

BOARD OF TRUSTEES MINUTES

May 21, 2012 7:00 pm

RESOLUTION #2012-106

ENTER EXECUTIVE SESSION TO DISCUSS THE PERSONNEL POLICY FOR NON-UNION EMPLOYEES

On motion made by Trustee Rouleau, second by Trustee Gleason resolved to enter executive session at 5:00 pm to discuss the personnel policy for non-union employees. Aye-All Nay-none.

RESOLUTION #2012-107

CLOSE EXECUTIVE SESSION

On motion made by Trustee Parker, second by Trustee Gleason resolved to close executive session at 7:00 pm. Aye-All Nay-none.

(Present: Lamberson, Gleason, Parker, Rouleau, Nazemetz-5:50 pm, Fodor-5:30 pm, Jobe, Silluzio, Flynn)

RESOLUTION #2012-108

OPEN BIDS FOR 2012 SIDEWALK REPLACEMENT/REPAIRS

On motion made by Trustee Gleason, second by Trustee Nazemetz resolved to open the Bids for 2012 Sidewalk Replacement/Repair. Aye-all. Nay-none.

Bid Received:

Richard Peck Construction	\$13.00 psf sidewalk
	\$14.50 psf driveway
Bob Cummins Construction Co	\$13.00 psf sidewalk
	\$15.00 psf driveway

RESOLUTION #2012-109

CLOSE BIDS FOR 2012 SIDEWALK REPLACEMENT/REPAIR

On motion made by Trustee Gleason, second by Trustee Nazemetz resolved at 7:10 pm to close the Bids for 2012 Sidewalk Replacement/Repair. Aye-all. Nay-none.

The regular meeting of the Board of Trustees was called to order at 7:10 pm with a salute to the flag led by Mayor Richard Lamberson.

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

Also Present: Rena Flynn, Clerk Treasurer and Janine Fodor, Attorney

Absent: Dominic Papasergi, Chief of Police and DPW Supt.

RESOLUTION #2012-110

ACCEPT MINUTES OF 5/7/2012

On motion made by Trustee Gleason, second by Trustee Rouleau resolved to accept the minutes of 5/7/2012. Aye-all. Nay-none.

TREASURERS REPORT

As of May 4, 2012

	CHECKING	SAVINGS		
GENERAL	\$1,608.00	\$839,025.00		
WATER	\$1,400.00	\$465,778.00		
SEWER	\$2,384.00	\$480,652.00		
LIBRARY	\$34,679.00			
T&A	\$12,737.00			
WATER BOND		\$6,305.00		
TOTALS	\$52,808.00	\$1,791,760.00		
	RESERVES	RESERVES	RESERVES	TOTAL
	GENERAL	WATER	SEWER	
EQUIPMENT	\$180,527.00	\$	\$	\$231,291.00
POLICE UNIFORMS	\$5,451.00	41,776.00	8,988.00	\$5,451.00
		\$	\$	
NEW BUILDING & BLDG REPAIR	\$38,339.00	39,720.00	23,053.00	\$101,112.00
POLICE EQUIPMENT	\$31,286.00			\$31,286.00
CURBING & STORM SEWER	\$39,370.00			\$39,370.00
		\$		
WELL HOUSE PUMP/ROUTINE MAINT		1,015.00		\$1,015.00
WELL & WATER TANK BLDGS/TANK		\$		
MAINT		10,379.00		\$10,379.00
		\$		
METER PITS		14,147.00		\$14,147.00
			\$	
LIFT STATION, PITS, PUMP MAINT			4,032.00	\$4,032.00
		\$		
ENGINEERS		5,019.00		\$5,019.00
		\$	\$	
	\$294,973.00	112,056.00	36,073.00	\$443,102.00

