

October 11, 2011

Board of Trustees

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Proceedings by Authority

State of New York  
Village of Celoron  
Community Center

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A Regular Meeting of the Board of Trustees of the Village of Celoron, New York was held on Tuesday, October 11, 2011 at 7:00 P.M.

Members Present: Mayor Keeney, Trustees Mattison, Kogut, Schrecengost and Young

Others Present: Village Clerk-Treasurer Shirley A. Sanfilippo, MMC, Village Attorney John D. Vanstrom, Highway Superintendent Terry Schrecengost, Deputy Village Clerk Jetta Wilson, and two members of the public.

Mayor Keeney called the meeting to order, asked the Clerk to call the roll and led the Pledge of Allegiance.

**MAYORAL COMMENTS:**

Mayor Keeney asked the Board Members if they had any information for the newsletter. He also asked Trustee Mattison to chair a Committee on Community Service Awards.

**OPPORTUNITY FOR PUBLIC COMMENT:**

None

**APPROVAL OF MINUTES:**

Trustee Mattison motioned, seconded by Trustee Young to approve the minutes of the Public Hearing and Regular Meeting of September 12, 2011.

Carried: 5 ayes

**COMMITTEE REPORTS**

PUBLIC SAFETY – Trustee Kogut gave the report from the Code Enforcement Officer.

ANIMAL CONTROL – Trustee Schrecengost and the Board discussed conducting a deer management program with the DEC again. Mayor Keeney made the following comments, “The DEC program called Suburban Deer Management is one that the Village participated in January of 2011. The problem facing the Village of Celoron was an excessive population of deer. Community people complained of the nuisance the deer created by eating in their gardens and destroying their costly shrubbery. These same people and others made issue of the danger and nuisance the deer are to vehicle traffic. These people and others made comment on how noble it would be for us to feed the needy. Any one of these concerns might have been good reason to be involved in the DEC Herd Management Program. As good as these reasons may be they are at best sidebars. The real reason to follow the DEC guideline for Deer Herd Management is the natural consequences of over population, that being starvation. In a small are, our Village, we have more deer than available food in the winter and the result is starvation. Was it good that we saved some gardens and shrubbery? Was it good that we may have prevented even one car deer accident? Was it good that we feed

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hundreds of needy people? Yes, all of the side issues were positive results, but the primary motivating force was to prevent or limit the horrible, painful and ugly death of starvation.”

Mayor Keeney moved to continue with the DEC program of Suburban Deer Herd Management Program under DEC control, regulations and time schedule. Trustee Schrecengost seconded the motion.

Carried: 4 ayes, 1 nay – Trustee Kogut

Trustee Schrecengost stated that even after the deer management program was conducted last year there were still a couple of deer accidents after the fact and nine dead deer were found in back yards and the woods. This year a mother and two fawns were killed when they ran into a fence and destroyed it.

Trustee Schrecengost remarked that the new Dog Control Officer was very busy. She has been in court three times. He apprised the Board of a recent animal cruelty case in the Village.

PARKS & RECREATION – Trustee Young – Mayor Keeney advised that he had asked for volunteers to join the Parks & Recreation Commission, which he hopes to re-activate.

HIGHWAY AND EQUIPMENT – Trustee Mattison reminded all that Fall Clean-up Day be scheduled for Saturday, October 15, 2011 from 9:00 a.m. to 3:00 p.m. and that Winter parking regulations and the installation of temporary enclosures would begin on November 1<sup>st</sup>.

ZONING & PLANNING – Trustee Schrecengost and the Board reviewed the recommendations of the Planning Board for the issuance of a Special Use Permit to Chautauqua Lake Auto.

Mayor Keeney moved, seconded by Trustee Schrecengost to approve a Special Use Permit to Chautauqua Lake Auto for a period of six (6) months with the following conditions:

