

**BOARD OF TRUSTEES MINUTES**

6/17/2013 7PM

The regular meeting of the Board of Trustees was called to order at 7:00 pm with a salute to the flag led by Mayor Richard Lamberson

Present: Mayor Richard Lamberson; Trustees: Alex Nazemetz, Bob Parker, Jerry Cummins, and John Davis

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

Attending: Melissa Meyers

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

RESOLUTION #2013-103

ACCEPT MINUTES OF 6/3/2013

On motion made by Trustee Nazemetz, second by Trustee Parker, resolved to accept the minutes of 6/3/2013. Aye-all. Nay-none.

TREASURERS REPORT

As of June 14, 2013

	CHECKING	SAVINGS	CD	
GENERAL	\$24,245.00	\$594,666.00	\$300,000.00	
WATER	\$5,066.00	\$380,981.00	\$	50,000.00
SEWER	\$17,847.00	\$517,679.00	\$	50,000.00
LIBRARY	\$28,326.00			
T&A	\$18,438.00			
WATER BOND		\$6,308.00		
<b>TOTALS</b>	<b>\$93,922.00</b>	<b>\$1,499,634.00</b>	<b>\$400,000.00</b>	
	RESERVES	RESERVES	RESERVES	TOTAL
	GENERAL	WATER	SEWER	
EQUIPMENT	\$174,974.00	\$	\$	\$235,353.00
POLICE UNIFORMS	\$5,453.00	45,999.00	14,380.00	\$5,453.00
		\$	\$	
NEW BUILDING & BLDG REPAIR	\$38,355.00	39,763.00	23,083.00	\$101,201.00
POLICE EQUIPMENT	\$33,300.00			\$33,300.00

CURBING & STORM SEWER	\$39,387.00		<b>\$39,387.00</b>
		\$	
WELL HOUSE PUMP/ROUTINE MAINT		1,016.00	<b>\$1,016.00</b>
WELL & WATER TANK BLDGS/TANK		\$	
MAINT		10,390.00	<b>\$10,390.00</b>
		\$	
METER PITS		14,162.00	<b>\$14,162.00</b>
		\$	
LIFT STATION, PITS, PUMP MAINT		9,042.00	<b>\$9,042.00</b>
		\$	
ENGINEERS		10,029.00	<b>\$13,532.00</b>
		\$	
	<b>\$291,469.00</b>	<b>121,359.00</b>	<b>\$50,008.00</b>
			<b>\$462,836.00</b>

RECEIPTS:		DISBURSEMENTS: from 6/1/12 to present	
AIM State Aid			
Building/Sign/Pool permit	166.00	GENERAL	\$ 4,729.00
Bid Deposit/Award			\$
Backflow testing		WATER	11,823.00
Clerk fees	2.00		\$
CHIPS		SEWER	1,002.00
Code Violation fees			\$
Court Security		LIBRARY	592.00
Court Fines/fees	8,233.00		\$
Calibration-Pressure Bldg		TOTAL	<b>18,146.00</b>
Donation			
DWI funds			
Equipment sales			
Franchise Fees	6,614.00		
Fire Inspections			
Gaming License			
Grants			
Inspections-c/o	120.00		
Insurance refund			
Lawn mowing			
Municipal Aid			
Mortgage Tax			
Police Contract			
Police Fees			
Pop machine			
Property Taxes	116,035.00		
Property Taxes-Penalty			
Refuse Collection			
Rent-WCB			

Reimbursements	
Sales Tax	
Scrap metal	
Sewer Payment-Town	
Sidewalks	
Utility Tax	
Unmetered Water	
Vending permit	25.00
Vital Stats	
Water-Qtr Town	
Water meter	
Zoning fees	
ZBA/PB Hearing fees	

**Total** **131,195.00**

RESOLUTION #2013-104

ACCEPT TREASURERS REPORT AND PAY CURRENT BILLS

On motion made by Trustee Cummins second by Trustee Davis resolved to accept the Treasurers Report and pay current bills. Bills paid by Abstract #64972115 for \$79,450.66 and #64972117 for \$512.10. Aye-all. Nay-none.

