

**Village of Cattaraugus**

14 Main Street

Cattaraugus, NY 14719

**REGULAR BOARD MEETING**

November 8, 2010 7:00 P.M.

**PRESIDING:** William Myers, Mayor

**PRESENT:** Trustees: Patrick McGlew (7:02), John Bronneberg (7:15), Angela Hogan, Walter Gunther;  
Recording Secretary: Gayle Patterson

**VISITORS:** Arvilla Pritchard-Gowanda Pennysaver/News

**CALL TO ORDER:**

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

**APPROVAL OF MINUTES:**

**Resolution # 81-2010/2011 Motion for Approval of Minutes**

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

**ADOPTED** Aye 3 Hogan, Gunther, Myers

Nay 0

That the minutes of October 11, 2010 be accepted as written.

**CORRESPONDENCE:**

1. Request from James Clees for extension on water bill

**Resolution #82-2010/2011 Motion for Water Bill Payment Extension**

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

**ADOPTED** Aye 3 Gunther, Hogan, McGlew

Nay 0

In consideration of the reasonable explanation of the situation and description of a solution, the Village Board allows Mr. Clees to pay in full his water bill at the noted date of November 17, 2010.

2. Southern Tier West – Letter of Appreciation
3. Roy Teitsworth Inc. – Final Statement for Auction
4. National Grid – Settlement Agreement
5. Douglas & Judith Knopp – Knopp vs. Cattaraugus & New Albion
6. Southern Tier West – Energy Management for Local Gov't on Nov. 9 & 10
7. Time Warner Cable – Expiring Agreements
8. Catt. Cty. Munciple Assoc. – Nov. 11, 2010 Meeting in Gowanda
9. NYS D.E.C. – Press Release re: Bush Industries Site
10. NYS D.E.C. – Notice of Certificate of Completion Requirements

**REPORTS:**

**Police:** Officer McCarthy submitted an update on the police vehicle computer purchase and installation. He also made a recommendation to hire and submitted a resume for Benjamin Whitmore as part time officer. Mayor Myers and Trustee McGlew will schedule a meeting with Officer McCarthy and Mr. Whitmore.

**Clerk:** Information was presented on the BlueCross BlueShield renewal and changes that will occur as a result of the Patient Protection and Affordable Care Act (PPACA).

A quote from Acme Business Machines for updating of the current copier was provided.

**Resolution #83 - 2010/2011**

**Motion to Approve New Copier Lease**

On a motion by Trustee McGlew, seconded by Trustee Gunther, the following motion was

**ADOPTED** Aye 4 Bronneberg, Gunther, Hogan, McGlew  
Nay 0

To replace the current copier with a new model in a 36 month lease program @ \$149.99/month.

**DPW:** Superintendent Opferbeck requested that Jonathan Wolfe be appointed as Deputy Superintendent and when Jon is Acting Superintendent in Jason's absence, he be given an additional \$2.00/hr.

**Resolution #84 – 2010/2011**

**Motion to Appoint and Increase Pay**

On a motion by Trustee McGlew, seconded by Trustee Hogan, the following motion was

**ADOPTED** Aye 4 Bronneberg, Gunther, Hogan, McGlew  
Nay 0

Jonathan Wolfe be appointed as Deputy Department of Public Works Superintendent, and at such time as Superintendent Opferbeck is absent, Jonathan Wolfe become Acting Superintendent and receive an additional \$2.00 per hour in pay.

Superintendent Opferbeck stated that in the new union contract, the Village DPW employees will receive Veteran's Day as a paid holiday. However, the contract is unsigned at this time and Veteran's Day is this week. The Superintendent requests that the DPW Employees receive the paid holiday anyway.

**Resolution #85 – 2010/2011**

**Motion to Grant Paid Holiday**

On a motion by Trustee McGlew, Seconded by Trustee Gunther, the following motion was

**ADOPTED** Aye 4 Bronneberg, Gunther, Hogan, McGlew  
Nay 0

Village of Cattaraugus Department of Public Works Employees will receive Veteran's Day (Thursday, November 11, 2010) as a paid holiday.

Superintendent Opferbeck reported that Greg Rogan now has a Class A license. The department is currently cleaning up leaves and getting ready for winter weather.

