

June 18, 2018

Board of Trustees

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 Monday, June 18, 2018 at 6:00 P.M.

Members Present: Mayor Schrecengost, Trustees Keeney, Moss, Shanahan and Young

Others Present: Village Clerk-Treasurer Shirley A. Sanfilippo, MMC/CMFO, Village Attorney John D. Vanstrom, Highway Supervisor Terry Schrecengost and Randall Perry of the Chautauqua Lake Watershed and Management Alliance

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

MAYOR'S COMMENTS:

None

OPPORTUNITY FOR PUBLIC COMMENT:

None

APPROVAL OF MINUTES:

Trustee Keeney motioned, seconded by Trustee Moss to approve the minutes of the Special Meeting of May 29, 2018.

Carried: 4 ayes. 1 abstain (Shanahan)

COMMITTEE REPORTS

PUBLIC SAFETY – Trustee Shanahan and the Board reviewed the report from the Code Enforcement Officer. Trustee Shanahan commented on the deer problem.

ANIMAL CONTROL – Trustee Young – none

PARKS – Trustee Young and the Board reviewed a request from Richard Willman of Paradise Yacht Cruises to utilize the public dock. Mayor Schrecengost advised that it was his understanding that the Summer Wind had mechanical problems that resulted in its current location at the public dock at the boat launch. Village Attorney Vanstrom advised that the code prohibited overnight docking in the park. Concerns were expressed over the unauthorized use of the Village electric service, the lack of receipt of a Certificate of Insurance to cover the Village, the phone, text and verbal harassment being experienced by Village Officials and employees and the garbage that was left to be strewn all over by birds and animals.

Trustee Shanahan moved, seconded by Trustee Young to approve a \$1,000 lease agreement with Paradise Yacht Cruises to expire on November 1, 2018 with the following stipulations: Use of the west side only of the public boat launch dock for the purposes of loading and unloading passengers for a maximum time of one hour per occasion; receipt of a Certificate of Insurance naming the Village

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of Celoron as an additional insured; no unauthorized use of Village of Celoron utilities; and for his office building to remain at its current location.

Carried: 3 ayes (Keeney, Shanahan & Young)
1 nay (Moss)
1 abstain (Mayor Schrecengost)

HIGHWAY AND EQUIPMENT – Trustee Moss reviewed a quote for the purchase of tires for the backhoe.

Trustee Moss moved, seconded by Trustee Keeney to approve the purchase of tires for the backhoe from Barmore-Sellstrom in the amount of \$2,284.02.

Carried: 5 ayes

The Board reviewed a quote to purchase two new tires for the tractor.

Trustee Moss moved, seconded by Trustee Keeney to purchase two tires for the tractor from Barmore-Sellstrom in the amount of \$217.54.

Carried: 5 ayes

The Board reviewed a letter from Roger and Patricia Williams regarding the condition of Rowley Court. The Highway Supervisor advised that he had already looked at the area and it was scheduled to be repaired when street paving was done this year.

The Board reviewed a letter recommending the painting of crosswalks on Dunham Avenue. The Highway Supervisor will speak to Chautauqua County about addressing the issue.

PLANNING – Trustee Shanahan – none

SANITATION – Trustee Moss – none

CORRESPONDENCE – Clerk Sanfilippo
1. NYCOM Legislative Update.

FINANCE – Entire Board/Clerk

Clerk-Treasurer Sanfilippo asked for approval of Abstract #1 in the amount of \$199,193.07, check #105 thru #107 and check #3708 thru #3728, dated June 1-18, 2018.

Trustee Young moved, seconded by Trustee Shanahan to approve payment of the abstract.

Carried: 5 ayes

AUDIT – Trustee Moss – none

INSURANCE – Trustee Young and the Board reviewed the 2019 Health Insurance premium rates that were being proposed by Independent Health.

BUILDING – Trustee Moss – none

RECREATION – Trustee Keeney – none

SPECIAL EVENTS – Trustee Keeney and the Board discussed scheduling a Community Picnic.

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Trustee Keeney moved, seconded by Trustee Young to schedule a Community Picnic for July 29, 2018 at noon with the Village providing hot dogs, hamburgers and drinks.

Carried: 5 ayes

Trustee Keeney reviewed the Summer Concert schedule.

ZONING – Trustee Shanahan asked that the Code Enforcement Officer confiscate all signs that had been illegally placed in the public right-of-way or public property.

OLD BUSINESS

None

NEW BUSINESS

None

RESOLUTIONS:

Resolution #35 – 2017-18

RESOLVED, That the Clerk Treasurer be and she hereby is authorized to make the following amendments to the 2017-2018 Budget:

DECREASE:	A3620.1, Code Enforcement Officer, Personal Services	\$50.00
INCREASE:	A3620.4, Code Enforcement Officer, Contractual	\$50.00

Trustee Keeney moved, seconded by Trustee Moss to approve the resolution.

Carried: 5 ayes

Resolution #36 – 2017-18

RESOLVED, That the Clerk Treasurer be and she hereby is authorized to make the following amendments to the 2018-2019 Budget:

INCREASE:	REVENUES – A4097 General Government, Capital Projects	\$80,000.00
INCREASE:	APPROPRIATIONS - A8397.4, Water Capital Outlay	\$75,000.00
	APPROPRIATIONS – A5182.4, Street Lights	<u>\$ 5,000.00</u>
	TOTAL	\$80,000.00

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

Carried: 5 ayes

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Resolution #37 – 2017-18

RESOLVED, That the following salaries and wages be and hereby are approved effective June 19, 2018:

Mayor	\$1,600.00	Annual
Trustees (4)	\$700.00	Annual
Clerk-Treasurer	\$35,000.00	Annual
Attorney	\$7,000.00	Annual
Historian	\$300.00	Annual
Deputy Clerk	\$11.55	Per Hour
Code Enforcement Officer	\$21.00	Per Hour + mileage
Highway Supervisor	\$21.50	Per Hour
Motor Equipment Operator	\$15.52	Per Hour
Utility Worker	\$12.00	Per Hour
Animal Control	\$800.00	Annual + mileage

Trustee Shanahan moved, seconded by Trustee Moss to approve the resolution.