**Melissa Meyers**

- She has a tree in front of her business- The Inkwell that blocks her business sign when it has leaves. The tree is also growing into the street light.
- There is a crosswalk sign in front of Hagen Computer that is also blocked by the trees.
- She would like to remove the tree in front of her building and replace it with either a shorter, decorative tree or possibly a type if sculpture.
- Board is afraid a sculpture could be damaged.
- DPW can take cones to her for the crosswalk, but it is up to someone to put them out and take them in on a daily basis.
- Board will check into both situations.

**CODE**

- Fodor said that in reply to Mr. Drake’s complaint of the Hyland property, National Field Services is the contractor hired by the bank. A representative will call to meet with Jobe and work on a remediation plan.

- Davis has spoken with the owner of 109 Clarence and he has not decided on what he will do with the property.
- Lamberson said the lawn is being mowed by a relative and Nazemetz thought it was a friend.
- Cummins inquired about the code book, one has been started. The server was down last week and the paperwork could not be completed for insertion into the book.
- Parker said sidewalks at 29 N 2<sup>nd</sup> and near the rear of Bump property on N 2<sup>nd</sup> need to be repaired.
- Board agreed with Jobe that Stephen Giardini should cease mowing the lawn at 84 N 4<sup>th</sup> St.

#### **DPW**

- Board would like to know how much time the DPW will be spending at the carnival lot.
- Lamberson asked about the status of the SCADA system. Flynn reported that approximately \$57,600 has been spent on equipment. Budgeted was \$50,700.
- Cummins stated that the DPW did a good job of cleaning the area out back, Davis agreed.
- Lamberson inquired about the cost of sending someone to school to obtain a license to spray herbicides, Papasergi to look into.
- Lamberson asked about street signs for Oak, Sherwood, Pine.
- Lamberson asked what the date will be to eliminate overtime due to the SCADA system. He would like to meet with Eric of the Cattaraugus County Health Department when Papasergi meets with him.
- Papasergi to address NYSDEC-Notice of Possible Violations of the NYS Environmental Conservation Law for herbicide application.

#### **POLICE**

- Parker asked for the police car comparisons.
- Parker requested that Papasergi get answers on Rado and Graham's employment plans. If they are not coming back, they should resign.
- The interview committee can then make a decision about whether to interview candidates for the police department.
- Nazemetz and Parker reviewed applications

#### **OTHER-LIBRARY STATUS**

- Parker stated that the employees hired at the library are recommended by the library board and appointed by the village board.
- Fodor said the village has no supervision of the library employees.
- Fodor said that the library filing for 501c3 status indicates a stand-alone organization.
- Parker said the bottom line is money if the library goes town-wide and a person with a library science degree would have to be employed.

#### **OTHER**

- Cummins asked how many cell phones we have, Flynn stated 3. He thought invoice indicated 4.
- Meyers said the Park & Shop grocery store is definitely closing and Dollar General will be coming to that location.
- Meyers said the Community Garage sale was a success. Her group is putting together a lot of ideas for the future.
- Casella Waste contract extension-they have expressed an interest in extending their contract for 3 years (according to the bid) with a 3% increase per year. Contract expires 7/9/2013. Board will hold on the contract for now.
- Computer server had been down for 3 days last week, needed a new motherboard and possibly a new hard-drive. They are still testing some of the components to see what the problem is, besides age. Compass Consultants brought it back late Friday afternoon repaired and hopefully it will get us through another year. They indicated it is well past its life. Board suggested that we look at other IT businesses.
- Fodor said she still has problems with the contract for the KVS municipal software. She feels the cost of the software will escalate to upwards of \$50,000 over a 5 year period and feels village should get generic software at 1/10 of the cost. Flynn asked her who was going to input all the data; she said SBU students could do it. Flynn disagreed with her perspective; municipal accounting is not generic accounting and she doesn't have the time to spend inputting data and setting up a system herself or to work with students to do the same. Flynn said she cannot use generic software and would prefer to use the defective software we have now. Board to discuss further.
- Cummins will meet with Papasergi as far as the time clock needs are concerned. Lamberson suggested cameras as another option.
- Fodor received information pertaining to "Uniform Notice of Claim Act" which addresses lawsuits against municipalities. People can designate the Secretary of State as service of the notice of claim. The cost is \$250 which will be split between the municipality and the state. Municipality is able to accept a notice of claim. July 15 is the deadline to adopt a resolution. Fodor will draft.
- Cummins and Fodor discussed the number of employees and the eligible maximum hours per week someone can work to be eligible for health care. Seasonal employees can work 40 hours a week for a 10-12 week period.
- Fodor will draft a local law for residency.
- Fodor sent a letter to Southern Tier Extension RR Authority re: PILOT Agreement

