

July 14, 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, July 14, 2014 at 6:00 P.M.

Members Present: Mayor Schrecengost, Trustees Kogut and Mattison

Members Absent: Trustees Grundstrom 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:

Mayor Schrecengost motioned, seconded by Trustee Mattison to approve the minutes of the Public Hearing and Regular Meeting of June 16, 2014.

Carried: 3 ayes

COMMITTEE REPORTS

PUBLIC SAFETY – Trustee Kogut presented the Code Enforcement Officer's report to the Board.

ANIMAL CONTROL – Trustee Grundstrom – none

PARKS & RECREATION – Trustee Young – none

HIGHWAY AND EQUIPMENT – Trustee Mattison advised that the Highway Department was working on installing new sidewalks.

ZONING & PLANNING – In Trustee Grundstrom's absence Mayor Schrecengost stated that the Zoning Board would be reviewing the petition of Timothy Johnson to install a fence on his property line and the Planning Board will be reviewing a site plan for the Moose Lodge for a storage building and the tabled site plan for George Patti, III for Signature Paving.

SANITATION – Trustee Mattison – none

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BUSINESS – Trustee Kogut and the Board discussed participation in the Chautauqua Lake and Watershed Management Alliance. A resolution will be presented.

Attorney Vanstrom advised that an agreement had been reached with Time Warner Cable to renew their Special Franchise Agreement.

Trustee Mattison moved, seconded by Mayor Schrecengost to set a public hearing on the renewal of the Time Warner Special Franchise for 5:50 p.m. on Monday, August 11, 2014 in the Community Center, 47 Dunham Avenue.

Carried: 3 ayes

CORRESPONDENCE – Clerk Sanfilippo reviewed the following correspondence:

1. Notice from Time Warner Cable of changes in service
2. NYCOM News
3. Notice from Time Warner Cable of changes in service
4. Empire State Development newsletter

FINANCE – Entire Board/Clerk

Clerk-Treasurer Sanfilippo asked for approval of Abstract #2 in the amount of \$28,846.90, check #2294 thru #2315, dated June 17-30, 2014; Trust & Agency Abstract #2, in the amount of \$2,195.40, dated June 30, 2014, check #5047; and Abstract #3 in the amount of \$12,360.28, check #2316 thru 2333, dated July 1-14, 2014.

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

Carried: 3 ayes

The Board discussed the tabled request from Robert Saxton to purchase a lot on Ninth Street.

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

Carried: 3 ayes

AUDIT – Trustee Mattison – none

INSURANCE –The Board reviewed a revised notice from Chautauqua County of 2015 anticipated charges of \$6,739.99 for Workers Compensation Insurance.

BUILDING – Trustee Young – none

SPECIAL EVENTS – Trustee Mattison reminded everyone of the Community Picnic on Saturday, August 2, 2014. Marty's Bubblegum Machine will again be providing entertainment from noon until 2:00 p.m.

OLD BUSINESS

None

NEW BUSINESS

None

RESOLUTIONS:

Resolution #26 - 2013-14

BOND RESOLUTION DATED JULY 14, 2014 AUTHORIZING THE ISSUANCE AND SALE OF \$ 160,000.00 SERIAL BONDS OF THE VILLAGE OF CELORON, CHAUTAUQUA COUNTY, NEW YORK TO PAY FOR PURCHASE OF A 2015 INTERNATIONAL MODEL 7300 SBA 4X2 DUMP TRUCK WITH SNOW AND ICE PACKAGE

BE IT MOVED by Trustee Mattison, seconded by Mayor Schrecengost, that

BE IT RESOLVED, this 14th day of July, 2014 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 2015 International Model 7300 SBA 4x2 Dump Truck with snow and ice package in the amount of ONE HUNDRED SIXTY THOUSAND DOLLARS (\$160,000.00) 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 ONE HUNDRED SIXTY THOUSAND DOLLARS (\$160,000.00) 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 "28" of Section 11 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.

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**BOND ANTICIPATION NOTE CERTIFICATE OF THE TREASURER
OF THE VILLAGE OF CELORON, COUNTY OF CHAUTAUQUA, STATE OF NEW YORK
AUTHORIZING THE ISSUANCE OF \$ 160,000.00 BOND ANTICIPATION NOTE TO PAY
THE COSTS OF A 2015 INTERNATIONAL MODEL 7300 SBA 4X2 DUMP TRUCK WITH
SNOW AND ICE PACKAGE**

I, SHIRLEY A. SANFILIPPO, Treasurer of the Village of Celoron, Chautauqua County, New York, do hereby certify as follows:

(1) At a meeting of the Village Board of the Village of Celoron held on the 14th day of July, 2014 at the Community Center, 47 Dunham Avenue, Celoron, New York, the Village Board granted to the Treasurer, pursuant to Local Finance Law, Section 30.00, the power to authorize the issuance of a bond anticipation note in the sum of at least ONE HUNDRED SIXTY THOUSAND DOLLARS AND NO CENTS (\$160,000.00) such sum to be applied to the 2015 International Model 7300 SBA 4x2 Dump Truck with snow and ice package. Such authority is still in full force and effect, and has not been modified, amended or revoked.

(2) In accordance with such authorization and pursuant to the provisions of the Local Finance Law, Section 23.00, I have authorized the issuance of ONE HUNDRED SIXTY THOUSAND DOLLARS AND NO CENTS (\$160,000.00) in a single issue Bond Anticipation Note, and prescribed the terms, contents and forms thereof.

(3) The issuance of the Bond Anticipation Note is for a purpose, payment of the cost of a 2015 International Model 7300 SBA 4x2 Dump Truck with snow and ice package as described in Local Finance Law, Section 11.00.

