

VILLAGE OF CATTARAUGUS

14 Main Street
Cattaraugus, NY 14719

REGULAR BOARD MEETING

November 9, 2009 7:00 p.m.

PRESIDING: William Myers, Mayor

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

VISITORS: Mary Bailey, Assessor; Arvilla Pritchard, Gowanda PennySaver / News

CALL TO ORDER:

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

Resolution #74-0910 Minutes

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

ADOPTED Aye 4 Bronneberg, Hogan, McGlew, Patterson
Nay 0

That the minutes of the October 12, 2009 Regular Board meeting and October 19, 2009 Special Board Meeting are accepted as presented.

VISITORS:

1. Mary Bailey, Assessor - Answered questions from the Village Board members regarding the impact of a sliding scale for Senior Exemptions. Currently, 15 Senior Citizen exemptions and 72 Enhanced STAR, 40% of the 72 would qualify under the new guidelines for a total of @45 exemptions.

Resolution #75-0910 Sliding Scale for Senior Exemptions

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

ADOPTED Aye 4 Bronneberg, Hogan, McGlew, Patterson
Nay 0

That the Village of Cattaraugus accept Cattaraugus County's Sliding Scale for the Senior Citizen exemption. The maximum income eligibility is:

\$18,500 or less	=	50% of assessed value exempt
\$18,501 but less than \$19,500	=	45% of assessed value exempt
\$19,500 but less than \$20,500	=	40% of assessed value exempt
\$20,500 but less than \$21,500	=	35% of assessed value exempt
\$21,500 but less than \$22,400	=	30% of assessed value exempt
\$22,400 but less than \$23,300	=	25% of assessed value exempt
\$23,300 but less than \$24,200	=	20% of assessed value exempt

CORRESPONDENCE:

1. St. Mary's R.C. Church - Sign *Matter referred to Elliott Ellis, Code Enforcement Officer
2. Blue Cross / Blue Shield - Health Insurance Renewal

Resolution #76-0910 Health Insurance Renewal

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

ADOPTED Aye 4 Bronneberg, Hogan, McGlew, Patterson
Nay 0

That the Village of Cattaraugus renew the Health Insurance Plan for Employees through Blue Cross / Blue Shield and research alternative companies for the Health Savings Accounts.

3. Evans Agency - Quote on Mill Street Building
4. Peter Baynes, NYCOM - Mid Year Reduction in State to Local Aid
5. Bouvier Partnership - Section 296 Executive Law
6. NYS Codes Division - Invitation for Public Comment
7. Catt. Cty. Board of Elections - 2010 Election Offices to be Filled
8. Time Warner Cable - No Changes!
9. Trading Post South - Food Express Truck

Resolution #77-0910 Trading Post South Truck Approval

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

ADOPTED Aye 4 Bronneberg, Hogan, McGlew, Patterson
Nay 0

That the Village of Cattaraugus grant approval for the Food Express Truck to unload perishables one day per month conditionally that it doesn't interfere with traffic on Washington Street.

10. Catt. Cty. Municipal Officials Association - Nov. 12, 2009 Meeting
11. Blue Cross / Blue Shield - Legislative Update
12. USDA Rural Development - Compliance Requirements
13. Catt. Cty. Real Property - Senior Citizen Exemption
14. NYS and Local Retirement System - Recent Changes to Police & Fire
15. David Rivet - New Water Infrastructure Funding
16. National Fuel - Planned List of Village Projects

REPORTS:

Department of Public Works:

1. New York State Dept. of Transportation is requesting maps of water and sewer lines.
2. DPW switched cell phone service from AT & T to Verizon Wireless and Internet service from Time Warner Cable to Verizon Internet.
3. Picked up leaves, installed water meters, swept streets.
4. FEMA signed off on projects - Village to receive 75% of \$18,976.00 for Cobo Well
75% of \$4,417.00 Equipment Use
75% of \$1,500.00 Leavenworth Street
75% of \$1,000.00 South Franklin Street
5. Superintendent waiting for the sewer extension ok from NYS Dept. of Env. Conservation - should come through this week. Easements are ready to be signed by both Brooks Supermarket and Roberts Memorial Free Methodist Church.

Resolution #78-0910 Dollar General Sewer Line Bids

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

ADOPTED Aye 4 Bronneberg, Hogan, McGlew, Patterson
Nay 0

That the Village of Cattaraugus approve awarding the Dollar General Sewer Line work to the lowest bidder with bids going out to Board members through email.

Treasurer:

1. No transfers required.
2. Agreed Upon Procedures completed through R.A. Mercer. Treasurer Doucette went over report with Board members. An updated Fixed Asset List is required for the end of the fiscal year.

Resolution #79-0910 R.A. Mercer 3 Year Contract

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

ADOPTED Aye 4 Bronneberg, Hogan, McGlew, Patterson
Nay 0

That the Village of Cattaraugus enter into a 3 year contract with R.A. Mercer to provide us with an Agreed - Upon Procedures Report annually at a cost of \$1,650.00.

