

VILLAGE OF CATTARAUGUS

14 Main Street
Cattaraugus, NY 14719

REGULAR BOARD MEETING

December 14, 2009 7:00 p.m.

PRESIDING: William Myers, Mayor

PRESENT: Trustees: John Bronneberg, Angela Hogan, Patrick McGlew; Eugene Doucette, Treasurer; Jason Opferbeck, DPW Superintendent; Don Veith, Village Police; Rose LaQuay, Recording Secretary; Gayle Patterson, Deputy Clerk

VISITORS: Cochise Redeye, Prospective Village Police Officer; Arvilla Pritchard, Gowanda PennySaver / News

CALL TO ORDER:

Mayor Myers called the meeting to order at 7:00 p.m.

Resolution #87-0910 Minutes

On a motion by Trustee McGlew, second by Trustee Bronneberg, the following resolution was

ADOPTED Aye 3 Bronneberg, Hogan, McGlew
Nay 0

That the minutes of the November 9, 2009 Regular Board meeting are accepted as presented.

CORRESPONDENCE:

1. R.A. Mercer - Health Care Discussion
2. Cattaraugus County Dept. of Aging - Assistance in Health Crisis
3. Stuart I. Brown Associates, Inc. - 2010 NYS Community Development Block Grant Program
*Superintendent Opferbeck to contact for fees
4. Cattaraugus County Dept. of Econ. Development, Planning & Tourism - Maintenance of Snowmobile Trails and Impact on Environment
*Snowmobile Club looking for list of snowmobile roads, Clerk LaQuay to provide upon request
5. Time Warner Cable - Changes in Service
6. Cattaraugus County Dept. of Human Resources - Worker's Compensation Invoice
* Paid 12/14/2009 Abstract
7. NYS Office of the State Comptroller - SEMO Payment of \$959.28
*Payment for Work on South Franklin
8. Email from Governor David Paterson - Reforms
9. Email from NYS Dept. of Environmental Conservation - Bush Lot
10. NYS Dept. of Environmental Conservation - South Street Sewer Extension
11. NYSERDA - Energy Audit
*Officer Veith to compile list of non-functioning street lights within the Village for submission to National Grid, *Superintendent Opferbeck to follow up with Southern Tier West regarding Energy Audit.

REPORTS:

Police:

1. December Police Report was distributed to Board Members for their review.
2. No Vest reimbursement yet.
3. Village Police will be ticketing parked cars in violation of winter parking.
4. Quote obtained for new winter tires for Police vehicle.
5. Crossing Guard still needed for South Franklin / Jefferson Street intersection. Clerk LaQuay to fax crossing guard poster to CLVCS.
6. Presented candidate for sponsorship to Police Academy: Robert Kibler. The same paperwork will be required as for a new hire.

Resolution #88-0910 Sponsorship to Police Academy

On a motion by Trustee McGlew, second by Trustee Bronneberg, the following resolution was

ADOPTED Aye 3 Bronneberg, Hogan, McGlew
Nay 0

That the Village of Cattaraugus sponsor Robert Kibler to the Police Academy with the provision that there be no cost to the Village of Cattaraugus for his attendance there.

7. Officer Michael McCarthy will be going on medical leave from January 7, 2009 with possible return in May 2009. Cochise Redeye was in attendance to apply for open part - time Village Police Officer position. The Village Board went into Executive Session at 8:00 pm and reopened the public meeting at 8:08 pm with the following motion.

Resolution #89-0910 Hire Part Time Village Police Officer

On a motion by Trustee McGlew, second by Trustee Hogan, the following resolution was

ADOPTED Aye 3 Bronneberg, Hogan, McGlew
Nay 0

That the Village of Cattaraugus hire Cochise Redeye as a part - time Village Police Officer.

Department of Public Works:

1. Dollar General - No easements obtained. Alternative is to install a septic tank with leach bed at a cost of \$2,500 - \$4,000 rather than \$14,000 - \$16,000 for proposed sewer extension. Tank will need to be pumped every 3 years. Sewer to be billed based on water usage.

