

MINUTES OF A BOARD MEETING OF THE VILLAGE OF WELLSVILLE BOARD OF TRUSTEES
HELD ON MAY 14, 2018, AT 6:00 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, Dawn Ketchner, Jeff Monroe, Ed Fahs
Dir. DPW: Bill Whitfield
Police Chief: Tim O'Grady
Attorney: Dan Synakowski
Treasurer: Earl Johnson

ABSENT: None

VISITORS: Kelsey Havens, Anthony Havens, Michael Lehman, Joseph Gray, Daniel Fuller, Zane Vossler, Walter Nary, Kevin Schreiner, Walter Gardner, James Murphy, Gary Graham, Dan Gardner, Pat Coyle, Andy Havens, Tim Walsh, Kevin Murphy, John Dean, Bryan Walsh, Ed Flurschutz, Andy Barrett, Dirk Pratt, John Fleischman, Brandon Harris, Tony Guyot, William Day III, Randy Kemp, Dena Helms, James Helms, Robert Button, Charlie Densmore, Dan Keib, Greg Elliott, Jim Franklin, James Franklin Jr., Joshua Kemp Russell Dennis, Mike Slawson, Karyn Pratt, Timothy Colligan, Jim Meehan, Kim Kasperski, Bill Cavanaugh, Ron Lanphier, Shaun Walsh, Dave Pinney, Jerome Hart, Rene Kelleher, Chris Martelle, Duane Becker, Peyton Day, Bryce Schoonover, Jason Osgood, David Helmer Jr., Patricia Graves, Calvin Graves, Don Stevens, Tony Perkins, Bill Day Sr., Dennis Perkins, Greg Day, Garrett Gardner, Jamie Herman, Bryant Hughes, Greg Howe, Wesley Fortney, David Helmer Sr., Nicole Helmer, Jeff Ormsby, Stephen Kear, Lloyd Campbell, Tom Slavin, Chris Potter, Michael Baldwin

The meeting opened with the pledge to the flag led by Mayor Shayler.

Mayor Shayler requested acceptance of the minutes from the Regular Meeting held on April 23, 2018. Trustee Fahs made a motion to accept the minutes and Trustee Cole seconded the motion. Carried.

Mayor Shayler asked the visitors present for a show of hands of who intends to speak.

The first visitor to speak was Wesley Fortney. Mr. Fortney provided a memorandum addressed to the Board. His request is to the Village to adjust the Village line on State Route 417 at the location of the former RMK/Lufkin manufacturing facility to make it Village property instead of Town property as it is now. He described the key players, to include the Village and Town of Wellsville, Allegany County Industrial Development Association, National Grid, Ellicott Development and Combat Carpentry (Mr. Fortney's business). Mayor Shayler thanked Mr. Fortney for bringing in his prospective plan, indicating it's a complex one.

The next visitor to speak was Jim Helms, a Village resident of 175 East Pearl Street, speaking on behalf of residents in his neighborhood affected by the culvert collapse in the area of Scott Avenue and East Pearl Street. He indicated their request for an update, and continued regular updates, on the project at hand and noted several obstacles they are facing. Specifically he noted: refuse trucks only being able to back down the street due

to no room to turn around; safety concerns of all residents, but in particular the elderly and children; the added time for emergency response to the area; and parking issues. Mayor Shayler noted that monthly updates is a very reasonable request and asked Mr. Helms if he would continue to be the contact person for this, of which Mr. Helms replied, "absolutely."

The next visitor was Fire Department Captain Brandon Harris who indicated that members of the fire department do not support Michael Dillie as Chief.

The next visitor to speak was a fireman who read a statement to the Board regarding their expressed appreciation for the Board's standing on issues regarding Mr. Dillie for Assistant Chief. He discussed the joining of the two companies (McEwen and Genesee Hose) creating the Wellsville Volunteer Fire Company and the positive aspects and results of such. He noted that they would like to keep working toward bringing all of the companies together to work as one cohesive group. He specifically noted their request to vote for the Assistant Chief position in a general election, as opposed to another meeting of delegates to elect, feeling it would again end in a tie due to the splitting of the departments.

