

April 13, 2009

Board of Trustees

---

Proceedings by Authority

State of New York  
Village of Celoron  
Log Cabin

ss:

A regular meeting of the Board of Trustees of the Village of Celoron, New York was held on Monday, April 13, 2009 at 7:00 P.M.

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

Others Present: Village Clerk-Treasurer Shirley A. Sanfilippo, MMC, Village Attorney Andrew W. Goodell, Esq., Highway Superintendent Terry Schrecengost, Beverly Lindstrom, Valerie Malta, Brian Malta, Bryan Murray, Kathleen Murray, Stanley J. Anderson, Shirley Harmon, Joan L. Murray, Howard R. Murray, Jr., Steve Piazza, Pamela A. Piazza, Chuck Abrahamson, James Matteson, Mark Sanderson, Robin Young

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

**OPPORTUNITY FOR PUBLIC COMMENT:**

Stan Anderson, 59 W. Livingston Avenue, Asked if a grant had been received for the youth this year?

Mayor Keeney replied that they had not found it yet.

Mr. Anderson asked if the Seniors were going to have anything this year.

Mayor Keeney advised that there was nothing in the tentative budget for seniors. He believed that there is contractual funding for recreation program; but, no funding for personnel to run the programs. That is something that the Board will have to look at. He encouraged anyone with any thoughts or ideas to express them to the Board or himself. They want to hear what the residents want.

Mr. Anderson responded that he had heard concerns from the seniors regarding nothing for them.

Mayor Keeney asked them to put their ideas down. His ideas may not be their ideas. They will then determine whether budget constraints will permit that they be done.

Pam Piazza, 218 W. Allegheny Avenue, asked if the Village paid health insurance for the Village attorney or Code Enforcement Officer.

Mayor Keeney answered, no.

James Matteson, 61 W. Chadakoin Street, apprised them that six people had been found guilty of constitutional violations. He requested a law that would address what the previous administration had done.

Mayor Keeney stated that they would take his request under advisement.

Brian Malta, Conewango Avenue, agreed with Mr. Matteson. He spoke against a letter that was written by a woman from Bemus Point and published in The Post-Journal. He stated this was the first time in the six years that he had lived in the Village that he saw a truly honest and fair board where everyone has a chance to speak their minds to agree or disagree. He appreciated this board. It was one of the best boards he had ever seen.

April 13, 2009

Mayor Keeney said that this Board will take all comments and consider them fairly and honestly. Realizing the things that had happened in the past, this board intends to look forward to the future and to do the right thing from here on.

Mr. Malta thanked the Mayor and the Board for bringing the meeting into the Log Cabin where it is more comfortable.

**SUBMISSION OF MAYOR'S APPOINTMENT:**

Mayor's Office  
To the Board of Trustees of the Village of Celoron, New York

Trustees:

In pursuance of the authority vested in me, I do hereby appoint the following to fill the unexpired term of Trustee Warren Gertsch, resigned:

Robin Young  
15 Conewango Avenue  
Celoron, New York 14720

The term for which said appointment is to be made will expire on April 5, 2010.

Dated: April 13, 2009

John M. Keeney  
Mayor of the Village of Celoron, New York

Trustee Young thanked the Mayor for her appointment and reassured all present that she had the best interests of the Village at heart.

The Oath of Office was administered to Trustee Young.

Mayor Keeney and all present offered their congratulations to Trustee Young.

Trustee Schrecengost motioned, seconded by Trustee Kogut to approve the minutes of the meetings of March 23, March 31 and April 6, 2009.

Carried: 5 ayes

**COMMITTEE REPORTS**

PUBLIC SAFETY – Trustee Kogut - none

ANIMAL CONTROL – Trustee Schrecengost  
He advised that the Town of Ellicott was looking at conducting a dog census.

PARKS & RECREATION – Trustee Mattison  
He thanked the Moose and the Fish Club for the very successful Easter egg hunt.

