

**VILLAGE OF CATTARAUGUS**

14 Main Street  
Cattaraugus, NY 14719

**REGULAR BOARD MEETING**

July 11, 2011 7:00 p.m.

**PRESIDING:** Eric Pritchard, Mayor

**PRESENT:** Trustees: Walter Gunther, Angela Hogan, Thomas Mormile; Jason Opferbeck, DPW Superintendent; Eugene Doucette, Treasurer; Rose LaQuay, Rec. Secretary

**ABSENT:** John Bronneberg, Trustee

**VISITORS:** Jesse Bradley, Business Owner; Michael Bogardus, Town resident

**CALL TO ORDER:**

Mayor Pritchard called the meeting to order at 7:01 p.m.

**Resolution #45 - 2011 / 2012 Minutes**

On a motion by Trustee Mormile, second by Trustee Gunther, the following resolution was

**ADOPTED** Aye 3 Gunther, Hogan, Mormile  
Nay 0

That the minutes of the June 13, 2011 Regular Board Meeting are approved with the following correction: remove "& Budget Hearing" in the heading.

**VISITORS**

1. Jesse Bradley - Requested an endorsement from the Village Board to apply for a Dismantler's License. Mr. Bradley indicated he has no desire to engage in the business of a junkyard, but NYS now requires the license to continue auto sales. Mayor Pritchard to contact Code Enforcement Officer Wilkins regarding possible planning / zoning requirements.
2. Michael Bogardus - in attendance to lodge complaint with Village Board. Mr. Bogardus advised to fill out formal complaint to be referred to proper department.

**CORRESPONDENCE:**

1. Village Chiropractic Sports & Family - Parking on South Street Tabled
2. Time Warner Cable - Expiring Agreements
3. Liberty Park Cemetery - Law, Operating Budget, Investments, Rates Tabled till Budget Work Meeting
4. Weyand & Weyand - Police Committee Meeting
5. NYCOM - NY State Passes Property Tax Cap & Mandate Relief
6. Time Warner Cable - Channel Change Notifications
7. Complaint from Henry Minnick - 119 South Main Street
8. NYS Public Service Commission - Mobile Stray Voltage Testing
9. Catt. Cty. Office of Cty. Atty. - Completed Shared Services Contract
10. Catt. Cty. Health Department - Public Water Supply Sanitary Survey Results
11. Cattaraugus Area Youth Council - Request for Annual Contribution

**Resolution #46 - 2011 / 2012 Youth Council 2011 Resolution**

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

**ADOPTED** Aye 3 Gunther, Hogan, Mormile  
Nay 0

WHEREAS, it is necessary to make application to the Cattaraugus County Youth Bureau / New York State Office of Children and Family Services.

WHEREAS, it is necessary for the Mayor to sign for the Village of Cattaraugus, now, therefore be it RESOLVED, the Village Board of Trustees does hereby authorize the Mayor of the Village of Cattaraugus to enter into agreements with the Cattaraugus County Youth Bureau / New York State Office of Children and Family Services to run youth programs for the 2011 program year ending December 31, 2011.

**REPORTS:**

**Police:** No Police Report.

**DPW:** No immediate work required found during the tank inspection. A circulating pump has been installed at the reservoir, with pumps beginning to run as the Springs are down. South Franklin has been paved, Chip

Sealing to be done on Jefferson, Ellicott, Gail, Washington, South Franklin and Waverly Streets. Storm drain on South Street bring worked on. DPW Supt. Opferbeck and Greg Rogan finishing up sewer certification with testing still to come. Supt. Opferbeck has requested CLV relocate the proposed leach field and water line deeper after parking lot construction exposed parts of the line. The Village is proceeding with deeding 14 foot of Carter Street to Cattaraugus - Little Valley.

**Clerk:** New Albion Joint Fire District has approached the Village requesting assistance in providing estimated 5,000 copies to do with 2012 Southwestern Association Volunteer Firemen Convention. Board advised Clerk LaQuay to notify the Fire District to look into alternatives like local copy centers.

