

Village of Springville
5 West Main Street
Springville, N.Y. 14141-0017

December 3, 2018

7:00 P.M.

BY MOTION OF:

NOTES

-
1. CALL TO ORDER
 2. PLEDGE OF ALLEGIANCE
 3. MINUTES FROM MEETINGS
 - Regular Meeting Minutes of November 5, 2018 (previously distributed)
 - Regular Meeting Minutes of November 19, 2018 **A.1**
 4. PUBLIC COMMENT
 5. DEPARTMENT REPORTS
 - A. ADMINISTRATOR **A.2**
 - Benlic Resolution
 - B. SUPERINTENDENT'S REPORT **A.3**
 - Report
 - C. POLICE
 - D. FIRE DEPARTMENT
 - E. BUILDING INSPECTOR/CEO
 - F. CONTROL CENTER
 6. NEW BUSINESS
 7. OLD BUSINESS
 8. BILLS
 9. CONSENT AGENDA
 10. TRUSTEE NOTES & PROJECT REPORTS
 11. EXECUTIVE SESSION
 12. ADJOURN

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ATTACHMENT NO. A1

AGENDA DATE 12/3/18

VILLAGE OF SPRINGVILLE
2018 MINUTES

November 19, 2018

7:00 P. M.

The Regular Meeting of the Trustees of the Village of Springville was held at the Village Municipal Building, 65 Franklin Street, Springville, New York at the above date and time.
Present were:

Deputy Mayor	Nils Wikman
Trustees	Kim Pazzuti Elise Rose
Village Administrator	Liz C. Melock
Village Attorney	Paul Weiss
Superintendent of Public Works	Kenneth Kostowniak
Building Inspector/ Code Enforcement Officer	Michael Kaleta
Police Officer in Charge	Nicholas Budney
Deputy Clerk	Holly Murtiff
Absent	William J. Krebs, Mayor Alan Chamberlin, Trustee David Klenk, Fire Chief
Also Attending	Colleen Mahoney, Springville Journal Kellen Quigley, Springville Times

Deputy Mayor Wikman called the meeting to order at 7:00 PM.

1. Minutes Minutes of the Regular Meeting of November 5, 2018 were approved as written by Trustee Pazzuti, seconded by Deputy Mayor Wikman; carried, Deputy Mayor Wikman and Trustee Pazzuti voting yes, Trustee Rose abstaining, none opposed.

PUBLIC COMMENT

There was no Public Comment this evening.

DEPARTMENT REPORTS

ADMINISTRATOR REPORT

2. TAP Supplemental Agreement After explanation from Administrator Melock, motion was made by Trustee Rose, seconded by Trustee Pazzuti; carried, Deputy Mayor Wikman, Trustees Rose and Pazzuti voting yes, none opposed to authorizing and authorizing Mayor Krebs to sign Supplemental Agreement No. 1 – PIN 5762.29 – Pedestrian & Bicycle Improvement, Federal Aid Project Agreement No. D035754 for a total of \$599,000 (shown below). This is the federal and local share of the project.

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Authorizing the implementation, and funding in the first instance 100% of the federal-aid and State "Marchiselli" Program-aid eligible costs, of a transportation federal-aid project, and appropriating funds therefore.

WHEREAS, a Project for the Pedestrian & Bicycle Improvements on Albro St, Woodward Ave, S. Buffalo St, N. Buffalo St, Maple Ave and Newman St. P.I.N. 5762.29 (the Project) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS, the Mayor of the Village of Springville desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of \$599,000 which is \$119,800.

NOW, THEREFORE, the Village Board, duly convened does hereby

RESOLVE, that the Village Board hereby approves the above-subject project, and it is hereby further

RESOLVED, that the Village Board hereby authorizes the Village Administrator of the Village of Springville to pay in the first instance 100% of the federal and non-federal share of the cost of completed work for the Project or portions thereof; and it is further

RESOLVED, that the sum of \$599,000 is hereby appropriated from the General Fund and made available to cover the cost of the participation in the above phase of the Project, and it is further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Board of Trustees shall convene as soon as possible to appropriate said excess amount immediately upon notification by the Village Administrator thereof, and it is further

RESOLVED, that the Mayor of the Village of Springville be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the Village of Springville with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED, this Resolution shall take effect immediately.