Carried: 5 ayes

Resolution # 38 - 2017-18

WHEREAS, the Village of Celoron entered into an agreement with Scott Lawn Yard, for the replacement of the sea wall, construction of a handicapped accessible kayak/canoe launch and construction of a boardwalk along the waterfront in Lucille Ball Memorial Park; and

WHEREAS, the Village of Celoron wishes to add additional drainage and railings

now, therefore, be it,

RESOLVED, That the following Change Orders to the contract with Scott Lawn Yard for Improvements to Lucille Ball Memorial Park be approved:

Change Order Number 2: Add: Nine thousand six hundred fifty dollars, (\$9,650.00) for drainage.

Change Order Number 3: Add: An amount not to exceed seven thousand five hundred \$7,500.00 for additional drainage.

Trustee Moss moved, seconded by Trustee Keeney to approve the resolution.

Carried: 5 ayes

Resolution #39 – 2017-18

WHEREAS, the Village of Celoron has received grant funding in the amount of \$382,680.00 from the NYS DOS LWRP; and

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WHEREAS, the Village of Celoron desires to contract out for the administration of this grant; now, therefore be it

RESOLVED, That the Mayor be and he hereby is authorized to enter into an agreement with the Chautauqua Lake & Watershed Management Alliance, Inc. to provide administration services for CFA #75238 according to the provisions of the attached agreement.

AGREEMENT

Lucille Ball Memorial Park Improvements – Phase IV Design & Construction

This Agreement is made as of March 1, 2018, by and between the following parties:

VILLAGE: VILLAGE OF CELORON, NEW YORK
A Municipal Corporation
21 Boulevard Avenue, P.O. Box 577
Celoron, New York 14720-0577
hereinafter called "Village,"

-and-

CONTRACTOR: CHAUTAUQUA LAKE & WATERSHED MANAGEMENT
ALLIANCE, INC.
A Domestic Not-For-Profit Organization
201 West 3rd Street, Suite 115
Jamestown, NY 14701
hereinafter called "Contractor."

WITNESSETH:

WHEREAS, the Village of Celoron (Village) has endeavored to make needed improvements to the Lucille Ball Memorial Park including the design and construction of a new park amenities building (Project); and

WHEREAS, in order to secure necessary funding, the Village and the Contractor partnered to submit a 2017 NYS Consolidated Funding Application (CFA) to complete the project entitled "Lucille Ball Memorial Park Improvements – Phase IV Design & Construction" via the New York State Department of State (NYS DOS) Local Waterfront Revitalization Program (LWRP); and

WHEREAS, the Village, as the primary grant applicant, recipient, and imminent state contract holder, was selected to receive \$382,680.00 via CFA #75238 to complete the Project, which requires a minimum local match of 25% to be provided by the Village, with a total projected cost of \$510,240.00; and

WHEREAS, CFA #75238 identifies the Contractor as performing project management and administration services up to a maximum amount of \$5,000.00,

NOW, THEREFORE, THE PARTIES AGREE AS FOLLOWS:

1. Services. Village shall reimburse Contractor for project management and administration services done by Contractor to complete the Project. Services may include, but not be limited to, fiscal management; procurement and contracting assistance; record keeping; preparation of status reports; preparation of project revisions and amendments; assistance with compliance with program regulations; preparation of close-out documents; and other work required to implement and complete the Project.

2. Payment. Village shall pay Contractor for actual work performed on a Time & Expenses basis up to a maximum sum not to exceed Five Thousand and 00/100 Dollars (\$5,000.00). The Village agrees to compensate Contractor at the rate of \$45.00 per hour for work performed by Project Manager and \$60.00 per hour for work performed by Executive Director. Contractor will keep careful track of hours spent on Project business and submit itemized invoices for Project-related hours to the

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Village on a monthly basis. Billable hours may include all activities mentioned in Section 1 above, as well as telephone and electronic consultations and travel time to and from meetings. Time will be rounded to the nearest quarter hour. Amount due shall be paid to Contractor within 30 days of receipt of invoice. Payment shall be made upon submission by Contractor to Village of properly itemized invoices in form and content approved by the Village mayor or duly authorized subordinate and accompanied by such records and documentation as may be reasonably requested by the Village.

3. Term. This Agreement shall commence as of March 1, 2018, and shall terminate June 30, 2020, provided either party can terminate this Agreement with or without cause upon thirty (30) days advance written notice to the other party, with accounts to be prorated, adjusted, and settled as of the date of such cancellation or termination.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date first set forth above.

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

Carried: 5 ayes

MAYOR'S COMMENTS:

Mayor Schrecengost stated that the boardwalk was coming along nicely as was the hotel.

OPPORTUNITY FOR PUBLIC COMMENT:

None

Trustee Shanahan motioned to adjourn the meeting. Trustee Young seconded the motion.

Carried: 5 ayes

The meeting was adjourned at 7:12 p.m.

Shirley A. Sanfilippo, MMC/CMFO
Village Clerk-Treasurer