

VILLAGE OF SPRINGVILLE
2019 MINUTES

February 4, 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 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
Fire Chief	Marc Gentner (out at 7:05 pm)
Deputy Clerk	Holly Murtiff
Also Attending	Colleen Mahoney, Springville Journal Kellen Quigley, Springville Times Jerrod Blake, Waste Management Tony Dash, Waste Management
Absent	Nicholas Budney, Police Officer in Charge Elise Rose, Trustee

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

1. Minutes Minutes of the Regular Meeting of January 22, 2019 were approved after corrections by Trustee Chamberlin, seconded by Trustee Wikman; carried, Mayor Krebs, Trustees Chamberlin, Wikman and Pazzuti voting yes, none opposed.

Minutes of the Executive Session Meeting of January 22, 2019 were approved as written by Trustee Chamberlin, seconded by Trustee Pazzuti; carried, Mayor Krebs, Trustees Chamberlin, Pazzuti and Wikman voting yes, none opposed.

FIRE DEPARTMENT

Fire Chief Gentner gave his report at this time so he could attend the Springville Volunteer Fire Department monthly meeting.

Chief Gentner reported on the following:

- Calls
- Grant applications
- Training

February 4, 2019

Page (2)

2. Surplus After explanation by Fire Chief Gentner, motion was made by Trustee Chamberlin, seconded by Trustee Wikman; carried, Mayor Krebs, Trustees Chamberlin, Wikman and Pazzuti voting yes, none opposed to declare the below list of items as surplus;

- “Fire Fighter” gloves, 13 mismatched gloves
- “Fireman VIII” gloves, 5 mismatched gloves
- Unnamed interior glove – 1
- 2-500 W spotlights
- 3-Corroded batteries
- 5-Chimney sweeping brushes
- LDH hose clamp
- Battering ram
- Code 3 Excalibur Red Lightbar
- Robolight 36 volt spotlight
- 6-White Paul Conway helmets, used, expired
- 17-Yellow Paul Conway helmets, used, expired
- 5-Yellow Bullard helmets, used, expired
- 21-Nomex hoods, used

3. Scrap/Auction Motion was made by Trustee Chamberlin, seconded by Trustee Wikman; carried, Mayor Krebs, Trustees Chamberlin, Wikman and Pazzuti voting yes, none opposed to disposing the above list of surplus items via either auction or disposed of as scrap.

PUBLIC HEARINGS

4. LL 2019-1 Intro Motion was made by Trustee Chamberlin, seconded by Trustee Wikman; carried, Mayor Krebs, Trustees Chamberlin, Wikman and Pazzuti voting yes, none opposed to introduce LL 2019-1 as shown below.

Local Law No. 1 of the year 2019
Village of Springville, County of Erie

A local law authorizing the amendment of Chapter 180-40 Vehicles & Traffic Article VII Schedule XI No Stopping.

The length of No Stopping will increase on the South side of W. Main St from 50 feet to 75 feet west of the intersection at Waverly St.

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

5. LL 2019-2 Tax Cap Override Motion was made by Trustee Chamberlin, seconded by Trustee Wikman; carried, Mayor Krebs, Trustees Chamberlin, Wikman and Pazzuti voting yes, none opposed to introduce LL 2019-2 as shown below.

Local Law No. 2 of the year 2019
Village of Springville, County of Erie

A local law authorizing a property tax levy in excess of the 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 the fiscal year commencing June 1, 2019 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 percent (60%) of said governing body.

Section 3. Tax Levy Limit Override

The Board of Trustees of the Village of Springville, County of Erie, is hereby authorized to adopt a budget for the fiscal year commencing June 1, 2019 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 or 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.

PUBLIC COMMENT

There was no public comment this evening.

