

**VILLAGE OF CATTARAUGUS**

14 Main Street  
Cattaraugus, NY 14719

**REGULAR BOARD MEETING**

September 14, 2009 7:00 p.m.

**PRESIDING:** William Myers, Mayor

**PRESENT:** Trustees: John Bronneberg, Angela Hogan, Patrick McGlew, Gayle Patterson; Jason Opferbeck, Department of Public Works Superintendent; Eugene Doucette, Treasurer; Donald Veith, Police; Rose LaQuay, Recording Secretary

**VISITORS:** Dawn Weishan representing the Let's Travel Club, Keith Kibler - prospective Police Officer, John Aquino

**CALL TO ORDER:**

Mayor Myers called the meeting to order at 7:00 p.m.

**Resolution #57-0910 Minutes**

On a motion by Trustee Patterson, second by Trustee Bronneberg, the following resolution was

**ADOPTED** Aye 3 Bronneberg, Hogan, Patterson  
Nay 0  
Abstain 1 McGlew

That the minutes of the August 10, 2009 meeting are accepted as presented.

**VISITORS:**

1. Dawn Weishan representing the Let's Travel Club - Status of Village of Cattaraugus sponsorship of group. Trustee McGlew reported favorable responses from Attorney Weyand, Mr. Jeff Miller of ENB Insurance and CLV. Trustee McGlew to meet with the Club regarding payment of invoices to school.

**Resolution #58-0910 Acknowledgement of Let's Travel Club by Village of Cattaraugus**

On a motion by Trustee McGlew, second by Trustee Hogan, the following resolution was

**ADOPTED** Aye 4 Bronneberg, Hogan, McGlew, Patterson  
Nay 0

To acknowledge the Let's Travel Club of Cattaraugus by the Village of Cattaraugus and cover the group under the Village of Cattaraugus' Liability Policy.

2. John Aquino - in attendance for observation purposes.

3. Keith Kibler - New police officer from Derby, NY replacing Officer Ronald Abbatoy. Officer Kibler is an Administrative Lieutenant in Downtown Buffalo and looking for part time police work in a small town. Officer Kibler will be working Saturday and Sunday evenings and participating in the Town of New Albion Court rotation as Court Officer.

**Resolution #59-0910 Hire Part Time Police Officer**

On a motion by Trustee Bronneberg, second by Trustee McGlew, the following resolution was

**ADOPTED** Aye 4 Bronneberg, Hogan, McGlew, Patterson  
Nay 0

To approve the hiring of Keith Kibler as part time Police Officer for the Village of Cattaraugus.

## **CORRESPONDENCE:**

1. U.S. Census Bureau - 2010 Census New Construction Program
2. Catt. Cty. Soil & Water Conservation District - Potential Federal Assistance August 7-10, 2009 Flooding
3. Crystal Abers, Cattaraugus County - August 9, 2009 Storms
4. State of New York Dept. of Transportation - 5 Year Capital Program
5. Catt. Cty. Legislature - Comprehensive Damage Assessment
6. Time Warner Cable - New Interactive Technology (SDV) New Channels
7. Mayors Against Illegal Guns - Join Bi-Partisan Coalition
8. Handbook for Flood Assistance
9. Verizon Business - Telecommunications Reseller Exemptions
10. Time Warner Cable - Service Changes
11. State of New York Worker's Compensation Board - Administrative Decision
12. Catt. Cty. Dept. of Human Resources - 2010 Self Insurance Plan Charges
13. Bouvier Partnership, LLP - COBRA Coverage Changes
14. Catt. Cty. Municipal Officials Association - September 24, 2009 6:30pm Dinner and Meeting
15. New York State Retirement - 2010 Rates
16. Catt. Cty. Legislature - Request of Albany to take over 12.5% Local Share cost for August Floods
17. Ray Pascarella - Water Bill Adjustment for correction to water usage

### **Resolution #60-0910 Correction of Pascarella Water Bill**

On a motion by Trustee Bronneberg, second by Trustee Patterson, the following resolution was

**ADOPTED** Aye 4 Bronneberg, Hogan, McGlew, Patterson  
Nay 0

To correct Ray Pascarella's water bill reflecting water usage based on corrected water meter reading.

## **REPORTS:**

### **Department of Public Works:**

1. \$15,500 guarantee from the auction for the 2007 Chevrolet 2500 Truck.

### **Resolution #61-0910 Authorization to send 2007 Chevrolet to Auction**

On a motion by Trustee McGlew, second by Trustee Bronneberg, the following resolution was

**ADOPTED** Aye 4 Bronneberg, Hogan, McGlew, Patterson  
Nay 0

To authorize DPW Superintendent, Jason Opferbeck to sign agreement to auction the 2007 Chevrolet 2500 with a minimum of \$15,500 proceeds.

2. Checking if damages at Cobo well will be reimbursed by FEMA. Wells have not needed to run in 2 months.
3. Chip sealed Waverly, Leavenworth, First, Second, Third, Carter, Lincoln, Scott Streets and DPW driveway.
4. No Parking Signs for North Franklin will cost \$2000 for the required 25 signs. DPW removed illegal signs attached to the Stop signs by CLV School. Truck Route through the Village is County Road 12 and is posted.

