

**Board of Trustees Meeting Minutes  
November 2, 2009**

The regular meeting of the Board of Trustees was called to order with a salute to the flag led by Mayor Richard Lamberson at 4:00 pm.

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

Also Present: Rena Flynn, Clerk Treasurer; Dominic Papasergi, Police Chief & DPW Supt.; Janine Fodor, Village Attorney

RESOLUTION #2009-213  
ACCEPT MINUTES OF OCTOBER 19, 2009

On motion made by Trustee Rouleau, second by Trustee Rzepka resolved to accept the minutes of October 19, 2009. Aye-all. Nay-none.

RESOLUTION #2009-214  
ACCEPT MINUTES OF OCTOBER 23, 2009

On motion made by Trustee Fortuna, second by Trustee Rouleau resolved to accept the minutes of October 23, 2009. Aye-all. Nay-none.

TREASURERS  
REPORT  
As of October 29, 2009

	CHECKING	SAVINGS		
GENERAL	\$3,169.00	\$953,388.00		
WATER	\$2,995.00	\$315,095.00		
SEWER	\$3,413.00	\$227,798.00		
LIBRARY	\$40,262.00			
T&A	\$5,702.00			
WATER BOND		\$6,281.00		
<b>TOTALS</b>	<b>\$55,541.00</b>	<b>\$1,502,562.00</b>		
	RESERVES	RESERVES	RESERVES	TOTAL
	GENERAL	WATER	SEWER	
EQUIPMENT	\$145,744.00	\$ 50,330.00	12,877.00	\$208,951.00
POLICE UNIFORMS	\$5,416.00			\$5,416.00
			\$	
BUILDING	\$38,090.00	\$ 39,482.00	22,894.00	\$100,466.00

POLICE EQUIPMENT	\$26,103.00		\$26,103.00
CURBING & STORM SEWER GENERAL	\$34,135.00		\$34,135.00
WELL HOUSE PUMP ROUTINE MAINT		\$ 1,009.00	\$1,009.00
WELL/WATER BLDGS/TANK MAINT		\$ 10,317.00	\$10,317.00
METER PIT		\$ 11,569.00	\$11,569.00
LIFT STATION, PITS, PUMP			\$ 4,004.00
			\$ 4,004.00
	<b>\$279,488.00</b>	<b>\$ 112,707.00</b>	<b>\$ 39,775.00</b>
			<b>\$431,970.00</b>

RECEIPTS:

Judge Fines/fees	
Inspections-c/o	
ZBA/PB Hearing fees	
Court Security	
Clerk fees	2.00
Reimbursements	35.00
Vital Stats	
Utility Tax	101.00
Unmetered Water Building/Sign/Pool permit	120.00
Zoning fees	10.00
Police Contract	
Sales Tax	
Water-Qtr Town	
Juvenile Officer	
Franchise Fees	
Bid Deposit	
Backflow testing	
Property Taxes	9840.00
Property Taxes-Penalty	777.00
Gaming License	
Town Sewer Payment	
Municipal Aid	
Mortgage Tax	
DWI funds	
Fire Inspections	
Donation	
CHIPS	
SMSI grant	
Justice Grant	
Lawn mowing	75.00
Water meter	

DISBURSEMENTS: from 6/1/09-present

	\$
GENERAL	274,004.00
	\$
WATER	94,916.00
	\$
SEWER	182,454.00
	\$
LIBRARY	9,055.00
	\$
TOTAL	<b>560,429.00</b>

Equipment sales  
Vehicle repair rebate  
Insurance refund  
Scrap metal  
Class Action  
**Total** **10960.00**

RESOLUTION #2009-215  
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 #20000524 for \$1,503.01 and #20000525 for \$9,860.07. Aye-all. Nay-none.

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

- Picked up weeds leaves and tree limbs put out to curbs by village residents.
- 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 with street sweeper.
- Flushed all sewer mains in Village.
- Battery Back-ups at Water Well House #1 and Water Storage Tank Building needed to be replaced.
- Cleaned up tree downed tree limbs throughout village caused by a wet snowstorm that came through in area. Also knocked snow off trees on Main Street in Village in hopes that limbs on them would not break from heavy wet snow.
- Finished filling in edge of roadway on North First Street. North first Street project is now complete. Will put down grass seed on subways in spring.
- Fixed broken water meters at various locations in village.
- Put the sander on the 92 International in preparation for winter months.
- Plow was purchased for new one ton truck.
- Put down hot blacktop in pot holes on area streets.
- Winterized the Town Park on Union Street.
- Crew was called out to fix a water main break on Sherwood Drive. Replaced a fire hydrant and installed a water main shutoff in area of break as it was on the line leading to a fire hydrant.
- Mayor Lamberson, Trustee Fortuna and DPW Superintendent Papisergi attended a meeting at the Town Hall Building and discussed new town sewer district – District 24 that is being planned by the Town. Talked about needed upgrades at Sewer Lift Station #1. Decided to try and do needed upgrades in phases and do as much of the work as we can in house. Did decide that the building, variable speed drive and a new 20HP motor would need to be done now and that a meter pit needed to be installed by the Town.

