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## VILLAGE OF SPRINGVILLE 2021 MINUTES

February 1, 2021

7:00 P. M.

The Regular Meeting of the Trustees of the Village of Springville was held online via Gotomeeting in Springville, New York at the above date and time. Present were:

Mayor	William Krebs
Trustees	Reed Braman Kim Pazzuti Terry Skelton Nils Wikman
Village Administrator	Liz C. Melock
Village Attorney	Paul Weiss
Superintendent of Public Works	Duane Boberg
Building Inspector/ Code Enforcement Officer	Mike Kaleta
Police Officer in Charge	Nicholas Budney
Deputy Clerk	Holly Murtiff
Senior Dispatcher	Rick Johnson
Also Attending	Max Borsuk, Springville Journal
Absent	Marc Gentner, Fire Chief

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

Mayor Krebs explained due to COVID-19 he prepared a PowerPoint presentation for the board meeting. The Mayor and Trustees were visible via webcams and the administrator, attorney and others attending were on the call with cameras off and muted.

1. Minutes Minutes of the Regular Meeting of January 19, 2021 were approved as written by Trustee Wikman, seconded by Trustee Skelton; carried, Mayor Krebs, Trustees Wikman, Skelton, Braman and Pazzuti voting yes, none opposed.

### **PUBLIC COMMENT**

**Moved to the end of the presentation.**

### **PUBLIC HEARING**

2. LL 2021-1 Tax Cap Override Mayor Krebs opened the duly advertised public hearing to introduce and discuss the proposed LL 2021-1 Tax Cap Override. After explanation and discussion, motion was made by Trustee Skelton, seconded by Trustee Wikman; carried, Mayor Krebs, Trustees Skelton, Wikman, Pazzuti and Braman voting yes, none opposed to closing the Public Hearing.

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## **DEPARTMENT REPORTS**

### **ADMINISTRATOR REPORT**

3. LL 2021-1 Administrator Melock explained the reason and need to pass LL 2021-1 Tax Cap Override.

Motion was made by Mayor Krebs, seconded by Trustee Wikman; carried, Mayor Krebs, Trustees Wikman, Braman, Pazzuti and Skelton voting yes, none opposed to declaring the Village of Springville the Lead Agency in the SEQR for LL 2021-1 Tax Cap Override. **020121 A.1**

Motion was made by Trustee Braman, seconded by Trustee Wikman; carried, Mayor Krebs, Trustees Braman, Wikman, Pazzuti and Skelton voting yes, none opposed to declaring an unlisted action and negative declaration for the SEQR for LL 2021-1 Tax Cap Override.

Motion was made by Mayor Krebs, seconded by Trustee Wikman; carried, Mayor Krebs, Trustees Wikman, Braman, Pazzuti and Skelton voting yes, none opposed to adopting LL 2021-1 Tax Cap Override as it appears below.

### **Local Law #1-2021 of the year 2021 Village of Springville, County of Erie, State of New York**

#### **Tax Cap Override of 2021**

#### **A local law to override the tax limit established in General Municipal Law 3-c**

##### **Section 1. Legislative Intent**

It is the intent of this local law to allow the Village of Springville to adopt a budget for fiscal year commencing June 1, 2021 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law 3-c.

##### **Section 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 (60%) of said body.

##### **Section 3. Tax Levy Limit Override**

The Village of Springville Board of Trustees of the Village of Springville, County of Erie, is hereby authorized to adopt a budget for fiscal year commencing June 1, 2021 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law 3-c.

##### **Section 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 nor circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

##### **Section 5. Effective Date**

This local law shall take effect immediately upon filing with the Secretary of State.

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4. LOSAP Points 2020 After explanation by Administrator Melock, motion was made by Trustee Wikman, seconded by Trustee Pazzuti; carried, Mayor Krebs, Wikman, Pazzuti, Braman and Skelton voting yes, none opposed to approving the Length of Service Award (LOSAP) points for the Springville Volunteer Fire department members for 2020 as it appears on the attached census. **020121 A.2**

5. SVFD New Members Motion was made by Trustee Wikman, seconded by Trustee Braman; carried, Mayor Krebs, Trustees Wikman, Braman, Pazzuti and Skelton voting yes, none opposed to approving the new members listed below effective immediately to the Springville Volunteer Fire Department.

Molly Kruszka 10368 Trevett Rd Springville

Shane Boundy 129 Elk St Springville.

Administrator Melock reminded everyone that residents should contact the Village Office to set up a payment arrangement if they are having difficulties paying their utility bills.

