

**Board of Trustees Meeting Minutes  
August 10, 2009**

The regular meeting of the Board of Trustees was called to order at 7:30 pm with a salute to the flag led by Mayor Richard Lamberson.

Present: Mayor Lamberson; Trustees: James Rouleau, Diana Rzepka, and Charlie Fortuna

Absent: Trustee Dan Gleason

Also Present: Rena Flynn, Clerk Treasurer, Dominic Papasergi, Chief of Police & DPW

Attending: David Vitale

Tonight's meeting was in memory of Anne Hardiman and Richard Straub, both long term residents of Allegany who have recently passed away.

The meeting was also in recognition of Hans Sendlakowski, in appreciation of his efforts in having the clock on the outside of Allegany Public Library repaired and is now a beautiful fixture in the village.

RESOLUTION #2009-154  
ACCEPT MINUTES OF JULY 13, 2009

On motion made by Trustee Rouleau, second by Trustee Rzepka resolved to accept the minutes of July 13, 2009. Aye-all. Nay-none.

TREASURERS  
REPORT  
As of August 10, 2009

	CHECKING	SAVINGS		
GENERAL	\$13,410.00	\$1,079,883.00		
WATER	\$3,884.00	\$311,395.00		
SEWER	\$5,942.00	\$331,151.00		
LIBRARY	\$57,257.00			
T&A	\$5,289.00			
WATER BOND		\$6,280.00		
<b>TOTALS</b>	<b>\$85,782.00</b>	<b>\$1,728,709.00</b>		
	RESERVES	RESERVES	RESERVES	TOTAL
	GENERAL	WATER	SEWER	
EQUIPMENT	\$143,179.00	\$ 42,817.00	\$	\$195,868.00

			9,872.00	
POLICE UNIFORMS	\$2,914.00			\$2,914.00
			\$	
BUILDING	\$38,073.00	\$ 39,469.00	22,882.00	\$100,424.00
POLICE EQUIPMENT	\$18,595.00			\$18,595.00
CURBING & STORM SEWER	\$34,119.00			\$34,119.00
WELL HOUSE PUMP ROUTINE MAINT		\$ 1,008.00		\$1,008.00
WELL/WATER BLDGS/TANK MAINT		\$ 7,814.00		\$7,814.00
METER PIT		\$ 7,567.00		\$7,567.00
			\$	
LIFT STATION, PITS, PUMP			2,003.00	\$2,003.00
			\$	
	<b>\$236,880.00</b>	<b>\$ 98,675.00</b>	<b>34,757.00</b>	<b>\$370,312.00</b>

RECEIPTS:

Judge Fines/fees	11711.00
Inspections-c/o	960.00
ZBA/PB Hearing fees	
Court Security	
Clerk fees	3.00
Reimbursements	1071.00
Vital Stats	
Utility Tax	1178.00
Unmetered Water	338.00
Building/Sign/Pool permit	448.00
Zoning fees	20.00
Police Contract	
Sales Tax	49658.00
Water-Qtr Town	
Juvenile Officer	
Franchise Fees	
Bid Deposit	
Backflow testing	25.00
Property Taxes	22704.00
Gaming License	
Town Sewer Payment	
Municipal Aid	
Mortgage Tax	
DWI funds	
Fire Inspections	
Donation	
CHIPS	
SMSI grant	
Justice Grant	

DISBURSEMENTS: from 6/1/09-present

	\$
GENERAL	126,552.00
	\$
WATER	57,163.00
	\$
SEWER	19,925.00
	\$
LIBRARY	1,589.00
	\$
TOTAL	<b>205,229.00</b>

Lawn mowing	150.00
Water meter	
Equipment sales	
Vehicle repair rebate	
Insurance refund	
Scrap metal	44.00
Class Action	319.00
<b>Total</b>	<b>76555.00</b>

RESOLUTION #2009-155  
ACCEPT TREASURERS REPORT AND PAY CURRENT BILLS

On motion made by Trustee Fortuna, second by Trustee Rouleau resolved to accept the Treasurers Report and pay the current bills. Bills paid by #20000504 for \$5,610.21, #20000505 for \$6,315.72, #20000506 for \$13,998.29, and #20000507 for \$37,603.05 Aye-all. Nay-none.

**DPW REPORT FOR THE MONTH OF JULY 2009**

- Cleaned tops of catch basins as needed.
- Lance did Code as needed – see Code Enforcement Blotter.
- Cut grass as needed.
- Did water, sanitary sewer and storm sewer locates as needed.
- Swept some streets on hill area with street sweeper.
- Hosed down the Municipal Building parking lot.
- Organized and cleaned DPW vehicles and buildings.
- Patched holes on streets with hot black-top.
- Replaced a damaged storm sewer pipe on Pine Street.
- Replaced storm sewer pipe on North First Street from Pine Street south to area between 82 and 86 North First as some of the pipe was collapsed and the rest discovered to be old hot water tanks. All replaced with corrugated plastic pipe.
- Finished replacing storm sewer catch basin tops on North First Street.
- Raised Water Main Shutoff tops and Sanitary Sewer Manhole tops on North First Street between Maple and Elm Street.
- Replaced three water hydrants and installed shutoff valves for same on North First Street between Maple and Pine Street.
- Resurfaced North First Street from Maple Avenue north to Elm Street with hot black-top.