Resolution #90-0910 Septic Tank Installation

On a motion by Trustee McGlew, second by Trustee Bronneberg, the following resolution was

ADOPTED Aye 3 Bronneberg, Hogan, McGlew
Nay 0

to install a 1,000 gallon septic tank and 6 x 36 bed contingent upon signed easement from Cocca Development / Dollar General for service and maintenance of a septic system as designed and approved by Cattaraugus County Department of Health.

2. Purchased \$100 used snowplow for installation on old non-functioning sidewalk snowplow.
3. Cobo Well Control Valve - cannot rebuild old valve, cost of new valve \$3,061 or \$3,400 variable speed drive and \$1,671 valve. Will save 50% on energy costs, will be easier on system, and cost is reimbursible from NYSERDA.

Resolution #91-0910 Drive and Valve Installation

On a motion by Trustee McGlew, second by Trustee Bronneberg, the following resolution was

ADOPTED Aye 3 Bronneberg, Hogan, McGlew
Nay 0

to install the recommended variable speed drive and control valve to Cobo Well.

Treasurer:

1. Historian paid in November 2009 due to clerical error, does the Village Board wish to ask for pay back or modify the budget?

Resolution #92-0910 Reinstate Historian position to 2009 - 2010 Village Budget

On a motion by Trustee McGlew, second by Trustee Bronneberg, the following resolution was

ADOPTED Aye 3 Bronneberg, Hogan, McGlew
Nay 0

That the Village of Cattaraugus be modified to reflect Account A7510.1 Historian \$150.00 with a transfer from the Contingent Fund to cover the expense and notify Patrick Cullen, Village Historian that the position and pay will be terminated effective with the November pay.

2. General Account 5110.2 Street Equipment overspent by \$3,699.00.

Resolution #93-0910 Increase Estimated Revenues and Expenditures

On a motion by Trustee McGlew, second by Trustee Hogan, the following resolution was

ADOPTED Aye 3 Bronneberg, Hogan, McGlew
Nay 0

To increase Estimated Revenues - Sale of Equipment and Estimated Expenditures - Street Equipment by \$5,705.00.

3. Monies from sale of real property to be earmarked for payment of additional monies owed to Town of New Albion for Village share of Sand / Salt Storage Building.
4. Health Insurance due to be overspent due to billing on HSA accounts being billed throughout the year, instead of one payment at the beginning of the calendar year.
5. Worker's Compensation due to be overspent with higher premium due this month. \$29,691.36 invoiced from Cattaraugus County Risk Management. \$3,000.00 each from Water and Sewer with balance of \$23,691.36 from General.

Resolution #94-0910 Transfer for Worker's Compensation

On a motion by Trustee McGlew, second by Trustee Hogan, the following resolution was

ADOPTED Aye 3 Bronneberg, Hogan, McGlew
Nay 0

To transfer \$4,251.00 from Retirement to Worker's Compensation with \$2,440.36 transferred from the Contingency account to cover the Worker's Compensation Invoice received.

6. Transfers - 2 Transfers are required to pay this evening's bills. Transfer from General Savings to Checking of \$30,000.00 and Transfer from Sewer Savings to Checking of \$10,000.00.

Resolution #95-0910 Transfers

On a motion by Trustee Hogan, second by Trustee McGlew, the following resolution was

ADOPTED Aye 3 Bronneberg, Hogan, McGlew
Nay 0

To transfer \$30,000.00 from General Savings to Checking and \$10,000.00 from Sewer Savings to Checking to pay December bills.

Clerk:

1. December Clerk's Report was distributed to Board Members for their review.
2. Clerk shared opportunity for training for Village Elections Workshop on January 20, 2010 in Amherst, NY. Village Board advised Clerk should attend training.

Board:

Trustee McGlew - No Report.

