

VILLAGE OF SPRINGVILLE
2019 MINUTES

January 22, 2019

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:

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

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

1. Minutes Minutes of the Regular Meeting of January 7, 2019 were approved as written by Trustee Chamberlin, seconded by Trustee Wikman; carried, Mayor Krebs, Trustees Chamberlin, Wikman, Pazzuti and Rose voting yes, none opposed.

PUBLIC HEARING

2. LL 2019-1 Rescheduled The previously set Public Hearing for LL 2019-1 cancelled for tonight due to the fact that The Springville Times, the Village's legal publication, failed to run the legal ad announcing the hearing as required by law.

PUBLIC COMMENT

Reed Braman of 138 Rauch Dr. addressed the Board on the benefits of recycling.

DEPARTMENT REPORTS

ADMINISTRATOR REPORT

3. Recycling Carts Motion was made by Trustee Wikman, seconded by Trustee Chamberlin to discussing the purchase of 64/65 gallon recycling totes to be used throughout the Village. All attending discussed the details of accepting the DEC grant to cover approximately 50% of 64/65 gallon recycling totes for biweekly pick up starting 6/1/19. The balance of the cost would be coming from the 19/20 general fund budget. All recycling would have to be in these totes.

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At this point the conversation was turned over to Jerrod Blake, a representative from Waste Management, to discuss details of our recycling program as well as answer any questions. The Trustees as well as Robert Rung, 20 Glen St., asked questions of Mr. Blake. There being no further questions Mayor Krebs called the vote to purchase the above described totes. Motion previously made by Trustee Wikman, seconded by Trustee Chamberlin; carried, Mayor Krebs, Trustees Wikman, Chamberlin, Pazzuti and Rose voting yes, none opposed proceed with the purchase and use of the above described recycling totes. Details and dates will be provided as they become available.

4. LL 2019-1 New Hearing Date Due to the error of The Springville Times failing to run the legal announcement for tonight's previously scheduled public hearing regarding LL 2019-1, No Standing, motion was made by Trustee Chamberlin, seconded by Trustee Wikman; carried, Mayor Krebs, Trustees Chamberlin, Wikman, Pazzuti and Rose voting yes, none opposed to setting the public hearing for LL 2019-1 on February 4, 2019 at 7:00 pm for LL 2019-1, changes to Chapter 180-40 Vehicles & Traffic Article VII, Schedule XI, No Stopping. This change will extend the no standing area from S.W. corner of NY39 and Waverly Street an additional 25' westerly along NY 39 to improve line of sight issue as well as extending the no standing area from Mechanic Street Crosswalk on south side of NY 39 an additional 25' westerly along NY 39 east bound lane & 25' easterly on westbound lane to improve line of sight issue. NYDOT Traffic and Safety Division will review and advise of change as part of RRFB study. Advertisements will be placed in the appropriate publication.
5. Tax Cap Public Hearing Motion was made by Trustee Wikman, seconded by Trustee Chamberlin; carried, Mayor Krebs, Trustees Wikman, Chamberlin, Pazzuti and Rose voting yes, none opposed to setting a public hearing for LL 2019-2, Tax Cap Override for February 4, 2019 at 7:01 pm. Advertisements will be placed in the appropriate publication.
6. Village Official Publication After explanation by Administrator Melock, motion was made by Trustee Wikman, seconded by Trustee Rose; carried, Mayor Krebs, Trustees Wikman, Rose, Chamberlin and Pazzuti voting yes, none opposed to name the Springville Journal as the official paper of the Village of Springville Effective January 23, 2019.
7. Floodplain Management Model Language After explanation by Administrator Melock, motion was made by Trustee Pazzuti, seconded by Trustee Chamberlin; carried, Mayor Krebs, Trustees Pazzuti, Chamberlin, Rose and Wikman voting yes, none opposed to sending the model law language (**012219 A.1**) regarding floodplain management to the DEC for approval. After DEC approves the law the village will, through a public hearing, repeal Section 200-6 FPO Floodplain Overlay District and replace it with the model law.
8. Garbage Bid Reschedule Due to Springville Times not publishing the legal ad for the garbage bid the bid opening must be rescheduled. The new date for the bids for waste hauling contract to start 6/1/19 (included in the bid specs are the 65 gallon recycling totes) and the limit of 8 bags and 2 large items per residence per weekly trash pickup.