Changed the intersection at Jefferson Avenue, Nolan Drive and White Oak Drive to a three-way stop intersection per local law. Took out blacktop and then installed stop signs, street name signs, put down topsoil and installed sidewalks in area. All left to do in area is resurface intersection area with black-top

**VILLAGE OF ALLEGANY POLICE DEPARTMENT**  
**CHIEF'S MONTHLY REPORT**

MONTH OF: July 2009

Complaint Calls		59
Miscellaneous Calls		66
Larceny Complaints		1
Attempted Larceny Complaints		0
Burglary Complaints		0
Attempted Burglary Complaints		0
Vehicle & Traffic Tickets Issued		10
D.W.I. Arrests		1
Felony Arrests		0
Misdemeanor Arrests		2
Violation Arrests		0
Local Law Arrests		0
Accidents Investigated	P.I.	0
	P.D.	0
Parking Tickets Issued		5
Town Calls		26

Other (Identify): \_\_\_\_\_

### Water/Sewer Bill Issues

- Don Benson, Carl Bump, and John Hyland have contacted us regarding their water bills.
- Benson had a problem with a faulty backflow device, Bump had broken pipes that created damage in his vacant home, and Mr. Hyland wanted his bill adjusted for filling his in-ground pool.
- What is the reason for the consumption?
- The board has decided that the following requirements were necessary before adjusting any water/sewer bills:
  - Property owner needs to send the board a detailed statement of what the issue is or to come before the board in a meeting to inform them of the situation
  - Water supervisor or Chief Water operator from the village Water Dept. needs to verify and document if the water went into the sewer
  - Water will be charged at 100% of consumption
  - Sewer will be charged based on the findings from the water department (if an adjustment is necessary, they may be charged the average of the previous 2 quarters)
  - An adjustment will be given only if warranted
- Policy needs to be consistent although each case will be looked at individually
- Documentation will be kept

The following correspondence was reviewed and put on file:

1. Time Warner Cable-expiring agreements
2. National Grid-Temporary NYS Assessment surcharge
3. NYS Comptroller-Open Book NY
4. Time Warner Cable-Switched Digital Video
5. New York Board of Fire Underwriters-discontinued electrical inspections
6. Catt. Co. Office of Emergency Services-Public Assistance Workshop
7. Catt. Co. Real Property Services-e-mail addresses of board members
8. Bonagany Committee-letter to close Main St. 9/26/09
9. Emerald Ash Borer Insecticide Options
10. State of NY Unified Court System-audit request
11. GOACC newsletter

### **Police**

- General Operating Procedures-Trustee Rouleau wondered if all the officers review the policy. Chief stated that all members of the Police Department are given a copy and they sign a page stating that they are in receipt of the GOP
- Board would also like the page to include that the members of the PD understand the content.
- Chief stated that the policy is updated annually.
- Board wants attorney to look into military pay concurrent with police pay.
- Need to meet with St. Bonaventure University personnel to discuss the upcoming school year.

### **DPW**

- Sidewalk in an area on East Union near SBU, tree has raised the sidewalk up.
- Received a quote from Peterson Landscaping for \$1000.00 for weed killing and tree trimming (tabled for now)
- Board would like a letter compiled to send to the members of the downtown business district concerning a business association.
- Bucket truck training needed
- Stump removal: North 6<sup>th</sup>, North 1<sup>st</sup> St., North 2<sup>nd</sup> St. (2), East Union
- Mow subways by train tracks
- Cat tails in pond area-are they on Piccirillo's property?
- Sidewalks on S. 7<sup>th</sup> St. are being replaced, signage to also be replaced
- Underground contamination area, hole needs to be fixed
- Steiner-dead tree at 102 William St. is not in right of way, his responsibility to have it removed.
- If anyone wants to hook onto the village sewer system, it will be their responsibility to have the system upgraded. This includes a variable speed drive, sewer building, and pump upgrade.
- Village employees will put the signage up for the automatic activation of ventilation for the chlorine violation at the water wells.

RESOLUTION #2009-156

APPROVAL TO APPLY FOR THE JUSTICE GRANT TO UNIFIED COURT SYSTEM

On motion made by Trustee Rzepka, second by Trustee Rouleau resolved to approve the application for the Justice Grant for the purchase of a generator for the Municipal Building. Aye-all. Nay-none.

