

May 2, 2017

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
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OTHERS PRESENT: Superintendent of Public Works Daren Smith, Fire Chief Jeff Holmes, 1st Assistant Robert Kuhn, Second Assistant Fire Chief Jeremy Lavery, Fire Dept. member Joseph Neamon, Arcade Herald reporter Leslie Lange, and property owner Robert Mamon.

MINUTES

Trustee Hunt seconded by Trustee Sherwood moved suspension of the reading of the Minutes of the previous board meeting April 4, 2017 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

Fire Chief Jeff Holmes reported the following 25 calls:

EMS:

Village	09
Town of Yorkshire	05
Town of Freedom	01
Yorkshire	03

STRUCTURE FIRE:

Arcade	01
West Valley	01

FLOODED BASEMENT:

Town of Yorkshire	01
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AUTO ACCIDENT:

Town of Yorkshire	01
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TREE DOWN:

Town of Yorkshire	01
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GRASS FIRE:

Village	01
Town of Yorkshire	01

Mother's Day Breakfast will be May 14, 2017, from 8:00 AM – 1:00 PM.

Superintendent Daren Smith reported the following:

- 1.) Notified by the Health Dept. that quarterly nitrate tests are now required.
- 2.) Problem with UV at the water plant, tech was here today, the ballast was gone, and now have two on order.
- 3.) Replacement meter suppose to be here soon.
- 4.) Village lawns all mowed once, field on Stevens Drive not yet done, as very wet.
- 5.) Brush pick up – people put out or dump incorrect stuff, talked to a local business about not dumping.
- 6.) Town has been doing the chipping for Village.
- 7.) Patched streets
- 8.) Cobb/Church drainage work being performed.
- 9.) First Avenue on end – very soft – drainage issue.

Clerk Spencer reported the following:

- 1.) Compiled revised delinquent water spread sheet for Board's review. \$3543.44 (amount)
- 2.) Collected water payments
- 3.) Booked meeting room
- 4.) Tax preparation
- 5.) Tax searches
- 6.) Copy of cash receipts supplied to all Board Members
- 7.) Trash stickers delivered to Crosby's
- 8.) Working on records' room.

COMMITTEES

Trustee Reisdorf stated that recreation forms for sign ups would be sent home with elementary children. Signs up will be May 25th from 6-8PM and June 3 and June 10 from 10AM – noon at the Delevan Yorkshire Public Library.

As director for recreation, Reisdorf filled out paperwork for County on Day Camp; reported there is a position available for lifeguard; lifeguarding class is \$160; booked field trips.

Recreation runs from July 10 – August 17, from 9:30AM to 2:00 PM, Monday thru Thursday. Out of town residents pay \$200 per child, free for Delevan/Yorkshire residents.

COMMUNICATIONS

- 1.) CCMOA meeting will be held in South Dayton, Cattaraugus County Administrator Jack Searles will speak on the NYS Tax Savings/Efficiency Plan. Four will attend from the Village.
- 2.) Cattaraugus County Hazardous Waste will be September 30 at Catt. County DPW.

- 3.) Assemblyman Joe Giglio letter with the breakdown of CHIPS allocation: CHIPS Aid \$19051.31, PAVE-NY Aid \$4348.65 and Extreme Winter Recovery Aid \$3127.65.
- 4.) Waste Management Quarterly Report
- 5.) Received email from Geoff Gunner, insurance agent requesting a driver's list.
- 6.) Email received from County Administrator on the Governor's Plan.

NEW BUSINESS

- 1.) Imposing a fee for unpaid taxes.

#88 IMPOSING A FEE FOR THE NOTICE OF UNPAID TAXES RESOLUTION

It was moved by Trustee Hunt, seconded by Trustee Sherwood to make the following resolution:

WHEREAS: Section 987 of the Real Property Law mandates the annual mailing of a notice of unpaid taxes to each owner of real property upon which taxes remain unpaid; and

WHEREAS: effective January 1, 1995, Section 987 of the Real Property Tax Law authorizes the governing body of a municipal corporation to adopt a resolution to impose a fee of up to \$2.00 per parcel to offset the expenses of complying with this mandate,

THEREFORE BE IT RESOLVED that effective May 2, 2017 the Village of Delevan does hereby provide for the imposition of a fee of an amount of \$1.00 chargeable against each parcel for which a notice of unpaid taxes is mailed in compliance with Section 987 of the Real Property Tax Law.

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

- 2.) Tax Warrant Resolution

#89 TAX WARRANT RESOLUTION

It was moved by Trustee Sherwood seconded by Trustee Hunt to make the following resolution:

RESOLVED: that the tax levies totaling \$90046 as extended upon the roll of the Village of Delevan are hereby approved, and be it further

RESOLVED: that the mayor and clerk hereby are authorized and directed to sign and attach the warrant with the official Village seal hereto under the day of June 1, 2017.

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

- 3.) Flowers – The Clerk discussed flowers with the Board as due to a health problem, Elton Greenhouse will not be doing flower barrels this year. Trustee Hunt said he would like to see a wreath on the Veteran's Memorial. Supt. Smith and the Clerk will look into the wreath.

#90

It was moved by Trustee Reisdorf, seconded by Trustee Sherwood to authorize the clerk to purchase a pot and flowers for Village Office with a cost not to exceed \$75.00.

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

PUBLIC

Joseph Neamon, an EMT for the Delevan Fire Department addressed the Board with issues he was having with the Delevan Fire Department. Neamon also stated that the community was not being protected and served and he had been suspended from the Fire Co. for ninety days for conduct unbecoming a member/slander due to his Facebook posts in regards to the Fire Co.

#91 APPROVAL OF BILLS

The bills for the previous month of April were presented and audited. It was moved by Trustee Sherwood, seconded by Trustee Dominessy to make payment of \$12,011.44 Abstract #12, \$10,458.28 in General Fund Claims and \$1553.16 in payment of Water Fund Claims.

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

#92 EXECUTIVE SESSION

AT 8:02 PM It was moved by Trustee Hunt, seconded by Trustee Reisdorf to move into an executive session to discuss the particular work history of an individual.

At 8:45 PM it was moved by Trustee Hunt, seconded by Trustee Reisdorf to close the Executive Session.

#93 Fire Department Bylaws

It was moved by Trustee Reisdorf, seconded by Trustee Hunt to have the clerk prepare a letter to be sent to the President of the Delevan Fire Co. requesting a copy of their current bylaws immediately and a copy of their proposed revised bylaws by July 11, 2017.

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

ADJOURNMENT

At 8:45 PM it was moved by Trustee Reisdorf, seconded by Trustee Sherwood to adjourn. Carried.

Marcia J. Spencer, Village Clerk