Administrator Melock reminded everyone that the 19/20 budget hearings will be held on January 23rd and 24th with the department heads.

SUPERINTENDENT REPORT

Superintendent Kostowniak reported on the following;

- The electric division has completed NYSEG Mutual Aid and an invoice has been sent to Avangrid / RGE in the amount of \$40,734.65.

- Sanitary sewer flows have decreased significantly, but are still slightly over permitted level. Village Supt. will be notifying some residents to perform work on their laterals to repair breaks that are leaking.
- MDA Consulting will perform additional smoke testing on sanitary sewer main
- Village Supt. will also be investigating properties that have sump pump connections illegally connected to sanitary sewer.
- MDA Engineering completed smoke testing along NY 39. After reviewing information from USI crews performing grouting along north side of Waverly Street, MDA Engineering was asked to plan a smoke test program for the section of Sanitary sewer along Waverly Street, Pinewood and Ohio. This section of sewer has high infiltration and Inflow.

9. Surplus/
Scrap
- Motion was made by Trustee Chamberlin, seconded by Trustee Wikman; carried, Mayor Krebs, Trustees Chamberlin, Wikman, Pazzuti and Rose voting yes, none opposed to declaring the below items surplus/scrap.

MoJack EX lawn mower lift - auction

Brush Hog skid steer mounted backhoe - Serial #12-01026 - auction

Jiffy Line sprayer Model 5000 – Serial #0804133A - auction

MTD walk behind chipper vacuum – Serial #1J046A10132 - auction

Assorted used, painted corrugated galvanized siding, sheets varying in size – (material demoed from DPW building remodel in ~2008) - scrap

10. Sewer
Lining
- After explanation by Superintendent Kostowniak, motion was made by Trustee Chamberlin, seconded by Trustee Wikman; carried, Mayor Krebs, Trustees Chamberlin, Wikman, Pazzuti and Rose voting yes, none opposed to approve additional 1300 +/- lining of sanitary sewer main by United Survey Inc. not to exceed \$50,555.00 to install CIPP sanitary sewer main along the North side Waverly Street.

POLICE DEPARTMENT

Officer in Charge Budney had no report this evening.

FIRE DEPARTMENT

There was no Fire Report this evening.

BUILDING INSPECTOR/CEO

BI/CEO Kaleta had no report this evening.

CONTROL CENTER

11. New Hires
- Motion was made by Trustee Chamberlin, seconded by Trustee Pazzuti; carried, Mayor Krebs, Trustees Chamberlin, Pazzuti, Rose and Wikman voting yes, none opposed to the below person being hired as permanent, part time to the Springville Control Center.

Kevin Jewett
Bryan Judson

December 2018 Springville Fire Control Report received and filed

NEW BUSINESS

Those attending discussed the Bliss Development Agreement at this time.

12. AIM Funding After explanation by Mayor Krebs, motion was made by Trustee Chamberlin, seconded by Trustee Wikman; carried, Mayor Krebs, Trustees Chamberlin, Wikman, Pazzuti and Rose voting Yes, none opposed to approving Mayor Krebs signing the below resolution in support of AIM funding. The Village of Springville's loss in AIM funding would be \$36,000 this year.

**Village of Springville, NY
Resolution Supporting AIM Funding
In the NYS 2019-20 Budget**

WHEREAS, AIM funding is unrestricted aid provided to Village of Springville by New York State for the past several years, and

WHEREAS, AIM funding has not been increased in the last several years as unfunded mandates and cost of Village of Springville have risen, and

WHEREAS, the proposed elimination of AIM to Villages in which AIM is less than 2% of entire expenditures does not support or aid Village of Springville to improve services or complete capital improvement projects, and

WHEREAS, the 2% formula is completely arbitrary and backed by no logic or plan to assist Village of Springville to be sustainable service centers within our town, and

WHEREAS, incentives for shared services, consolidation, and infrastructure remediation directed by consent orders in no way replace the needed financial assistance to fund and manage the increasing costs of day to day services and capital projects needed in sustainable Village planning and management, and