RESOLUTION #2009-157

APPROVE POLICY FOR DISPUTED WATER/SEWER BILLS

On motion made by Trustee Rzepka, second by Trustee Rouleau resolved to approve the policy for disputed water/sewer bills. Policy would require that property owner contact the board (in person or in writing), explain the situation, have a water department supervisor or chief water operator confirm or deny the issue and at that point the board will review the bill. Water will be charged at 100%, sewer may be negotiable. Aye-all. Nay-none.

RESOLUTION #2009-158

APPROVE REMOVAL OF WATER METER FROM 7 NORTH 2<sup>ND</sup> ST.

On motion made by Trustee Fortuna, second by Trustee Rouleau resolved to approve the removal of the water meter from the property at 7 N. 2<sup>nd</sup> St. The request of the property owner is to turn the water off. The home is vacant and severely water damaged. Aye-all. Nay-none.

RESOLUTION #2009-159

APPROVAL FOR BANNER TO BE HUNG ON WEST MAIN STREET FOR BONAGANY

On motion made by Trustee Rzepka, second by Trustee Rouleau resolved to approve a banner to be hung from National Grid poles across West Main Street from 9/14/09 to 9/28/09 for the Bonagany Festival. Aye-all. Nay-none.

RESOLUTION #2009-160

APPROVAL TO CLOSE MAIN STREET FROM 7AM TO 7PM ON SEPTEMBER 26, 2009 FOR BONAGANY

On motion made by Trustee Rzepka, second by Trustee Fortuna resolved to approve the closing of Main Street from N. 2<sup>nd</sup> to N.5<sup>th</sup> to all traffic and other areas to local traffic only on September 26, 2009 from 7am to 7pm for the Bonagany Festival. Aye-all. Nay-none.

RESOLUTION #2009-161

APPROVAL TO USE FACILITY FOR ELECTIONS

On motion made by Trustee Rouleau, second by Trustee Fortuna resolved to approve the use of the Municipal Building for elections at the request of the Cattaraugus County Board of Elections. Aye-all. Nay-none.

RESOLUTION #2009-162

APPROVAL FOR LANCE JOBE, JESS-LAND TO PERFORM ELECTRICAL INSPECTIONS IN VILLAGE

On motion made by Trustee Rouleau, second by Trustee Rzepka resolved to approve Lance Jobe, Jess-Land to perform electrical inspections in the village. This is due to the shortage of electrical inspectors in the area and he will do them on his own time and through his own company, not during village work hours. Aye-all. Nay-none.

RESOLUTION #2009-163  
APPOINT DAVID VITALE TO ZONING BOARD AS ALTERNATE FOR TWO YEARS

On motion made by Trustee Rzepka, second by Trustee Rouleau resolved to appoint David Vitale to the Zoning Board of Appeals as an alternate for a two year term to end 3/31/11. Aye-all. Nay-none.

RESOLUTION #2009-164  
APPOINT PETER CHICOLA TO ZONING BOARD AS ALTERNATE FOR ONE YEAR

On motion made by Trustee Rouleau, second by Trustee Fortuna resolved to appoint Peter Chicola to the Zoning Board of Appeals as an alternate for a one year term to end 3/31/10. Aye-all. Nay-none.

RESOLUTION #2009-165  
APPROVE DELINQUENT WATER/SEWER, LAWN CARE AND HEALTH HAZARD BILLS TO BE PUT ON VILLAGE TAX

On motion made by Trustee Rzepka, second by Trustee Rouleau resolved to approve the listing of delinquent water/sewer (19,367.82), lawn care (125.00), and health hazard bills (15,366.96) to be put on 2009 village tax bills. Aye-all. Nay-none.

RESOLUTION #2009-166  
REAPPOINT ZERUAH PITCHER TO LIBRARY BOARD FOR FIVE YEAR TERM

On motion made by Trustee Fortuna, second by Trustee Rouleau resolved to reappoint Zeruah Pitcher to the Library Board for a five year term to end 3/31/14. Aye-all. Nay-none.

RESOLUTION #2009-167  
ENTER EXECUTIVE SESSION

On motion made by Trustee Rzepka, second by Trustee Fortuna resolved to enter executive session at 9:10 pm to discuss a personnel issue. Aye-all. Nay-none.

RESOLUTION #2009-168  
CLOSE EXECUTIVE SESSION

On motion made by Trustee Fortuna, second by Trustee Rouleau resolved to close executive session. Aye-all. Nay-none.

RESOLUTION #2009-169  
ADJOURN MEETING

On motion made by Trustee Fortuna, second by Trustee Rzepka resolved to adjourn the meeting at 9:23 pm. Aye-all. Nay-none.

Respectfully submitted,

Rena Flynn  
Clerk Treasurer