

DRAFT

July 7, 2015

At 7:00 PM, Mayor Stumpf called the meeting to order and led the Pledge to the Flag.

The following were present:

John Stumpf	Mayor
Richard Hunt	Trustee
Patricia Sherwood	Trustee
Eric McAfee	Trustee
Darwin Dominessy	Trustee
Marcia Spencer	Clerk

OTHERS PRESENT: Superintendent of Public Works Daren Smith, Fire Chief Jeff Holmes, Treasurer Diane Finch, Code Enforcement Officer Joseph Bohberg, Arcade Herald reporter Leslie Lange, property owners Robert Mamon, Cathy Lamoureux, and John Sanders.

MINUTES

Trustee Hunt seconded by Trustee Sherwood moved suspension of the reading of the Minutes of the previous board meeting of June 2, 2015 inasmuch as Board members had been supplied copies. Carried. Mayor Stumpf announced that corrections and alterations would then be heard, and concluding there were none, the minutes stand approved. Carried.

PUBLIC

John Sanders from Cobb Avenue addressed the Board in regards to a tree by his property. The ownership of the tree is not certain – appears to be half on the Village, half on his property. He will get quotes on having the tree removed and report back.

Cathy Lamoureux from Grove Street addressed the Board on the missing sidewalk in front of her property, due to water leak in January of 2014 the sidewalk was removed for water line repair. Also, Mrs. Lamoureux spoke to the Board on the situation of large trucks parking on Grove Street. Currently there are no regulations against parking commercial vehicles on Grove Street. Yorkshire Highway Supt. Lexer was at the meeting for the snowplow contract and suggested the town and village bundle their sidewalk project work together.

REPORTS

Code Enforcement Joseph Bohberg reported the following:

- 1.) Building permits have been slow.
- 2.) Two locations have been cleaning up
- 3.) Cell tower company still looking at locations
- 4.) Hoffy's coming along with remodeling
- 5.) Illegal fence on Grove Street
- 6.) Smith Street – 2 story addition

Superintendent of Public Works Smith reported the following:

- 1.) Water usage has dropped from 150 gallons a minute to 97 gallons a minute
- 2.) Met with Engineer on School Street water line project
- 3.) Worked Monday with the Town Highway Dept to pay back some shared service
- 4.) One of the leaks is on the Grove Street Water Project – both the Village and Town have been trying to locate the actual leak.

Treasurer Diane Finch informed the Board that the Village's Annual Financial Report has been filed with the State, and reviewed the year end balances with the Board.

It was moved by Trustee Sherwood, seconded by Trustee Dominessy to make the following Budget line item adjustments for the year ending May 31, 2015.

GENERAL FUND

Transfer from:	Amount	Transfer to:	Amount
Police personal services	\$134.11	Police Contractual	\$58.70
		Safety Inspection	\$75.41
Rescue Squad – Contractual	\$2689.41	Fire Dept. – Contr	\$1331.51
		Fire Dept. – Equip	\$1356.00

Safety Inspection – Pers Ser	\$75.41	Safety Insp Cont	\$75.41
Street Maint. – Laborer	\$856.40	Street Maint. Pers. Serv	\$856.40

WATER FUND

Transfer from:	Amount	Transfer to:	Amount
Purification – Equip	\$3517.95	Water Admin- Cont	\$36.76
		Purification- Pers Serv	\$924.93
		Purification – Contr	\$682.92
		Purification – back up	\$87.68
		Trans/Distrib – pers serv	\$821.46
		Trans/Distrib – Contractual	\$964.20

Trustee Dominessy aye, Trustee Hunt aye, Trustee McAfee aye, Trustee Sherwood aye, Mayor Stumpf aye. 5 ayes, 0 nays, 0 absent. Carried.

Resolution to move from Water Equipment Reserve per 2014-2015 Budget:

It was moved by Trustee Hunt, seconded by Trustee Sherwood to move from Water Equipment Reserve per 2014-2015 budget to Water Money Market \$7464.00 for Equipment Purchased.

Trustee Dominessy aye, Trustee Hunt aye, Trustee McAfee aye, Trustee Sherwood aye, Mayor Stumpf aye. 5 ayes, 0 nays, 0 absent. Carried.

Resolution to move from Committed Fund Balance to Capital Reserve Equipment:

It was moved by Trustee Sherwood, seconded by Trustee Hunt to move 43267.00 from Committed to Capital Reserve Fire Equipment.

Trustee Dominessy aye, Trustee Hunt aye, Trustee McAfee aye, Trustee Sherwood aye, Mayor Stumpf aye. 5 ayes, 0 nays, 0 absent. Carried.

Fire Chief Holmes reported the following 35 calls:

EMS:		FIRE ALARM:	
Village	16	Village	02
Town of Yorkshire	05		
Town of Freedom	01		
Yorkshire	07		
Machias	02		

AUTO ACCIDENT:

Village	01
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TREE DOWN

Town of Freedom	01
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Chief Holmes presented Nicholas Lambert's application to the Delevan Volunteer Fire Dept.

After the application was reviewed, it was moved by Trustee McAfee, seconded by Trustee Sherwood to approve the application for membership of Nicholas Lambert.