Discussion continued for several minutes with the numerous firemen and others present. Mayor Shayler ended the public comments after all appeared to speak who had wished to, noting that the Board is aware of how important the issues at hand are to everyone in the room and that the Board not taking it lightly. He thanked everyone for their comments and their interest, proven by the fact that they are here.

On a motion made by Trustee Fahs and seconded by Trustee Monroe, the Board moved out of regular session and into executive session at 6:30 pm. Carried. Bill Cavanaugh was invited to join the Board in executive session.

On a motion made by Trustee Ketchner and seconded by Trustee Fahs, the Board moved out of executive session and into regular session at 8:30 pm. Carried.

MAYOR'S BUSINESS:

1. Mayor Shayler made a motion to accept to appoint Joanne LaForge to the ACCORD Board of Directors, as per request from Lesley Gooch-Christman. Trustee Fahs seconded the motion. Carried.
2. Mayor Shayler noted the Consolidated Highway Improvement Program (CHIPS), PAVE-NY, and Extreme Winter Recovery aid distributions for 2018-19.
3. Mayor Shayler shared Treasurer Earl Johnson's recent successful completion of an Advanced Level professional development program through the NY Government Finance Officers' Association, Inc. (NYGFOA).
4. Trustee Ketchner made a motion to accept and approve the Special Events permit for the annual Better Days Block Party for Saturday, July 28th, 2018. Trustee Monroe seconded the motion. Carried.
5. Trustee Ketchner made a motion to accept and approve the Special Events permit for Music On The Lawn to be held on the David A. Howe Library front lawn, beginning June 21st through August 2nd, 2018. Trustee Fahs seconded

the motion. Carried. DPW Director Bill Whitfield made comments about the construction on North Main Street in the area of the library, which will be in mid-June, to include closing of blocks and may cause difficulty in getting in and out of the area for a period of time. Mayor Shayler indicated Bill should communicate these details to Neil Benedict and the MOTL Committee.

TRUSTEES' BUSINESS:

COLE:

1. Trustee Cole made a motion to accept and approve the vouchers as listed in the Abstract of Vouchers dated May 14th, 2018. Trustee Fahs seconded the motion. Carried.
2. Trustee Cole made a motion to accept and approve the Budget Modifications using the Budget Modification Form dated April 2018. Trustee Ketchner seconded the motion. Carried.
3. Trustee Cole made a motion to accept and approve the Treasurer's Report for April 2018. Trustee Fahs seconded the motion. Carried.
4. Trustee Cole made a motion to accept and approve the Financial Report for April 2018. Trustee Fahs seconded the motion. Carried.
5. Trustee Cole made a motion to accept and approve Resolution No. 17/18-23, Establishment of Sewer Rates June 1, 2018. Trustee Fahs seconded the motion. Carried.

**RESOLUTION NO 17/18-23
OF THE VILLAGE BOARD OF TRUSTEES**

ESTABLISHMENT OF SEWER RATES JUNE 1, 2018

WHEREAS, The Village of Wellsville Local Law #1 of 2013 allows the Village Board of Trustees to set rates through board resolution; and

WHEREAS, the approved Village of Wellsville Budget for 2018-19 calls for an overall increase in sewer rates of roughly 5%; and

WHEREAS, the Village Board is considering the volume and character of sewage, industrial waste and other wastes discharged into the sewer system per Local Law #1 of 1972 Article I, Section 3(d) under "Sewer Rents";

NOW, THEREFORE BE IT RESOLVED that the Village Board does hereby formally set Sewer Rents according to the following fee schedule beginning June 1, 2018:

Sewer Fees - \$6.00 net

Sludge Disposal Fees - \$1.00 net

Sewer Consumption Fees:

\$1.80 per unit of water for low-level users of 1-25 units

\$1.90 per unit of water for mid-level users of 26-600 units

\$3.75 per unit of water for high-level users of 601+ units

Dated: May 14, 2018; this resolution shall take effect June 1, 2018.