SUPERINTENDENT REPORT

Superintendent Kostowniak reported on the following;

- Congratulations to Water/Sewer Leadman David Sullivan. He will be with the Village of Springville for 30 years effective November 28th.
- Manhole rehabilitation project is 75% complete, manholes are sealed and only several manholes need epoxy. Epoxying the remaining manholes may have to wait until warmer temperatures.
- Lateral grouting still ongoing, delays due to weather/flows and a grout pump failure. Expected to be complete next week.
- WWTP Trickling filter replacement scheduled for mid to late December.

3. Skidsteer Replacement

Superintendent Kostowniak explained that wheeled skid steers cause lawn damage when plowing sidewalks and tracked version to do less damage resulting with less lawn and sidewalk repair in the spring. A new smaller unit will fit on sidewalk width better and still be able to use existing V-plow and snow blower attachments.

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Therefore, motion was made by Trustee Rose, seconded by Trustee Pazzuti; carried, Deputy Mayor Wikman, Trustees Rose and Pazzuti approved authorization to sign proposal to trade in one 2018 skid steer (Unit #33) to be replaced with a 2018 T450 tracked skid steer. The Village will have to pay an additional \$8,927.90 for the new unit. The difference can be submitted for reimbursement to CHIPS and/or surplus from funds from Vehicle #36.

Motion was made by Trustee Pazzuti, seconded by Trustee Rose; carried, Deputy Mayor Wikman, Trustees Pazzuti and Rose voting yes, none opposed that Unit #33 - 2018 Bobcat Skid Steer VIN AHGM18383 be declared surplus and disposed of via trade-in on the purchase of a new 2018 Bobcat skid steer T450 from NY Contract #PC67141, Award PGB #22792 Group 40625, Heavy Equipment.

POLICE DEPARTMENT

Officer in Charge Budney reported on the following;

- Shop with a Cop is scheduled for December 8th.

FIRE REPORT

There was no fire report this evening.

BUILDING INSPECTOR/CEO

BI/CEO Kaleta informed everyone that the BENLIC deadline for applications is December 7, 2018. The last submittals were done in 2016 and there were 6 applications. There are 8 properties that meet the criteria. The same from 2016, one from 2015 and the vacant lot associated with one of the 6. These properties are;

<i>110 S Central Ave</i>	<i>335.19-4-38</i>
<i>128 Waverly St</i>	<i>335.19-7-13</i>
<i>311 W Main St</i>	<i>335.14-2-6</i>
<i>48 Albro Ave</i>	<i>335.19-6-4</i>
<i>0 W Main St</i>	<i>335.14-2-8</i>
<i>118 Pearl St</i>	<i>335.20-3-31.1</i>
<i>227 North St</i>	<i>336.09-1-2</i>
<i>0 Clark St</i>	<i>335.14-2-35</i>

CONTROL CENTER

October 2018 report received and filed.

OLD BUSINESS

There was no Old Business to discuss this evening.

NEW BUSINESS

There was no New Business to discuss this evening.

BILLS

Bills, as examined by members of the Board of Trustees were approved for payment in accordance with Abstract #140 through #154 total of \$247,976.20 of 2018-2019 for the General, Water/Sewer, Electric, Trust and Agency Funds by motion of Trustee Rose, seconded by Trustee Pazzuti; carried, Deputy Mayor Wikman, Trustees Rose and Pazzuti voting yes, none opposed.

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CONSENT AGENDA

Motion was made by Trustee Pazzuti, seconded by Trustee Rose; carried, Deputy Mayor Wikman, Trustees Pazzuti and Rose voting yes, none opposed to accept the consent agenda below.

PROJECT: 0000008641 - UTILITY CHANGES-ELECTRIC TYPE: ELECTRIC
PROPERTY: 13966 MILL ST
ISSUED DATE: 10/30/2018
ISSUED TO: FANNIE MAE
PO BOX 4698
LOGAN, UT 84323

PROJECT: 0000008642 - FIRE INSPECTION TYPE: FIRE INSPECTION
PROPERTY: 43 E MAIN ST LWR
ISSUED DATE: 10/30/2018
ISSUED TO: EDWARD JONES INVESTMENTS
172 MAIN STREET
EAST AURORA, NY 14052

PROJECT: 0000008643 - RESIDENTIAL ALTERATION TYPE: RESIDENTIAL
PROPERTY: 37 S CENTRAL AVE ALTERATION
ISSUED DATE: 10/31/2018
ISSUED TO: WEBER, STEVEN ALAN
11256 PERRY RD
PAVILION, NY 14525

