

June 16, 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, June 16, 2014 at 6:09 P.M.

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

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

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 Kogut to approve the minutes of the Regular Meeting of May 12, 2014.

Carried: 5 ayes

COMMITTEE REPORTS

PUBLIC SAFETY – Code Enforcement Officer Burkholder presented his report to the Board.

ANIMAL CONTROL – Trustee Grundstrom – none

PARKS & RECREATION – Trustee Young and the Board discussed a request from the Southern Tier Classic Chevy Club to install an electrical outlet on the dug-out in Lucille Ball Memorial Park. They will do all the work and furnish the materials.

Trustee Kogut moved, seconded by Trustee Mattison to allow the car club to install an outlet subject to inspection by the Code Enforcement Officer.

Carried: 5 ayes

Trustee Young moved that Pam Piazza be appointed as Summer Youth Recreation Director for a salary of \$300.00. Trustee Mattison seconded the motion.

Carried: 5 ayes

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Trustee Young moved, seconded by Trustee Mattison to designate the areas around the ball field and the playground as "Smoke Free" zones with appropriate signage to be installed.

Carried: 5 ayes

HIGHWAY AND EQUIPMENT – Trustee Mattison and the Board discussed a request from Bob Saxton to clean-up a Village owned lot.

Trustee Mattison moved, seconded by Trustee Grundstrom to table the request.

Carried: 5 ayes

Trustee Mattison moved, seconded by Trustee Kogut to remove the dead trees on Lucy Lane and Dunham Avenue for an amount not to exceed \$5,565.00.

Carried: 5 ayes

ZONING & PLANNING – Trustee Grundstrom stated that the Zoning Board would be reviewing the petition of Mark and Kathleen Smith to install a shed on their property.

SANITATION – Trustee Mattison – none

BUSINESS – Trustee Kogut – none

CORRESPONDENCE – Clerk Sanfilippo reviewed the following correspondence:

1. Letter from Senator Young regarding lack of Member Initiative funding.
2. Notice from Time Warner Cable of changes in service
3. NYCOM News
4. Local Government Leadership Institute on June 18, 2014.
5. NYCOM information on Crude Oil Transport Safety Standards
6. NYCOM correspondence on Meaningful Mandate Relief
7. Notice from Time Warner Cable of changes in service
8. Empire State Development newsletter

FINANCE – Entire Board/Clerk

Clerk-Treasurer Sanfilippo asked for approval of Abstract #24 in the amount of \$20,701.77, check #2263 thru #2270, dated May 13-31, 2014; Trust & Agency Abstract #12, in the amount of \$38,944.40, dated May 30, 2014, check #5043 thru 5045; Abstract #1 in the amount of \$24,155.53, check #2271 thru 2293, dated June 1-16, 2014; and Trust & Agency Abstract #1 in the amount of \$149.40, Check #5046, dated June 16, 2014.

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

Carried: 5 ayes

The Board discussed an amendment to the credit card agreement with Key Bank. A resolution will follow.

AUDIT – Trustee Mattison – none

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INSURANCE – Trustee Young and the Board reviewed a notice from Chautauqua County of 2015 anticipated charges of \$6,703.18 for Workers Compensation Insurance. They discussed the contract for optical insurance and decided to make no changes. They reviewed a notice of a rate increase request from Univera for Health Insurance.

BUILDING – Trustee Young and the Board discussed the need to spray the Community Center for carpenter bees.

Trustee Mattison moved, seconded by Trustee Kogut to hire the same company that was used last year to spray the Community Center for carpenter bees for \$100.00.

Carried: 5 ayes

SPECIAL EVENTS – Trustee Mattison noted that the Rib-Fest was very successful this year and thanked all who volunteered. There is a possibility that a Dragon Boat will be displayed at Lucille Ball Memorial Park on June 17, 2014.

OLD BUSINESS

None

NEW BUSINESS

None

RESOLUTIONS:

Resolution #24 – 2013-14

RESOLVED, That the Clerk Treasurer be and she hereby is authorized to make the following amendments to the 2013-2014 Budget:

INCREASE: Account A1410.1 Village Clerk, Personal Service \$500.00

DECREASE: Account A1410.4 Village Clerk, Contractual \$500.00

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

Carried: 5 ayes

Resolution #25 – 2013-14

RESOLVED, That the Mayor and Clerk Treasurer be and they hereby are authorized to sign a new Officer's Certification with Key Bank for the Village of Celoron credit card.

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

Carried: 5 ayes

LOCAL LAW TO BE PRESENTED:

LOCAL LAW NO. 2 OF 2014

**A LOCAL LAW AMENDING CHAPTER 181, STREETS AND SIDEWALKS OF
THE CODE OF THE VILLAGE OF CELORON, NEW YORK**

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. **Intent.** Amend Chapter 181, Streets and Sidewalks of the code of the Village of Celoron, New York to add a new Article III, Complete Streets.
2. **Amendment.** Chapter 181, Streets and Sidewalks is hereby amended to add the following:

Article III. Complete Streets

§181-20. Declaration of Policy.

In the interest of improving multi-modal transportation options, safety and accessibility for all users, the concept of Complete Streets has been recognized and adopted in numerous localities across the United States. The Village of Celoron will make Complete Streets practices a routine part of everyday operations, will approach every transportation project and program as an opportunity to improve Village streets, will incorporate all relevant existing and future planning documents approved or adopted by the Board of Trustees and will work in coordination with other departments, agencies and jurisdictions to achieve Complete Streets. Complete Streets design and practices include, but are not limited to sidewalks, crosswalks, curb ramps, accessibility features for people with disabilities, paved shoulders of biking, designated bike lanes, off-road paths, signage and traffic calming measures.

§181-21. Designs and Practices.

Complete Streets designs and practices shall be incorporated in new construction and reconstruction projects in the Village, except when the Highway Superintendent demonstrates that one of the following conditions is met:

- A. Bicyclists and pedestrians are prohibited by law from using the roadway. In this instance, bicyclists and pedestrians will be accommodated elsewhere within the right of way or within the same transportation corridor; or
- B. The cost would be excessively disproportionate to the need based on the following factors: population density, land use, projected and current traffic volumes, and projected and current bicycle and pedestrian use; or
- C. The existing right of way does not allow for sidewalks, paved shoulders or other improvements, in which case potential alternatives will include the appropriate use of lane re-striping, signage, traffic calming measures and/or enhanced education and enforcement; or
- D. Where severe topographic or natural resource constraints prohibit such accommodations; or
- E. Where conditions or restrictions outside the purview of the Village of Celoron prohibit such actions.

§181-22. Guidelines

Complete Streets designs and practices shall be provided and maintained in accordance with the guidelines adopted by the United States Department of Transportation (USDOT) and New York State Department of Transportation (NYSDOT) and with best practices identified by the Village of Celoron Highway Department.

3. **Conflicting Statutes.** All local laws or ordinances or parts of local laws or ordinances in conflict herewith are hereby repealed.
4. **Severability.** Should any clause, sentence, paragraph, subdivision, section or other part of this local law be adjudicated by any court of competent jurisdiction to be invalid, such judgment, decree or order shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or other part thereof directly involved in the controversy in which such judgment, decree or order shall have been rendered and to this end, the provisions of each section of this local law are hereby declared to be severable.
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 Mattison to approve the local law.

Carried: 5 ayes

MAYOR'S COMMENTS:

None

OPPORTUNITY FOR PUBLIC COMMENT:

None

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

Carried: 5 ayes

The meeting was adjourned at 6:50 p.m.

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