Moved by Trustee Cole, 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 Monroe	<u>AYE</u>	Trustee Ketchner	<u>AYE</u>
Mayor Shayler	<u>AYE</u>		

I, Wendy Seely, do hereby certify that resolution #17/18-23 was passed at a meeting of the Board of Trustees of the Village of Wellsville, New York held on May 14, 2018, 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

- Trustee Cole made a motion to accept and approve Resolution No. 17/18-24, Establishment of Water Charges June 1, 2018. Trustee Monroe seconded the motion. Carried.

**RESOLUTION NO 17/18-24
OF THE VILLAGE BOARD OF TRUSTEES**

ESTABLISHMENT OF WATER CHARGES JUNE 1, 2018

WHEREAS, The Village of Wellsville Local Law #1 of 2013 allows the Village Board of Trustees to set rates through board resolution; and

WHEREAS, the Village of Wellsville water charges have not been updated since 1999 (water rates will remain uncharged per the 2018-19 Adopted Budget); and

WHEREAS, the Village Board has approved the recommendation to increase three of those rates based on current costs;

NOW, THEREFORE BE IT RESOLVED that the Village Board does hereby formally set Water Charges according to the following fee schedule beginning June 1, 2018:

Water turn on or off during work hours (temporary):	\$40.00
Water turn off/on same day:	\$40.00
Repeat Frost Bottom at same property (charged to owner):	\$300.00

Dated: May 14, 2018; this resolution shall take effect June 1, 2018.

Moved by Trustee Cole, seconded by Trustee Monroe.

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 Monroe	<u>AYE</u>	Trustee Ketchner	<u>AYE</u>
Mayor Shayler	<u>AYE</u>		

I, Wendy Seely, do hereby certify that resolution #17/18-23 was passed at a meeting of the Board of Trustees of the Village of Wellsville, New York held on May 14, 2018, 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

MONROE:

1. WWTP Project Update – no update at this time.

KETCHNER:

1. 23 North Main Street – Trustee Ketchner noted that the last leg of the grant is in place to turn over to Two Plus Four.

FAHS:

1. Trustee Fahs made a motion to accept and approve to award the fuel delivery bid for 2018/2019 to Rinker Oil Corp. at a price of \$2.1955/gal for Unleaded fuel, \$2.3280/gal for Diesel fuel, and \$2.3580/gal for Winter Blend Diesel fuel. Trustee Ketchner seconded the motion. Carried.
2. Trustee Fahs made a motion to accept and approve the Wellsville Fire Department's Annual Chicken Barbeque, to be held on Sunday, June 3rd, 2018, from noon to 3:00pm, carry out only from the Main Street fire hall. Trustee Cole seconded the motion. Carried.

POLICE DEPT:

1. Nothing to report.

DPW:

1. Bill Whitfield discussed the reallocation of Hydro and taking part in the Economic Development Program.
2. Trustee Ketchner made a motion for Board authorization for the Fuel Farm Committee to award Fuel Farm Upgrade Project to The Pump Doctor, Inc. in the amount of \$357,163. Trustee Fahs seconded the motion. Carried.
3. Bill Whitfield requested executive session for a contractual matter.

ATTY:

1. None

TREASURER:

1. None

On a motion made by Trustee Fahs and seconded by Trustee Cole, the Board moved out of regular session and into executive session at 8:55 pm. Carried.

On a motion made by Trustee Cole and seconded by Trustee Ketchner, the Board moved out of executive session and back into regular session at 9:05 pm. Carried.

On a motion made by Trustee Cole and seconded by Trustee Monroe, the meeting adjourned at 9:06 pm.

Respectfully submitted,

Wendy Seely
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.