

July 13, 2009

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 Monday, July 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, Highway Supervisor Terry Schrecengost, Village Attorney Andrew Goodell, Helen Sischo, Kathy Murray, Shirley Harmon, Bryan Murray, Stanley Anderson, Howard R. Murray, Brian J. Malta, J. Pratt-Scott, Jetta Wilson, Mark Wilson, Barry Archer, Steve Piazza, Paul Shanahan, Gordi A. Thompson, Richard Thompson, Sawyer Brown of Cable 8 News and Dennis Phillips of The Post-Journal

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

**PRESENTATION OF SCULPTURE:**

Mark and Jetta Wilson addressed the Village Board. They stated that approximately ten years ago they sold a building to local sculptor Dave Poulin for his art studio. In order to assist Mr. Poulin with the establishment of his art studio, the Wilsons agreed to accept a life-size bronze statue of Lucille Ball as part of the payment for the real estate. The statue was now complete. Mrs. Wilson stated that since April when she became a Village employee she realized what a compassionate and caring community the Village of Celoron was. She has seen on a daily basis how proud the residents are of their community. Mr. Wilson stated that they would like to donate the statue to the Village to be placed in a location of their choosing.

Trustee Kogut moved, seconded by Trustee Young to accept with open arms the statue from Mark and Jetta Wilson to be placed in Lucille Ball Memorial Park.

Carried: 5 ayes

Mayor Keeney and the Trustees thanked the Wilsons for their generous gift to the Village of Celoron.

Mayor Keeney reminded everyone of his "Mayor's Hours" that are held from 7:00 p.m. to 9:00 p.m. every Monday evening when there is not a meeting.

**OPPORTUNITY FOR PUBLIC COMMENT:**

Bev Lindstrom, 9<sup>th</sup> Street, on behalf of the Celoron-West Elliott seniors she thanked the Village Board for the Summer Wind cruise which they all enjoyed.

Brian Malta, Conewango Avenue, complained about the current Code Enforcement Officer and questioned why the Village was keeping him.

Stan Anderson, 59 W. Livingston Ave, stated that he agreed with Mr. Malta and encouraged the Board to bring it to an end.

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Helen Sischo, 70 Jackson Ave., thanked Trustees Mattison and Schrecengost for "critter patrol" in her neighborhood. She also thanked the Board for the rib-fest and the fun that people had; the Mayor for investigating the odor from the lake weeds and the Wilsons for their donation to the Village.

**APPROVAL OF MINUTES:**

Trustee Mattison motioned, seconded by Trustee Schrecengost to approve the minutes of the Regular Meeting of June 8, 2009 and the Special Meeting of June 29, 2009.

Carried: 5 ayes

**APPROVAL OF AUDITED BILLS:**

Trustee Kogut moved, seconded by Trustee Young to approve payment of all audited bills.

Carried: 5 ayes

**COMMITTEE REPORTS**

PUBLIC SAFETY – Trustee Kogut stated things need to be cleaned up with junk vehicles, and garbage all over the place. Letters have been sent to people asking for their cooperation in cleaning up the Village. It will take a little bit of time to see what happens.

Trustee Kogut commented on the Show Your Colors program. Thank you notes have been sent to contributors. If anyone was missed, please let us know. There have been a couple of casualties with some flags coming down. These are being replaced. There are now a total of 30 flags displayed in the Village. They are also looking into placing holiday flags. He asked anyone with any ideas to give him a call.

ANIMAL CONTROL – Trustee Schrecengost stated that the census has been completed. They have found 263 dogs, 14 were unlicensed; 258 cats – 200 of them are on the lake side of the bridge. 92 run loose, 22 are not spayed or neutered. They are going to try to establish a spay & neuter program. They will also be recommending an ordinance to deal with the cat population.

PARKS & RECREATION – Trustee Young stated the concert series was continuing. There has been good attendance at the concerts. A committee to work on the placement of the sculpture will be established. The swings have been ordered and work is progressing on the playground. It is hoped that the playground will be completed on Thursday. Mayor Keeney asked about the possibility of placing picnic tables in the Burtis Street playground. Highway Supervisor Schrecengost will try to find a way to place picnic tables in the playground. He also advised that they are currently scraping the lighthouse.

