

## BOARD OF TRUSTEES MINUTES

APRIL 2, 2012

RESOLUTION #2012-056

OPEN REORGANIZATION MEETING

On motion made by Trustee Gleason, second by Trustee Parker resolved to open the reorganization meeting at 4:20 pm. Aye-all. Nay-none.

The following items were read by Mayor Lamberson:

1. Appointments
2. Official Newspaper
3. Dates/Times of regular board meetings
4. Designation of Depositories
5. Committees
6. Purchasing Policy
7. Investment Policy
8. Advance Approval of Claims
9. Mileage Allowance

RESOLUTION #2012-057

On motion made by Trustee Rouleau, second by Trustee Gleason resolved to close the reorganization meeting. Aye-all. Nay-none.

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 Lamberson; Trustees: Jim Rouleau, Bob Parker, and Dan Gleason

Absent: Trustee Alex Nazemetz

Also Present: Dominic Papasergi, Chief of Police and DPW Supt., Rena Flynn, Clerk Treasurer and Janine Fodor, Attorney

RESOLUTION #2012-058

ACCEPT REORGANIZATION MEETING ITEMS AS FOLLOWS:

On motion made by Trustee Gleason, second by Trustee Parker resolved to accept the reorganization meeting items. Aye-all. Nay-none

**VILLAGE OF ALLEGANY**

**APPOINTMENTS 2012-2013**

Deputy Mayor	Daniel Gleason
Clerk Treasurer, Court Clerk	Rena Flynn
Registrar of Vital Statistics	
Deputy Clerk, Deputy Court Clerk	Athena Silluzio
Deputy Registrar of Vital Statistics	
Office Clerk (part time)	Rhea Carls
Building Maintenance (part time)	Robert Tucker
Acting Justice	David Porter
Superintendent of Public Works	Dominic G. Papasergi
Deputy Superintendent of Public Works	Lance Jobe
Police Chief	Dominic G. Papasergi
Patrolman/Acting Sergeant	Christopher McGraw
Sr. Patrolman-part time	Timothy Peterson
Patrolmen-part time	Frank Snyder
	Daniel Gonska
	* Lou Harrison
	David Conner
	Sean Obergfell
	Jennifer Graham
	Christopher Baker

Timothy Blovsky

Matthew Rado

Matthew Schnell

\*off on Workers Compensation

Juvenile Officer

Christopher McGraw

Civil Defense Director

Dominic G. Papasergi

Emergency Command Coordinator

Dominic G. Papasergi

Attorney

Janine Fodor

Code Enforcement Officer

Lance Jobe

Chief Water Operator

Lance Jobe

Crossing Guard

Frank Boni

Crossing Guard Subs

Official Newspaper

Times Herald, Olean

Village Board Meetings

1<sup>st</sup> Monday of each month, 4:30 pm

3<sup>rd</sup> Monday of each month, 7:00 pm  
Municipal Building

Subject to change

Official Depositories

Five Star Bank

Community Bank

MBIA Class

**VILLAGE OF ALLEGANY**  
**COMMITTEES 2012-2013**

Streets	Daniel Gleason
Water	Robert Parker
	Alexander Nazemetz
Sewer	Robert Parker
Police	James Rouleau
Fire Department Liaison	Richard Lamberson
Budget	Richard Lamberson
Sidewalks	Robert Parker
	Alexander Nazemetz
Trees	Daniel Gleason
Contracts	Alexander Nazemetz
Clerk's Office	Alexander Nazemetz
Zoning/Planning Boards	James Rouleau
Village/Town/School Liaison	Daniel Gleason
Safety Committee	James Rouleau
Personnel Committee (Police)	James Rouleau
	Richard Lamberson
Personnel Committee (All but Police)	James Rouleau
	Daniel Gleason

## **ADVANCE APPROVAL OF CLAIMS**

WHEREAS the Board of Trustees of the Village of Allegany has determined to authorize payment in advance of audit claims for public utility services, postage, freight and express charges, or any claims subject to a late fee or interest charge accruing by a stated date, and

