

**MINUTES OF A REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WELLSVILLE
HELD ON JANUARY 25, 2010 AT 7:00 PM IN THE TRUSTEES ROOM OF THE MUNICIPAL BUILDING, 156
NORTH MAIN STREET, WELLSVILLE, ALLEGANY COUNTY, NEW YORK.**

PRESENT: Mayor: James Cretekos
Trustees: Judy Lynch, Laurie Hennessy, Jamie Herman, and Tink LaForge
Police Chief: Steve Mattison
Village Atty: Dan Synakowski
Director PW: William Whitfield

ABSENT: None

VISITORS: Christopher Eldridge, Randy Kemp, Sue Kemp, Gregory Day, Greg Howe, Casey Howe, Deb Howe, Scott Lanphier, Becky Sutton, Joel Culbertson, Dan Martelle, Jeffrey Culbertson, Jared Mattison, Mark Bierman, Jr., Frank Knight, and Brian Quinn.

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

Mayor Cretekos called the meeting to order and announced the first order of business would be the approval of the minutes of the previous regular meeting. On hearing no corrections to the minutes they were approved for filing as presented.

The floor was opened for public comments.

Becky Sutton representing the Wellsville Ambulance Corp. presented petitions containing 212 signatures from Village residents requesting a public referendum be conducted either on the ballot for the March 2010 Village Election or by Special Election. The Mayor asked the Village Clerk to convey to the assembled what has been learned from researching this issue. The Village Clerk indicated that in researching State Statutes and the General Municipal Law of New York State and input from the General Counsel of NYCOM, there is no authorization for this form of referendum, and it is specifically stated that no public resources can be used/expended to conduct this form of referendum. Additionally, it is stated that any results derived from the referendum can not be used as a determining factor by the legislative board in making a final decision on the related issue. The Village Attorney indicated that through his research of the issue he concurs with the Village Clerk that the issue does not qualify as an item that can go through a referendum.

MAYORS BUSINESS:

1. Announced the 2010 NYCOM Winter Legislative Meeting on February 21-23 at the Crown Plaza in Albany and invite the trustees to make reservations if interested in attending.
2. Announced the receipt of a notification from the Wellsville Country Club of its intent to renew its liquor license, the notification was received on January 13, 2010.

3. Requested approval of the appointment of the following Election Inspectors for the 2010 Village Elections:

Rose Dahar	Democrat
Lyle Rahr	Democrat
Jane Walsh	Democrat
Helen Taylor	Republican
Marge Vossler	Republican
Sandy Kasprowicz	Republican

On a motion made by Mayor Cretekos and second by Trustee LaForge the appointments were approved.

4. Requested approval of the appointment of the 2010 Emergency Services Council:

Bill Day Sr.	Emergency Management Officer
Dan Martelle	Deputy EMO
Steve Mattison	Police Chief
Brent Cobin	Fire Chief
Shawn Mills	EMS Chief
Frank Knight	Rescue Chief
Bill Whitfield	Director DPW
Dean Arnold	Town Highway
Jim Cretekos	Mayor
Dar Fanton	Town Supervisor
Gus Weber	Jones Memorial Hospital

On a motion made by Mayor Cretekos and second by Trustee LaForge the appointments were approved.

TRUSTEES BUSINESS:

HERMAN: -

- 1) Provided an update to the board regarding the progress to-date that the Library Board is experiencing relative to the planned improvements to the street area behind the Library. He mentioned that the next step for the Village Board will be to proceed with the formal dedication of the street behind the Library and asked the Village Attorney to begin the appropriate work,
- 2) Wished to thank all of the emergency response personnel for their hard work and dedication demonstrated during the current high water event,
- 3) Mentioned to the board the recent meetings which have transpired with the DPW relative to the AMR system as it pertains to the water department, if is anticipated that a recommendation should be ready to present to the board at the next meeting, and
- 4) Requested Executive Session to discuss contractual issues.