HIGHWAY AND EQUIPMENT – Trustee Mattison – Highway Supervisor Schrecengost stated that they are putting in drainage on Burtis Street, working in the park, patching streets, working on sidewalks and the tractor is fixed.

ZONING & PLANNING – Trustee Schrecengost – none

SANITATIONS – Trustee Mattison stated that the garbage truck is running good. He will investigate the possibility of outsourcing garbage collection.

BUSINESS – Trustee Kogut - none

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CORRESPONDENCE – Mayor Keeney/Clerk – Clerk Sanfilippo reviewed the following correspondence:

1. Notification from the Department of State regarding grant applications for various programs.
  - a. Environmental Protection Fund Local Waterfront Revitalization Program – July 14, 2009 workshop in Olean. Mayor Keeney and Clerk Sanfilippo will attend.
2. Notification from Time Warner Cable of possible network changes and the movement of networks from standard to digital channels.
3. Request for assistance from the New York State Department of Public Service for the Energy Efficiency: Use less energy. Save more green. Summer public awareness campaign.
4. Invitation to Chautauqua Lake Watershed Management Plan Open House on Tuesday, August 18, 2009 at Long Point State Park.
5. Resignation of John C. Eckholm from the Planning Board effective August 1, 2009. This was accepted with regret.

FINANCE – Entire Board/Clerk

The Clerk asked for approval of Abstract # 24 in the amount of \$7,305.69 from the 2008-09 Fiscal Year, Abstract #1 in the amount of \$24,703.49 and Abstract #2 in the amount of \$21,320.10.

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

Carried: 5 ayes

AUDIT – Trustee Mattison – no response had been received to the Request for Proposals that was published.

SPECIAL EVENTS – Trustee Schrecengost reported on the Summer Wind Cruise. It was a great success and opportunity to get the seniors together for their input. It also presented an opportunity to partner with a local small business. He thanked Captain Rick and the Summer Wind crew. Trustee Mattison said that he had also talked to the seniors who participated in the cruise. Everyone seemed to be content. He encouraged them to complete the survey and return it to Village Hall.

### **OLD BUSINESS:**

Mayor Keeney asked the Board to review the Local Law No. 2 of 2009 regarding Site Plan Review. He asked them to pay particular attention to Section 10. on page 2; Section 11. on page 5 and Section 23. on page 9. Attorney Goodell encouraged anyone with any questions to contact him or Mayor Keeney.

Mayor Keeney said that he is waiting for reports from all the persons involved with the rib-fest. He currently has three of the seven reports. He would like to have a post-event meeting to discuss what went right, what went wrong, what needs to be done differently next time.

Mayor Keeney advised of the costs being incurred with garbage collections. He felt they would be remiss if they did not investigate other possibilities.

Mayor Keeney reviewed the map which had been distributed for the 10K Run to be held on August 1, 2009. He advised that cones would be needed at the end of the race to separate the traffic from the participants.

Mayor Keeney stated that they needed to have a work session. He asked for input on entry signs for the Village and signs for the park.

Mayor Keeney will be meeting with Southern Tier West to review the website that is being developed and improve its appearance.

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**NEW BUSINESS:**

Mayor Keeney reviewed a request for a picnic on Lucy Lane on Sunday, August 9, 2009. They would like to close Lucy Lane between Alleghany and Jackson Avenues from 10:30 a.m. to 3:30 p.m.

Trustee Kogut moved, seconded by Trustee Young to approve the request.

Carried: 5 ayes

Mayor Keeney reviewed the results of the survey that had been distributed in the newsletter. There were four areas of concern:

1. Senior services – what can or should the Village do?
  - a. Senior citizen assistance group
  - b. Community Center activities
  - c. Community picnic
2. Village appearance
  - a. Equality in code enforcement
  - b. Legislation to deal with overgrown lawns
  - c. Messy properties
  - d. Unregistered cars and junk boats
3. Cats & dogs
4. Youth services
  - a. Playgrounds – possibly activities, story hour
  - b. Field trips
  - c. Dance

Mayor Keeney advised that the time clock needed to be replaced.

Mayor Keeney discussed the possibility of utilizing different color schemes for the lighthouse, Village Hall and the park fencing.