WHEREAS all such claims shall be presented at the next regular meeting for audit, and

WHEREAS the claimant and officer incurring or approving the same shall be jointly and severally liable for any amount disallowed by the board of trustees,

NOW THEREFORE BE IT RESOLVED:

Section 1. That the board of trustees authorizes payment in advance of audit of claims for public utility services, postage, freight and express charges or any claims subject to a late fee or interest charge accruing by a stated date and all such claims shall be presented at the next regular meeting for audit and the claimant and officer incurring or approving the same shall be jointly and severally liable for any amount disallowed by the board of trustees.

Section 2. That this resolution shall take effect immediately.

## **INVESTMENT POLICY OF THE VILLAGE OF ALLEGANY**

The objectives of the Investment Policy of the Village of Allegany is to minimize risk, to insure that investments mature when the cash is required to finance operations; and to insure a competitive rate of return. In accordance with this policy, the chief fiscal officer is hereby authorized to invest all funds including proceed of obligation in:

Certificates of Deposit issued in a bank or trust company authorized to do business in New

York State:

Savings accounts;

Obligations of New York State;

Obligations of the United State Government

The following banks and municipal investors are designated by the Village of Allegany;

Five Star Bank, Allegany, New York

Community Bank, N. A., Olean, New York

NY Class

MBIA Municipal Investors Service Corporation

Collateral:

Certificate of Deposits shall be fully secured by insurance of the Federal Deposit Insurance Corporation or by obligations of federal agencies, the principal and interest of which are guaranteed by the United States, or obligations of New York State local governments. Obligations shall be held by a third party.

Collateral shall not be required with respect to the direct purchase of obligations of New York State, obligations of the United States, and obligations of federal agencies the principal and interest of which are guaranteed by the United State Government.

The governing Village Board of the Village of Allegany shall review and approve the investment policy, at least annually, and if practicable, at its organizational meeting and the members shall review and amend, if necessary these investment policies

The provision of these investment guidelines shall take effect prospectively, and shall not invalidate the prior selection of any Custodial Bank or prior investment.

#### PURCHASING POLICIES AND PROCEDURES

THIS RESOLUTION SETS FORTH THE POLICIES AND PROCEDURES OF THE VILLAGE OF ALLEGANY to meet requirements of General Municipal Law, Section 104-b.

#### Purpose

Goods and services which are not required by law to be procured pursuant to competitive bidding must be procured in a manner so as to assure the prudent and economical use of public

moneys, in the best interest of taxpayers, to facilitate the acquisition of goods and services of maximum quality at the lowest possible cost under the circumstances, and to guard against favoritism, improvidence, extravagance, fraud and corruption. To further these objectives, the governing board is adopting internal policies and procedures governing all procurements of goods and services which are not required to be made pursuant to the competitive bidding requirements of General Municipal Law, Section 103 or of any other general special of local law.

Procedures for Determining Whether Procurements are subject to Bidding.

The procedures for determining whether a procurement of goods and services is subject to competitive bidding and documenting the basis for any determination that competitive bidding is not required by law is as follows:

- \$1-\$1,500            At the discretion of the Department Head.
- \$1,501-9,999        Written quote from at least 2 separate vendors (if available).
- \$10,000 and up     Sealed bids in conformance with Municipal law, Section 103.

Proper documentation is required when the quote is not awarded to the vendor giving the lowest price. Quotes will be awarded to the lowest responsible and responsive vendor.

Statutory Exceptions From These Policies and Procedures

Except for procurements made pursuant General Municipal Law, Section 103(3) (throughout county contracts) or Section 104 (through state contract), State Finance Law, Section 175-b (from agencies for the blind or severely handicapped), Correction Law, Section 186 (articles manufactured in correctional institutions), or the items excepted herein (see below), alternative proposals or quotations for goods and services shall be secured by use of written requests for proposals, written quotations, verbal quotations or any other method of procurement which furthers the purposes of General Municipal Law, Section 104-b.

