

August 14, 2018

At 7:00 PM, Mayor Stumpf called the meeting to order and led the Pledge to the Flag.

The following were present:

John Stumpf	Mayor
Richard Hunt	Trustee
Patricia Sherwood	Trustee
Darwin Dominessy	Trustee
Trista Reisdorf	Trustee

Marcia Spencer	Clerk
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OTHERS PRESENT: Superintendent of Public Works Daren Smith, First Assistant Fire Chief Jeremy Lavery, Second Assistant to the Chief Bobby Kuhn, Code Enforcement Officer Christopher Lexer,, Lonnie Owens, Anna David, two unidentified women and Arcade Herald Reporter Tyler VanOcker.

#166 PUBLIC HEARING

At 7:00 PM, Mayor Stumpf opened the Public Hearing on Local Law 1 – 2018 entitled a Local Law Amending Local law no. 12-1992 A Local Law Regulating Zoning in the Village of Delevan.

Village Clerk Spencer provided proof of Legal notice.

At 7:05 PM with no one in attendance wishing to speak on Local Law 1-2018, it was moved by Trustee Sherwood, seconded by Trustee Reisdorf to close the Public Hearing.

Trustee Dominessy aye, Trustee Hunt aye, Trustee Reisdorf aye, Trustee Sherwood aye, Mayor Stumpf aye. Ayes 5, Nays 0, Absent 0. Carried.

#167 Local Law 1 – 2018 entitled a Local Law Amending Local law no. 12-1992 A Local Law Regulating Zoning in the Village of Delevan

It was moved by Trustee Reisdorf, seconded by Trustee Sherwood to adopt Local Law #1-2018 entitled a Local Law Amending Local law no. 12-1992 A Local Law Regulating Zoning in the Village of Delevan

Trustee Dominessy aye, Trustee Hunt aye, Trustee Reisdorf aye, Trustee Sherwood aye, Mayor Stumpf aye. Ayes 5, Nays 0, Absent 0. Carried.

MINUTES

Trustee Hunt seconded by Trustee Sherwood moved suspension of the reading of the Minutes of the previous board meeting July 10, 2018 inasmuch as Board members had been supplied copies. Carried. Mayor Stumpf announced that corrections and alterations would then be heard, and concluding there were none, the minutes stand approved. Carried.

PUBLIC

Anna David, who has a store located in the plaza named Idle Hands attended the meeting to complain about the removal of her sign. Code Enforcement Lexer stated that her sign was not allowed under Zoning and when Ms. David refused to remove it, plaza owner James Dwaileebe told Mr. Lexer to remove it. Upon leaving the meeting, Ms. David presented the clerk with numerous FOIL requests as well as a bill for the sign. The majority of the FOIL requests were erroneous requests for information on events that never took place. Clerk Spencer will respond via US mail to said requests.

COMMITTEES

Recreation Director Trista Reisdorf reported that there were 75 kids in attendance today at recreation (August 14, 2018) as some were on vacation etc. Wednesday was going to be field day and Thursday the bounce houses along with tie dyeing shirts. The pool was booked by the swim team so recreation attendees unable to swim, saving on transportation fees. The County Health Department gave the recreation program a great review.

Supt. Daren Smith reported the following:

- 1.) A poplar tree came down on the edge of the park
- 2.) Residents have been doing illegal dumping
- 3.) Milherst Construction finished the top soil restoration
- 4.) Owens,, Stevens, Stranburg and Dorita were chipped and stoned with Town's assistance
- 5.) Trimming done at the Springs; springs are running over good
- 6.) Water usage for gas line coming through the village 35000 gallons
- 7.) Ruff has adjusted the garage doors and installed new eyes on doors
- 8.) Riser on Church Street installed
- 9.) Sign shop called, Village sign is done

Clerk Marcia Spencer reported the following:

- 1.) Collected Taxes and Water bills, posted payments to accounts
- 2.) Provided Tax searches to attorneys for sale of houses
- 3.) Issued handicapped parking permits
- 4.) Booked meeting room
- 5.) Routine correspondence
- 6.) Delivered trash stickers to Crosby's.
- 10.) Prepared vouchers/abstract/cash receipts
- 11.) Received check from Milherst Construction for water used during the Lime Lake Sewer project – deposited in Water Account \$1766.00
- 12.) Updated Daren's computer for water reading
- 13.) Will be on vacation next week.
- 14.) Received \$6.40 from Staples in a class action settlement – deposited in General.

