

June 7, 2016

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
Darwin Dominessy	Trustee
Trista Reisdorf	Trustee

Marcia Spencer Clerk

OTHERS PRESENT: Superintendent of Public Works Daren Smith, Second Assistant to the Fire Chief - Jeremy Lavery, Code Enforcement Officer Christopher Lexer, and property owner Robert Mamon.

MINUTES

Trustee Sherwood seconded by Trustee Hunt moved suspension of the reading of the Minutes of the previous board meeting May 3, 2016 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.

REPORTS

Assistant Chief Jeremy Lavery reported the following 23 calls:

EMS:

Village	04	HAZARD CALL:	
Town of Yorkshire	11	Town of Freedom	01
Town of Freedom	01		
Yorkshire	01	AUTO ACCIDENT:	
Machias	01	Village	02
Arcade	01	Town of Yorkshire	01

Superintendent Daren Smith reported the following:

- 1.) Requested that sidewalk funds from previous budget 2015 be rolled over – Supt. Smith reported to the Board that he had received a quote for Delevan Avenue sidewalk repairs in the amount of \$4212. Also, Precision Concrete of WNY did a sample on Mill Street of smoothing out sidewalks.

#39 SIDEWALK FUNDS

It was moved by Trustee Sherwood, seconded by Trustee Reisdorf to roll over the unspent 2015-2016 sidewalk funds to the 2016-2017 budget.

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

- 2.) Tentatively stoning and chipping Grove Street for approximately \$8000.00
- 3.) Worked on water leaks on Main Street. Had to borrow a valve from Franklinville.
- 4.) Contractor was suppose to be here last week to fix School/Cobb
- 5.) Had complaints on water bills over homeowners' water leaks.

COMMITTEES

Trustee Reisdorf reported that all staff is required to take CPR classes every year; but learned from Rebecca (Cattaraugus County) that First Aid Course is good for two years. Bus Contract signed.

COMMUNICATIONS

- 1.) Cattaraugus County Sales Tax Received \$24,570.36 which was down \$1558.34.
- 2.) Charter Communications/Spectrum - letter received on the purchase of TWC
- 3.) Received email literature on NYCOM seeking abandoned property relief
- 4.) National Grid – LED Outdoor Lighting Tariff – information on changing to LED street lights.

UNFINISHED BUSINESS

- 1.) Clerk reported that she had received the deed for 107 S. Main Street

NEW BUSINESS

- 1.) Forgive Taxes/water on 107 S. Main Street

#40 VILLAGE TAXES

Clerk Spencer reported that the taxes for 107 S. Main Street which is now owned by the Village of Delevan are \$55.34, tax map ID #12.052-2-9, bill #000358.

It was moved by Trustee Hunt, seconded by Trustee Dominessy to forgive the Village Taxes in the amount of \$55.34 on 107 S. Main Street since the property is now village owned.

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

#41 VILLAGE WATER BILL

It was moved by Trustee Hunt, seconded by Trustee Dominessy to forgive the Village water bill in the amount of \$43.20, account #0013 on 107 S. Main Street as the property is owned by The Village of Delevan.

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

2.) Permissive Referendum to sell property – Code Enforcement Officer Lexer and Clerk Spencer had discussed the sale of 107 S. Main Street with NYCOM attorney Richard Sinnott and no permissive referendum is needed to sell the property; also learned that the property may be sold at a public or private auction, as well as put up for bids.

3.) Cattaraugus County Shared Service Agreement

#42 SHARED SERVICE AGREEMENT

It was moved by Trustee Sherwood, seconded by Trustee Hunt to approve the Shared Highway Service Contract between the Village of Delevan and the County of Cattaraugus and authorize Mayor Stumpf to sign it.

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

Clerk Spencer reported the following:

- 1.) Prepared Taxes and water bills – all were mailed out 05/31/2016.
- 2.) Meeting Room reservations
- 3.) Issued handicapped parking permits
- 4.) Assisted ZBA chair and constable with letters
- 5.) All Board members supplied with copy of cash receipts
- 6.) Noted that Bingo Quarterly was received late from the Fire Dept as well as weekly reports with back dated checks.
- 7.) Water billing for June is as follows:
 - March Ending Trial balance \$1108.69
 - Past due bills \$615.63
 - Past due penalties \$130.52
 - Past due other \$362.54
 - New current bills \$27405.36
 - New Other \$2928.00
 - Grove Street \$757.95
 - Total on Trial balance with new and past due \$32200.00

Code Enforcement Officer Christopher Lexer reported the following:

- 1.) Submitted a written report of permits issued (5)
- 2.) Had 107 S. Main demolished at a cost of \$3922.50
- 3.) Approached the Town Board about combining Zoning Boards. Town was willing to look into it; Lexer discussed with the Planning Board Chair and the Zoning Board Chair. In order to combine Zoning Boards, would have to have a contract – 5 year was suggested and a monetary fee to cover training, legal notices and secretary.
- 3.) Roof $\frac{3}{4}$ of the way finished.
- 4.) Has discussed dilapidated building with owner and after school is out, owner will be replacing.
- 5.) Talked to a couple of people on painting.
- 6.) Will be doing fire and safety inspections
- 7.) Met with ISO – audit of procedures for insurance score

#43 SOLICIT BIDS FOR 107 S. MAIN STREET

It was moved by Trustee Hunt, seconded by Trustee Sherwood to solicit bids on 107 S. Main Street, minimum bid to start at \$3500, bids to be received in Village Clerk's Office by 4:00 PM Tuesday July 5, 2016.

#44 EXECUTIVE SESSION

At 8:00 PM, it was moved by Trustee Sherwood, seconded by Mayor Stumpf to enter into Executive Session to discuss current litigation; clerk and code enforcement officer to stay.

Trustee Dominessy aye, Trustee Hunt aye, Trustee Reisdorf aye, Trustee Sherwood aye, , Mayor Stumpf aye. Ayes 5, Nays 0, Absent 0.

At 8:30 PM it was moved by Trustee Sherwood, and seconded by Trustee Dominessy to close the Executive Session.

Trustee Dominessy aye, Trustee Hunt aye, Trustee Reisdorf aye, Trustee Sherwood aye, , Mayor Stumpf aye. Ayes 5, Nays 0, Absent 0.

APPROVAL OF BILLS

The bills for the previous month of May were presented and audited. It was moved by Trustee Sherwood, seconded by Trustee Hunt to make payment \$1690.91, Abstract 13, \$993.32 General Fund Claims and \$697.59 Water Fund Claims; make payment \$13,023.41, Abstract 14 General Fund Claims \$10,879.38 and \$2,144.03 Water Fund Claims; and make payment of \$1,549.00 General Fund Claims \$799.00 and Water Fund Claims \$750.00.

Trustee Dominessy aye, Trustee Hunt aye, Trustee Reisdorf aye, Trustee Sherwood aye, , Mayor Stumpf aye. Ayes 5, Nays 0, Absent 0.

ADJOURNMENT

At 8:50 PM it was moved by Trustee Sherwood, seconded by Trustee Hunt to adjourn. Carried.

Marcia J. Spencer, Village Clerk