Procedures For Public Work Projects/Contracts

- \$1-5000              At the discretion of the Department Head with Board approval.
- \$5001-9999         Documented telephone quotes from at least 3 separate vendors (if available).
- \$10000-19999      Formal written request for Proposal with a response from at lease

(2) Vendors and if possible (3) vendors.

\$20000 and up      Formal sealed bids in conformance with Municipal Law, Section  
103.

In all circumstances, whenever other than the lowest quote is awarded, there must be written documentation of the reason for the award.

UNDER NO CIRCUMSTANCES CAN A QUOTE THAT EXCEEDS THE BID LIMIT BE AWARDED

Professional Services and Consultants

\$1-3,000      Annual charge will be at the discretion of the Department Head,  
and with the approval of the Board.

\$3,001-19,999      Prices will be obtained by formal written quotes from at least 2  
sources and the award will be made at the discretion of the  
Department Head and with the approval of the Board.

\$20,000 and up      Prices will be obtained by Formal Request for proposal, with the  
award of contract being made by the Board.

Awards to other than the lowest proposer must be properly documented with the rational/reason for rejection of the lowest price.

Any and all procedures not specifically covered in this policy will be adhered to as covered in General Municipal Law. Section 104-b.

An emergency exists wherein the delay caused by soliciting quotes would endanger the health, welfare, or property of the municipality, or more important the individual taxpayer, then the procurement of goods or services will be at the discretion of the property department head with documentation as to the nature of the emergency and shall be sent to the Governing Board, within five (5) working days of such procurement.

Annual Review

The governing board shall annually review these policies and procedures. The Board shall be responsible for conducting an annual review of the procurement policy and for an evaluation of the internal control structure established to ensure compliance with the procurement policy.



Unintentional Failure to Comply

The unintentional failure to fully comply with the provisions of this General Municipal Law, Section 104-b shall not be grounds to void action taken or give rise to

Cause action against the Village of Allegany or any officer or employer thereof.

Resolution

This resolution shall take effect immediately.

**MILEAGE POLICY**

WHEREAS the Board of Trustees has determined to pay a fixed rate for mileage as reimbursement to officers and employees of the Village who use their personal automobiles while performing their official duties on behalf of the Village;

NOW THEREFORE BE IT RESOLVED:

Section 1. That the board of Trustees shall approve reimbursement to such officers and employees at the rate of \$.555 per mile;

Section 2. That this resolution shall take effect immediately.

RESOLUTION #2012-059

ACCEPT MINUTES OF MARCH 19, 2012

On motion made by Trustee Parker, second by Trustee Gleason resolved to accept the minutes of March 19, 2012. Aye-all. Nay-none.

TREASURERS REPORT  
As of March 30, 2012

	CHECKING	SAVINGS
GENERAL	\$3,963.00	\$818,215.00
WATER	\$1,121.00	\$398,672.00
SEWER	\$1,569.00	\$435,524.00
LIBRARY	\$40,917.00	
T&A	\$11,591.00	
WATER BOND		\$6,303.00
<b>TOTALS</b>	<b>\$59,161.00</b>	<b>\$1,658,714.00</b>

	RESERVES GENERAL	RESERVES WATER	RESERVES SEWER	TOTAL
EQUIPMENT	\$180,500.00	\$ 41,766.00	\$ 8,985.00	<b>\$231,251.00</b>
POLICE UNIFORMS	\$5,450.00	\$	\$	<b>\$5,450.00</b>
NEW BUILDING & BLDG REPAIR	\$38,333.00	\$ 39,710.00	\$ 23,046.00	<b>\$101,089.00</b>
POLICE EQUIPMENT	\$31,282.00			<b>\$31,282.00</b>
CURBING & STORM SEWER	\$39,364.00			<b>\$39,364.00</b>
WELL HOUSE PUMP/ROUTINE MAINT		\$ 1,015.00		<b>\$1,015.00</b>
WELL & WATER TANK BLDGS/TANK MAINT		\$ 10,376.00		<b>\$10,376.00</b>
METER PITS		\$ 14,143.00		<b>\$14,143.00</b>
LIFT STATION, PITS, PUMP MAINT			\$ 4,031.00	<b>\$4,031.00</b>
ENGINEERS		\$ 5,018.00		<b>\$5,018.00</b>
	<b>\$294,929.00</b>	<b>\$112,028.00</b>	<b>\$36,062.00</b>	<b>\$443,019.00</b>