Mayor Keeney said that Brian Malta had volunteered to power wash the Village Hall, Post Office and Grocery Store. All had replied that they would like this done. He thanked Mr. Malta.

Mayor Keeney stated that Helen Sischo, Village Historian, would like to re-establish a Celoron Historical Society. He asked anyone interested to contact her.

Mayor Keeney congratulated the Moose Club on the groundbreaking for their new building.

Mayor Keeney asked the Board to list their top five long-term and five short-term goals so that a collective listing could be created and worked on.

Mayor Keeney advised that the Celoron Fire Department would be having an open house on Saturday, July 25, 2009. He encouraged everyone to attend. The Village Historian has found historical pictures and information that will be shared with the Fire Department. The Village will copy any of these that the Fire Department would like for their files. The Village will retain the original documents. The Fire Department has offered the use of the snorkel truck to paint the lighthouse.

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**RESOLUTIONS**

**Resolution # 15 - 2009-10**

Resolved, That Village Clerk-Treasurer Shirley A. Sanfilippo be and she hereby is authorized to attend the NYCOM-OSC Fall Training School to be held in Albany, New York on September 21-24, 2009 with expenses to be paid pursuant to Section 77-b of the General Municipal Law.

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

Carried: 5 ayes

**RESOLUTION # 16 - 2009-10**

RESOLVED, That the Clerk-Treasurer be and she hereby is authorized to make the following amendments to the 2008-2009 Budget:

INCREASE:		
REVENUES	A3501 C.H.I.P.S	<u>\$9,111.99</u>
APPROPRIATIONS	A1010.4 BOARD OF TRUSTEES, CONTRACTUAL	\$ 200.00
	A1210.4 MAYOR, CONTRACTUAL	\$ 525.00
	A1355.4 FINANCES, ASSESSMENTS	\$ 1,750.00
	A1450.4 ELECTIONS, CONTRACTUAL	\$ 310.00
	A1620.1 VILLAGE HALL, PERSONAL SERVICES	\$ 150.00
	A1620.2 VILLAGE HALL, EQUIPMENT	\$ 1,460.00
	A1620.4 VILLAGE HALL, CONTRACTUAL	\$ 3,955.00
	A1640.4 GARAGE BUILDING, CONTRACTUAL	\$ 900.00
	A1670.4 CENTRAL PRINTING	\$ 177.00
	A1910.4 UNALLOCATED INSURANCE	\$ 1,755.00
	A1950.4 TAXES/ASSESSMENTS	\$ 405.00
	A5110.4 TRANSPORTATION, CONTRACTUAL	\$ 4,524.99
	A5182.4 STREET LIGHTS, CONTRACTUAL	\$ 3,050.00
	A7310.4 PLAYGROUND, CONTRACTUAL	\$ 6,188.00
	A7510.4 HISTORIAN, CONTRACTUAL	\$ 15.00
	A8010.4 BOARD OF APPEALS, CONTRACTUAL	\$ 68.00
	A8020.4 PLANNING BOARD, CONTRACTUAL	\$ 87.00
	A8160.4 REFUSE & GARBAGE, CONTRACTUAL	<u>\$ 2,347.00</u>
		<u>\$27,866.99</u>
DECREASE:		
APPROPRIATIONS	A1362.4 FINANCES, TAX ADVERTISING/EXPENSE	\$ 380.00
	A1410.4 VILLAGE CLERK, EQUIPMENT	\$ 300.00
	A1410.4 VILLAGE CLERK, CONTRACTUAL	\$ 100.00
	A1420.4 VILLAGE ATTORNEY, CONTRACTUAL	\$ 175.00

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A1450.1 ELECTIONS, PERSONAL SERVICES	\$ 100.00
A1920.4 SPECIAL ITEMS, MUNICIPAL DUES	\$ 250.00
A1990.4 SPECIAL ITEMS, CONTINGENT	\$ 4,400.00
A3510.4 CONTROL OF ANIMALS, CONTRACTUAL	\$ 300.00
A3620.4 CODE ENFORCEMENT OFFICER, CONTRACTUAL	\$ 1,500.00
A5110.1 TRANSPORTATION, PERSONAL SERVICES	\$ 3,600.00
A5142.4 SNOW REMOVAL, CONTRACTUAL	\$ 600.00
A7110.4 PARKS, CONTRACTUAL	\$ 1,250.00
A7550.4 CELEBRATIONS, CONTRACTUAL	\$ 400.00
A9060.8 HOSPITAL & MEDICAL INSURANCE	\$ 3,900.00
A9730.7 BAN, INTEREST	\$ 1,500.00
	<u>\$18,755.00</u>