(4) The resolution adopted by the Village Board of the Village of Celoron authorizes the issuance of Serial Bonds for the payment of the purchase price of a 2015 International Model 7300 SBA 4x2 Dump Truck with snow and ice package in anticipation of the sale of which this Bond Anticipation Note is to be issued. No Bond Anticipation Note has heretofore been issued in anticipation of the bond authorized as shown in said resolution or for any other purchase. The Bond Anticipation Note to be issued pursuant to this is certified as follows:

<u>DATE OF ISSUE</u>	<u>DATE OF MATURITY</u>	<u>INTEREST</u>	<u>AMOUNT</u>
July 31, 2014	July 31, 2015	2.15%	\$160,000.00

Dated: July 31, 2014

Shirley A. Sanfilippo, Treasurer

**COUNTY OF CHAUTAUQUA, VILLAGE OF CELORON
UNITED STATES OF AMERICA, STATE OF NEW YORK
BOND ANTICIPATION NOTE 2014
\$ 160,000.00**

The Village of Celoron, in the County of Chautauqua, a municipality in the State of New York, herein called Obligor, hereby acknowledges itself indebted and for value received promises to pay the bearer of this Note in the sum of ONE HUNDRED SIXTY THOUSAND DOLLARS (\$160,000.00) on the 31st day of July 2015, together with interest thereon from July 31, 2014 at the rate of 2.15%

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annum payable at maturity. Both the principal of and interest on this Note will be paid in lawful money of the United States of America at Five Star Bank, 284 East Fairmount Avenue, Lakewood, New York.

This note may not be redeemed prior to maturity.

This note is a single issue of the total sum of ONE HUNDRED SIXTY THOUSAND DOLLARS (\$160,000.00) authorized pursuant to proceedings adopted by the Village Board of the Village of Celoron on the 14th day of July 2014 and pursuant to BOND ANTICIPATION OF THE TREASURER OF THE VILLAGE OF CELORON, COUNTY OF CHAUTAUQUA, STATE OF NEW YORK, AUTHORIZING THE ISSUANCE OF \$160,000.00 BOND ANTICIPATION NOTE TO PAY THE COST OF A 2015 INTERNATIONAL MODEL 7300 SBA 4X2 DUMP TRUCK WITH SNOW AND ICE PACKAGE.

The full faith and credit of the Obligor are hereby irrevocably pledged for the punctual payment of the principal of and interest of this according to its terms.

It is certified and recited that all conditions, acts, and things required by the Constitution and Statues of the State of New York, due exist, to have happened and to have been performed precedent to and in the issuance of this Note, exist, have happened and have been performed, and this Note together with all indebtedness of the Obligor within every debt and other limit described by the Constitution and Laws of the State of New York.

IN WITNESS WHEREOF, The Obligor, in accordance with the proceedings authorized in this Note, has caused this Note to be signed and its corporate seal to be affixed hereto and attested as appears below and this Note to be dated as of July 31, 2014.

VILLAGE OF CELORON
CHAUTAUQUA COUNTY, NY

BY: _____
Shirley A. Sanfilippo, Treasurer

ATTEST: _____
Scott D. Schrecengost, Mayor

SEAL

Carried: 3 ayes

Resolution # 27 -2013-14

Resolved, That Village Clerk-Treasurer Shirley A. Sanfilippo, Deputy Clerk Jetta L. Wilson and Village Attorney John D. Vanstrom be and they hereby are authorized to attend the NYCOM-OSC Fall Training School to be held in Lake Placid, New York on September 15-19, 2014 with expenses to paid pursuant to Section 77-b of the General Municipal Law.

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

Carried: 3 ayes

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Resolution #28 – 2013-14

WHEREAS, on April 12, 2010, the Board of Trustees of the Village of Celoron, New York adopted Resolution #7 - 2010-11, which established the Standard Work Day of eight (8) hours for Village of Celoron employees, and

WHEREAS, the Celoron Code Enforcement Officer and the Celoron Dog Control Officer are Appointed Officials of the Village of Celoron that are part-time and work varying hours, and

WHEREAS, on December 2, 2013, the Board of Trustees of the Village of Celoron, New York adopted Resolutions #8 & #9, which established a set number of days worked/month for the Celoron Code Enforcement Officer and Celoron Dog Control Officer, respectively, and

WHEREAS, submission of monthly time sheets will more accurately report the actual time worked for these two positions with varying hours; now therefore, be it

RESOLVED, That, the Village of Celoron (Location Code 40153) hereby establishes that the Celoron Code Enforcement Officer and the Celoron Dog Control Officer will participate in the Village of Celoron's Time Keeping System by submitting monthly time sheets to the Celoron Village Clerk-Treasurer.

Trustee Mattison moved, seconded by Mayor Schrecengost to approve the resolution.

Carried: 3 ayes

Resolution #29 – 2013-14

MEMORANDUM OF UNDERSTANDING

RESOLVED, That the undersigned hereby endorse the framework for the Chautauqua Lake and Watershed Management Alliance as proposed; and be it further

RESOLVED, That the Board of Trustees of the Village of Celoron hereby approve and ratify the continued participation in the development of the Alliance by their designated representative set forth below; and be it further

RESOLVED, That the Village of Celoron intends to participate in the Alliance as Members, subject to establishment of a satisfactory Alliance structure and dues framework.

Dated: July 14, 2014

Mayor Scott Schrecengost, Village of Celoron

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

Carried: 3 ayes

MAYOR'S COMMENTS:

None

OPPORTUNITY FOR PUBLIC COMMENT:

None

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Trustee Mattison motioned to adjourn the meeting. Mayor Schrecengost seconded the motion.

Carried: 3 ayes

The meeting was adjourned at 6:25 p.m.

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