RECEIPTS:  
AIM State Aid

Building/Sign/Pool permit	108.00
Bid Deposit/Award	
Backflow testing	450.00
Clerk fees	
CHIPS	
Code Violation fees	
Court Security	
Court Fines/fees	
Calibration-Pressure	

DISBURSEMENTS: from 6/1/11 to  
present

	\$
GENERAL	621,762.00
	\$
WATER	94,946.00
	\$
SEWER	288,698.00
	\$
LIBRARY	23,519.00
<b>TOTAL</b>	<b>\$1,028,925.00</b>

Bldg	
Donation	
DWI funds	
Equipment sales	
Franchise Fees	
Fire Inspections	100.00
Gaming License	75.00
Grants	
Inspections-c/o	40.00
Insurance refund	21,586.00
Lawn mowing	
Municipal Aid	
Mortgage Tax	
Police Contract	
Police Fees	
Pop machine	26.00
Property Taxes	
Property Taxes-Penalty	
Rent-WCB	110.00
Reimbursements	30.00
Sales Tax	
Scrap metal	
Sewer Payment-Town	
Utility Tax	6,495.00
Unmetered Water	150.00
Vending permit	
Vital Stats	
Water-Qtr Town	
Water meter	
Zoning fees	10.00
ZBA/PB Hearing fees	125.00
<b>Total</b>	<b>29,305.00</b>

RESOLUTION #2012-060

ACCEPT TREASURERS REPORT AND PAY CURRENT BILLS

On motion made by Trustee Parker, second by Trustee Rouleau resolved to accept the Treasurers Report and pay current bills. Bills paid by Abstract #64972043 for \$8664.32 and #64972044 for \$312.38. Aye-all. Nay-none.

**Matt Milliner-Vending Application**

- Would like to have a food trailer at 47 S 7<sup>th</sup> St. to serve the college and community

- There's a lot of foot traffic during the late evenings
- Would demand that customers respect the village regarding noise, trash
- Cares about litter and will have trash receptacles
- Hot Dogs, Hamburgers, chips, macaroni & cheese, Gatorade, water are some suggested items he would sell
- Open Thursday-Saturday 9pm-1:30 am only while SBU is in session
- Wonders about a Peddlers Fee discount as opposed to paying \$25 per day of operation
- Would like to open at the beginning of next semester
- Is working with GOACC to get information in obtaining his dba and liability insurance
- Mayor asked about Health Department inspection-Matt will look into
- Matt will complete a Zoning application and proceed from there.

## **VILLAGE OF ALLEGANY POLICE DEPARTMENT**

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

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MONTH OF:	<b>March</b>	<b>2012</b>
Complaint Calls		53
Miscellaneous Calls		86
Larceny Complaints		1
Attempted Larceny Complaints		0
Burglary Complaints		2
Attempted Burglary Complaints		0
Vehicle & Traffic Tickets Issued		11
D.W.I. Arrests		0
Felony Arrests		0
Misdemeanor Arrests		1
Violation Arrests		7
Local Law Arrests		3
Accidents Investigated	P.I.	0
	P.D.	1
Parking Tickets Issued		18

Other

(Identify): **Saturday March 17, 2012** - Extra patrols were used to keep an eye on persons out celebrating Saint Patrick's Day.

**Wednesday March 30, 2012** - Chief Papasergi attended a Cattaraugus County Chief of Police Association Meeting in Salamanca.

**Friday March 30, 2012** - Chief Papasergi and Village Clerk Flynn attended an "Organizing and Managing the Local Emergency Operations Center in New York State" at the Allegany Fire Station.