**Treasurer:** Treasurer Doucette reported that final expenditures and overspent accounts will be provided to the Board at July's Regular Board Meeting.

**Resolution #47 - 2011 / 2012 Reserve Account Transfer**

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

**ADOPTED,** Aye 3 Gunther, Hogan, Mormile  
Nay 0

To transfer \$751.30 from Reserve Property 26 Mill Street to Streets Reserve.

**Resolution #48 - 2011 / 2012 Transfer**

On a motion by Trustee Gunther, second by Trustee Mormile, the following resolution was

**ADOPTED,** Aye 3 Gunther, Hogan, Mormile  
Nay 0

To transfer \$200,000.00 from General Checking to General Savings.

**Board:**

Trustee Gunther - No report.

Trustee Hogan - No report.

Trustee Mormile - No report.

**OLD BUSINESS**

1. Senior Building Rental Procedure - One Time Use Rental Lease prepared and distributed for Board review. Clerk LaQuay to prepare for recurring use by Historical Society and Let's Travel Club.
2. Appointment of Joint Planning Board Member tabled pending training opportunities.

**NEW BUSINESS**

1. Clerk LaQuay requested direction from the Board regarding old bids for windows and siding at the Senior Center. Tabled.
2. Time Warner Cable requested Village Board to accept franchise fees paid in 2010 in lieu of 2011 Village Taxes.

**Resolution #49 - 2011 / 2012 Time Warner Cable Franchise Fee In Lieu of**

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

**ADOPTED,** Aye 3 Gunther, Hogan, Mormile  
Nay 0

To accept franchise fees paid in 2010 in lieu of 2011 Village Taxes.

**APPROVAL OF ABSTRACT #2 - July 11, 2011**

Submitted for the following payments:

General	#18036 - 18064	\$ 234,084.47
Water	#5894 - 5909	\$ 6,984.32
Sewer	#3749 - 3758	\$ 4,779.72
Youth	#203 - 207	\$ 2,909.59

**Resolution #50 - 2011 / 2012 Approval of Abstract #1 - July 11, 2011**

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

**ADOPTED** Aye 3 Gunther, Hogan, Mormile  
Nay 0

That Abstract #2 - July 11, 2011 be paid in the amounts presented.

**Resolution #51 - 2011 / 2012 Executive Session**

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

**ADOPTED** Aye 3 Gunther, Hogan, Mormile  
Nay 0

To enter into Executive Session at 8:57 pm to discuss personnel issues.

**Resolution #52 - 2011 / 2012 Reopen Regular Board Meeting**

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

**ADOPTED** Aye 3 Gunther, Hogan, Mormile  
Nay 0

To close executive session and reopen the Regular Board Meeting at 9:26 pm.

**Resolution #53 - 2011 / 2012 Termination**

On a motion by Trustee Mormile, second by Trustee Gunther, the following resolution was

**ADOPTED** Aye 3 Gunther, Hogan, Mormile  
Nay 0

To terminate Donald Veith as Part Time Police Officer - OIC due to conflict of interest between Cattaraugus County Alternatives to Incarceration position and Village of Cattaraugus Police effective July 12, 2011 and to prorate pay for the pay week ending July 14, 2011.

**ADJOURNMENT**

With no further business to discuss, the meeting was adjourned at 9:32 pm.

**Resolution #54 - 2011 / 2012 Motion to Adjourn**

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

**ADOPTED** Aye 3 Gunther, Hogan, Mormile  
Nay 0

That the July 11, 2011 Regular Board Meeting of the Village of Cattaraugus be adjourned at 9:32 pm.

Respectfully submitted,

Rose M. LaQuay  
Recording Secretary  
Village of Cattaraugus  
Board of Trustees

**NEXT MEETING:** Regular Board Meeting - August 8, 2011 at 7:00 p.m.