

MINUTES OF A BOARD MEETING OF THE VILLAGE OF WELLSVILLE BOARD OF TRUSTEES  
HELD ON MAY 24, 2021, AT 6:00 PM AT THE TRUSTEE BOARD ROOM, 23 NORTH MAIN  
STREET, ALLEGANY COUNTY, WELLSVILLE, NEW YORK.

PRESENT: Mayor: Randy Shayler  
Deputy Mayor: Jeff Monroe  
Trustees: Ed Fahs, Gary Pearson (via telephone), Mike Roeske  
Dir. DPW: Bill Whitfield  
Fire Chief: Rod Winans (for Chief Fleischman)  
Treasurer: Melissa Mullen

ABSENT: Police Chief: Tim O'Grady  
Attorney: Rich Buck  
Code Officer: Rich Wenslow

VISITORS: Roy and Trina Lafleur; Patty Graves; Chris Potter, The Spectator; Kathryn  
Ross, Olean Times Herald

The regular board meeting opened at 6:00 pm with the pledge to the flag led by Mayor  
Shayler.

Trustee Fahs requested acceptance of the minutes from the Regular Board meeting held  
on May 10, 2021; Trustee Monroe seconded the motion. Carried.

Mayor Shayler welcomed everyone to the meeting, asking if anyone had anything to  
discuss. Roy Lafleur discussed the flooding that occurs on Williams Avenue every year,  
noting his family's frustration when their neighboring creek overflows, it floods into their  
home. He stated that no one comes out or does anything about it, even though it has  
happened repeatedly. He said it's not every year, but this time, the flooding came into his  
house, hallway and basement. DPW Director Whitfield stated that he knows that Brad  
Mattison has spoken with someone in that area, which Mr. Lafleur confirmed that he  
knows someone in the neighborhood had spoken with Mr. Mattison at some point about  
the situation. Patty Graves offered to have the Town Supervisor look into the situation as  
well, to see what part of the creek may be their responsibility and see what they can do to  
assist in cleaning it out. Mr. Whitfield said the Village has cleared it in the past, but hasn't  
been out there this year. Mayor Shayler asked Mr. Whitfield to check it out and come  
back with a status report at the end of next week.

MAYOR'S BUSINESS:

1. Mayor Shayler gave thanks to the Electric crew (Ryan Stisser, Jeromy Foster, Jeff  
Gordon, Dalton Grimes) for successfully completing the scheduled Village-wide  
electric outage in the early hours of Sunday, May 23<sup>rd</sup>, as well as for the hours  
upon hours of assistance put into an unexpected outage due to a motor vehicle  
accident the Saturday prior. He continued with his thanks to the tons of people  
who were involved with the unexpected electric outage that postponed the  
scheduled one for a week. He noted that everyone jumped right in to assist,  
including Trustee Roeske, along with the Fire Police, who were directing traffic  
very soon after the accident occurred, causing the traffic lights to be temporarily  
out of commission; as well as hours of dedication from Assistant DPW Director  
Mattison and Village employees Dan Gardner, Sebastian Dunne, Kevin Murphy,  
and Austin Crawford, who were fully engulfed in handling numerous factors,

including setting up generators at the Waste Water Treatment Plant to keep its functionality intact. Thank you also to Trustee Ed Fahs for his tireless hours of work with National Grid. It was noted that some residents had electricity within six hours, while others went 24-30 hours without. The fire department, the police department, and the Department of Public Works employees all jumped right into action. Chief Tim O'Grady handled streams of information, while 13 line trucks, six bucket trucks, three digger trains, a digger pole setter, etc. were on site under the guidance of DPW Director Bill Whitfield. The Mayor added thanks for the fortunate chance that personnel from Arcade, Fairport, and O'Connell Electric were already in town for the planned power outage for the next day and were able to assist with the unexpected outage. He additionally noted his appreciation for the relationships with other municipalities, as well as with O'Connell Electric, in these times of need. Everyone stopped and took care of what had to get done. At meeting time, the Mayor noted that things were pretty much back to normal. He wrapped up with a "Hat's off" to all of the 50-plus people directly involved. And a special thank you to all who lost electricity.