## DPW REPORT FOR THE MONTH OF MARCH 2012

- Sanded and plowed snow from streets and lots and plowed snow from sidewalks as needed.
- Replaced brooms on Street Sweeper and got it ready to start sweeping village streets.
- Lance did Code as needed – see Code Enforcement Blotter.
- Did water, sanitary sewer and storm sewer locates as needed.
- Swept all village streets with street sweeper
- Ran sewer root cutter through sewer lines on White Oak, Upland Terrace, east end of Chestnut Street, west end of Harriet Street and west end of West Main Street.
- Routine sewer flushing.
- Water meters were read for water/sewer quarterly billing.
- Serviced lawn tractor and zero-turn to prepare it for usage
- Patched potholes throughout Village with cold patch.
- Worked on testing Back-Flow Devices at area businesses required to have them.
- Christmas trees and storm damaged trees/branches that were collected and taken to town pit were chipped by village and town personnel.
- City of Olean assisted us with running their sewer camera through some of our sewer lines to collect data for our records. Camera was also used to collect data for Tiller project area:
  - Area of Harriett and Chestnut Street – found water running in Storm Sewer Line and also in the Sanitary Sewer Line apparently from a possible water leak in area - currently looking into same.
  - Area of Allegany Credit Union – found sewer lateral from Allegany Credit Union was sticking into the main sewer line which kept camera from continuing
  - Area of North and South First Street - found two sewer manholes whose tops were buried on sewer main trunk lines one on North First near Main Street – manhole connects north side of West Main with First Street sewer line and one on South First between West Main and Rail Road tracks – manhole connects connect main sewer lines from area behind south side of W. Main Street and South First Street
  - Also checked Main Sewer trunk Line From Maple Avenue to Lift Station #1 – no signs of major infiltration were observed however did experience trouble with camera going through sewer line due to excessive gravel and sand settling on bottom of sewer line in area of in front of Fire Hall to Sewer Manhole located at North First and West Main. Currently making plans to get line cleaned out.
- Discovered water service lines which serve 83 N Forth Street and 39 Chestnut Street are leaking. In process of contacting both property owners to advise new water service connections need to

be installed to rectify the situation. Also noticed both dwellings are currently serviced by one service line and need to be changed to have separate services.

- Raised a buried sewer manhole that was located on South First Street so it could be accessible.
- Supplied Engineer Jim Hannon more maps and data for engineer response pertaining to questions and/or concerns with Tiller project. Went with Mr. Hannon to lift sewer manholes so he could collect data for his report pertaining to the project. Also sent disc with camera video showing interior of sewer lines in area of White Oak and Upland. Hannon Engineering supplied his recommendation pertaining to the Tiller Project which concluded: The Applicant's/Sponsor's Engineer should bear the burden of devising the best and most responsible method to sewer the subdivision. They should then advise the Village how they would like to proceed and the Village can further review and comment. It is the Applicant's/Sponsor's responsibility to the Village and their residents to fully research all reasonable alternatives and prove that their assumptions were appropriate and that they will not have adverse impacts now or in the future. At this point and time, we do not believe that they have met that burden of proof.
- Highly recommend and ask if the Village Board would consider rescinding their decision to permit sewer hookup for the Tiller Development Project at the St. John's sewer line and reconsider the original Village Board resolution permitting sewer hookup for this project at the North Seventh Street sewer line, as it would be in the best interest to the Village and its residents.
- Worked on 2012-2013 Street, Water and Sewer Fiscal Budgets.

## **POLICE**

- Trustee Rouleau asked if the number of hours part time police officers can work in a year is limited, Papasergi said yes. If there is an instance of someone getting more hours than approved for, sometimes Civil Service will waive it. If not, then the person cannot be scheduled until the new year.
- Mayor Lamberson asked about evaluations; Chief will find out where McGraw stands with them.

