
- Fodor will reply to letter.

#### **DPW**

- Board would like Jobe to review NYSDEC Wastewater Collection or Treatment System Owner/Operator survey
- Jobe to review HomeServe-solicitation mailing for water service line coverage
- Lamberson to contact Jay McIntosh of National Grid regarding dangerous trees that need removal
- Jobe read the meter at the Greenwood property on N. 3<sup>rd</sup> St. and there was no change in the read. Flynn said the water/sewer bills come back as there is no one there accepting mail. Should we continue billing them?

## **POLICE**

- Board asked for the Police labor actual vs. budget. Flynn supplied them with information that as of January 2013, the expense is currently in line with the budget.
- Parker mentioned St. Patrick's Day and Graduation weekend as times we will need more police force.

## **OTHER**

- Flynn will contact SDS to have brochures delivered for insertion in the next quarter's water/sewer billing per board's request.
- Board will review Home Rule Legislation received from NYS Assemblyman Giglio-Lamberson to contact Mike Briskey at Giglio's office.
- Jobe and Fodor will discuss NYS Assemblyman Kearns-Resolution of Support A.88 & A.824
- Flynn will contact NYS and Local Retirement of standard work day/hours for appointed employees-who should be included in resolution?

## **OTHER-LOCAL LAW**

- Flynn asked if the board would consider creating a law Authorizing a Property Tax Levy in excess of the limit established in General Municipal Law §3-c.
- Flynn specified that it was not in her intention to suggest a tax increase in excess of the allowable limit for a tax override, but in the case of errors made by her, the board or the assessor, a law needs to be in place. Many municipalities choose to have the law in place, even though it is not used.
- Any amount found to be in excess of the allowable limit will need to be put into a reserve to be used towards the following fiscal year tax levy.
- Flynn also said that this was a one year law and it does not need to be used, it would also have to be renewed annually.
- Fodor said we have enough money in reserves to use as a buffer and the law is not needed, it is another state requirement.
- A public hearing would have to be held for the Local Law. Board will discuss.

## **OTHER-LIBRARY**

- Fodor went to the Allegany Public Library and determined that a deed is in the name of Allegany Library Inc.
- Library is chartered by the State Board of Regents.
- Library is an insurable entity-liability and property.
- Flynn said village currently holds workers compensation coverage for the library. Now that Fodor has determined that the library is an insurable entity, should the village continue to carry and fund the library's workers compensation coverage?

- Parker suggested that we keep it status quo.

RESOLUTION #2013-024

ENTER EXECUTIVE SESSION TO DISCUSS PERSONNEL

On motion made by Trustee Nazemetz, second by Trustee Gleason resolved to enter executive session at 5:29 pm to discuss personnel Aye-all. Nay-none.

RESOLUTION #2013-025

CLOSE EXECUTIVE SESSION

On motion made by Trustee Nazemetz, second by Trustee Gleason resolved to close executive session at 6:01 pm. Aye-all. Nay-none.

RESOLUTION #2013-026

ADJOURN MEETING

On motion made by Trustee Gleason, second by Trustee Nazemetz resolved to adjourn meeting at 6:02 pm. Aye-All Nay-none.

Respectfully submitted,

Rena Flynn, Clerk Treasurer