## **SUPERINTENDENT REPORT**

Superintendent Boberg had no report but wanted to take the opportunity to thank the residents for keeping the fire hydrants throughout the village clear of snow especially during the recent heavy snowfall.

## **POLICE DEPARTMENT**

Officer in Charge Budney had no report this evening.

## **FIRE DEPARTMENT**

In Chief Gentner's absence Administrator Melock read the SVFD Chief's report

- Calls for January 2020
- Training update
- General information

## **BUILDING INSPECTOR/CEO**

BI/CEO Mike Kaleta had no report this evening but remind everyone that at the next scheduled Village Board meeting (2/16/21) there will be the Public Hearing regarding the change of zoning request. This Public Hearing has been advertised.

## **CONTROL CENTER**

There was no Control Center report this evening.

## **NEW BUSINESS**

There was no new business to discuss this evening.

## **OLD BUSINESS**

6. Police Reform Plan After discussion and noting that the minor language changes that were discussed at the last Board meeting were made, motion was made by Mayor Krebs, seconded by Trustee Wikman; carried, Mayor Krebs, Trustees Wikman, Braman, Pazzuti and Skelton voting yes, none opposed to adopt the Police Reform Plan. **020121 A.3**

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7. 37 South  
Central  
Avenue

Village Attorney Paul Weiss updated everyone on the current status of the demolition of 37 South Central Avenue.

## **BILLS**

Bills, as examined by members of the Board of Trustees were approved for payment in accordance with Abstracts #219 through #231 total of \$113,795.56 of 2020/2021 for the General, Water/Sewer, Electric, Trust and Agency Funds by motion of Trustee Wikman, seconded by Trustee Braman; carried, Mayor Krebs, Trustees Wikman, Braman, Skelton and Pazzuti voting yes, none opposed.

## **PERMITS AND APPLICATIONS**

Motion was made by Trustee Braman, seconded by Trustee Wikman; carried, Mayor Krebs, Trustees Braman, Wikman Pazzuti and Skelton voting yes, none opposed to accepting the permits and applications attached.

Minutes of the Planning Board meeting on January 12, 2021.

Minutes of the Zoning Board of Appeals on January 13, 2021.

PROJECT: 0000009371 - SEWER  
PROPERTY: 174 NEWMAN ST  
ISSUED DATE: 1/13/2021  
ISSUED TO: SCHRADER, CORA  
174 NEWMAN ST  
SPRINGVILLE, NY 14141

TYPE: PLUMBING

PROJECT: 0000009372 - RESIDENTIAL ALTERATION  
PROPERTY: 135 WAVERLY ST  
ISSUED DATE: 1/19/2021  
ISSUED TO: OSSENT, DEREK  
6712 DOOLEY ROAD  
ELLCOTTVILLE, NY 14731

TYPE: RESIDENTIAL  
ALTERATION

PROJECT: 0000009373 - UTILITY CHANGES-ELECTRIC  
PROPERTY: 165 EAST HILL RUN  
ISSUED DATE: 1/19/2021  
ISSUED TO: GUGINO, BILL  
14220 RT 219  
SPRINGVILLE, NY 14141

TYPE: ELECTRIC

PROJECT: 0000009374 - UTILITY CHANGES-SEWER  
PROPERTY: 165 EAST HILL RUN  
ISSUED DATE: 1/19/2021  
ISSUED TO: GUGINO, BILL  
14220 RT 219  
SPRINGVILLE, NY 14141

TYPE: PLUMBING

PROJECT: 0000009375 - UTILITY CHANGES-WATER  
PROPERTY: 165 EAST HILL RUN  
ISSUED DATE: 1/19/2021  
ISSUED TO: GUGINO, BILL  
14220 RT 219  
SPRINGVILLE, NY 14141

TYPE: PLUMBING

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PROJECT: 0000009376 - UTILITY CHANGES-ELECTRIC      TYPE: ELECTRIC  
PROPERTY: 169 EAST HILL RUN  
ISSUED DATE: 1/19/2021  
ISSUED TO: GUGINO, BILL  
14220 RT 219  
SPRINGVILLE, NY 14141

PROJECT: 0000009377 - UTILITY CHANGES-SEWER      TYPE: PLUMBING  
PROPERTY: 169 EAST HILL RUN  
ISSUED DATE: 1/19/2021  
ISSUED TO: GUGINO, BILL  
14220 RT 219  
SPRINGVILLE, NY 14141

PROJECT: 0000009378 - UTILITY CHANGES-WATER      TYPE: PLUMBING  
PROPERTY: 169 EAST HILL RUN  
ISSUED DATE: 1/19/2021  
ISSUED TO: GUGINO, BILL  
14220 RT 219  
SPRINGVILLE, NY 14141