## **DPW**

- Papasergi said there is a water leak on Harriet St.; it is going into the sewer and storm sewer. Area was recently paved and a small portion needs to be dug up.
- Parker asked about the cause of the leak, Papasergi was not sure but believes the leak is on the water main in area according to a listening device used and data obtained where water was observed going into the sanitary sewer and storm sewer pipes as seen on the camera. Feels it should be fixed sooner rather than later.
- Papasergi said that they found two buried sewer manholes, one on N. 1<sup>st</sup> St. and one on S. 1<sup>st</sup> St. and were in the process of raising them for access.
- Parker asked whether there was a lot of infiltration in the sewer line; Papasergi feels there is not a lot. Advised the City of Olean ran their camera through the sewer line located on N. 1<sup>st</sup> St. from Maple Ave. through S. 1<sup>st</sup> St. towards the lift station, as there were some concerns of possible infiltration in that area and that there were no signs of major infiltration noticed in the main sewer line leading to Sewer Lift Station #1.

- We could wait until ground is saturated and try putting the camera in the lines again in future.
- Papasergi said the camera indicated sand and gravel in the sewer line in the area by the Fire Hall and will address that issue when the manhole on N. 1<sup>st</sup> gets exposed.
- Gleason asked if the sweeper creates dust because of the lack of water. Papasergi said sometimes the sprayer on the sweeper needs to be adjusted.
- Giardini at 39 Chestnut and Stebbins at 83 N 4<sup>th</sup> St. (owned by Chase Bank) were sent letters about their water service lines having a considerable size leak and need to be replaced.
- Lamberson would like to smoke test the sewer system for potential infiltration problems. Papasergi agreed that smoke testing was a good idea.
- The Town of Olean/Village of Allegany Shared Highway Services Contract was believed to be covered by the Cattaraugus County Shared Services Agreement and therefore not signed.
- City of Olean provided a camera and operators to look at the sewer lines in the Upland Terrace-White Oak section of the village. Almost every joint had roots protruding through them with some of them showing signs of settling and having small drops in them.
- Lamberson asked how deep the clay is, will look at films.

#### **PICK-UP TRUCK**

- Papasergi would like to go out to bid on a pick-up truck.
- State bid is not out yet.
- Lamberson suggests a ½ Ton 4 wheel drive, can purchase one for approximately \$20,000.
- Papasergi's concern is the maintenance on the vehicle, gas mileage for ½ T and ¾ T is not that much different and believes ¾ T would be more suitable for our use. Water truck carries a lot of heavy tools.
- Rouleau suggested that Papasergi get prices on both ½ T and ¾ T.

#### **WATER/SEWER AGREEMENTS WITH TOWN**

- Draft #3 of the Water and Sewer Agreements with the Village and Town of Allegany were provided by DPW Supt. Papasergi. It was agreed that Mayor Lamberson, Papasergi, Trustee Parker (or Nazemetz), Town Supervisor Hare and Town Board member Jim Hitchcock meet to discuss/finalize the agreements.
- Papasergi said that he and Rodney Gleason had been in the middle of talks regarding water loss expense and town use of village sewer lines and the charge the town would be assessed for use of village infrastructure. Lamberson asked about depreciation of the infrastructure.
- Papasergi also had concerns about expansion of sewer lines on the west end, lift station #1 may need to be upgraded to accommodate the sewage and should be at the town's expense not the village.
- Fodor asked if the town has any reason at all to sign the new water agreement.
- Papasergi said the board has the responsibility to act in the best interest of our own residents and there are still issues that need to be addressed.
- Gleason said there are areas in the agreement that need to be changed.
- Papasergi said water loss definitely needs to be addressed and that includes town flushing of sewer lines and hydrants.

## **SIDEWALKS**

- The village will go out to bid for sidewalk replacement and repair. Will have to bid prevailing wage.
- Village will finance sidewalks in accordance with the Local Law for sidewalks.
- Papasergi feels all damaged sidewalks in the village need to be addressed; we shouldn't pick a particular area to focus on. We have all expressed sidewalk repair needs for the entire village.
- Lamberson feels the Union Street sidewalks are bad and rightly so, he feels the village is responsible for the need to direct water out to the river in order to begin to remediate the sidewalk problem.
- Parker and Nazemetz will walk the village to see the number of blocks that need to be repaired or replaced.