2. Mayor Shayler made a motion to accept and approve the Wellsville Development Corporation's (WDC) request to place a Walsh Memorial Bench on Main Street in the Village in honor of former Police Chief Tim Walsh. Trustee Fahs seconded the motion. Carried. The Mayor requested that Trustee Fahs work with the WDC to determine the best place for the bench to be located.
3. Mayor Shayler noted receipt of the Wellsville VFW's 30-day Advance Notice of their renewal application for on-premises alcoholic beverage license as required by the State Liquor Authority. Their present license expires 9/30/2021. He stated that no action is required of the Board, unless anyone has a problem as a municipality of this renewal.
4. Mayor Shayler made a motion to accept and approve Resolution No. 21/22-03, subject to permissive referendum, To Purchase a Police Car. Trustee Monroe seconded the motion. Carried.

**RESOLUTION NO 21/22-03  
OF THE VILLAGE BOARD OF TRUSTEES**

**TO PURCHASE A POLICE CAR**

At a regular meeting of the Board of Trustees of the Village of Wellsville, New York held on May 24, 2021, the following resolution was adopted:

**WHEREAS**, the Village of Wellsville Trustees have approved the 2021-2022 Annual Budget which includes a Capital Plan; and

**WHEREAS**, the Village of Wellsville, in discussion with the Village Police Department, has deemed it necessary to purchase a POLICE CAR (Dodge Charger) for the Village Police Department which will be utilized in all functions for the Police Department; and

**WHEREAS**, the price of this vehicle (including up-fit equipment) will be an amount that shall not exceed Forty Thousand Dollars (\$40,000), which shall be financed with payments made from the General 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 purchase of a Police car.

Dated: May 24, 2021; this resolution shall take effect immediately.

Moved by Mayor Shayler; seconded by Trustee Monroe.

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

Trustee Pearson	<u>AYE</u>	Trustee Fahs	<u>AYE</u>
Trustee Monroe	<u>AYE</u>	Trustee Roeske	<u>AYE</u>
Mayor Shayler	<u>AYE</u>		

I, Wendy Seely, do hereby certify that Resolution #21/22-03 was passed at a meeting of the Board of Trustees of the Village of Wellsville, New York held on May 24, 2021, 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.

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Certified by the Village Clerk

5. Mayor Shayler made a motion to accept and approve Resolution No. 21/22-05, subject to permissive referendum, To Purchase a Wellsville Police Department Roof Repair. Trustee Fahs seconded the motion. Carried.

**RESOLUTION NO 21/22-05  
OF THE VILLAGE BOARD OF TRUSTEES**

**TO PURCHASE A WELLSVILLE POLICE DEPT. ROOF REPAIR**

At a regular meeting of the Board of Trustees of the Village of Wellsville, New York held on May 24, 2021, the following resolution was adopted:

**WHEREAS**, the Village of Wellsville Trustees have approved the 2021-2022 Annual Budget which includes a Capital Plan; and

**WHEREAS**, the Village of Wellsville, in discussion with the Village Police Department, has deemed it necessary to repair the Roof at 46 S. Main Street for the Village Police Department which will be utilized in all functions for the Police Department; and

**WHEREAS**, the price of the roof repairs will be an amount that shall not exceed Ten Thousand Dollars (\$10,000), which shall be appropriated from the General 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 purchase of repairs to the Village Police Department roof.

Dated: May 24, 2021; this resolution shall take effect immediately.

Moved by Mayor Shayler; seconded by Trustee Fahs.

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

Trustee Pearson	<u>AYE</u>	Trustee Fahs	<u>AYE</u>
Trustee Monroe	<u>AYE</u>	Trustee Roeske	<u>AYE</u>
Mayor Shayler	<u>AYE</u>		

I, Wendy Seely, do hereby certify that Resolution #21/22-05 was passed at a meeting of the Board of Trustees of the Village of Wellsville, New York held on May 24, 2021, 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.

