

July 9, 2018

Board of Trustees

Proceedings by Authority

State of New York
Village of Celoron
Community Center

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A regular meeting of the Board of Trustees of the Village of Celoron, New York was held on Monday, July 9, 2018 at 6:00 P.M.

Members Present: Mayor Schrecengost, Trustees Keeney, Moss, Shanahan and Young

Others Present: Village Clerk-Treasurer Shirley A. Sanfilippo, MMC/CMFO, Village Attorney John D. Vanstrom, Highway Supervisor Terry Schrecengost and Erin Brickley of the Chautauqua Lake Watershed and Management Alliance

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 Shanahan motioned, seconded by Trustee Young to approve the minutes of the Regular Meeting of June 18, 2018.

Carried: 5 ayes

COMMITTEE REPORTS

PUBLIC SAFETY – Trustee Shanahan and the Board reviewed the report from the Code Enforcement Officer.

ANIMAL CONTROL – Trustee Young – none

PARKS – Trustee Young and the Board reviewed a proposal to replace eight existing HID floodlight fixtures with new LED floodlight fixtures.

Trustee Shanahan moved, seconded by Trustee Moss to approve the replacement of eight existing HID floodlight fixtures with new LED floodlight fixtures at a cost of \$690.88.

Carried: 5 ayes

HIGHWAY AND EQUIPMENT – Trustee Moss reviewed a request for signage to indicate the residence of a blind individual. Highway Superintendent Schrecengost will look into this.

PLANNING – Trustee Shanahan – none

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SANITATION – Trustee Moss – none

CORRESPONDENCE – Clerk Sanfilippo

1. Chautauqua County Health Department correspondence regarding Algal blooms.

FINANCE – Entire Board/Clerk

Clerk-Treasurer Sanfilippo asked for approval of Abstract #2 in the amount of \$16,432.91, check #3729 thru #3735, dated June 19-30, 2018; Trust & Agency Abstract #1 in the amount of \$2,433.69, check #5198 & #5199, dated June 28, 2018; and Abstract #3 in the amount of \$47,475.74, check #3736 thru #3752, dated July 1-9, 2018.

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

Carried: 5 ayes

AUDIT – Trustee Moss – none

INSURANCE – Trustee Young – none

BUILDING – Trustee Moss – none

RECREATION – Trustee Keeney – none

SPECIAL EVENTS – Trustee Keeney reminded the Board that the summer concerts will start on Wednesday.

ZONING – Trustee Shanahan – none

OLD BUSINESS

None

NEW BUSINESS

None

RESOLUTIONS:

Resolution #40 - 2017-18

BOND RESOLUTION DATED JULY 9, 2018 AUTHORIZING THE ISSUANCE AND SALE OF \$32,000.00 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

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BE IT RESOLVED, this 9th day of July, 2018 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 THIRTY-TWO THOUSAND DOLLARS (\$32,000.00) 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 THIRTY-TWO THOUSAND DOLLARS (\$32,000.00) 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.

Trustee Moss moved, seconded by Trustee Shanahan to approve the resolution.

Carried: 5 ayes

Resolution #41 - 2017-18

RESOLVED, That the Mayor be and he hereby is authorized to execute a contract with the New York State Department of State for Contract #C1001143 Lucille Ball Memorial Park Improvements – Phase IV Design and Construction with a total project cost of \$510,240.00 consisting of State Funds in the amount of \$382,680.00 and Local Match of \$127,560.00.

Trustee Moss moved, seconded by Trustee Keeney to approve the resolution.

Carried: 5 ayes

Resolution # 42 - 2016-17

WHEREAS, Chautauqua Lake is an invaluable asset to Chautauqua County and the municipalities that border it, but has been designated as an impaired water body and its health and usability are threatened; and

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WHEREAS, stormwater from the Town of Ellicott and Village of Celoron flow directly into Chautauqua Lake, or into streams that flow into Chautauqua Lake; and

WHEREAS, Chautauqua Lake currently has a Total Maximum Daily Load for phosphorus of 0.02 mg/l, which favorably positions the Town and Village for grant-funded water quality improvement projects; and

WHEREAS, the Town of Ellicott plans to be the primary grant applicant and retain the services of a licensed professional engineer to undertake a stormwater study that inventories, assesses the drainage condition and capacity, defines surface drainage (catchment areas), and models nutrient loadings; and

WHEREAS, an important component and end result of such a study would require identification of recommendations for increased stormwater conveyance and treatment capacity, focusing on green rather than gray improvements and new green infrastructure; and

WHEREAS, New York State Consolidated Funding Application (CFA) offers state-wide grant funding programs that provide an opportunity to significantly leverage local resources; however, these grant programs are fiercely competitive and require a local match in cash and/or in-kind services; and

WHEREAS, the Chautauqua Lake & Watershed Management Alliance (Alliance) has been established as a nonprofit New York organization to collaborate and coordinate amongst its Members to procure funding for projects recommended in the Chautauqua Lake Watershed Management Plan, the Macrophyte Management Strategy, and the Chautauqua Lake Local Waterfront Revitalization Program via grant writing, to benefit the water quality of Chautauqua Lake on behalf of its Members; and

WHEREAS, both the Town and Village are Members of the Alliance; and

WHEREAS, the primary partners undertaking efforts to fund and implement a stormwater management study have been identified as the Town, the Alliance and the County, all of whom have committed to participate in supporting a CFA grant application which would cover the costs of such a stormwater management study and in securing needed local match; therefore be it

RESOLVED, that the Village of Celoron fully supports this effort and shall commit to providing \$1,000.00 toward required local match and that the Town of Ellicott will act as the primary grant applicant.

Trustee Keeney moved, seconded by Trustee Shanahan to approve the resolution.

Carried: 5 ayes

LOCAL LAW TO BE PRESENTED:

LOCAL LAW NO. 1 OF 2018

A LOCAL LAW AMENDING CHAPTER 210 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 210, Zoning, of the Code of the Village of Celoron, New York to increase the size of the "Main Street" corridor as designated on the Official Zoning Map of the Village of Celoron, N.Y..
- 2. Amendment.** The "Main Street" corridor as designated on the Official Zoning Map of the Village of Celoron, N.Y. is hereby extended easterly to include the Commercial (C1) District area along Boulevard Avenue between Conewango Avenue and Melvin Avenue.

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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 Keeney moved, seconded by Trustee Shanahan to table Local Law No. 1 of 2018, refer it to the Village Planning Board for a recommendation and schedule a Public Hearing on the local law for 5:50 p.m. on Monday, August 13, 2018 in the Community Center.

Carried: 5 ayes

MAYOR'S COMMENTS:

None

OPPORTUNITY FOR PUBLIC COMMENT:

None

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

Carried: 5 ayes

The meeting was adjourned at 6:42 p.m.

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