1. Keeping the House as Residential and installing, within sixty days, a three foot high wooden fence at least 6'6" from the house along its west and south sides, from Boulevard to Melvin Avenues to serve as a buffer.
2. Installing, within sixty days, a six foot high wooden fence along the whole south side of the property, from Conewango to Melvin Avenues to serve as a buffer. It will wrap around and step down to the street/sidewalk on the west and east sides of the property.
3. Deleting four parking spots to establish a Fire Lane along the west side of the Body Shop and the Mechanical & Inspection buildings.
4. Removing the shed from the east side of the property.
5. Installing a gate between the fence and the southeast corner of the Mechanical & Inspection building to enclose the Outdoor Storage of metal and tires on the south side of that building.
6. Placing new stone in the Parking Areas.
7. Installing new lights on the north side of the Body Shop building and the west side of the Mechanical & Inspection building.
8. Installing a row of shrubs and potted plants along Boulevard Avenue on the north side and Melvin Avenue on the east side, noting that this is a slight modification of #21 of the Site Plan Checklist.
9. Establishing the Hours of Operation as Monday through Friday: 7:00 a.m. to 6:00 p.m.; and Saturday: 8:00 a.m. to 12:00 noon.
10. Establishing an Employee Parking area separate from the Public Parking area, keeping all vehicles, including employees' and customers' vehicles, or vehicles for sale, solely on the premises of Chautauqua Lake Auto.
11. Keeping the Retail Operation separate from the Mechanical Operation.
12. Keeping the cars parked in an orderly way and 3' to 5' off of the sidewalk.

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13. Possibly move the dumpster (after reviewing the situation with mud and the cement pad with the Highway Department Staff).
14. Waiving #7 and #27 of the Site Plan Checklist since they are not applicable in this situation.
15. Completing these improvements within six months.

Carried: 5 ayes

SANITATION – Trustee Mattison advised that all the tires have now been replaced on the garbage truck.

BUSINESS – Trustee Kogut – none

CORRESPONDENCE – Clerk Sanfilippo reviewed the following correspondence:

1. Thank you from Polly Carmen.
2. Letter to Gov. Cuomo regarding mandate relief.
3. Notification from Time Warner Cable of possible network changes and the movement of networks from standard to digital channels.
4. Report on Fall Training School from Shirley Sanfilippo and Jetta Wilson.

FINANCE – Entire Board/Clerk

Mayor Keeney asked for approval of Abstract #8 in the amount of \$16,617.71, Check #1209 thru 1224 dated September 13-30, 2011; Abstract #9 in the amount of \$41,185.11, Check #1225 thru 1237, dated October 1-11, 2011; and Trust & Agency Abstract #3 in the amount of \$133.69, Check #5008, dated October 11, 2011.

Trustee Mattison moved, seconded by Trustee Kogut to approve payment of the abstracts.

Carried: 5 ayes

AUDIT – Trustee Mattison – none

INSURANCE – Trustee Young – none

BUILDING – Trustee Young – none

SPECIAL EVENTS – Trustee Mattison reviewed the following upcoming events:

- Halloween hours would be from 5:30 p.m. to 8:00 p.m. on Monday, October 31, 2011.
- The Veteran's Day Ceremonies would take place at 11:00 a.m. on Friday, November 11, 2011 at the Veteran's Memorial in Lucille Ball Memorial Park.
- The Children's Christmas Party will be held at The Resource Center, 200 Dunham Avenue on Wednesday, December 7, 2011 at 6:00 p.m.
- The Seniors Living Alone dinner will be held at 4:30 p.m. on Wednesday, December 14, 2011 in the Community Center, 47 Dunham Avenue.
- The Village and Brigiotta's will again be sponsoring a Holiday Lighting Contest with the awards to be announced at the Olde Fashion Christmas Celebration. That date is still to be determined.

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## **OLD BUSINESS**

Mayor Keeney reported that the Village is looking into sponsoring a Farmer's Market next year and has contacted other agencies for information.

Mayor Keeney reviewed the LWRP Advisory Board meeting on September 26, 2011 with peter j. smith & co. They will be meeting again on November 2, 2011. On Thursday, November 3, 2011 peter j. smith & co. will be conducting focus group meetings during the day and in the evening the first public input meeting will be held at 6:30 p.m. in the Community Center. He encouraged everyone to attend to express their opinions and offer their ideas.

## **NEW BUSINESS**

Mayor Keeney reviewed the Bed Tax awards from Chautauqua County. He expressed disappointment that the Village of Celoron had been denied funding.

## **RESOLUTIONS**

### **Resolution #45 – 2010-11**

RESOLVED, That the Village Clerk-Treasurer be and she hereby is authorized to forward the unpaid 2011-2012 Village Taxes in the amount of seventeen thousand twelve dollars and twenty-five cents (\$17,012.25) to the Chautauqua County Division of Taxation for re-levy on the 2011 Town and County property taxes.

Trustee Mattison moved, seconded by Trustee Young to approve the resolution.

Carried: 5 ayes

### **OPPORTUNITY FOR PUBLIC COMMENT:**

None

Trustee Schrecengost motioned to adjourn the meeting. Trustee Mattison seconded the motion.

Carried: 5 ayes

The meeting was adjourned at 7:42 p.m.

Shirley A. Sanfilippo, MMC  
Village Clerk-Treasurer