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Certified by the Village Clerk

- 6. Mayor Shayler made a motion to accept and approve Resolution No. 21/22-06, subject to permissive referendum, To Purchase a Fingerprinting Computer. Trustee Roeske seconded the motion. Carried.

**RESOLUTION NO 21/22-06  
OF THE VILLAGE BOARD OF TRUSTEES**

**TO PURCHASE A FINGERPRINTING COMPUTER**

At a regular meeting of the Board of Trustees of the Village of Wellsville, New York held on May 24, 2021, the following resolution was adopted:

**WHEREAS**, the Village of Wellsville Trustees have approved the 2021-2022 Annual Budget which includes a Capital Plan; and

**WHEREAS**, the Village of Wellsville, in discussion with the Village Police Department, has deemed it necessary to purchase and replace the Fingerprinting Computer for the Village Police Department which will be utilized in fingerprinting process for the Police Department; and

**WHEREAS**, the price of the fingerprinting computer will be an amount that shall not exceed Twenty-Five Thousand Dollars (\$25,000), which shall be appropriated from the General 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 purchase of a fingerprinting computer for the Village Police Department.

Dated: May 24, 2021; this resolution shall take effect immediately.

Moved by Mayor Shayler; seconded by Trustee Roeske.

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

Trustee Pearson	<u>AYE</u>	Trustee Fahs	<u>AYE</u>
Trustee Monroe	<u>AYE</u>	Trustee Roeske	<u>AYE</u>
Mayor Shayler	<u>AYE</u>		

I, Wendy Seely, do hereby certify that Resolution #21/22-06 was passed at a meeting of the Board of Trustees of the Village of Wellsville, New York held on May 24, 2021, 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.

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Certified by the Village Clerk

TRUSTEES' BUSINESS:

PEARSON:

1. Trustee Pearson made a motion to accept and approve the vouchers as listed in the Abstract of Vouchers dated today, May 24, 2021. Trustee Monroe seconded the motion. Carried.

MONROE:

1. Trustee Monroe made a motion to accept and approve the Application for a Special Event Permit for Dyke Street Engine Co. #2 Chicken BBQ, which will be held Thursday, June 10, 2021 from 4:00 – 6:00 pm at 89 E. Hanover Street. The facility has been inspected by the Health Department. Trustee Fahs seconded the motion. Carried.
2. Trustee Monroe extended his thanks to all who were involved and assisted with the recent electric outages.

ROESKE:

1. Trustee Roeske noted there will be a meeting this upcoming Tuesday with the Fire companies at 7:00 pm. He and Trustee Monroe will be attending to discuss the Fire Department Contract.
2. Trustee Roeske requested executive session for a financial purpose.

FAHS:

1. With the forthcoming upgrades of the WWTP, Trustee Fahs made a motion to accept and approve Resolution No. 21/22-04, Establishment of Sewer Rates June 1, 2021. Trustee Pearson seconded the motion. Carried.

**RESOLUTION NO 21/22-04  
OF THE VILLAGE BOARD OF TRUSTEES**

**ESTABLISHMENT OF SEWER RATES JUNE 1, 2021**

**WHEREAS**, The Village of Wellsville Local Law #3 of 2016 allows the Village Board of Trustees to set rates through Board resolution; and

**WHEREAS**, the approved Village of Wellsville Budget for 2021-22 calls for an overall increase in sewer rates of 15%; and

**WHEREAS**, user fees for the sewer are based on the costs incurred by the Village of Wellsville for providing the services; and

**WHEREAS**, the Board of Trustees of the Village of Wellsville, after due deliberation, and consideration of the 2021-22 Adopted Budget, find it in the best interest of the Village of Wellsville to raise the sewer rates.