Trustee Dominessy aye, Trustee Hunt aye, Trustee McAfee aye, Trustee Sherwood aye, Mayor Stumpf aye. 5 ayes, 0 nays, 0 absent. Carried.

Clerk Marcia Spencer reported the following:

- 1.) All Board members supplied with copy of cash receipts.
- 2.) Scheduling of meeting room
- 3.) Garbage stickers delivery to Yellow Goose going well now having to submit bill and be reimbursed by headquarters
- 4.) Handicapped parking permits issued.
- 5.) Tax warrant balance outstanding as of 07/07/2015 \$15,163.48, of which \$2415.94 is delinquent water.
- 6.) Outstanding Water Trial balance as of 07/07/2015 \$7616.92.
- 7.) Staples Refunded overpayment.
- 8.) National Grid – gross utilities – received \$1464.72 down \$374.57 from previous year.

Clerk Spencer informed the Board that the Recreation Director was asking for the door to the storage shed be replaced. No action taken, to be discussed in next year's budget.

COMMUNICATIONS

- 1.) NYS Public Service Commission – study of the state of telecommunications in NY. Clerk posted on bulletin board.

UNFINISHED BUSINESS

- 1.) Update the meeting room – Trustee Hunt reported that no one has gotten back to him with the quotes he requested.
- 2.) Zoning Board – Clerk Spencer apprised the Board that the ZBA is still short two members and that members need to obtain training.
- 3.) Slash Proof infant seat quote received from RE Woodson, in the amount of \$215.00. It was moved by Trustee Sherwood, seconded by Mayor Stumpf to purchase the swing from RE Woodson in the amount of \$215.00. Trustee Dominessy aye, Trustee Hunt aye, Trustee McAfee aye, Trustee Sherwood aye, Mayor Stumpf aye. 5 ayes, 0 nays, 0 absent. Carried.

NEW BUSINESS

- 1.) Snowplow Contract – Yorkshire Highway Superintendent Christopher Lexer attended the Board meeting to discuss the snowplow contract between the Village of Delevan and the Town of Yorkshire. Lexer stated that he was not seeking an increase in the yearly snowplow contract but suggested that next year the Boards look into having two or three year contracts rather than one year contracts which would save time and legal fees.

It was moved by Trustee Sherwood, seconded by Trustee McAfee to approve the snowplow contract between the Town of Yorkshire and the Village of Delevan with no increase from previous year.

Trustee Dominessy aye, Trustee Hunt aye, Trustee McAfee aye, Trustee Sherwood aye, Mayor Stumpf aye. 5 ayes, 0 nays, 0 absent. Carried.

Lexer also discussed the Village's Centennial Celebration as he had been assisting Spencer with applying for a highway permit to hang a banner over Route 16 – Lexer asked how much the Village Board would be willing to spend on such banner.

It was moved by Trustee Hunt, seconded by Trustee Dominessy to authorize Lexer and Spencer to purchase a banner \$400.00 or less.

Trustee Dominessy aye, Trustee Hunt aye, Trustee McAfee aye, Trustee Sherwood aye, Mayor Stumpf aye. 5 ayes, 0 nays, 0 absent. Carried.

- 2.) Time Warner Cable (Adephia) taxes.

NY RPT Law 626 Special Franchises

The following resolution was moved by Trustee Sherwood, seconded by Trustee Hunt:

WHEREAS Time Warner Cable franchise fees paid to the Treasurer have exceeded the amount of taxes due under NYS Real Property Law Section 626(2), now therefore be it

RESOLVED that the Clerk will contact the county to have the base tax amount of \$156.95 – Springville 194 bill #000411 (and any penalties due and owing) override.

Trustee McAfee aye, Trustee Sherwood aye, Mayor Stumpf aye, Trustee Dominessy aye, Trustee Hunt aye. 5 ayes, 0 nays, 0 absent. Carried.

APPROVAL OF BILLS

The bills for the previous month of June were presented and audited. It was moved by Trustee Sherwood, seconded by Trustee McAfee to make payment of Vouchers #2--45 in payment of General Fund Claims \$32505.17, Water Fund Claims \$9650.95 Abstract 2.

Trustee Dominessy aye, Trustee Hunt aye, Trustee McAfee aye, Trustee Sherwood aye, Mayor Stumpf aye. 5 ayes, 0 nays, 0 absent. Carried.

EXECUTIVE SESSION

At 8:31 PM, It was moved by Trustee McAfee, seconded by Trustee Hunt to go into Executive Session to discuss a personnel matter – the history of a particular individual, with Supt. Smith, and Spencer to stay

Trustee Dominessy aye, Trustee Hunt aye, Trustee McAfee aye, Trustee Sherwood aye, Mayor Stumpf aye. 5 ayes, 0 nays, 0 absent. Carried.

Mayor Stumpf closed the Executive Session at 8:48 PM.

It was moved by Trustee Sherwood, seconded by Trustee Hunt to pay David Spencer to assist Smith, \$ per hour Spencer has the required water license needed for the filtration system while Superintendent Smith obtains the necessary recertification lab class

ADJOURNMENT

At 9:00 PM it was moved by Trustee McAfee, seconded by Trustee Sherwood to adjourn. Carried.

Marcia J. Spencer, Village Clerk