PROJECT: 0000009379 - UTILITY CHANGES-ELECTRIC      TYPE: ELECTRIC  
PROPERTY: 57 S VAUGHN ST  
ISSUED DATE: 1/22/2021  
ISSUED TO: WARNING ELECTRIC  
431 OLEAN ROAD  
EAST AURORA, NY 14052

PROJECT: 0000009380 - UTILITY CHANGES-ELECTRIC      TYPE: ELECTRIC  
PROPERTY: 59 CHESTNUT ST  
ISSUED DATE: 1/25/2021  
ISSUED TO: HELLER, WILLIAM JR  
50 GLEN ST  
SPRINGVILLE, NY 14141

PROJECT: 0000009381 - UTILITY CHANGES-ELECTRIC      TYPE: ELECTRIC  
PROPERTY: 13468 BELSCHER  
ISSUED DATE: 1/25/2021  
ISSUED TO: MCCASLIN, DAN  
13468 BELSCHER ROAD  
SPRINGVILLE, NY 14141

PROJECT: 0000009382 - SIGNS      TYPE: SIGNS  
PROPERTY: 431 WAVERLY ST  
ISSUED DATE: 1/26/2021  
ISSUED TO: REDING, DEREK  
4453 MARSHFIELD ROAD  
LAWTONS, NY 14091

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PROJECT: 000009383 - UTILITY CHANGES-ELECTRIC  
PROPERTY: 26 FRANKLIN ST  
ISSUED DATE: 1/26/2021  
ISSUED TO: BERES ELECTRICAL  
10975 TREVETT RD  
SPRINGVILLE, NY 14141

TYPE: ELECTRIC

PROJECT: 000009384 - UTILITY CHANGES-ELECTRIC  
PROPERTY: 30 PEARL ST  
ISSUED DATE: 1/26/2021  
ISSUED TO: BERES ELECTRICAL  
10975 TREVETT RD  
SPRINGVILLE, NY 14141

TYPE: ELECTRIC

## **VILLAGE ATTORNEY REPORT**

Village Attorney Paul Weiss had nothing to add to his earlier report.

## **TRUSTEE NOTES & PROJECT REPORTS**

Trustee Skelton had no report this evening.

Trustee Pazzuti had no report this evening.

Trustee Wikman had no report this evening.

Trustee Braman commented how fortunate the Village of Springville and surrounding areas are to have a valuable resource like Bertrand Chaffee Hospital in our area.

Mayor Krebs mentioned the following;

- A recent meeting regarding working with graduate students from UB.
- At this time Mayor Krebs gave the Erie County COVID hotline number (716-858-2929) and NYS (1/888/364/3065) hotline for anyone who should need it.
- Three upcoming events utilizing the rail trail.

## **PUBLIC COMMENT**

There were no questions or comments this evening.

8. Executive Session Motion was made by Trustee Wikman, seconded by Trustee Braman; carried, Mayor Krebs, Trustees Wikman, Braman, Pazzuti and Skelton voting yes, none opposed to adjourning to Executive Session to discuss Waste Water Treatment Plant personnel matters at 7:34 pm.
9. WWTP Resolution Upon return from Executive Session, motion was made by Trustee Skelton, seconded by Trustee Braman; carried, Mayor Krebs, Trustees Skelton, Braman, Pazzuti and Wikman voting yes, none opposed to approve the below resolution.

## **RESOLUTION**

WHEREAS, the Village of Springville operates a Class 3 Waste Water Treatment Plant; and

WHEREAS, Richard Zifra is the Chief Operator of the Waste Water Treatment Plant holding a

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New York State Department of Environmental Conservation Grade 3 Certification; and

WHEREAS, Kevin Knoll is an Operator at the Waste Water Treatment Plant holding a New York State Department of Environmental Conservation Grade 2 Certification; and

WHEREAS, the Village has conducted an investigation regarding the operations of the Waste Water Treatment Plant; and

NOW THEREFORE, as a result of the investigation, the Village Board authorizes Mayor William Krebs to take disciplinary action, up to and including termination, of Richard Zifra and Kevin Knoll.

10. Adjourn Motion was made by Trustee Wikman, seconded by Trustee Pazzuti; carried, Mayor Krebs, Trustees Wikman, Pazzuti, Braman and Skelton voting yes, none opposed to adjourn the Regular Session at 9:02 pm.

Respectfully submitted,

Holly Murtiff  
Deputy Clerk