

**Board of Trustees
July 19, 2004**

RESOLUTION #2004-110

OPEN BID OPENINGS FOR:

1. Sale of Street Sweeper
2. Provide & Replace Pump Guide Rails & Brackets
3. Supply & Install three 25HP Waste Water Pumps
4. Purchase of Street Sweeper
5. Curbing-Maple Ave. South side and part of North
6. Curbing-Maple Ave. North side

On motion made by Trustee Rzepka, second by Trustee Driscoll resolved to open the bids for various sealed bid items. Aye-all. Nay-none.

1. Sale of Street Sweeper
Peterson Landscaping \$4502
J&J Equipment \$1200
Pettit & Pettit, Inc. \$2000
2. Provide & Replace Pump Guide Rails & Brackets
H&K Services, Inc. \$24,800
3. Supply & Install three 25HP Waste Water Pumps
ITT Flygt Corp. \$37,959
4. Purchase of Street Sweeper
J&J Equipment, LLC \$107,500
5. Curbing-Maple Ave. South side and part of North
Richard Peck Construction \$48,200
6. Curbing-Maple Ave. North side
Richard Peck Construction \$44,160

RESOLUTION #2004-111

CLOSE BID OPENINGS FOR:

1. Sale of Street Sweeper
2. Provide & Replace Pump Guide Rails & Brackets
3. Supply & Install three 25HP Waste Water Pumps
4. Purchase of Street Sweeper
5. Curbing-Maple Ave. South side and part of North
6. Curbing-Maple Ave. North side

On motion made by Trustee Driscoll, second by Trustee Rzepka resolved to close the bid openings for various sealed bids. Aye-all. Nay-none.

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

Present: Mayor Richard Lamberson, Trustees: Daniel Gleason, Robert Driscoll, Diana Rzepka

Absent: Trustee Cindy Rodd

Also Present: Pam Withers, Deputy Clerk; Rena Flynn, Clerk Treasurer; Dominic Papasergi, Police Chief & DPW Superintendent; Gerry Backhaus, Attorney

Attending: Rhea Carls, Jim Rouleau, Dawn Carls of OTH

RESOLUTION #2004-112
ACCEPT MINUTES OF JUNE 21, 2004

On motion made by Trustee Rzepka, second by Trustee Driscoll resolved to accept the minutes of June 21, 2004. Aye-all. Nay-none.

Treasurers Report
As of July 16, 2004

	Checking	Savings	Reserves
General	\$38,526	\$754,594	\$138,721
Water	5,236	142,704	50,292
Sewer	13,443	120,916	30,175
Library	29,926		
T&A	3,145		
Water Bond		6,207	
Totals	\$90,276	\$1,024,421	\$219,188

Revenues:

Building Permit	\$162
Reimbursements	\$80
Certificate of Occupancy	\$320
Utility Fees	\$8,333
Justice-June	\$8,275
Water-fill pool	\$128
Health Insurance	\$1,439
Insurance Payment	\$4,142
Fire Inspection	\$25
Vital Statistics	\$60
Property Tax	\$372,284

RESOLUTION #2004-113

ACCEPT TREASURERS REPORT & PAY CURRENT BILLS

On motion made by Trustee Gleason, second by Trustee Rzepka resolved to accept the Treasurers Report and pay current bills. Bills paid by Abstract #20000207 for \$5983.95, #20000208 for \$27,339.23, #20000209 for \$36.54 and #20000210 for \$58,591.56. Aye-all. Nay-none.

Announcement-Congratulations to Jeff & Amy Louser on the birth of their daughter Jenna, born July 15, 2004.
9lbs 15 oz.

Marsha Painter, Assessor for Town of Allegany

Marsha made a presentation on Veterans Exemptions. Her presentation provided information on Eligible Funds Exemptions vs. Alternative Veterans Exemptions.