Resolution #80-0910 2009 Agreed Upon Procedures Report

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

ADOPTED Aye 4 Bronneberg, Hogan, McGlew, Patterson
Nay 0

That the Village of Cattaraugus recognize and acknowledge R.A. Mercer's Agreed - Upon Procedures report and work to improve as noted.

Clerk:

1. November Clerk's Report was distributed to Board Members for their review.
2. Clerk shared letter to Mr. & Mrs. Wendell Barr regarding the Sewer Benefit.

Police:

1. November Police Report was distributed to Board Members for their review.

Resolution #81-0910 Hamburg Overhead Door

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

ADOPTED Aye 4 Bronneberg, Hogan, McGlew, Patterson
Nay 0

That the Village of Cattaraugus pay the Hamburg Overhead Door bill in the amount of \$260.00 out of Police 3120.4 for repairs made to the Police vehicle overhead door at the DPW garage.

Board:

Trustee McGlew - Elizabeth O'Neill of the Trading Post South wants to put in handicapped access in the form of a ramp onto the sidewalk. ADA requirements would need to be met while not hindering DPW operations during snow removal. Trustee Patterson to contact Ms. O'Neill for more information and clarification.

Trustee Hogan - Youth Council Meeting held November 3, 2009, additional meeting to be held yet.

Trustee Patterson - Keith Gassman to do window work - donating required pane. Carpet estimates for the Senior Center as follows: Haig's Carpet \$2,321.00 includes moving of furniture; Custom Carpet \$2,850 - \$3,770 depending on carpet selected and does not include moving furniture.

Resolution #82-0910 Senior Center Carpet Award

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

ADOPTED Aye 4 Bronneberg, Hogan, McGlew, Patterson
Nay 0

That the Village of Cattaraugus award Haig's Carpet the job of installing new carpet in the Senior Center building at a cost of \$2,321.00.

Trustee Bronneberg - No Report.

OLD BUSINESS:

- 1, 1 North Main Street - Clerk to contact Attorney Weyand for clarification on contract for next meeting and send letter requesting closing on or around December 1, 2009.
2. Dollar General - Footings to be poured November 12 or 13, 2009.
3. Mill Street Property - Online auction ended with winning bid of \$62,001.00 - bid rejected by Federal Government. Property went into restricted phone auction with winning bid of \$29,000.00 - bid under review by Federal Government. No sale as of November 9, 2009.
4. Cattaraugus Business Owners Meeting - Trustee McGlew met with several business owners regarding the feasibility / desirability of meeting with the Village Board to further plans for the Village of Cattaraugus. Business Owners all willing to meet.
5. Tigano Property Tax Write Off per US Marshall's Office 01/05/2009 - Per Attorney Weyand, Village taxes must be written off as the Federal Government is not taxed by lesser governments.

Resolution #83-0910 Village Tax Write Off

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

ADOPTED Aye 4 Bronneberg, Hogan, McGlew, Patterson
Nay 0

That the Village of Cattaraugus would write off the June 1, 2009 property taxes and penalties on Mill Street property, listed as United States, Beata Hosking, Prop Custodian, United States Marshall Service, 68 Court Street, Buffalo, NY 14202, SWIS / SBL #35.081-1-18.3, due to federal mandate and under protest.

NEW BUSINESS:

1. Water Shut Off Request - 21 North Franklin Street. Request received from homeowner / landlord, Robert Singleton through agent, Donna Harris to turn off water to 21 North Franklin Street. DPW Superintendent Opferbeck to contact Cattaraugus County Health Department on ability to turn off water to tenant occupied residence.
2. Request to appoint John Illig as alternate member of the Town of New Albion and Village of Cattaraugus Joint Planning Board.

Resolution #84-0910 Appointment to Joint Planning Board

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

ADOPTED Aye 4 Bronneberg, Hogan, McGlew, Patterson
Nay 0

To appoint John Illig as an alternate member of the Town of New Albion and Village of Cattaraugus Joint Planning Board.

APPROVAL OF ABSTRACT #6 - November 9, 2009

Submitted for the following payments:

General	#17288 - 17318	\$ 28,290.43
Water	#5579 - 5593	\$ 5,332.15
Sewer	#3554 - 3566	\$ 8,125.55

Resolution #85-0910 Approval of Abstract #6 - November 9, 2009

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

ADOPTED Aye 4 Bronneberg, Hogan, McGlew, Patterson
Nay 0

That Abstract #6 - November 9, 2009 be paid as presented.

ADJOURNMENT

With no further business to discuss, the meeting was adjourned at 9:26 p.m.

Resolution #86-0910 Motion to Adjourn

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

ADOPTED Aye 4 Bronneberg, Hogan, McGlew, Patterson

Nay 0

That the November 9, 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: December 14, 2009 at 7:00 p.m.