**NOW THEREFORE, BE IT RESOLVED**, that hereafter, the sewer rates shall be as follows and the local law will be updated accordingly:

	<u>In Village</u>	<u>Outside the Village</u>
Base	\$7.30	\$10.98
Units 1-25	\$2.19	\$ 3.28
Units 26-600	\$2.30	\$ 3.51
Units 601+	\$4.60	\$ 6.90

Dated: May 24, 2021; this Resolution shall take effect June 1, 2021.

Moved by Trustee Fahs; seconded by Trustee Pearson.

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

Trustee Pearson	<u>AYE</u>	Trustee Fahs	<u>AYE</u>
Trustee Monroe	<u>AYE</u>	Trustee Roeske	<u>AYE</u>
Mayor Shayler	<u>AYE</u>		

I, Wendy Seely, do hereby certify that Resolution #21/22-04 was passed at a meeting of the Board of Trustees of the Village of Wellsville, New York held on May 24, 2021, 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.

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Certified by the Village Clerk

- Trustee Fahs made a motion to accept and approve Resolution No. 21/22-07, subject to permissive referendum, To Purchase a Traffic Signal Backup. Trustee Roeske seconded the motion. Carried.

**RESOLUTION NO 21/22-07  
OF THE VILLAGE BOARD OF TRUSTEES**

**TO PURCHASE A TRAFFIC SIGNAL BATTERY BACKUP**

At a regular meeting of the Board of Trustees of the Village of Wellsville, New York held on May 24, 2021, the following resolution was adopted:

**WHEREAS**, the Village of Wellsville Trustees have approved the 2021-2022 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 purchase a Traffic Signal Battery Backup for the Electric Department which will be utilized as a backup energy source for the downtown traffic signals; and

**WHEREAS**, the price of the Traffic Signal Battery Backup will be an amount that shall not exceed Thirty Thousand Dollars (\$30,000), which shall be appropriated from the Electric 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 purchase of a Traffic Signal Battery Backup for the Village Electric Department.

Dated: May 24, 2021; this resolution shall take effect immediately.  
Moved by Trustee Fahs; seconded by Trustee Roeske.

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

Trustee Pearson	<u>AYE</u>	Trustee Fahs	<u>AYE</u>
Trustee Monroe	<u>AYE</u>	Trustee Roeske	<u>AYE</u>
Mayor Shayler	<u>AYE</u>		

I, Wendy Seely, do hereby certify that Resolution #21/22-07 was passed at a meeting of the Board of Trustees of the Village of Wellsville, New York held on May 24, 2021, 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.

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Certified by the Village Clerk

- Trustee Fahs made a motion to accept and approve Resolution No. 21/22-08, subject to permissive referendum, To Purchase West State Street Substation Batteries. Trustee Monroe seconded the motion. Carried.

**RESOLUTION NO 21/22-08  
OF THE VILLAGE BOARD OF TRUSTEES**

**TO PURCHASE WEST STATE STREET SUBSTATION BATTERIES**

At a regular meeting of the Board of Trustees of the Village of Wellsville, New York held on May 24, 2021, the following resolution was adopted:

**WHEREAS**, the Village of Wellsville Trustees have approved the 2021-2022 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 purchase Batteries for the West State Street Substation for the Electric Department which will be utilized to provide electric service to those receiving their electric from the West State Street Substation; and

**WHEREAS**, the price of the West State Street Substation Batteries will be an amount that shall not exceed Twenty-Five Thousand Dollars (\$25,000), which shall be appropriated from the Electric 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 purchase of Batteries for the West State Street Substation for the Village Electric Department.

Dated: May 24, 2021; this resolution shall take effect immediately.  
Moved by Trustee Fahs; seconded by Trustee Monroe.

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

Trustee Pearson	<u>AYE</u>	Trustee Fahs	<u>AYE</u>
Trustee Monroe	<u>AYE</u>	Trustee Roeske	<u>AYE</u>
Mayor Shayler	<u>AYE</u>		

I, Wendy Seely, do hereby certify that Resolution #21/22-08 was passed at a meeting of the Board of Trustees of the Village of Wellsville, New York held on May 24, 2021, 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.