The Village currently has an exemption amount of \$118,800 in Eligible Funds as compared to \$1,803,205 as an exemption amount in Alternative Veterans. Marsha explained that the difference has to do with maximums allowed under each exemption plan. For Eligible Funds, the exemptions max out at \$5,000. For Alternative Funds, exemptions max at \$20,000 with a possibility of additional \$40,000 for a disabled Veteran.

Multiplying the exemption amounts by the 2005 estimated tax rate concludes that \$1977 is the estimated tax dollars lost for Eligible Funds and \$11910 is the estimated tax dollars lost for Alternative Funds.

If the Alternative Exemption is chosen, the Veterans will appreciate a larger exemption than currently receiving under the Eligible Exemption therefore, the remaining taxpayers will need to make up the difference.

A decision needs to be made soon on which Veterans Exemption to choose in order to pass a law (necessary for change) before March 1, 2005. The change (if made) would be effective for the June 1, 2006 tax bills.

Fred Gould, M&W Agency, Inc.

- Fred indicated that the Village had a good first year with only a couple of claims.
- Selective Insurance is an A+ rated company with their main specialty being municipalities.
- He recommends that we have a physical appraisal done every five years. (Industrial Appraisals, Maximus, will probably cost \$2000-\$4000 for the initial appraisal.)
- We have blanket limit coverage so that any claim can go against the total blanket limit.
- Auto coverage: some vehicles are covered under the Auto policy and others under Inland Marine, because of how they quality and the cost of insurance.
- We have built in coverage for non-owned aircraft and watercraft.

- Police Professional and Public Officials Liability have coverage for all prior acts, all claims covered.
- DOT permits-have to have
- Crime-blanket limit for embezzlement of \$100,000. We may obtain extra coverage on certain positions.
- For Volunteers-have a resolution authorizing volunteer work, easier to file claim if necessary
- Optional garage liability-if we work on non-owned vehicles, damaged while in our care or in transit
- Stressed importance of timely notice of claims

Department Reports

Police: June 2004

○ Complaint Calls	61			
○ Miscellaneous Calls	72			
○ Larceny Complaints	15			
○ Attempted Larceny Complaints		0		
○ Burglary Complaints	0			
○ Attempted Burglary Complaints	0			
○ Vehicle & Traffic Tickets Issued	24			
○ DWI Arrests	0			
○ Felony Arrests	0			
○ Misdemeanor Arrests	0			
○ Violation Arrests	0			
○ Local Law Arrests	0			
○ Accidents Investigated	PI	0	PD	4
○ Parking Tickets Issued		1		
○ Town Calls	22			

Tues, June 1-2002 Tahoe was taken to Amore's to get repaired ref. to damage that occurred last month from a tree falling on a vehicle.

Thurs, June 3-Our Department participated with a NYS BUNY Road Check on E. Main St. NYS Police & Catt. Co. Sheriff's Dept. also participated-120 UTT's were issued.

Sat., June 5-Chief Papasergi and Ptlm. Snyder took ACER the Robot to Home Depot and talked to youths about various safety issues. Catt. Co. Sheriffs Dept. and OPD also at location.

Tues., June 22 through Sat., June 26-Our Department worked various activities for the annual Firemen's Old Home Week.

Chief Papasergi to check into alternatives for decals on the police car.

DPW

- Some village streets have been swept.
- Currently putting down black-top where needed on various village streets.