WHEREAS, shared services and consolidation do not always save money and are not always feasible especially in rural Villages as proven by data from Cornell University, and

WHEREAS, the proposal to eliminate AIM funding unfairly punishes State residents who live rural and small Villages, and

WHEREAS, the proposal to eliminate AIM funding punishes Village residents who pay Village taxes which fund services such as public safety, parks, and economic development which benefit residents in surrounding towns, and

WHEREAS, the proposal to eliminate AIM funding is not proactive, but a method to cut a small per cent from the State Budget, yet needed revenue to Village of Springville General Fund budget, and

WHEREAS, Villages need proactive and sustainable financial aid from the NYS to fund the increased cost of improved services and the cost of matching grants for the various REDC and federal grants for capital improvements and economic development, and

NOW, THEREFORE, BE IT RESOLVED: The Village of Springville Board of Trustees endorses the restoration of AIM funding to the NYS Budget with an equitable formula to assist New York State residents living in rural Villages, and

BE IT FURTHER RESOLVED, that the Village of Springville Trustees endorse NYCOM proposals for Municipal Investment Initiative, Water and Sewer Annual Fund Stream, and an increase in CHIPS to reflect the Federal Curb Redesign Standards as proactive measure to assist New York State Residents living in rural Villages, and

OLD BUSINESS

There was no old business to discuss this evening.

BILLS

Bills, as examined by members of the Board of Trustees were approved for payment in accordance with Abstracts #201 through #215 total of \$529,515.61 of 2019/2020 for the General, Water/Sewer, Electric, Trust and Agency Funds by motion of Trustee Wikman, seconded by Trustee Pazzuti; carried, Mayor Krebs, Trustees Wikman, Pazzuti, Chamberlin and Rose voting yes, none opposed.

CONSENT AGENDA

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

Planning Board meeting minutes of January 8, 2019.

PROJECT: 0000008674 - UTILITY CHANGES-ELECTRIC
PROPERTY: 141 SPRING ST
ISSUED DATE: 1/03/2019
ISSUED TO: GOLEMBIEWSKI, STEVE
8886 SNAKE RUN ROAD
EAST OTTO, NY 14729
TYPE: UTILITY CHANGES

PROJECT: 0000008675 - RESIDENTIAL ALTERATION
PROPERTY: 141 SPRING ST
ISSUED DATE: 1/03/2019
ISSUED TO: GOLEMBIEWSKI, STEVE
8886 SNAKE RUN ROAD
EAST OTTO, NY 14729
TYPE: RESIDENTIAL ALTERATION

PROJECT: 0000008676 - FIRE INSPECTION
PROPERTY: 60 S CASCADE DR
ISSUED DATE: 1/07/2019
ISSUED TO: HAIR HAVEN SALON
10261 EDIES ROAD
SPRINGVILLE, NY 14141
TYPE: FIRE INSPECTION

PROJECT: 0000008677 - UTILITY CHANGES-WATER
PROPERTY: 311 ELM ST
ISSUED DATE: 1/10/2019
ISSUED TO: HOWIE, MICHAEL
269 FRANKLIN ST C4
SPRINGVILLE, NY 14141
TYPE: UTILITY CHANGES

PROJECT: 0000008678 - UTILITY CHANGES-SEWER
PROPERTY: 311 ELM ST
ISSUED DATE: 1/10/2019
ISSUED TO: HOWIE, MICHAEL
269 FRANKLIN ST C4
SPRINGVILLE, NY 14141
TYPE: UTILITY CHANGES

PROJECT: 0000008679 - UTILITY CHANGES-ELECTRIC
PROPERTY: 311 ELM ST
ISSUED DATE: 1/10/2019
ISSUED TO: HOWIE, MICHAEL
269 FRANKLIN ST C4
SPRINGVILLE, NY 14141

TYPE: UTILITY
CHANGES

PROJECT: 0000008680 - DRIVEWAY
PROPERTY: 311 ELM ST
ISSUED DATE: 1/10/2019
ISSUED TO: HOWIE, MICHAEL
269 FRANKLIN ST C4
SPRINGVILLE, NY 14141

