

March 10, 2014

Board of Trustees

Proceedings by Authority

State of New York
Village of Celoron
Community Center

ss:

A regular meeting of the Board of Trustees of the Village of Celoron, New York was held on Monday, March 10, 2014 at 7:00 P.M.

Members Present: Mayor Schrecengost, Trustees Grundstrom, Kogut and Young

Members Absent: Trustee Mattison

Others Present: Village Clerk-Treasurer Shirley A. Sanfilippo, MMC/CMFO, Village Attorney John D. Vanstrom, and Highway Superintendent Terry Schrecengost

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 Grundstrom motioned, seconded by Trustee Young to approve the minutes of the Regular Meeting of February 10, 2014.

Carried: 4 ayes

COMMITTEE REPORTS

PUBLIC SAFETY – Trustee Kogut presented the report from the Code Enforcement Officer and stated he was very pleased with Mr. Burkholder's success in cleaning up some of the Village properties.

ANIMAL CONTROL – Trustee Grundstrom stated that he would like to see a increase in the Dog Control Officer's salary in next year's budget.

PARKS & RECREATION – Trustee Young said that she would like to see at least \$2,000 in next year's budget for the summer concert series. She had not made any plans for the summer recreation program. Mayor Schrecengost advised that a grant had been submitted.

HIGHWAY AND EQUIPMENT – Mayor Schrecengost and the Board discussed offering the 2012 pickup truck for public sale because they had received requests to purchase the truck from some individuals.

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Mayor Schrecengost moved, seconded by Trustee Grundstrom to advertise the 2012 pickup truck for sale with a minimum bid of \$29,000.

Carried: 4 ayes

The Board also reviewed a quote for a snow and ice package to be placed on a new International truck.

Trustee Grundstrom moved, seconded by Trustee Young to purchase a new International truck from Regional Intl. Corp., John Fanara, Henrietta, NY in the amount of \$81,000 and a snow and ice package with a stainless steel municipal dump body from Henderson Equipment-NY in the amount of \$81,000. Both purchases are pursuant to New York State Contract pricing.

Carried: 4 ayes

ZONING & PLANNING – Trustee Grundstrom – none

SANITATION – Trustee Mattison – none

BUSINESS – Trustee Kogut – none

CORRESPONDENCE – Clerk Sanfilippo reviewed the following correspondence:

1. NYCOM information on Governor's proposal to "Freeze" property taxes
2. Notice from Time Warner Cable of network changes
3. 27th Annual Local Government Achievement Awards from NYCOM
4. Notice from Time Warner Cable of network changes
5. Empire State Development newsletter

FINANCE – Entire Board/Clerk

Clerk-Treasurer Sanfilippo asked for approval of Abstract #18 in the amount of \$33,894.90, check #2177 thru 2191, dated February 11-28, 2014; Trust & Agency Abstract #9 in the amount of \$3,678.88, dated February 28, 2014, check #5038 & 5039 and Abstract #19 in the amount of \$4,694.96, check #2192 thru 2204, dated March 1-10, 2014.

Trustee Young moved, seconded by Trustee Grundstrom to approve payment of the abstracts.

Carried: 4 ayes

Clerk Sanfilippo presented the 2014-15 Tentative Budget to the Board of Trustees.

Mayor Schrecengost moved, seconded by Trustee Young to hold a public hearing on the 2014-15 Tentative Budget on Monday, March 24, 2014 at 6:00 p.m. in the Community Center, 47 Dunham Avenue, Celoron, New York.

Carried: 4 ayes

AUDIT – Trustee Mattison – none

INSURANCE – Trustee Young – none

BUILDING – Trustee Young and the Board reviewed a quote for services to draw up plans for the Village Hall facade renovation. No action was taken as the Board decided to look into other options to repair the overhang.

SPECIAL EVENTS – Trustee Mattison – none

OLD BUSINESS

None

NEW BUSINESS

None

RESOLUTIONS:

Resolution #18 – 2013-14

RESOLVED, That the June meeting of the Board of Trustees of the Village of Celoron be and hereby is changed to Monday, June 16, 2014 at 6:00 p.m. in the Community Center, 47 Dunham Avenue, Celoron, New York, and be it further

RESOLVED, That all future meetings of the Board of Trustees will be held at 6:00 p.m. in the Community Center, 47 Dunham Avenue, Celoron, New York to be preceded by a work session at 5:30 p.m.

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

Carried: 4 ayes

LOCAL LAW TO BE PRESENTED:

LOCAL LAW NO. 1 OF 2014

**A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT
ESTABLISHED IN GENERAL MUNICIPAL LAW §3-c**

BE IT ENACTED by the Village Board of the Village of Celoron, New York, pursuant to the authority and provisions of §10 of the Municipal Home Rule Law and §7-725a of the New York State Village Law, as follows:

- 1. Legislative Intent.** It is the intent of this local law to allow the Village of Celoron, New York to adopt a budget for the fiscal year commencing June 1, 2014 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law §3-c.
- 2. Authority.** This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes a local government’s governing body to override the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body.
- 3. Tax Levy Limit Override.** The Board of Trustees of the Village of Celoron, County of Chautauqua, State of New York, is hereby authorized to adopt a budget for the fiscal year commencing June 1, 2014 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

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4. **Severability.** If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court's order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.
5. **Effective Date.** This local law shall become effective immediately upon filing with the New York State Secretary of State.

Trustee Grundstrom moved, seconded by Trustee Kogut to approve the local law.

Carried: 4 ayes

MAYOR'S COMMENTS:

None

OPPORTUNITY FOR PUBLIC COMMENT:

None

Trustee Young moved, seconded by Trustee Grundstrom to go into Executive Session to discuss potential litigation.

Carried: 4 ayes

EXECUTIVE SESSION:

Began at 7:30 p.m.

Trustee Young moved, seconded by Trustee Grundstrom to go back into open session.

Carried: 4 ayes

Ended at 7:45 p.m.

OPEN SESSION:

Mayor Schrecengost advised that he and the Clerk-Treasurer had met with a representative of CHRIC to discuss applying for a \$400,000 CDBG grant to improve houses in the Village. There are pre-applications available in Village Hall for any interested resident home owner.

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

Carried: 4 ayes

The meeting was adjourned at 7:47 p.m.

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