PROJECT: 0000008644 - UTILITY CHANGES-ELECTRIC TYPE: ELECTRIC
PROPERTY: 8863 CHAISE RD
ISSUED DATE: 11/05/2018
ISSUED TO: GERWITZ & MCNEIL ELECTRIC INC
5756 THORNWOOD DR
WEST VALLEY, 14171

PROJECT: 0000008645 - UTILITY CHANGES-ELECTRIC TYPE: ELECTRIC
PROPERTY: 40 COMMERCE DR
ISSUED DATE: 11/05/2018
ISSUED TO: GERWITZ & MCNEIL ELECTRIC INC
5756 THORNWOOD DR
WEST VALLEY, 14171

PROJECT: 0000008646 - ROOFING TYPE: ROOF
PROPERTY: 57 CHURCH ST 1E
ISSUED DATE: 11/05/2018
ISSUED TO: BEATTY, GREG
367 E MAIN ST
PO BOX 421
SPRINGVILLE, NY 14141

PROJECT: 0000008647 - RESIDENTIAL ALTERATION TYPE: RESIDENTIAL
PROPERTY: 228 NEWMAN ST ALTERATION
ISSUED DATE: 11/06/2018
ISSUED TO: PECAK, GARRY
26 SOUTH LN
ORCHARD PARK, NY 14127

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PROJECT: 0000008648 - UTILITY CHANGES-ELECTRIC TYPE: ELECTRIC
PROPERTY: 228 NEWMAN ST
ISSUED DATE: 11/06/2018
ISSUED TO: PECAK, GARRY
26 SOUTH LN
ORCHARD PARK, NY 14127

PROJECT: 0000008649 - SIGNS TYPE: SIGNS
PROPERTY: 500 S CASCADE DR 1
ISSUED DATE: 11/06/2018
ISSUED TO: SHAVER, ANG
500 S CASCADE DR
SPRINGVILLE, NY 14141

PROJECT: 0000008650 - UTILITY CHANGES-WATER TYPE: PLUMBING
PROPERTY: 195 W MAIN ST
ISSUED DATE: 11/07/2018
ISSUED TO: KIRBY, CHRIS
12364 TOWNSEND ROAD
SPRINGVILLE, NY 14141

PROJECT: 0000008651 - ROOFING TYPE: ROOF
PROPERTY: 230 S CENTRAL AVE
ISSUED DATE: 11/07/2018
ISSUED TO: SAHLEMS ROOFING AND SIDING
2260 SOUTHWESTERN BLVD
WEST SENECA, NY 14224

PROJECT: 0000008652 - UTILITY CHANGES-ELECTRIC TYPE: ELECTRIC
PROPERTY: 141 SPRING ST
ISSUED DATE: 11/07/2018
ISSUED TO: SWARTZ, RONALD R JR
P O BOX 246
SPRINGVILLE, NY 14141

PROJECT: 0000008653 - SWIMMING POOLS-SPA IN THE GARAGE TYPE: SWIMMING
PROPERTY: 71 S EDGEWOOD DR POOLS
ISSUED DATE: 11/08/2018
ISSUED TO: STAHLEY, DAVID
71 S EDGEWOOD DR
SPRINGVILLE, NY 14141

TRUSTEE NOTES & PROJECT REPORTS

Trustee Pazzuti wished everyone a Happy Thanksgiving.

Trustee Rose updated everyone on the November 13, 2018 Historic Preservation meeting. A new application was presented at this meeting.

Deputy Mayor Wikman commented on the following;

- Thank you to the press for their accurate reporting of the events of the last Village Board meeting (Appeals Hearing on November 5, 2018).
- Good job on the recent snow removal of the surprise snow we received last weekend.

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- Thanks to everyone for their hard work putting up the Christmas lights throughout the Village.
- Remember a Very Merry Main Street and Shop Local is this Saturday, November 24th.
- Happy Thanksgiving to everyone.

4. Adjourn Motion was made by Trustee Rose, seconded by Trustee Pazzuti; carried, Deputy Mayor Wikman, Trustees Rose and Pazzuti voting yes, none opposed to adjourn the Regular Session at 7:12 pm.

