

June 14, 2010

Board of Trustees

Proceedings by Authority

State of New York
Village of Celoron
Community Center

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The regular meeting of the Board of Trustees of the Village of Celoron, New York was held on Monday, June 14, 2010 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, Highway Superintendent Terry Schrecengost, Dennis Phillips of The Post-Journal and 6 members of the public.

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

MAYOR'S COMMENTS:

Mayor Keeney thanked Fran Blood for volunteering to help the Village by painting in the park and doing odd jobs around the community. He has been an inspiration to others who want to help around the community. He also addressed the inaccuracies printed in The Post-Journal regarding the Celoron Rib-Fest and Classic Car Show. He asked The Post-Journal to check with the Village for correct information before putting articles in the paper to be sure that all information printed is accurate.

OPPORTUNITY FOR PUBLIC COMMENT:

None

MAYORAL 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 by the Village Law of the State of New York, I do hereby nominate:

William Burley
80 Metcalf Avenue WE
Jamestown, NY 14701

to be appointed a member of the Planning Board in and for the Village of Celoron, New York. (To fill the unexpired term of Joseph Pavolka, deceased.)

The term for which said appointment is to be made will expire on April 1, 2011.

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

Trustee Schrecengost moved, seconded by Trustee Mattison to approve the appointment.

Carried: 5 ayes

APPROVAL OF MINUTES:

Trustee Young motioned, seconded by Trustee Mattison to approve the minutes of the Regular Meeting of May 10, 2010.

Carried: 5 ayes

APPROVAL OF AUDITED BILLS:

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

Carried: 5 ayes

COMMITTEE REPORTS

PUBLIC SAFETY – Trustee Kogut presented the Code Enforcement Status Report. A discussion ensued on ownership of properties which had been foreclosed on. Attorney Goodell advised that until a new document is filed, the owner of record is as is on file in the County Clerk’s Office. He also stated that the Village can mow a lawn, bill the property owner and file a Judgment to collect the amount from the property owner. Attorney Goodell gave the Board an update on the court action against Ellicott Shores. He anticipates being in court in another couple of weeks. He stated that up to this point there has been no substantive challenge to the alleged building code violations.

ANIMAL CONTROL – Trustee Schrecengost said that he is trying to set up a rabies clinic in the Village for August or September. The Town of Ellicott does have one scheduled already. A discussion was held on changing the method of paying a dog control officer to an annual stipend rather than per call. No action was taken.

PARKS & RECREATION – Trustee Young commented on the nice clean-up job that was done in the park playground after the tree fell. A discussion was held on the unruly youth at the boat launch over Memorial Day weekend.

HIGHWAY AND EQUIPMENT – Trustee Mattison reported that the Highway Department was planning on carpet coating Duquesne Street. The park fence is all painted and the bleachers are to be repaired and painted. The picnic tables are being painted and the other boat ramp will be redone. It was suggested that the boat launch sign be moved. The Board discussed replacement of the 2008 Ford truck and the 2005 John Deere tractor.

Trustee Mattison moved, seconded by Trustee Kogut to advertise the truck and tractor for sale, reserving the right to reject any and all bids.

Carried: 5 ayes

ZONING & PLANNING – Trustee Schrecengost – none.

SANITATION – Trustee Mattison – none.

BUSINESS – Trustee Kogut – none.

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

1. Notification from Time Warner Cable of possible network changes and the movement of networks from standard to digital channels.
2. STW Asset Management 101 on July 15, 2010.
3. NYCOM News
4. E-mail from Senator Young on the status of C.H.I.P.S. funding.
5. DOS grant – document the value of the Lucy Statue

FINANCE – Entire Board/Clerk

Mayor Keeney asked to purchase a new file cabinet and hanger rod kits for Village Hall from Corcraft for a total amount of \$489.75.

Trustee Mattison moved, seconded by Trustee Schrecengost to approve the purchase of a new file cabinet and hanger rod kits from Corcraft for a total cost of \$489.75.

Carried: 5 ayes

The Clerk-Treasurer asked for approval of Abstract #24 in the amount of \$10,775.63, Check #9044 to 9055, dated May 16-31, 2010; Abstract #1 in the amount of \$21,257.80, Check #9056-9081, dated June 1-15, 2010 and Trust and Agency Abstract #1 of 2010-11 in the amount of \$672.47, Check #4633 & 4634, dated June 1-15, 2010.

Trustee Mattison moved, seconded by Trustee Young 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, Trustee Schrecengost and Mayor Keeney thanked all of the volunteers for their assistance in making the Celoron Rib-Fest and Classic Car Show a success.

OLD BUSINESS

PURCHASE OF PARK SIGNS

Mayor Keeney reviewed the two proposals received for new signs in the park and at the boat launch.

Trustee Mattison moved, seconded by Trustee Young to authorize the purchase of a total of six signs from Chautauqua Sign Co., Inc., Falconer, New York in the amount of \$740.00.

Carried: 5 ayes

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PAVILION QUOTES

Mayor Keeney reviewed the three proposals received to replace the roof and siding on the Pavilion in Lucille Ball Memorial Park. The Board discussed the proposals and was concerned over the price spread.

Trustee Young moved, seconded by Trustee Schrecengost to table the action until the next board meeting.

Carried: 5 ayes

NEW BUSINESS

USE OF LUCILLE BALL MEMORIAL PARK

The Board discussed changing the procedures and fees for the use of the Pavilion and Bandshell in Lucille Ball Memorial Park. Attorney Goodell advised that the fee should reflect the expenses incurred.

Trustee Mattison moved, seconded by Trustee Schrecengost to table any action until the next board meeting.

Carried: 5 ayes

COMMUNITY YARD SALES

The Community Yard Sale was set for July 9, 10, 11, 2010 from 9:00 a.m. to 5:00 p.m. Residents may call or stop in at Village Hall to place their locations on the list.

RESOLUTIONS

Resolution # 11 - 2010-11

BOND RESOLUTION DATED JUNE 14, 2010 AUTHORIZING THE ISSUANCE AND SALE OF \$ 22,900.00 SERIAL BONDS OF THE VILLAGE OF CELORON, CHAUTAUQUA COUNTY, NEW YORK TO PAY FOR THE PURCHASE OF A 2005 CAT 416D LOADER BACKHOE AND A 2005 ONE - TON DUMP TRUCK.

BE IT RESOLVED, this 14th day of June, 2010 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 2005 Cat 416 D Loader Backhoe and one 2005 Ton Dump Truck in the amount of TWENTY TWO THOUSAND NINE HUNDRED DOLLARS (\$22,900.00) 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 TWENTY TWO THOUSAND NINE HUNDRED DOLLARS (\$22,900.00) Serial Bonds of the

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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.

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.

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

Carried: 5 ayes

Resolution # 12 - 2010-11

RESOLVED, That the Board of Public Utilities be and it hereby is requested to install a new street light on pole #50642 at the end of North Butts Avenue in the Village of Celoron.

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

Carried: 5 ayes

Attorney Goodell apprised the Board that the retirement system case brought against the Village by the New York State Retirement System had been transferred to Chautauqua County. He also advised that he was working on changes to the proposed Lakefront Access Law to allow for the development of property.

OPPORTUNITY FOR PUBLIC COMMENT:

None

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

Carried: 5 ayes

The meeting was adjourned at 8:35 p.m.

Shirley A. Sanfilippo, MMC
Village Clerk-Treasurer