

MINUTES OF A BOARD MEETING OF THE VILLAGE OF WELLSVILLE BOARD OF TRUSTEES
HELD ON JULY 10, 2017 AT 7:00 PM IN DAVID A. HOWE LIBRARY, MONDAY CLUB ROOM,
155 NORTH MAIN STREET, ALLEGANY COUNTY, WELLSVILLE, NEW YORK

PRESENT: Mayor: Randy Shayler
Trustees: Jeremy Cole, Jamie Herman, Dawn Ketchner, Ed Fahs
Treasurer: Earl Johnson
Dir. of DPW: Bill Whitfield
Atty: Dan Synakowski

ABSENT: Chief: Tim O'Grady

VISITORS: Cassandra Bull, Nicholas O'Keefe, Debra Merserean, John Anderson,
Wesley Fortney

The meeting opened with the pledge to the flag led by Village Clerk, Kathy Kinder.

Mayor Shayler opened the floor to for comments. Cassandra Bull, a member of the Fassett Community Garden Group spoke regarding arranging for water service to the community gardens located at the corner of North Main and Fassett Street. Ms. Bull also requested that taxes be waived and that the village provide the water at no charge. Mayor Shayler asked Mr. Whitfield to look into what would be needed to supply water to that location. Trustee Herman stated the lot is privately owned and there are laws dictating what the Village can and can't do on private property. Mayor Shayler stated there are several legal issues with providing service as requested. If a non-profit organization was created and owned the property, there would be no school, county, town or village taxes to pay. Otherwise, the school, county and town taxes would have to be paid regardless of arrangement as the village has no control over those entities.

Mayor Shayler then asked if anyone else would like to speak. Debra Merserean spoke briefly about opening a plus size dress shop on Main Street. Debra will be working with the Village Code Enforcement to address her questions.

Mayor asked Wesley Fortney if he might have something to say. Mr. Fortney said he was interested in business development in Wellsville.

Mayor Shayler stated the first order of business is the acceptance of the minutes from the Regular Meeting held on June 26th, 2017. Trustee Fahs made a motion to except the minutes and Trustee Ketchner seconded the motion. Carried.

MAYOR'S BUSINESS:

1. Mayor Shayler announced a letter from Allegany County regarding taxing entities creating a policy for handling Tax Certiorari Proceedings was received. As there were no objections to participating under the right conditions the mayor requested the treasurer share that message with the county.
2. Mayor Shayler put forward the appointment of Dr. Greg Gunzburger as an alternate to the Planning Board. Trustee Fahs made a motion to accept the request and Trustee Ketchner seconded the motion. Carried
3. Mayor Shayler announced Val Sprague, Utility Billing Supervisor, will serve on the NYMPA Customer Service Committee.
4. Mayor Shayler requested approval to The Chamber of Commerce to hold the "Main Street Festival" on Saturday, July 22, 2017. Chief O'Grady's only

concern was that Main Street needs to be open by 5:00 pm. Trustee Herman made a motion to accept the request and Trustee Cole seconded the motion. Carried.

5. Mayor Shayler requested executive session to discuss a legal issue.

TRUSTEES:

COLE:

1. Trustee Cole made a motion to accept and approve the vouchers as listed in the Abstract of Vouchers dated July 10th, 2017. Trustee Herman seconded the motion. Carried.
2. A resolution has been passed to purchase a used 10-wheel dump truck on June 10, 2017. Trustee Cole made a motion to approve the voucher for the purchase of a used 10-wheel dump truck for \$72,000. Trustee Herman seconded the motion. Carried. The check will be cut and voucher signed this week in order that the dump truck can be put in service next week.

HERMAN:

1. WWTP Project Update- Trustee Herman stated there is no update at this time.

KETCHNER:

1. Burrous Building Update- Trustee Ketchner stated there is no update at this time.
2. Trustee Ketchner requested acceptance and approval of Resolution 17/18-4 to replace Water Pump #1 as approved through 2017/2018 Capital Plan:

RESOLUTION NO 17/18-4 OF THE VILLAGE BOARD OF TRUSTEES

TO REPLACE WATER PLANT PUMP #1

At a regular meeting of the Board of Trustees of the Village of Wellsville, New York held on July 10, 2017, the following resolution was adopted:

WHEREAS, the Village of Wellsville Trustees has approved the 2017-2018 Annual budget which includes a Capital Plan, and

WHEREAS, the Village of Wellsville, in discussion with the Department of Public Works, has deemed it necessary to replace Pump #1 at the Water Treatment Plant for the Water Fund based upon the current condition of existing equipment, and

WHEREAS, the expected price of this Pump replacement, less IEEP funds, is an amount that shall not exceed Ten Thousand Dollars (\$10,000) which shall be appropriated from the Water Fund Capital Reserves, and

WHEREAS, this resolution is subject to permissive referendum per public notice which will be given through the official newspaper within 10 days and which would require 20% of the registered voters as of the last election to file a petition with the village clerk.

NOW, THEREFORE BE IT RESOLVED, that the Board of Trustees of the Village of Wellsville does hereby authorize the Water Plant Pump#1 replacement as described.

Dated: July 10, 2017; this resolution shall take effect immediately.

Moved by Trustee Ketchner, seconded by Trustee Herman.

The foregoing resolution was adopted by the Board of Trustees of the Village of Wellsville by roll call:

Trustee Cole	<u>Aye</u>	Trustee Fahs
<u>Aye</u>		
Trustee Herman	<u>Aye</u>	Trustee Ketchner
<u>Aye</u>		
Mayor Shayler	<u>Aye</u>	

I, Kathy Kinder, do hereby certify that resolution #17/18-4 was passed at a meeting of the Board of Trustees of the Village of Wellsville, New York held on July 10, 2017, and is incorporated in the original minutes of that said meeting, and that said resolution has not been altered, amended or revoked and is in full force and effect.

Certified by the Village Clerk

3. Trustee Ketchner discussed the upcoming MAP program vehicle authorization. She stated vehicle #2 purchased in 2011 is due to be replaced. This vehicle needs about \$1,500 in repairs. The board tabled this vehicle discussion until the next Board Meeting.

FAHS:

1. WPD Labor Agreement Update – Trustee Fahs stated there is no update at this time.

POLICE DEPARTMENT:

1. Absent

DPW:

1. Bill Whitfield announced a milling machine will be here next week and paving will take place the following week. All work will be completed before Balloon Rally Weekend.

ATTY:

1. Requested executive session.

TREASURER:

1. None to report.

On a motion made by Trustee Fahs and seconded by Trustee Herman the Board moved out of regular session and into executive session at 7:46 pm. Carried.

On a motion made by Trustee Fahs and seconded by Trustee Ketchner the Board moved out of executive session and back into regular session at 8:12 pm. Carried.

On a motion made by Trustee Ketchner and seconded by Trustee Herman the meeting was adjourned at 8:12 pm.

Respectfully submitted,

Kathy Kinder
Village Clerk

Per NYS Amendment to the State's Open Meeting Law, public records already available under FOIL, in addition to any resolution, law, rule, regulation, policy or any amendment, that is scheduled to be the topic of discussion at an open meeting, are available upon request to the extent practicable as determined by the Village of Wellsville. The Village of Wellsville will post board meeting agenda and minutes on its web site at www.wellsvilleny.com.