1st Assistant to the Chief Jeremy Lavery reported the following:

For the month of July there were 33 calls. EMS – Village 16, Town of Yorkshire 9, Town of Freedom 1 and Machias 1. Structure Fire – Franklinville 1. Auto Accident - Village 1 and Town of Yorkshire 1. Wires Down – Village 1 and Town of Yorkshire 1. Automatic Fire Alarm - Village – 1.

COMMUNICATIONS

- 1.) Clerk Spencer reported that she sent the Town of Machias a letter outlining a Village Resident's report that she had fallen on the sidewalk that was torn up for the Lime Lake Sewer Project.
- 2.) Cattaraugus County Municipal Officials Meeting will be held with the County Town Supervisor Meeting in Ellicottville on September 6, 2018, the program will be on Zombie Properties. Trustee Hunt and Mayor Stumpf will attend.
- 3.) Cattaraugus County will be hosting a free rabies clinic at various locations in September.
- 4.) Pioneer Central School District – Notice of Determination of Negative Declaration for Capital Improvement Project.
- 5.) Cattaraugus County Health Department – Capture the Bat Campaign poster received and posted.
- 6.) Cattaraugus County Human Resources – Allocation Charges for Worker's Compensation received.
- 7.) Mayor received project status and site walkthrough correspondence from MDA Consulting Engineers, PLLC on the Lime Lake Sewer Project. Supt. Smith will do the walkthrough.

UNFINISHED BUSINESS

1.) #168 Finance Fire Truck Purchase –

It was moved by Trustee Sherwood, seconded by Trustee Reisdorf to finance the Pierce Tanker purchased from Churchville Fire Equipment (utilizing the HGAC Contract FS12-17) with a price of \$248,250.00 not including interest through PNC Equipment Lease for ten years.

Trustee Dominessy aye, Trustee Hunt nay, Trustee Reisdorf aye, Trustee Sherwood aye, Mayor Stumpf aye. Ayes 4 Nays 1, Absent 0. Carried.

2.) #169 Sell 1989 Ford Tanker –

It was moved by Trustee Reisdorf, seconded by Trustee Sherwood to authorize Chris Lexer to list the 1989 Ford Tanker on Auctions International to sell at fair market value.

Trustee Dominessy aye, Trustee Hunt aye, Trustee Reisdorf aye, Trustee Sherwood aye, Mayor Stumpf aye. Ayes 5, Nays 0, Absent 0. Carried.

3.) Quotes on handicapped restroom – Trustee Hunt will attempt to obtain two quotes based on the plans drawn up by Engineer Dennis Cook.

NEW BUSINESS

1.) **Fire Contracts** with the Town of Freedom and the Town of Yorkshire – proposed amounts needed to send to the Towns for budgeting process.

2.) **Website ADA compliant** – the clerk has been in contact with Southern Tier West on making the Village/Town's website ADA compliant. So. Tier West is implementing the changes needed.

APPROVAL OF BILLS

The bills for the previous month of June were presented and audited. It was moved by Trustee Sherwood, seconded by Trustee Hunt to make payment of \$38,155.56 Abstract #3 \$36,419.56 in General Fund Claims and \$1736.00 in payment of Water Fund Claims

Trustee Dominessy aye, Trustee Hunt aye, Trustee Reisdorf aye, Trustee Sherwood aye, Mayor Stumpf aye. Ayes 5, Nays 0, Absent 0. Carried.

ADJOURNMENT

At 7:52 PM it was moved by Trustee Sherwood, seconded by Trustee Dominessy to adjourn. Carried.

Marcia J. Spencer, Village Clerk