Respectfully submitted,

Holly Murtiff
Deputy Clerk

12/3/18 Board approval needed:

Resolutions:

1. BENLIC resolution. See attached.

Discussion Items:

ATTACHMENT NO. A2
AGENDA DATE 12/3/18

**A RESOLUTION SUBMITTED
BY
William J. Krebs
OF THE
Village of Springville**

WHEREAS, in July 2011 in recognition of the growing problem of distressed, vacant, abandoned, and tax-delinquent properties, New York State passed the Land Bank Act, as Article 16 of the New York State Not-for-Profit Corporation Law, which authorizes any Foreclosing Governmental Unit (FGU) to create a land bank to strategically acquire, improve, assemble, and sell these properties; and

WHEREAS, under this law, the Buffalo Erie Niagara Land Improvement Corporation (BENLIC) was formed in May 2012 via an intermunicipal agreement among the county's four FGUs: Erie County and the Cities of Buffalo, Lackawanna, and Tonawanda; and

WHEREAS, county-wide land banks have proven highly successful in Michigan, Ohio, and other regions experiencing growing numbers of problem properties by supporting municipal and regional revitalization efforts by strategically acquiring, improving, assembling, and selling these properties; and

WHEREAS, BENLIC (the land bank) seeks to work collaboratively with the cities, towns, and villages within Erie County to address the growing problem of distressed, vacant, abandoned, and tax-delinquent properties; and

WHEREAS, the Village of Springville, Erie County, has recognized the need to address the growing issues of distressed, vacant, abandoned, and tax-delinquent properties and is desirous of partnering with BENLIC to address this problem.

NOW, THEREFORE, BE IT

RESOLVED, that Village of Springville hereby officially requests that BENLIC acquire the following propert(y)ies:

128 Waverly St	#1	SBL# 335.190-7-13.000
48 Albro Ave	#2	SBL# 335.190-6-4.000
311 W Main St	#3	SBL# 335.14-2-6
118 Pearl St	#4	SBL# 335.20-3-31.1

; and be it further

RESOLVED, that the Village of Springville has completed the required Acquisition Applications for each property listed above and has attached the Acquisition Applications to this resolution; and be it further

RESOLVED, that the Village of Springville agrees to reimburse Erie County for the costs associated with foreclosure of this property; and be it further

RESOLVED, that certified copies of this resolution will be sent to the Executive Director of the Buffalo Erie Niagara Land Improvement Corporation; the Commissioner of the Erie County Department of Environment and Planning; the Director of the City of Buffalo's Office of Strategic Planning; and the Mayors of the cities of Lackawanna and Tonawanda.

VILLAGE OF SPRINGVILLE
DEPARTMENT OF PUBLIC WORKS
Kenneth W. Kostowniak
Superintendent of Public Works
kkostowniak@villageofspringvilleny.com

ATTACHMENT NO. A3
AGENDA DATE 12/3/18

Superintendent Report for December 3, 2018

Report:

Post construction flow study completed by MDA Engineering. Flow study conducted during heavy precipitation and concluded sewer lining project has reduced infiltration significantly. Still having infiltration in project areas due to leaking private sanitary laterals. Village will plan to address laterals over the next few months.

LEWPA grant update: LEWPA reviewed application and liked proposal for storm sewer mapping and GIS inventory. LEWPA proposed getting work done by providing resources from US Soil and Water internship program and EC Storm water Coalition at no cost to Village & LEWPA. They had more project applications than funding, but wanted to see our project get done. Village will provide existing equipment and assistance for small portion.

Mill Street drainage update: Additional funding for EC Soil & Water to repair outfall is being drafting in Legislature

Grant application for Spring Brook bank stabilization at Shuttleworth Park is being submitted in December by EC Soil and Water and US Fish & Wildlife.

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SPRINGVILLE
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CONSENT AGENDA

Building applications received by the Building Inspector/CEO Kaleta, Planning Board, Zoning Board of Appeal and Historic Preservation Commission as follows:

PROJECT: 0000008654 - FENCES
PROPERTY: 49 MAPLE AVE
ISSUED DATE: 11/15/2018
ISSUED TO: BROCK, DAVID
49 MAPLE AVE.
SPRINGVILLE, NY 14141

TYPE: FENCES

PROJECT: 0000008655 - UTILITY CHANGES-ELECTRIC
PROPERTY: 49 E MAIN ST
ISSUED DATE: 11/16/2018
ISSUED TO: BUNCY, KEVIN
89 S CENTRAL AVE
SPRINGVILLE, NY 14141

TYPE: ELECTRIC

PROJECT: 0000008656 - ROOFING
PROPERTY: 286 FRANKLIN ST
ISSUED DATE: 11/19/2018
ISSUED TO: VACINEK HEATING & ROOFING, INC
8038 BOSTON STATE ROAD
HAMBURG, NY 14075

TYPE: ROOF