#### **ON SITE ENERGY AUDIT**

- It will cost \$2,400 in labor and materials to redo the Municipal Building inside and out. National Grid pays 2/3 of the total project cost.
- We can pay it back over a 12-24 month period and there is no interest.
- Lamberson wants Papasergi to explain the plan with Hull Electric.
- Cummins stated that he was not satisfied with the results of the audit at the EMS Building, the lighting was extremely poor. Stayer Electric did the building the second time and it was much better.

- Stayer Electric also did the Library building and Parker was very happy with the results. After National Grid inspected the Library, they reimbursed them for the audit project.
- Lamberson reported that National Grid will have air conditioning rebates next year.

#### **WATER LINE LOOP**

- Work will be started in the fall.
- Papasergi is working with the assessor on the property taxes for Rehler for the right of way.

The following correspondence was discussed and put on file:

1. Dan Cavarello, Sugarman Law Firm-Fire Loss report from forensic electrical engineer
2. NYSDEC-Notice of Possible Violations of the NYS Environmental Conservation Law
3. Stephen Giardini-mowing lawn at 84 N 4<sup>th</sup> St.
4. Sherry Papasergi, Parade Committee thank you
5. Annual Report 2012-Allegany Public Library
6. NYS Comptroller-NYS IDA Annual Performance
7. Time Warner Cable-renewal/extension of agreements
8. Time Warner Cable-bandwidth utilization
9. Fodor-letter to Southern Tier Extension RR Authority re: PILOT Agreement

#### **RESOLUTION #2013-105**

REDUCE SEWER PORTION OF BILL DUE TO FILLING POOL AT 111 N 4<sup>th</sup> St.

On motion made by Trustee Parker, second by Trustee Cummins, resolved to reduce the sewer portion of bill attributed to filling the pool at 111 N 4th St. Aye-all. Nay-none.

#### **RESOLUTION #2013-106**

REDUCE SEWER PORTION OF BILL DUE TO FILLING POOL AT 114 CLARENCE ST.

On motion made by Trustee Cummins, second by Trustee Nazemetz, resolved to reduce the sewer portion of bill attributed to filling the pool at 114 Clarence St. Aye-all. Nay-none.

#### **RESOLUTION #2013-107**

ACCEPT CONTRACT WITH WILLIAMSON LAW BOOK FOR ANNUAL SOFTWARE SUPPORT FOR CODE

On motion made by Trustee Nazemetz, second by Trustee Parker resolved to accept the contract with Williamson Law Book for annual software support for Code for \$544.50. Aye-all. Nay-none.

RESOLUTION #2013-108

ACCEPT CONTRACT WITH WILLIAMSON LAW BOOK FOR ANNUAL SOFTWARE SUPPORT FOR WATER/SEWER

On motion made by Trustee Nazemetz, second by Trustee Davis resolved to accept the contract with Williamson Law Book for annual software support for Water/Sewer for \$907.50. Aye-all. Nay-none.

RESOLUTION #2013-109

INCREASE VILLAGE TRASH STICKER PRICES

On motion made by Trustee Parker, second by Trustee Nazemetz resolved to increase the village trash sticker prices to \$1.50 for 15 gallon bag and \$3.00 for a 30 gallon bag. Prices effective 7/19/2013. Aye-all. Nay-none.

RESOLUTION #2013-110

ADJOURN MEETING

On motion made by Trustee Parker, second by Trustee Cummins resolved to adjourn meeting at 8:46 pm. Aye-all. Nay-none.

Respectfully submitted,

Rena Flynn

Clerk Treasurer