RECEIPTS:
AIM State Aid

DISBURSEMENTS: from 6/1/11 to present

Building/Sign/Pool permit	128.00	GENERAL	\$ 674,584.00
Bid Deposit/Award		WATER	\$ 104,191.00
Backflow testing		SEWER	\$ 293,721.00
Clerk fees		LIBRARY	\$ 25,645.00
CHIPS		TOTAL	\$1,098,141.00
Code Violation fees			
Court Security			
Court Fines/fees	3,300.00		
Calibration-Pressure Bldg			
Donation			
DWI funds			
Equipment sales			
Franchise Fees			
Fire Inspections	25.00		
Gaming License	50.00		
Grants			
Inspections-c/o	80.00		
Insurance refund			
Lawn mowing			
Municipal Aid			
Mortgage Tax			
Police Contract			
Police Fees			
Pop machine			
Property Taxes			
Property Taxes-Penalty			
Rent-WCB			
Reimbursements			
Sales Tax	49,699.00		
Scrap metal			
Sewer Payment-Town			
Utility Tax			
Unmetered Water			
Vending permit			
Vital Stats			
Water-Qtr Town	66,010.00		
Water meter			
Zoning fees			
ZBA/PB Hearing fees			
Total	119,292.00		

RESOLUTION #2012-111

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 #64972049 for \$2,162.34, #67972050 for \$1,220.46 and #64972050 for \$23,842.34. Aye-all. Nay-none.

POLICE

- Rouleau asked why the burglary at Don Lucho's was not in the newspaper. Papasergi is requested to speak with the board members about it.
- Fodor said the police log can be put on the website.
- Rouleau asked about the drug bust in the village.
- Rouleau inquired about what happens to old police equipment when new is ordered.
- Rouleau wonders when a police meeting will be scheduled. Evaluations need to be done.
- Lockers that the police department wanted have not been used at all.

DPW

- Rouleau asked where we stand with GPS.
- Rouleau asked about the website, feels it is not updated. Flynn is working on the Local Laws and can put some on the website now. Rouleau asked if someone can enter the information. Flynn said a municipal website has to have the proper authorized personnel enter the information, not just anyone.
- Where do we stand on the truck bid? Flynn informed the board that Papasergi is trying to get the specs ready for it.
- Rouleau asked about a hole in the middle of the railroad tracks on S. 7th.
- Rouleau asked about someone going through the village with trash in the back of their vehicle and it going all over. Flynn didn't think there was a local law requiring the covering of trash. Will ask Jobe.
- Lamberson questioned the hydrant on Pierce Dr. Peterson said it would turn on but not sure if it can be turned off, check with Papasergi to see if it needs to be replaced.
- Lamberson wondered what streets will be worked on this summer.
- Gleason and Rouleau would like to review the DPW summer applications.
- Papasergi to provide Fodor a list of municipalities for the County Shared Service Agreement.
- Board is recommending that a shared service agreement be completed for ALCS and Allegany Fire Department. Fodor to draft an agreement.
- Fodor wants Jobe to contact her regarding his decision on the trailer on Nolan Drive, complaint by Kirkpatrick's. Are there state regulations independent of the village Property Maintenance Code that would override the village law?

OTHER

- Fodor wants to attend a hydrofracking seminar in Albany. Village issues include risk to the aquifer and truck limitations on village roads.
- Lamberson suggested that Fodor also attend classes for arbitration and negotiation tips.
- Jobe to contact Fodor about Planning and Zoning Board mandatory training.
- Fodor advises Parker of the Library's need to form a corporation or a 501c3 non-profit organization.
- Personnel policy meeting to be held Tuesday, May 29 at 4:30 pm.
- Sidewalk informational meeting to be held Thursday, May 31 at 7:00 pm at the Livingston Community Center

The following correspondence was reviewed and put on file:

1. NYSDEC-Tanglewood Subdivision
 2. United Way-Community Day Newspaper sales-Friday 6/8/2012 6-9am
 3. Chamber of Commerce Clambake-June 13, 3:30
 4. My Bar-liquor permit application
- Fodor wonders if Tiller will proceed with the Tanglewood project.
 - Gleason asked about signing a waiver of the 30 day notice to the village for MY Bar's liquor permit application. Board feels the notice should expire on its own. Gleason said the police spent a lot of time there in the past.
 - Village will not pick up the cost of the GOACC Clambake this year.

RESOLUTION #2012-112

APPROVE COMMUNITY DAY NEWSPAPER SALES FOR UNITED WAY

On motion made by Trustee Parker, second by Trustee Gleason resolved to approve the United Way Community Day newspaper sales scheduled for Friday, June 8 from 6-9 am. Aye-all. Nay-none.

RESOLUTION #2012-113

APPROVE TREE PLANTING PERMIT FOR WALSH

On motion made by Trustee Gleason, second by Trustee Nazemetz resolved to approve the tree planting permit for Walsh at 134 E. Union to plant Flowering Pears in the subway. Aye-all. Nay-none.