HIGHWAY – Trustee Mattison  
He advised that they were looking at new shirts and crew hats. Highway Supervisor Schrecengost advised that the shirts were \$7.00 and he did not have a price on the hats. Spring cleanup will be Saturday, May 16<sup>th</sup> from 9:00 am to 3:00 pm. Mayor Keeney said that he was going to try and get volunteers to help transport items that residents may not have the ability to transport

April 13, 2009

themselves. He felt this would help the entire village. Highway Supervisor Schrecengost stated that they needed new tires. One set would be \$160 and for the 1 ton they would be \$650.00. Mayor Keeney advised that he was still trying to figure out the fund balance. Highway Supervisor Schrecengost advised that the restrooms would be open tomorrow in the park. Trustee Mattison apprised the Board that they would need approximately \$1,300 for the highway department. Mayor Keeney stated that he would not be opposed to this expenditure, if the funds were available.

**ZONING AND PLANNING – Trustee Schrecengost**

He stated that there was going to be a meeting with the Town of Ellicott next week regarding the Comprehensive Plan. He will advise Mayor Keeney of the exact date.

**SANITATION – Trustee Mattison - none**

**BUSINESS – Trustee Kogut - none**

**CORRESPONDENCE – Mayor Keeney/Clerk**

Chautauqua County Legislature – Training for Occupancy Tax Funding Applications will be held on April 21, 2009

Chautauqua County Executive Gregory J. Edwards – Notification of Green Innovation Grant Program funding from MYSAC.

Chautauqua Light the Lakes – Request for a financial contribution in the amount of \$5,000.

United States Census 2010 – US Census employees will be visiting neighborhoods between April and July of 2009.

**FINANCE – Entire Board/Clerk**

The Clerk asked for approval of Abstract #20 in the amount of \$10,945.36.

Motion to approve by Trustee Mattison, Second by Trustee Schrecengost.

Carried: 5 ayes

**SPECIAL EVENTS (Rib-Fest) – Trustee Mattison**

He advised that as far as he knew it was a “go”. The BPU should be installing whatever is necessary to provide the needed power. They will be meeting with Kathie Danielson this week to discuss the event. A question was asked whether last year’s event cost the Village anything. Mayor Keeney advised that to the best of his knowledge it was a wash and did not result in any expense to the Village. Trustee Kogut advised that they had received donations from the Fish Club and the Moose. Mayor Keeney felt that 350 volunteers would be needed over the four day event this year. James Matteson questioned the cost for Town of Ellicott police services. Trustee Kogut advised that the Fish Club and Moose Club had made a donation to the Police Department. Attorney Goodell said that the officers would have been working anyway. Mayor Keeney advised that they had worked it out for this year.

**OLD BUSINESS:**

Mayor Keeney acknowledged with regret the resignations of Patricia Williams and Lewis Milliner from the Planning Board; Carol Bartolo, Historian; Charlene Heidorn, Deputy Treasurer; Warren Gertsch, Trustee. Their service to the community has been noteworthy.

Mayor Keeney stated that the Village had been informed sometime in February that they were in line to receive \$20,000 for expansion to the Village Hall. The Board advertised for bids to construct a 15’ addition to the building. They received a bid of \$19,500; however, there would have been additional expenses incurred over and above the \$20,000 grant. A document dated April 2, 2009 was found in which Mayor Bartolo accepted the \$20,000 grant. Mayor Keeney was advised today by Senator Young’s office not to spend the money. They had sent a memo in March which told the Village not to spend the money because the funds were no longer there.

April 13, 2009

Attorney Goodell advised that the contract which Mayor Bartolo had signed regarding the demolition of 45 E. Duquesne Avenue was only a draft from the County Law Department. Mayor Keeney asked when the building could be demolished. Attorney Goodell advised that the County Attorney had written a letter to the former owner telling them of the plans to demolish the building. He felt that it would not be too long before the demolition could be accomplished.

**NEW BUSINESS:**

Mayor Keeney referred to the picture of glass enclosures that WCA Hospital was willing to give away to anyone who could take them away. He asked the Board if they were something that the Village could use. Highway Supervisor Schrecengost advised that they were not in bad condition. No action was taken at this time.

Mayor Keeney referred the purchase of a safe to the Finance Committee.

Mayor Keeney said that the contractors had arrived today to work on the Ellicott Shores roofs. However, there was still work to be done and the residents of this complex need help. A resident spoke up to say that he was encouraged by what was happening.

