

MINUTES OF A BOARD MEETING OF THE VILLAGE OF WELLSVILLE BOARD OF TRUSTEES
HELD ON November 13, 2017 AT 7:00 PM IN THE DAVID A. HOWE LIBRARY, MONDAY
CLUB ROOM, 155 MAIN STREET, ALLEGANY COUNTY, WELLSVILLE, NEW YORK.

PRESENT: Mayor: Randy Shayler
Trustees: Jeremy Cole, Jamie Herman, Dawn Ketchner, Ed Fahs
Dir. DPW: Bill Whitfield
Police Chief: Tim O'Grady

ABSENT: Treasurer: Earl Johnson
Village Atty: Dan Synakowski

VISITORS: Jeff Monroe, Bob Sobeck, Chris Potter

The meeting opened with the pledge to the flag led by Trustee Herman.

Mayor Shayler stated the first order of business is the acceptance of the minutes from the Regular Meeting held on October 23, 2017. Trustee Cole made a motion to accept the minutes and Trustee Fahs seconded the motion. Carried. Mayor Shay asked for acceptance of the minutes from the Public Hearing held on October 23, 2017. Trustee Fahs made a motion to accept the minutes and Trustee Cole seconded the motion. Carried.

MAYOR'S BUSINESS:

1. Mayor Shayler stated the Wellsville Planning Board had reviewed and approved the project known as 23 North Main Street Project Concept.
2. Mayor Shayler requested acceptance and approval of Resolution #17/18-11 to accept Lakewood Development II Option Agreement:

**RESOLUTION NO 17/18-11
OF THE VILLAGE BOARD OF TRUSTEES**

TO ACCEPT LAKEWOOD DEVELOPMENT II OPTION AGREEMENT

WHEREAS, the Village owns certain real property and improvements located at 23, 25-33 North Main Street, Wellsville, New York (Tax Map Nos. 239.45-1-9 and 239.45-1-10) and Lakewood Development II, LLC ("Purchaser") has presented the Village of Wellsville with an option agreement, and

WHEREAS, a public informational meeting and public hearing, duly advertised the Wellsville Daily Reporter of Wellsville NY, on October 26, 27 and 29, 2017, and

WHEREAS, said public informational meeting and public hearing was duly held on November 8th, 2017 at the David A Howe Library, 155 North Main Street and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof, and

WHEREAS, Purchaser desires to obtain an option and the Village of Wellsville has agreed to grant the Purchaser an option to purchase the Property pursuant to the terms and conditions set forth in the Option Agreement

NOW, THEREFORE, BE IT RESOLVED, in consideration of the sum of \$1,000.00 (the Initial Option Consideration") that the Board of Trustees of the Village of Wellsville agrees to the covenants and agreements of the option agreement and approves the execution of said option agreement.

Dated: November 13, 2017; this resolution shall take effect immediately with the law in effect upon filing.

Moved by Trustee Ketchner, seconded by Trustee Fahs

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 #17/18-11 was passed at a meeting of the Board of Trustees of the Village of Wellsville, NY held on November 13, 2017, and is incorporated in the original minutes of that 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. Mayor Shayler requested acceptance and approval to allow District Attorney Keith Slep to allow the Village Code Enforcement Officer to present cases in our Local Justice Court per the cited Van Sickle case reference. Trustee Herman made a motion to accept and approve the request. Trustee Fahs seconded the motion. Carried.

TRUSTEES' BUSINESS:

COLE:

1. Trustee Cole made a motion to accept and approve the vouchers as listed in the Abstract of Vouchers dated November 23, 2017. Trustee Herman seconded the motion. Carried.
2. Trustee Cole stated how great Farnum Street looks after all the work has been completed.

HERMAN:

1. Trustee Herman wished everyone a Happy Thanksgiving.

KETCHNER:

1. Trustee Ketchner made a motion to approve the permanent appointment of James Fisher to the Water/Wastewater Maintenance Worker position effective 11-14-2017. Trustee Herman seconded the motion. Carried.
2. Trustee Ketchner made a motion to approve awarding a contract for a pre-engineering study of the Niles Hill Substation to O'Brien & Gere in the amount no to exceed \$10,000. Trustee Cole seconded the motion. Carried.

FAHS:

1. Trustee Fahs requested executive session for a legal matter.
2. Trustee Fahs announced receipt of the Fireboard minutes from October 16, 2017.
3. Trustee Fahs requested executive session

POLICE DEPT:

1. None to report.

DPW:

1. Bill Whitfield stated the new Hybrid Bucket Truck had arrived.
2. Mr. Whitfield requested permission to advertise the old truck, 2002 Electric Fund Bucket Truck, with MEUA for \$20,000. Trustee Herman made a motion to accept the request and Trustee Ketchner seconded the motion. Carried.
3. Mr. Whitfield informed the Board about a scam going around about utility bills. Mr. Whitfield requested a statement go out with the next utility bills informing the residents of the possible scam.

ATTY:

1. Absent

TREASURER:

1. Absent

On a motion made by Trustee Fahs and seconded by Trustee Cole, the Board moved out of regular session and into executive session at 7:16 pm. Carried.

On a motion made by Trustee Ketchner and seconded by Trustee Herman, the Board moved out of executive session and back into regular session at 7:24 pm. Carried.

On a motion made by Trustee Herman and seconded by Trustee Fahs the meeting was adjourned, in honor of Cathy Johnson, at 7:24 pm. Carried.

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.