Mayor to recommend to our Board that Village and Town split costs for need upgrades at the lift station.

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

OF:	MONTH	2009
	October	
	Complaint Calls	94
	Miscellaneous Calls	83
	Larceny Complaints	1
	Attempted Larceny Complaints	0
	Burglary Complaints	0
	Attempted Burglary Complaints	0
	Vehicle & Traffic Tickets Issued	32
	D.W.I. Arrests	2
	Felony Arrests	0
	Misdemeanor Arrests	8
	Violation Arrests	14
	Local Law Arrests	19
	Accidents Investigated	0
	P.I.	0
	P.D.	4
	Parking Tickets Issued	59
	Town Calls	23

Other (Identify): **Saturday, October 3, 2009** - Ptlm. Snyder and Ptlm. Gonska worked a Kids Day Event at Home Depot.

**Wednesday October 7, 2009** - Chief Papasergi, Sgt. McGraw, Sr. Ptlm. Peterson, Mayor Lamberson and Trustee Rouleau attended a meeting with SBU Officials & SBU Student Activity at the Hickey Dining Hall to discuss issues pertaining to various current and planned activities at the university for this school year.

**Sunday October 11, 2009** - Ptlm. Snyder and Ptlm. Finnerty worked a Kids Day Event at the Allegany American Legion.

**Thursday October 22, 2009** - Chief Papasergi, Sgt. McGraw, Sr. Ptlm. Peterson Ptlm. Snyder and Ptlm. Gonska attended a Why Try Program. Why Try is a strength and approach to helping youth overcome challenges that exist today. Excellent program & was enjoyed by all who attended.

**Saturday October 31, 2009** - Extra patrols were used to keep an eye on persons out celebrating the various Halloween Activities throughout the village.

**October** - Officer's started putting No Parking Warning Notices on vehicles advising them of the

No Parking Ordinance which starts November 1st through April 1st.

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The following correspondence was reviewed and put on file:

1. NYCOM- possible cut in State Aid
  2. Bid UR energy.com (energy supplier)
  3. Catt. Co. Real Property-assessment administration improvements
  4. National Grid Supplier Code of Conduct
  5. Brown Chiari FOIL request
  6. NYCLASS-Annual Meeting & Luncheon-Dec. 1
- 
- ✓ Notice will be put in newspaper for the final yard waste pickup date
  - ✓ Trustee Gleason finds the yard waste procedure problematic-currently using 2 people, one for operating the backhoe and one for driving the dump truck. He feels that the backhoe operator is wasting time sitting while the truck is getting dumped. Dominic stated that common practice is that while the dump truck is being emptied, the backhoe operator continues to pile up debris in preparation for pick-up when the dump truck returns; therefore there is no idle time. Would consider purchasing an attachment to the sweeper, or having property owner keep leaves and brush separate. Dominic commented that our current sweeper would get clogged up with wet leaves.
  - ✓ Storm sewers need to be cleaned.
  - ✓ Sand will be hauled soon.
  - ✓ NYS is supposed to clean Main Street storm sewer drains.
  - ✓ Village should be looking at having town install meter pit now, as there is boring under tracks being done.
  - ✓ Town/Village should build control building for sewer Lift station #1 for electronic controls and variable speed drive.
  - ✓ We need to get a contractor to look at the sweeper because of the dust it generates. Dominic feels it is human error while operating the sweeper causing the dust as there are certain parts that need to be opened/closed in order to operate properly.
  - ✓ Dominic will talk to SBU about assistance with the purchase of a root cutter for the sewer as the village periodically helps SBU with sewer clogs.
  - ✓ Discussed the possibility of the Allegany Post Office closing. There are talks that the mail will be delivered from Olean P.O. and the Allegany office will be kept open on a scaled back basis for selling products. Mayor stated that since there is nothing in writing about the proposal that we shouldn't call anyone at this time.
  - ✓ Representatives from Community Bank met with Rena and Diana to discuss their available banking products.
  - ✓ Waiting for Town Attorney to complete the paperwork on the sale of the River Park to the town and the Shared Service Agreement.
  - ✓ Fran Porpiglia from National Grid will look at the Main Street street lights sometime this week.
  - ✓ Board has decided not to pursue information from Bid UR energy.com (energy supplier)