Trustee Hogan - New Work Phone number is 699-7002.

Trustee Bronneberg - 911 House numbers are in the works.

OLD BUSINESS:

- 1, 1 North Main Street - Attorney Weyand has sent the proposal to Attorney Ploetz for Mr. Anderson's Review and signature. Proposed closing date December 28, 2009.

Resolution #96-0910 Authorization for Mayor to Sign

On a motion by Trustee McGlew, second by Trustee Bronneberg, the following resolution was

ADOPTED Aye 3 Bronneberg, Hogan, McGlew
Nay 0

To authorize Mayor William Myers to sign for the Village of Cattaraugus should the proposal for 1 North Main Street come through with terms reflecting \$39,000.00 purchase price with \$9,000.00 + interest being returned to Mr. Anderson if property built within 4 years.

2. Dollar General - Encroachment onto Roberts Memorial Free Methodist Church property. Cocca Development to remove fill and building concrete retaining wall.
3. Equipment Agreement - Agreement for use of Town of New Albion to use Village of Cattaraugus's 47" Vibratory Dual Drum Roller. Tabled until January meeting to review terms. Damage responsibility needs to be added to agreement.
4. Petty Cash Account Usage - Petty Cash accounts in both General and Water. Clerk and DPW Supt. Opferbeck requested guidelines on usage of petty cash. Cash Drawer in Clerk's Office to be used.

NEW BUSINESS:

1. Water Account #496 - Sally Murr contacted Clerk's Office regarding continuing water bills she has been receiving since moving out of the residence August 2008. Ms. Murr to be notified that she will be responsible for the March and June 2008 water bills and will be required to fill out the water termination application to have the rest of the bills forgiven. The DPW may require access to the inside of the home to terminate service, so Ms. Murr should be made aware of this possibility.

Resolution #97-0910 Murr Water Account

On a motion by Trustee Hogan, second by Trustee McGlew, the following resolution was

ADOPTED Aye 3 Bronneberg, Hogan, McGlew
Nay 0

That Ms. Murr be responsible for payment of the March 2008 and June 2008 water bills on account #496 that remain unpaid and return the water application for termination of her water service at 6829 Route 353. Upon receipt of the termination application, the more recent water bills will be forgiven.

2. Possible Replacements Suggested for Trustee Patterson's resignation: Walter Gunther or possible downsize of Village Board. Mayor Myers to check with NYCOM regarding procedures.
3. General information - Mill Street property is up for online auction again with a 4 month time period before closing to allow the Federal government to empty the facility of contents.

APPROVAL OF ABSTRACT #7 - December 14, 2009

Submitted for the following payments:

General	#17319 - 17358	\$ 51,049.34
Water	#5594 - H	\$ 9,692.07
Sewer	#3567 - 3577	\$ 7,684.48
Sewer Capital	#479	\$ 4,250.00

1. Correction to Water check #5601 - amount should be \$1,076.00. General Check #17343 should be voided - duplicate of 17336.

Resolution #98-0910 Approval of Abstract #7 - December 14, 2009

On a motion by Trustee Hogan, second by Trustee McGlew, the following resolution was

ADOPTED Aye 3 Bronneberg, Hogan, McGlew
Nay 0

That Abstract #7 - December 14, 2009 be paid with the following corrections: Water Check #5601 amount corrected to \$1,076.00 and General Check #17343 be voided.

ADJOURNMENT

With no further business to discuss, the meeting was adjourned.

Resolution #99-0910 Motion to Adjourn

On a motion by Trustee Hogan, second by Trustee McGlew, the following resolution was

ADOPTED Aye 3 Bronneberg, Hogan, McGlew
Nay 0

That the December 14, 2009 regular board meeting of the Village of Cattaraugus be adjourned.

Respectfully submitted,

Rose LaQuay
Recording Secretary
Village of Cattaraugus
Board of Trustees

NEXT MEETING: January 11, 2010 at 7:00 p.m.