## **OTHER**

- Flynn will copy for all board members the Engineering Review & Opinion Report of the Proposed Tanglewood Subdivision Sanitary Sewer Connection provided by James Hannon. She will also notify the group of concerned property owners that the study is available for their review.
- Gleason said the report did not give any cost estimates/differentials for the installation of sewer lines at both locations as he had asked to be included in the report. Papasergi advised that he had that discussion with Hannon and he was advised that that was information that should have been provided by the developers engineer by doing an accurate study and did address it not being done and need for same in his report.
- Budget work session will be held Thursday, 4/5 at 1 pm with Mayor, Papasergi and Flynn.
- Budget work session will be held Monday, 4/9 at 4 pm for all board members.
- Flynn will schedule the 2013 Budget Public Hearing for Monday, April 16 at 6:30 pm.

## **MARCELLUS SHALE (TRIANA)**

- Papasergi said we have more than enough capacity to produce the water for Triana water sales (Marcellus Shale)
- Jobe's recommendation is to sell bulk water at \$12 per thousand gallons
- Parker asked what the incentive is for the town to sign a bulk water agreement.
- Lamberson contacted Don Benson, owner of the property village had hoped to gain access to and allegedly he is not interested in getting into the water business.
- Papasergi suggested the Village could lease or possibly purchase land from Benson for access to sell water to Triana and then put a new well house on it for future development. Triana water sales could help to fund a new well house and could be used for other infrastructure upgrades, new equipment and keeping taxes lower.
- Rodney Gleason and Pat Eaton of the town previously talked with Don Benson and he seemed amicable to working something out.
- There are only a few convenient areas where water can be purchased.



## **REHLER LIABILITY CLAIM**

- Fodor said the Library insurance company has stepped up to defend the claim.
- Fodor stated that the Allegany Public Library deed indicates a separate entity and not a division or department of the Village of Allegany. She feels it has to be a separate entity as it has a charter and a deed.
- Parker will provide Fodor a copy of the charter.
- Library is a stand- alone non-profit corporation funded by several entities.
- Fodor feels this is a minor claim.

## **TANGLEWOOD PROJECT-HANNON ENGINEERING**

- Cameras put into the lines in the Upland and White Oak area indicated root problems
- Papasergi said a lot more would have to be done before village should allow Tiller to connect to village sewer lines in the St. John's area.
- Papasergi read the last paragraph of Hannon's report and opinion emphasizing the fact that the applicant should bear the burden and responsibility of devising the best method for transmitting sewage from the town to the village and any adverse impacts it may have on the system now or in the future. The applicant has not met that burden of proof.
- Fodor will send a letter and the Hannon Review and Opinion to Tiller informing him of alternatives and conditions he would have to meet in order to consider him connecting to any sewer lines: rely on Hannon Engineering Review to connect to 7<sup>th</sup> St., ability to hook at St. John's with no engineering obstacles, lots of opposition from the public regarding hookup at St. John's. Village needs more information from Tiller-what do we need? Papasergi would like to review the letter before the board approves sending it.
- Fodor will also notify Tiller that the moratorium may be extended.
- Lamberson advised Flynn to notify the Upland-Hoop division residents that Hannon's Engineering Review and Opinion is available for them to review.
- Parker indicated the moratorium is about to expire.
- Fodor indicated there was no concrete option of where to connect in.
- Rouleau asked why the resolution was changed in the first place, it would have avoided a lot of extra work and money to have kept it as it was.
- Papasergi said that the village residents paid approximately \$100,000 in infrastructure costs to extend the sewer line on N 7<sup>th</sup> St. for town access, why not use it?
- Papasergi also said that annexation should be discussed; we could work with him to save money on water issues which could help him with sewer expenses.
- Papasergi believes if board decides to allow hook-up at St. John's, they could be creating a problem that the village may suffer from.
- Lamberson said the study is not strong enough to stand up.
- Papasergi asked what we need to charge the town for allowing them to hook into lines going to sewer station #1. Currently there are no lines from the town carrying sewage to lift station #1.
- Rouleau said if the sewer plugs, village has to repair it. It could stem from an issue in the town.