TYPE: DRIVEWAY

PROJECT: 0000008681 - FIRE INSPECTION
PROPERTY: 195 W MAIN ST
ISSUED DATE: 1/10/2019
ISSUED TO: KIRBY, CHRIS
12364 TOWNSEND ROAD
SPRINGVILLE, NY 14141

TYPE: FIRE
INSPECTION

PROJECT: 0000008682 - UTILITY CHANGES-ELECTRIC
PROPERTY: 606 FRANKLIN ST
ISSUED DATE: 1/14/2019
ISSUED TO: GERWITZ & MCNEIL ELECTRIC INC
5756 THORNWOOD DR
WEST VALLEY, 14171

TYPE: UTILITY
CHANGES

PROJECT: 0000008683 - UTILITY CHANGES-WATER
PROPERTY: 54 HILLTOP DR
ISSUED DATE: 1/14/2019
ISSUED TO: BLACK, JAMES
182 HAMMOCKS DRIVE
ORCHARD PARK, NY 14127

TYPE: UTILITY
CHANGES

PROJECT: 0000008684 - DRIVEWAY
PROPERTY: 54 HILLTOP DR
ISSUED DATE: 1/14/2019
ISSUED TO: BLACK, JAMES
182 HAMMOCKS DRIVE
ORCHARD PARK, NY 14127

TYPE: DRIVEWAY

PROJECT: 0000008685 - UTILITY CHANGES
PROPERTY: 54 HILLTOP DR
ISSUED DATE: 1/14/2019
ISSUED TO: BLACK, JAMES
182 HAMMOCKS DRIVE
ORCHARD PARK, NY 14127

TYPE: UTILITY
CHANGES

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PROJECT: 0000008686 - UTILITY CHANGES-ELECTRIC
PROPERTY: 54 HILLTOP DR
ISSUED DATE: 1/14/2019
ISSUED TO: BLACK, JAMES
182 HAMMOCKS DRIVE
ORCHARD PARK, NY 14127

TYPE: UTILITY
CHANGES

PROJECT: 0000008687 - VIOLATION-VEHICLE
PROPERTY: 58 PARK ST
ISSUED DATE: 1/15/2019
ISSUED TO: BORDEN, BENITA
4741 FELTON HILL RD
WEST VALLEY, NY 14171

TYPE: VIOLATION

PROJECT: 0000008688 - SHEDS, UP TO 144 SQ.FT.
PROPERTY: 336 E MAIN ST
ISSUED DATE: 1/15/2019
ISSUED TO: TOEPFER, DONNA
336 E MAIN ST
SPRINGVILLE, NY 14141

TYPE: SHEDS

PROJECT: 0000008689 - NONRESIDENTIAL DEMO
PROPERTY: 34 S CASCADE DR
ISSUED DATE: 1/15/2019
ISSUED TO: PONDEROSA STEAK HOUSE
34 S CASCADE DR
SPRINGVILLE, NY 14141

TYPE: NONRES
DEMO

TRUSTEE NOTES & PROJECT REPORTS

Trustee Rose thanked Reed Braman of Green Springville for attending this evening.

Trustee Chamberlin had nothing to report.

Trustee Pazzuti had nothing to report.

Trustee Wikman had nothing to report.

Mayor Krebs spoke on the following;

- Thanks to DPW for all the work they've been doing throughout the Village this winter season.
- Reminder to everyone that the SVFD Installation Dinner is this Saturday, 1/26/19.
- Thanks to Jerrod Blake of Waste Management for coming this evening to answer everyone's questions regarding recycling.

13. Executive Session Motion was made by Trustee Chamberlin, seconded by Trustee Wikman; carried, Mayor Krebs, Trustees Chamberlin, Wikman, Pazzuti and Rose voting yes, none opposed to adjourn to Executive Session at 8:06 pm to discuss legal strategies regarding the Town of Sardinia vs. the Village of Springville lawsuit and financial matters regarding an employee.
14. Adjourn Motion was made by Trustee Chamberlin, seconded by Trustee Wikman; carried, Mayor Krebs, Trustees Chamberlin, Wikman, Rose and Pazzuti voting yes, none opposed to adjourn the Regular Session at 8:38 pm.

Respectfully submitted,

Holly Murtiff
Deputy Clerk