- Cleaned tops of catch basins as needed.
 - Picked up brush and leaves put out to curbs. County is now taking yard waste at the Transfer Station on Union Street.
 - Lance did Code as needed.
 - Cut grass as needed.
 - Some of the flag pole holder brackets and banner brackets have been taken back down by contractors of the state so that they can strip the light poles on Main Street and paint them. The contractor wants us to take the rest of them down before they come back to strip and I advised that they had already agreed that they would take them down and put them back up. I was later contacted by them saying they couldn't keep their end of the agreement, after we already put them up. I advised that we were already giving them a lot by saying we would put them back up but that they should meet us halfway and at least take them down. Still waiting on what their plans are.
 - Put down Top Soil in some areas of Village-Due to excessive amount of rain have not been able to get all areas needing top soil done yet, but as weather permits we will get other needed areas done.
 - Put up temporary No Parking Signs on Pine Street and Elm Street for Firemen's annual Old Home Week Activities. Signs were also taken down after the event.
 - Cut and chipped trees and brush in storm water ponding area off of East Main Street near Emerald Hills Estates. Currently working on cleaning out ditches leading to area and have bulldozed some of the ponding area. Waiting for area to dry out a little so we can get in to make the drainage better. State officials met with us and are preparing a suggestion plan to go by to complete the project. State will do a curb cut on East Main St. for accessibility to area.
 - Trustee Gleason and Supt. Papasergi have looked into street sweepers and made recommendation to Village Board.
 - Prepared and put out to bid the following:
 1. Purchase of new Street Sweeper with hose attachment for cleaning Storm Sewers.
 2. Sell the 1988 Street Sweeper.
 3. Purchase three new 25HP solid waste sewer pumps for Sewer Lift Station #2.
 4. Upgrade sewer pump rails and inflow baffles at Sewer Lift Station #2.
 5. Curbing and Storm Sewer upgrades on Maple Ave. between the areas of North Fourth Street and the Elementary School playground parking lot driveway.
- Discussed the possibility of putting a street sign at the First & Main St. intersection saying Five Mile Road. Supt. Papasergi to look into ordering one.
 - Street light situation and the refinishing of them; if taking down the brackets is holding up the work, then we should take the brackets down.
 - Collection of garbage in the Village has become an expensive benefit for village property owners. The new contract with SDS has increased over \$10,000. Rena reviewed the past two fiscal years and indicated a shortfall in 2003 of \$6,200 and a shortfall in 2004 of \$5,300. We need to address the issue of possibly raising prices of stickers to absorb the expense that we're facing. Rena to contact other local municipalities to see what they charge.

RESOLUTION #2004-114

PUBLIC HEARING FOR GARBAGE STICKER PRICE INCREASE

On motion made by Trustee Rzepka, second by Trustee Gleason resolved to schedule a public hearing for the increase in pricing for garbage stickers to be held Monday, August 16, 2004 at 7:15 pm. Aye-all. Nay-none.

- Sidewalk installation was discussed. Trustee Driscoll stressed the need for sidewalks on Elm Street. Supt. Papasergi to look for a survey of Elm St. The tree committee needs to look at certain trees that are affecting sidewalks. The trees will be removed if they are deemed to be unhealthy. If healthy, roots can be cut and the sidewalk can be repaired. Also discussed Bob Wenzel's contract and the increasing cost of concrete. Since the first phase of sidewalk letters regarding replacement and repairs was already sent to property owners, the cost would not be changed. We may need to go out to bid for the next phase of sidewalk installation.
- Valley Non-Ferrous needs larger electrical service to accommodate equipment recently purchased. They wish to have a pole installed across the street near the Transfer Station. Because the county leases the property from the village, we need to talk with the county first.
- Adelphia Cable-franchise renewal. Attorney Backhaus will be having a phone conference on August 5 to resolve the last couple of issues.

The following correspondence was reviewed and put on file:

1. State of NY DOT-Reconstruction of Rt. 417 project completion
2. State of NY-Public Relations Board-Teamsters Local 264 (PD)
3. Legal Notice of public hearing of ALCS Proposed school closing 8/17/2004 6:00pm
4. State of NY Senate-acknowledgement of Collateral source bill support
5. Planning Board Minutes of May 10, 2004
6. Town/Village Joint Meeting Minutes of June 16, 2004
7. Adelphia-Cable card
8. West Valley Citizen Task Force-End State Vision Resolution for WV Demonstration Project
9. Admit Computer Services-sale to Harris Computer
10. State of NY Assembly-acknowledgement of Collateral source bill support
11. SBU-Invitation to Inauguration of 20th President, Sr. Margaret Carney 10/1/2004 4:00 pm
12. Office of the Corp. Counsel of the City of NY-Collateral source bill support
13. ZBA Hearing minutes
14. SBU-Meet the President July 28, 2004
15. State of NY Assembly Speaker Sheldon Silver-acknowledgement of support of Collateral Source Bill
16. Catt. Cty Legislature Resolution Summary 6/9/04
17. Annese-NYSPIN Contract Renewal through 6/15/07

18. GOACC-Rally in the Valley DUNK TANK
19. Olean Area IMC

RESOLUTION #2004-115

ACCEPT BID FROM PETERSON LANDSCAPING FOR SALE OF 1988 STREET SWEEPER

On motion made by Trustee Rzepka, second by Trustee Gleason resolved to accept the bid of \$4,502 from Peterson Landscaping for the sale of the 1988 street sweeper. Aye-all. Nay-none.

RESOLUTION #2004-116

ACCEPT BID FROM J&J EQUIPMENT FOR PURCHASE OF STREET SWEEPER

On motion made by Trustee Gleason, second by Trustee Driscoll resolved to accept the bid of \$107,500 from J&J Equipment for the purchase of a 2004 Diesel Powered 7.3 Cubic Yard Capacity Heavy Duty Street Sweeper. This bid is contingent upon the maintenance work being done in a timely fashion and according to specifications discussed with Supt. Papasergi. Aye-all. Nay-none.

RESOLUTION #2004-117

ACCEPT BID FROM RICHARD PECK CONSTRUCTION, INC. FOR CURB CONSTRUCTION AND STORM SEWER UPGRADE ON MAPLE AVENUE SOUTH SIDE AND PART OF NORTH SIDE

On motion made by Trustee Gleason, second by Trustee Driscoll resolved to accept the bid from Richard Peck Construction in the amount of \$48,200 for the construction of concrete curbing on Maple Ave. on the south side of roadway between the area of the Elementary School Park driveway to North Fourth Street and part of the north side of roadway between the old Village line to North Fourth St. Aye-all. Nay-none.

RESOLUTION #2004-118

ACCEPT BID FROM RICHARD PECK CONSTRUCTION, INC. FOR CURB CONSTRUCTION AND STORM SEWER UPGRADE ON MAPLE AVENUE NORTH SIDE

On motion made by Trustee Gleason, second by Trustee Driscoll resolved to accept the bid from Richard Peck Construction in the amount of \$44,160 for the construction of concrete curbing on Maple Ave. on the north side of roadway between the areas of the School Bus Garage to the old Village line. Aye-all. Nay-none.

RESOLUTION #2004-119

RENEWAL OF INSURANCE WITH M&W AGENCY

On motion made by Trustee Rzepka, second by Trustee Driscoll resolved to renew the Insurance Package with M&W Agency (Selective Insurance). Aye-all. Nay-none.

RESOLUTION #2004-120

PUBLIC HEARING FOR TEMPORARY MORATORIUM ON SUB-DIVISIONS

On motion made by Trustee Gleason, second by Trustee Driscoll resolved to schedule a public hearing on a temporary moratorium for sub-divisions on August 16, 2004 at 7:25pm. Aye-all. Nay-none.

RESOLUTION #2004-121

BOARD TO ENTER EXECUTIVE SESSION

On motion made by Trustee Driscoll, second by Trustee Gleason resolved to enter executive session at 10:00 pm. Aye-all. Nay-none.

RESOLUTION #2004-122

ADJOURN MEETING

On motion made by Trustee Driscoll, second by Trustee Rzepka resolved to adjourn at 10:55 pm. Aye-all. Nay-none.

Respectfully submitted,

Rena Flynn
Clerk Treasurer