### **Treasurer:**

1. 2 Transfers are required to pay this evening's bills: \$75,000.00 from General Savings to General Checking and \$30,000.00 from Water Savings to Water Checking.

### **Resolution #62-0910 Transfers**

On a motion by Trustee Patterson, second by Trustee McGlew, the following resolution was

**ADOPTED** Aye 4 Bronneberg, Hogan, McGlew, Patterson  
Nay 0

To authorize Treasurer Doucette to make transfers of \$75,000.00 from General Savings to General Checking and \$30,000.00 from Water Savings to Water Checking.

2. An expenditure report through August 2009 was distributed to Board Members for their review.
3. Move Reserve Funds for the Senior Center and DPW Building to current year's General Expenditures.

**Resolution #63-0910 Transfer of Reserve Funds**

On a motion by Trustee Hogan, second by Trustee McGlew, the following resolution was

**ADOPTED** Aye 4 Bronneberg, Hogan, McGlew, Patterson  
Nay 0

To authorize Treasurer Doucette to transfer the amount of \$18,367.40 for Senior Center repairs and \$9,900.00 left over from the DPW Building to 2009 - 2010 General Expenditures.

4. Received insurance reimbursement from insurance company for claims resulting from August 7 - 9 storms.

**Resolution #64-0910 Increase Revenue and Expenditures**

On a motion by Trustee Bronneberg, second by Trustee Hogan, the following resolution was

**ADOPTED** Aye 4 Bronneberg, Hogan, McGlew, Patterson  
Nay 0

To increase Sewer Revenue and to increase Sewer Expenditures 8120.4 by \$12,810.36.

**Clerk:**

September Clerk's Report was distributed to Board Members for their review.

**Police:**

Requesting installation of Police sign outside the Village Hall. General approval by Board of Trustees. Monthly Board Report distributed to Board Members for their review.

**Board:**

Trustee Bronneberg - The ambulance squad is working on the purchase and installation of 911 Address Signs throughout the Village of Cattaraugus, donated first aid supplies to the Cattaraugus Cowboys Football team, and purchased an Auto Pulse Compression Machine which does chest compressions, estimated cost was \$12,000.00.

Trustee Patterson - Resident requests the DPW complete the concrete work and railing on Jefferson Street. Trustee Patterson will contact Mr. Gassman regarding the shingles for the Senior Center roof.

**OLD BUSINESS:**

- 1, 1 North Main Street - Proposal given to our attorney who has forwarded it onto Mr. Anderson and his attorney. No response to date. Treasurer Doucette reported the Village would have to issue a 1099 and file with the Federal Government in order for Mr. Anderson to receive the interest from the purchase.
2. Senior Exemption - Sliding Scale from Cattaraugus County. Matter tabled until October meeting to allow advisement by Town Assessor of impact on tax situation.
3. Dollar General - Incorrect amount on settlement papers for sale of 216 South Main Street for the Phase 2 Environmental Assessment. Phase 1 & 2 figures submitted instead. Another check is being sent for the difference owed and will be given to the Village upon closing.

**NEW BUSINESS:**

1. Cattaraugus Business Owners Meeting - Suggestion to arrange an informal meeting with area business owners to hear their concerns and voice the Village's without turning it into a complaint session. Trustees to contact Business Owners to see if they are receptive to the idea.
2. Tigano Property Tax Write Off per US Marshall's Office 01/05/2009 - Mayor Myers contacting Village Attorney regarding the legality of requesting the tax payment due from the June 1, 2009 Tax Bill or the property itself to be handed over to the Village. Partial Payment for delinquent water and sewer charges received.
3. Clerk requested clarification on the board's wishes regarding water reminder and termination notices. The water law was referred to and the decision was: 30 days after the billing date - reminder notices will be sent including the late penalty. 45 days after the billing date - termination notices will be sent for arrears only - not the current charges. Because the DPW cannot guarantee termination of service to all possible accounts, wording will be to the effect of "an authorization has been issued to the Department of Public Works to terminate service on or after the termination date". \$35.00 reconnection fee applies.

**APPROVAL OF ABSTRACT #4 - September 14, 2009**

Submitted for the following payments:

General	#17210 - 17255	\$ 70,394.48
Water	#5540 - 5561	\$ 59,630.83
Sewer	#3528 - 3544	\$ 16,360.86

**Resolution #65-0910 Approval of Abstract #4 - September 14, 2009**

On a motion by Trustee Patterson, second by Trustee McGlew, the following resolution was

**ADOPTED** Aye 4 Bronneberg, Hogan, McGlew, Patterson  
Nay 0

That Abstract #4 - September 14, 2009 be paid as presented with a correction of amount for Sewer check #3534.

**ADJOURNMENT**

With no further business to discuss, the meeting was adjourned at 9:45 p.m.

**Resolution #66-0910 Motion to Adjourn**

On a motion by Trustee Bronneberg, second by Trustee Patterson, the following resolution was

**ADOPTED** Aye 4 Bronneberg, Hogan, McGlew, Patterson  
Nay 0

That the September 14, 2009 regular board meeting of the Village of Cattaraugus be adjourned.

Respectfully submitted,

Rose LaQuay  
Recording Secretary  
Village of Cattaraugus  
Board of Trustees

**NEXT MEETING:** October 12, 2009 at 7:00 p.m.