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

Carried: 5 ayes

**Resolution # 17 -2009-10**

**BOND RESOLUTION DATED JULY 13, 2009 AUTHORIZING THE ISSUANCE AND SALE OF \$ 42,900.00 SERIAL BONDS OF THE VILLAGE OF CELORON, CHAUTAUQUA COUNTY, NEW YORK TO PAY FOR PURCHASE OF A NEW 2002 INTERNATIONAL MODEL 4700 CAB & CHASSIS WITH DUMP BOX AND SNOW PLOW EQUIPMENT, 2005 CAT 416D LOADER BACKHOE, ONE 2005 ONE - TON DUMP TRUCK AND ONE 2008 PICK UP TRUCK.**

Moved by Trustee Schrecengost, seconded by Trustee Kogut, that

BE IT RESOLVED, this 13<sup>th</sup> day of July, 2009 by the Board of Trustees of the Village of Celoron, Chautauqua County, New York, as follows:

Section 1. For the object or purpose of authorizing the funds to defray the costs thereof for the purchase of a 2002 International Model 4700 Cab & Chassis with Dump Box and Snow Plow Equipment, 2005 Cat 416 D Loader Backhoe, one 2005 one Ton Dump Truck and one 2008 Pick Up Truck in the amount of FORTY TWO THOUSAND NINE HUNDRED DOLLARS (\$42,900.00) to be the terms, forms, and contents, hereinafter provided for, shall be issued pursuant to the provisions of the Local Finance Law of the State of New York. Said purchase of Capital Improvements should be paid from the annual budget of that year.

Section 2. The plan for financing that object or purpose, consists of the issuance of FORTY TWO THOUSAND NINE HUNDRED DOLLARS (\$42,900.00) Serial Bonds of the Village of Celoron in the principal sum of, to be applied to the maximum estimated cost of such object or purpose.

Section 3. It is hereby determined that the object or purpose of which said Serial Bonds are to be issued falls within Subparagraph "23" of Section 28 of the Local Finance Law and the period of probable usefulness of such object or purpose is FIVE (5) years.

Section 4. The proposed maturity of the Serial Bonds hereby authorized will not be in excess of FIVE (5) years.

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Section 5. Full faith and credit of the Village of Celoron are hereby pledged to payment of principal of those bonds and interest thereon when due.

Section 6. The bonds shall not be issued in the event that the interest rate therefore exceeds TWELVE PERCENT (12%) per annum.

Section 7. The Treasurer of the Village of Celoron is hereby authorized and directed to sell bonds at a private sale in accordance with the provisions of Local Finance Law, Section 63.

Carried: 5 ayes

**OPPORTUNITY FOR PUBLIC COMMENT:**

Brian Malta said that he was pleased to hear that residents are interested in participating in Village activities. He said that his pressure washing business is located and the equipment is stored in the City of Jamestown.

Bobbie Caswell requested the use of three tables for registration. She has a sample of a poster and registration form. She will bring some into the Village offices tomorrow. She advised that the Summer Wind would be serving the beer for their function. She thanked the Board for their cooperation and explained the purpose of the run.

Paul Shanahan, Maple Street, suggested that the Village look into the possibility of utilizing a Boy Scout to create a sign as the Town of Ellery had done. He also suggested having an open mic night at the Band Shell to promote local artists. The Infinity group might be willing to participate. He encouraged the Board to adopt the Site Plan Review Local Law. He thanked the Wilsons for their generous donation to the Village. He felt that this demonstrated the new sense of community that was occurring in the Village.

Mayor Keeney thanked those present for coming. Their participation is welcomed.

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

Carried: 5 ayes

The meeting was adjourned at 8:10 p.m.

Shirley A. Sanfilippo, MMC  
Village Clerk-Treasurer