**TREASURER:** A report on the Youth Account was presented for informational purposes. Additionally, a motion was requested to increase General Estimated Revenues and transfer funds from Contingency Expense to Street Main Summer Personal.

**Resolution #86 – 2010/2011**

**Motion to Transfer Funds**

On a motion by Trustee Hogan, seconded by Trustee McGlew, the following motion was

**ADOPTED** Aye 4 Bronneberg, Gunther, Hogan, McGlew  
Nay 0

To increase General Estimated Revenues by \$30,000.00 from sale of equipment, and Transfer \$248.75 from Contingent Expense Account to Street Main Summer Personal.

The treasurer anticipates that the Agreed Upon Procedures report will be available at the December Regular Board Meeting.

**Board:**

Trustee McGlew – Requested that Superintendent Opferbeck speak to Mr. Herzog about his plan to make the needed repairs to 79 Jefferson Street, and mentioned a resident's complaint about leaves from a neighbor's yard to which his response was to try and work with the neighbor as the village cannot compel residents to rake their leaves.

Trustee Bronneberg – Reported the Ambulance Board has met and progress is being made on the 911 sign project. A great deal of the legwork is currently being done by CLV student Corey Jensen as his senior project.

Trustee Gunther – No Report

Trustee Hogan – No Report

### **OLD BUSINESS**

1. Senior Building Rental Procedure – No response from Attorney yet/Mayor to contact
2. Collective Bargaining Agreement – Mayor to speak w/ Brad Haig for meeting this week
3. Update – Herzog, Jefferson Street – See above mentioned comments
4. Update – Mr. Andrew Hess – Drainage problem on Waverly Street – Mayor spoke w/ Mr. Hess and stated the village is unable to help with the problem as the pipe does not belong to the village. Mr. Hess will fix the problem himself.
5. Update – Don Harvey – Drainage problem on 353 – Superintendent Opferbeck believes the problem is fixed but will continue to monitor the situation.

### **NEW BUSINESS**

1. Water Shutoff Extension Request – Costantino

#### **Resolution #87 – 2010/2011** **Motion for Water Bill Payment Extension**

On a motion by Trustee Hogan, seconded by Trustee Bronneberg, the following resolution was

**ADOPTED** Aye 4 Bronneberg, Gunther, Hogan, McGlew  
Nay 0

The Village Board allows Mr. Costantino to pay his water bill in full on or before November 17, 2010.

2. Copier Proposal from Acme Business Machines – See above
3. Blue Cross Blue Shield – New Plan Approval – See above
4. Forgiveness of Village Taxes on 046401 3.081-1-18.1 for \$3,736.22

#### **Resolution #88 – 2010/2011** **Motion for Mayor to Act on Behalf of the Board**

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

**ADOPTED** Aye 4 Bronneberg, Gunther, Hogan, McGlew  
Nay 0

Mayor Myers will speak to the assessor for a current tax bill based on the reassessed value of the property and decide on behalf of the board if the Village Taxes will be forgiven.

#### **APPROVAL OF ABSTRACT #6 – November 8, 2010**

Submitted for the following payments:

General	#17729 – 17765	\$ 31,876.21
Water	#5786 - 5799	\$ 7,799.63
Sewer	#3674 - 3682	\$ 2,551.35

#### **Resolution #89 – 2010/2011 Approval of Abstract #6 – November 8, 2010**

On a motion by Trustee Gunther, seconded by Trustee McGlew, the following resolution was

**ADOPTED** Aye 4 Bronneberg, Gunther, Hogan, McGlew  
Nay 0

That Abstract #6 – November 8, 2010 be paid in the amounts presented.

### **ADJOURNMENT**

With no further business to discuss, the meeting adjourned at 8:04 p.m.

#### **Resolution #90 – 2010/2011** **Motion to Adjourn**

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

**ADOPTED** Aye 4 Bronneberg, Gunther, McGlew, Hogan  
Nay 0

That the November 8, 2010 Regular Board Meeting of the Village of Cattaraugus be adjourned at 8:04 p.m.

Respectfully Submitted,

Gayle Patterson  
Recording Secretary  
Village of Cattaraugus  
Board of Trustees

**NEXT MEETING:**

Regular Board Meeting – September 13, 2010 at 7:00 p.m.