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Certified by the Village Clerk

- Trustee Fahs made a motion to accept and approve Resolution No. 21/22-09, subject to permissive referendum, To Purchase West State Street Substation Relays. Trustee Pearson seconded the motion. Carried.

**RESOLUTION NO 21/22-09  
OF THE VILLAGE BOARD OF TRUSTEES**

**TO PURCHASE WEST STATE STREET SUBSTATION RELAYS**

At a regular meeting of the Board of Trustees of the Village of Wellsville, New York held on May 24, 2021, the following resolution was adopted:

**WHEREAS**, the Village of Wellsville Trustees have approved the 2021-2022 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 purchase West State Street Substation Relays for the Electric Department which will be utilized to provide electric service to Village of Wellsville; and

**WHEREAS**, the price of the West State Street Substation Relays will be an amount that shall not exceed Thirty Thousand Dollars (\$30,000), which shall be appropriated from the Electric 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 purchase of West State Street Substation Relays for the Village Electric Department.

Dated: May 24, 2021; this resolution shall take effect immediately.  
Moved by Trustee Fahs; seconded by Trustee Pearson.

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

Trustee Pearson	<u>AYE</u>	Trustee Fahs	<u>AYE</u>
Trustee Monroe	<u>AYE</u>	Trustee Roeske	<u>AYE</u>



I, Wendy Seely, do hereby certify that Resolution #21/22-09 was passed at a meeting of the Board of Trustees of the Village of Wellsville, New York held on May 24, 2021, 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.

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Certified by the Village Clerk

POLICE DEPT:

1. Chief O'Grady was not present.

FIRE DEPT:

1. Rod Winans was present for Chief Fleischman. He had nothing to discuss.

DPW:

1. Director Whitfield stated that the scheduled power outage yesterday, May 23<sup>rd</sup>, went as planned. All of the old structure is out and now have to do site work. In another month they will schedule another power outage. Mayor Shayler added that no one seemed to know there was anything going on, that it was A-#1 superstar work.

CODE OFFICER:

1. Code Enforcement Officer Wenslow was not present.

ATTORNEY:

1. Attorney Buck was not present.

TREASURER:

1. Treasurer Mullen discussed the bid results for the renewal of the \$231,000 Bond Anticipation Note currently held by Community Bank N.A. at a rate of 1.98%. First Citizens Bank (1.99%); Community Bank N.A. (1.50%); Greene County Commercial Bank (0.77%). She further noted that Municipal Solutions recommends using the low bidder, Greene County Commercial Bank. Mayor Shayler stated that he was not eager to approve that recommendation not knowing where that bank is located and based on an attorney recommending it. It was found that its headquarters is located in the Catskills, New York. Mayor Shayler made a motion to select Community Bank at 1.50%, stating that it is taxpayers money and this would be buying local. Trustee Roeske seconded the motion. Carried.
2. Treasurer Mullen provided the Fire Department budget modifications for review, noting that they appear to be what is normally done this time of year. Trustee Monroe made a motion to approve the modifications; Trustee Fahs seconded the motion. Carried.

3. Treasurer Mullen requested executive session for a personnel matter.

Mayor Shayler discussed appointing Steven Pettenati to the Village Planning Board. Trustee Roeske made motion to accept and approve the appointment of Mr. Pettenati to the Planning Board; Trustee Monroe seconded the motion. Carried.

On a motion made by Trustee Fahs and seconded by Trustee Pearson, the Board moved out of regular session and into executive session at 6:54 pm. Carried.

On a motion made by Trustee Fahs and seconded by Trustee Monroe, the Board moved out of executive session and into regular session at 7:03 pm. Carried.

Trustee Fahs made a motion to approve the remaining vouchers for FY2020/21, as of May 27, 2021, contingent on having three Trustee signatures. Trustee Roeske seconded the motion. Carried.

On a motion made by Trustee Roeske and seconded by Trustee Fahs, the meeting adjourned at 7:04 pm. Carried.

Respectfully submitted,

Wendy Seely  
Village Clerk