- Fodor suggested the bullet items on page 8 of the Hannon review be considered.
- Fodor says there are problems in the sewer now whether Tiller hooks in or not.
- Papasergi countered that yes there are and we address them monthly to avoid any possibility of problems, we take a pro-active approach. We currently eliminate potential problems so the village will not have to absorb costs of problems. System is working appropriately now.
- Papasergi stated that if Tiller gains access through St. John's, fees for the use of sewer infrastructure from his point of connection to lift station #1 still needs to be addressed.
- Fodor asked if the slope of the lines is an issue on St. John's and Papasergi said yes.
- Fodor asked if lining pipe is an option on Jefferson and White Oak.
- Papasergi advised it could be looked into and indicated there are many areas of infrastructure problems that need to be looked into and we need to prioritize them.
- Rouleau ask why burden the sewer at Upland if it doesn't need to be.
- Fodor said Jobe indicated that sometimes more flow helps. Papasergi said everyone has their own opinion on that matter.
- Parker asked about lining the pipes from point to point, and changing the grade from point to point, what are the costs?

#### RESOLUTION #2012-061

#### APPROVAL FOR FODOR TO DRAFT A LETTER TO TILLER

On motion made by Trustee Parker, second by Trustee Gleason resolved to approve Attorney Fodor to draft a letter to Tiller with suggestions to safely hook in to St. John's Drive with remedial action to be taken and to reconsider 7<sup>th</sup> St. Aye-all. Nay-none.

The following correspondence was reviewed and put on file:

1. Letter to Patricia/Steven Giardini and Chase Bank (83 N. 4<sup>th</sup> St) re: water service line repair
2. Catt. Co. Shared Service Grant minutes: 3/6/12 and 3/19/12
3. Catt. Co. Planning Board Agenda and Minutes, Vision & Mission Statement
4. Catt. Co. Municipal Officials-meeting 4/12/2012 at Sprague's-Sheriff Whitcomb
5. Hannon Engineering-Engineering Review & Opinion-Proposed Tanglewood Subd. Sanitary Sewer Conn.
6. Time Warner Cable-new developments
7. County of Cattaraugus IDA-Revisions to Uniform Tax Exemption Policy

#### RESOLUTION #2012-062

#### ACCEPT THE RESIGNATION OF BONNIE KUHN AS CROSSING GUARD

On motion made by Trustee Parker, second by Trustee Gleason resolved to accept the resignation of Bonnie Kuhn as Crossing Guard. Aye-all. Nay-none.

#### RESOLUTION #2012-063

#### APPOINT KATIE JANNELLE AS LIBRARY AIDE

On motion made by Trustee Gleason, second by Trustee Rouleau resolved to appoint Katie Jannelle as Library Aide at Allegany Public Library. Aye-all. Nay-none.

RESOLUTION #2012-064

APPROVE REAPPOINTMENT OF CHARLENE SENDLAKOWSKI AS LIBRARY BOARD MEMBER

On motion made by Trustee Gleason, second by Trustee Rouleau resolved to approve the reappointment of Charlene Sendlakowski as a board member at the Allegany Public Library for a five year term. Aye-all. Nay-none.

RESOLUTION #2012-065

APPROVE APPOINTMENT OF TAMARA HILMEY AS PLANNING BOARD MEMBER

On motion made by Trustee Parker, second by Trustee Gleason resolved to approve the appointment of Tamara HilmeY as a permanent member of the Planning Board for a five year term (4/1/12-3/31/17). Aye-all. Nay-none.

RESOLUTION #2012-066

ADJOURN MEETING

On motion made by Trustee Gleason, second by Trustee Rouleau resolved to adjourn meeting at 6:55 pm. Aye-All Nay-none.

Respectfully submitted,

Rena Flynn, Clerk Treasurer