Mayor Keeney advised that re-enactors were going to be portaging canoes from Mayville to Celoron and camping in the park over Memorial Day weekend.

Mayor Keeney asked the Board Members for ideas on distributing the Village Newsletter. Trustee Mattison suggested that the Boy Scouts may be able to do so. Mayor Keeney advised that there were plans to create a website on which the newsletter could be placed in the future.

Trustee Mattison moved, seconded by Trustee Schrecengost to pay the following claim:

James A. Lee  
110 Dunham Avenue  
Celoron, New York 14720                      Amount: \$193.56

Carried: 5 ayes

**LOCAL LAW:**

Mayor Keeney submitted Local Law No. 1 of 2009 to the Board of Trustees

VILLAGE OF CELORON  
COUNTY OF CHAUTAUQUA  
STATE OF NEW YORK

Local Law 1-2009

BE IT ENACTED by the Board of Trustees for the Village of Celoron as follows:

**Section 1. Title.** This Local Law shall be entitled "Amending the Residency Requirements for the Village of Celoron to Expand Employment Eligibility."

**Section 2. Purpose.** The purpose of this Local Law is to expand eligibility for employment with the Village of Celoron to include any resident of Chautauqua County, New York, to ensure that Village residents are served by well qualified employees who live in Chautauqua County, New York. This Local Law supersedes Local Law 2 for the year 2000.

**Section 3. Residency Requirements.** All employees of the Village of Celoron shall be residents of Chautauqua County, New York at the time of their appointment and throughout their term of office. The Village of Celoron, by a duly adopted resolution, may waive this requirement in the event that it determines that there is no candidate for a particular position who resides in Chautauqua

April 13, 2009

County and meets the qualifications and experience deemed reasonable and necessary for the position.

**Section 4. Effective Date.** This Local Law shall become effective immediately upon filing with the New York State Secretary of State.

Trustee Mattison moved, seconded by Trustee Kogut to hold a Special Meeting on April 27, 2009 and approve the following resolution:

**Resolution #6-2009-10**

RESOLVED, that a Public Hearing be held at 6:45 pm on Monday, April 27, 2009 in the Log Cabin, Celoron, New York to consider Local Law No. 1 of 2009 and be it further

RESOLVED, that the Clerk-Treasurer be and she hereby is directed to publish a legal notice of same.

Carried: 5 ayes

Trustee Mattison moved, seconded by Trustee Young to hold budget work sessions beginning at 7:00 pm on Tuesday, April 21, 2009 in the Log Cabin and in the same place and time each day thereafter until such time as the budget has been established.

Carried: 5 ayes

**OPPORTUNITY FOR PUBLIC COMMENT:**

Brian Malta, Conewango Avenue, thanked the Mayor, Board and staff for this true Village meeting. He questioned whether the budget would come back to the community again for comment. Mayor Keeney advised that this was the community's opportunity to comment tonight at the Public Hearing. He asked about the fund balance. Mayor Keeney said that when he knows how much and where the fund balance came from, he will tell the residents. Mr. Malta said that he hopes this Board will not use code enforcement as a means of raising money for the Village and punishing the property owners to the point where they do not have the means to make necessary repairs.

Bev Lindstrom, W. 9<sup>th</sup> Street, things the Board is doing a good job. She asked to have list of committees put on the bulletin board or in the newsletter.

Mayor Keeney invited anyone who has news of community value to send it in for publication in the newsletter.

Bev Lindstrom asked about placing flags on the poles in the village.

Mayor Keeney advised of the need to be aware of finances.

Trustee Mattison said that community members were welcome to make donations to this cause. Donations were received from the following:

Trustee Kogut  
Attorney Goodell  
Brian Malta  
Highway Supervisor Schrecengost  
Stan Anderson  
Beverly Lindstrom  
Trustee Mattison

April 13, 2009

James Matteson, 61 W. Chadakoin Street, asked about the increased cost of code enforcement.

Mayor Keeney advised that times have changed and there are always outside forces.

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

Carried: 5 ayes

Shirley A. Sanfilippo, MMC  
Village Clerk-Treasurer