RESOLUTION #2012-114

APPROVAL TO ENTER AGREEMENT WITH LIFTECH EQUIPMENT FOR A 2012 BACKHOE FOR \$5,000

On motion made by Trustee Gleason, second by Trustee Rouleau resolved to approve the Agreement with Liftech for a 2012 JCB Backhoe for \$5,000 (trade-in 2011 Backhoe). Delivery scheduled for November 2012. Aye-all. Nay-none.

RESOLUTION #2012-115

ACCEPT TERRORISM INSURANCE COVERAGE FOR 2012-2013

On motion made by Trustee Parker, second by Trustee Nazemetz resolved to accept the Notice of Terrorism Insurance Coverage in the 2012-2013 Insurance package. Aye-all. Nay-none.

RESOLUTION #2012-116

REJECT SUPPLEMENTAL SPOUSAL LIABILITY COVERAGE FOR 2012-2013

On motion made by Trustee Gleason, second by Trustee Parker resolved to reject the Supplemental Spousal Liability Coverage for 2012-2013. Aye-all. Nay-none.

RESOLUTION #2012-117

ACKNOWLEDGEMENT OF NY REGULATION 107 FOR 2012-2013 INSURANCE

On motion made by Trustee Rouleau, second by Trustee Nazemetz resolved to acknowledge the 2012-2013 insurance policy endorsement of NY Regulation 107 concerning legal costs incurred on claims provided under Law Enforcement Liability, Public Officials Liability, and Employment Practices Liability. Aye-all. Nay-none.

RESOLUTION #2012-118

DECLINE SUPPLEMENTARY UNINSURED/UNDERINSURED MOTORISTS COVERAGE FOR 2012-2013.

On motion made by Trustee Rouleau, second by Trustee Nazemetz resolved to decline Supplementary Uninsured/Underinsured Motorists Coverage for 2012-2013. Aye-all. Nay-none.

RESOLUTION #2012-119

APPROVE JARED'S TREATS VENDING FOR SEASON

On motion made by Trustee Gleason, second by Trustee Rouleau resolved to approve Jared's Treats for vending pre-packaged ice cream treats from his truck in the village from now until October 31st, weather permitting. Dates to suspend vending will be during Old Home Week, Heritage Days, and Bonagany. Seasonal fee will be \$25.00. Aye-all. Nay-none.

RESOLUTION #2012-120

ACCEPT BID FROM RICHARD PECK CONSTRUCTION FOR 2012 SIDEWALKS

On motion made by Trustee Gleason, second by Trustee Parker resolved to accept the bid from Richard Peck Construction for the 2012 sidewalk program. Bid is \$13 psf for sidewalk and \$14.50 psf for driveway. Aye-all. Nay-none.

RESOLUTION #2012-121

APPROVAL TO SPLIT COST OF FODOR'S ATTENDANCE TO HYDROFRACKING SEMINAR IN ALBANY

On motion made by Trustee Rouleau, second by Trustee Nazemetz resolved to approve to split the cost of Fodor's attendance to a hydrofracking seminar to be held in Albany in mid June. Includes registration fees, travel costs and 1 night hotel. Aye-all. Nay-none.

RESOLUTION #2012-122

APPROVAL TO PAY HALF THE COSTS FOR REPAIRS TO THE ALCS BUCKET TRUCK

On motion made by Trustee Gleason, second by Trustee Nazemetz resolved to approve to pay ½ the cost of repairs to the ALCS bucket truck (total ~\$1,225 + freight). Town will provide the labor. Aye-all. Nay-none.

Tonight's meeting is dedicated to Donna Phearsdorf, a lifetime Allegany resident, wife to Oak and mother of four who recently passed away.

Tonight's meeting is also dedicated to John J. Watson, a St. Bonaventure professor and local businessman and community oriented man who unexpectedly passed away last week at home. He is survived by his wife Leslie and four school-age children.

RESOLUTION #2012-123

ADJOURN MEETING

On motion made by Trustee Rouleau, second by Trustee Nazemetz resolved to adjourn meeting at 8:22 pm. Aye-All Nay-none.

Respectfully submitted,

Rena Flynn, Clerk Treasurer