HENNESSY: Nothing

LYNCH:

Indicated her displeasure in the Mayor not allowing individuals to have an opportunity to speak during the public comment segment if they their names do not appear on the agenda as visitors.

LAFORGE: Nothing

DEPARTMENT REPORTS:

FIRE DEPARTMENT:

1. Reported the receipt and filing of the December 21, 2009 and January 18, 2010 Fire Board meeting minutes.
2. Reported the receipt and filing of the Dyke Hose Co. 2009 calendar year report of expenditures.

POLICE DEPARTMENT:

1. Mentioned that the 2009 Annual Report had been sent to the Mayor and Trustees and that there were hard copies available for any interested party.

DPW:

1. Request the transfer of appropriations in the amount of \$444.50 from R5111.463 to R5111.473 to cover vehicle repairs for 4th quarter 2009. On a motion made by Trustee LaForge and second by Trustee Hennessy the transfer was approved.
2. Request the transfer of appropriations in the amount of \$1,412.25 from A5110.110 to A1640.110 to cover balance of payroll for FY 2010 for Brian Brizzee. On a motion made by Trustee Hennessy and second by Trustee LaForge the transfer was approved.
3. Request the transfer of appropriations in the amount of \$471.75 from A3420.423 to A3420.444 to cover repairs to the boiler pump at the fire hall. On a motion made by Trustee LaForge and second by Trustee Herman the transfer was approved.

CLERK TREASURER:

1. Acceptance and approval of the vouchers listed in Abstract #16 dated January 26, 2010 were approved on a motion by Trustee LaForge and second by Trustee Hennessy as follows, with Trustee Lynch voting not to approve:

<u>Fund</u>	<u>Amount</u>	<u>Vouchers</u>
A	\$159,354.74	720 - 770
CT	19,746.07	27 - 29
EE	268,475.92	392 – 421
F	15,730.73	348 – 375
G	16,030.61	365 – 391
R	8,531.48	110 – 122

TA	<u>1,189.44</u>	16
TOTAL	\$489,058.99	

2. **Requested acceptance of the December 31, 2009 Treasurer's Report and Financial Statements. On a motion made by Trustee Hennessy and second by Trustee LaForge the reports were accepted as presented.**
3. Notification that the general journal entries for all funds and the adjusting entries for the utilities for the month of December 2009 are available for review.
4. **Request approval to transfer appropriations in the amount of \$1,000.00 from R5111. 463 – Fuel to R9050.800 – Unemployment Insurance. On a motion made by Trustee LaForge and second by Trustee Herman the transfer was approved.**
5. **Request approval to transfer \$1,000.00 in appropriations from EE785.205 – Conf/Schooling to EE785.104 – Unemployment Insurance. On a motion made by Trustee LaForge and second by Trustee Hennessy the transfer was approved.**
6. **Request approval to transfer \$500.00 in appropriations from F5111.463 – Diesel Fuel to F9050.800 – Unemployment Insurance. On a motion made by Trustee LaForge and second by Trustee Herman the transfer was approved.**
7. **Request approval to transfer \$5,000.00 in appropriations from A1990.400 – Contingency to A1640.453 – Municipal Building Appraisal, to cover cost of Environmental Report on the old Citizens National Bank Building on N. Main Street. On a motion made by Trustee Hennessy and second by Trustee LaForge discussion transpired regarding the bill. After considerable discussion the request was not approved by the board.**
8. **Request approval to transfer \$600.05 in appropriations from A1990.400 – Contingency to A1010.404 – Board General Operating to cover cost of arbitration with police union. On a motion made by Trustee LaForge and second by Trustee Herman the transfer was approved.**

On a motion by Trustee Herman and second by Trustee LaForge the board moved out of the regular session into the executive session at 7:20 PM.

On a motion by Trustee LaForge and seconded by Trustee Hennessy the Board moved out of Executive Session and back to Regular Session at 8:07 PM.

The meeting was adjourned at 8:07 PM on a motion made by Trustee LaForge and second by Trustee Herman.

Respectfully submitted,

Darrell Caldwell
Village Clerk/Treasurer