- ✓ Attorney Fodor will contact Al Wager of National Grid about the sewer #2 damage from the power cut-off in March 2009.
- ✓ Trustee Gleason went to a seminar in Chautauqua County about mergers. Mayor suggested that the village board meet with the town board to look deeper into merger. Mayor stated village is paying big bucks for police protection, garbage pick-up, and water/sewer. He will attend the next town board meeting to discuss it.
- ✓ Attorney feels it is a moral issue and village should disclose fraud issue with Five Star Bank. Five Star should have told Rena that if we were not going to use ach segment of net teller, then we should have it turned off.
- ✓ Key Bank representative called Rena about giving a presentation on their banking products. Rena was against this as their only location is on North Union St. in Olean. For as much banking as the village does, it would be too inconvenient for us to do banking at that location.
- ✓ Mayor said that Jay McIntosh of National Grid will be here in the spring to trim trees on Main Street and teach our DPW how to trim them. They will use village bucket truck and 1 Ton while doing this work.
- ✓ Mayor will send letter to Scott Chismar of Teamsters about the information received from NYS & Local Retirement regarding retirement plan 384d and how it affects our police employees.
- ✓ Rena will calculate number of sick days bought back for Chris McGraw from his settlement with workers compensation for his injury in June 2009.
- ✓ Mayor recommended that the village utilize the town mechanic for some equipment repairs. Dominic stated that as far as vehicles, we are in a contract with All-American Truck Repair for maintenance of all vehicles.
- ✓ Zephyr Smith is the Power of Attorney for Jorge DeLarco (Don Lorenzo's Restaurant). This entitles her to sell furniture/fixtures on behalf of the owner. Attorney Fodor will write to DeLarco's attorney Pat Brown that the village has a tax lien against the property. Village needs agreement that Ms. Smith will not destroy the building.
- ✓ Village of Portville will contribute \$200 towards code conference for Lance Jobe.
- ✓ Valve exerciser was damaged while in the possession of the Town of Allegany. A motor for the pump was needed to be replaced at a village expense of \$479.08. Town mechanic will repair the equipment.

RESOLUTION #2009-216

APPROVE PURCHASE OF A SEWER ROOT CUTTER

On motion made by Trustee Rouleau, second by Trustee Gleason resolved to approve the purchase of a sewer root cutter from CYNCON at a price of \$8,547.15 plus freight. \$4,000 will be taken out of the sewer equipment reserve fund to meet the expense. SBU will also be contacted for monetary assistance. Aye-all. Nay-none.

RESOLUTION #2009-217

APPROVE PURCHASE OF A METER HEAD FOR WATER WELL #1

On motion made by Trustee Fortuna, second by Trustee Gleason resolved to approve the purchase of a meter head for water well #1 from Moody's. Cost will be \$1,050 plus freight. Aye-all. Nay-none.

**RESOLUTION #2009-218  
APPROVE RETURN OF VILLAGE TAXES TO CATTARAUGUS COUNTY**

On motion made by Trustee Rzepka, second by Trustee Gleason resolved to approve the return of village property taxes to Cattaraugus County for inclusion on the County/Town tax bill for January 1, 2010. Amount of return is \$48,727.08. Aye-all. Nay-none.

**RESOLUTION #2009-219  
APPROVE PLACEMENT OF LUMINARIES ON VILLAGE MUNICIPAL BUILDING  
SIDEWALK ON DECEMBER 21, 2009 TO RAISE AWARENESS FOR HOMELESS**

On motion made by Trustee Gleason, second by Trustee Rouleau resolved to approve the placement of luminaries on the village municipal building sidewalk on December 21, 2009 in order to raise awareness for the homeless. Library has purchased the luminaries and the Boy Scouts will be responsible for setting, lighting and disposing of them. Aye-all. Nay-none.

**RESOLUTION #2009-220  
APPROVE RICHARD PECK CONSTRUCTION FOR CLEANING DITCH ALONG  
RAILROAD TRACKS AND DIGGING FOR TANK FOR UNDERGROUND OIL-WATER  
SEPARATOR**

On motion made by Trustee Gleason, second by Trustee Fortuna resolved to approve Richard Peck Construction for cleaning the ditch along the railroad tracks and digging for and setting tank for underground oil-water separator for a cost of \$3,520.00. Village will haul dirt if necessary. Aye-all. Nay-none.

**RESOLUTION #2009-221  
APPROVAL TO HAVE TREES REMOVED AT 80 NORTH 3<sup>RD</sup> ST. AND CORNER OF  
NORTH 3<sup>RD</sup> AND CHESTNUT**

On motion made by Trustee Gleason, second by Trustee Fortuna resolved to approve the removal of two trees and stumps, one located at 80 North 3<sup>rd</sup> St. and one at the corner of North 3<sup>rd</sup> and Chestnut Streets. Cost for both will be approximately \$1,300. Aye-all. Nay-none.

**RESOLUTION #2009-222  
RESCIND RESOLUTION #2009-210 OF TOWN PAYING FOR ½ COST OF PUMP MOTOR  
FOR VALVE EXERCISER**

On motion made by Trustee Gleason, second by Trustee Fortuna resolved to rescind resolution #2009-210. Board agreed that because the town mechanic was going to repair the equipment, then village should pay for the part. Aye-all. Nay-none.

RESOLUTION #2009-223  
ADJOURN MEETING

On motion made by Trustee Gleason, second by Trustee Fortuna resolved to adjourn meeting at 6:03 pm. Aye-all. Nay-none.

Respectfully submitted,

Rena Flynn  
Clerk Treasurer