DEPARTMENT REPORTS

ADMINISTRATOR REPORT

6. LL 2019-1
SEQR Motion was made by Trustee Chamberlin, seconded by Trustee Pazzuti; carried, Mayor Krebs, Trustees Chamberlin, Pazzuti and Wikman voting yes, none opposed to approving the SEQR and Negative Declaration for LL 2019-1 - a local law authorizing the amendment of Chapter 180-40 Vehicles & Traffic Article VII Schedule XI No Stopping, as shown above in the Public Hearing section of these minutes.
7. LL 2019-1
Adoption Motion was made by Trustee Chamberlin, seconded by Trustee Wikman; carried, Mayor Krebs, Trustees Chamberlin, Wikman and Pazzuti voting yes, none opposed to adopting LL 2019-1, Amendment of Chapter 180-40 Vehicles & Traffic Article VII Schedule XI No Stopping as shown above in the Public Hearing section of these minutes.
8. LL 2019-2
SEQR Motion was made by Trustee Chamberlin, seconded by Trustee Pazzuti; carried, Mayor Krebs, Trustees Chamberlin, Pazzuti and Wikman voting yes, none opposed to approving the SEQR and Negative Declaration for LL 2019-2 – a local law authorizing a property tax levy in excess of the limit established in General Municipal Law §3-c, as shown above in the Public Hearing section of these minutes.

9. LL 2019-2 Adoption Motion was made by Trustee Chamberlin, seconded by Trustee Pazzuti; carried, Mayor Krebs, Trustees Chamberlin, Pazzuti and Wikman voting yes, none opposed to adopting LL 2019-2, authorizing a property tax levy in excess of the limit established in General Municipal Law §3-c, as shown above in the Public Hearing section of these minutes.
10. Award Garbage Bid After explanation by Administrator Melock and representatives from Waste Management and discussion, motion was made by Trustee Chamberlin, seconded by Trustee Pazzuti; carried, Mayor Krebs, Trustees Chamberlin, Pazzuti and Wikman voting yes, none opposed to award the three year garbage bid to Waste Management in the amount of \$206,700 for bid #2 recycling in 65 gallon carts biweekly with recycling alternative #1 which will reduce the amount of the bid by \$17,700 for the recycling and the monthly cost for recycling will be determined on a market basis each month.
11. Mayor to Sign Garbage Contract Motion was made by Trustee Chamberlin, seconded by Trustee Wikman; carried, Mayor Krebs, Trustees Chamberlin, Wikman and Pazzuti voting yes, none opposed to authorizing Mayor Krebs to sign the agreement with Waste Management for the solid waste and recycling pickup in the village effective June 1, 2019 for an initial term of three years.
12. LOSAP 2018 Census After explanation by Administrator Melock, motion was made by Trustee Wikman, seconded by Trustee Pazzuti; carried, Mayor Krebs, Trustees Wikman, Pazzuti and Chamberlin voting yes, none opposed to accept the 2018 Springville Volunteer Fire Department census for the Length of Service Award Program (LOSAP).

SUPERINTENDENT REPORT

Superintendent Kostowniak reported on the following;

- No storm report
- WWTP primary digester failure in membrane. Will need to make an **emergency** repair to the primary digester membrane, methane gas is venting through a hole in the vinyl membrane, this disrupts the biological process that happens in the digester to break down sludge. Repair will include removing geodetic dome structure, digester cover and membrane, cleaning out digester, repairing air system, installing new membrane and reassembly of cover and dome. This membrane is approx.. 20+ years old and beyond service life. Because the digester is not working correctly we will have increased sludge hauling costs.
- L2 Engineering PC has completed and submitted 2018 annual sanitary sewer report to the NYDEC. A copy will be available at the Village Office for the Trustees to review. A tremendous amount of work was performed this past year and this report is a summary of improvements.
- MDA Engineering scheduled smoke testing along Waverly Street for February 6, 2019. Will submit all results thereafter.

13. Fire Hydrant Relocation After explanation by Superintendent Kostowniak, motion was made by Trustee Chamberlin, seconded by Trustee Wikman; carried, Mayor Krebs, Trustees Chamberlin, Wikman and Pazzuti voting yes, none opposed to approving the proposal from Marquis Engineering PC to design the relocation of a fire hydrant located in the Shuttleworth parking lot in the amount of \$4,600. This project will be paid for with the water budget fund balance.

POLICE DEPARTMENT

There was no Police Department report this evening.

BUILDING INSPECTOR/CEO

BI/CEO Kaleta had no report this evening but did want to inform everyone that People Inc. is proposing building a new single family residential home for adult clients at 435 Mill Street.

CONTROL CENTER

There was no Control Center report this evening.

NEW BUSINESS

- 14. VFW 5260 The Mayor and Board discussed an email that Mayor Krebs received from the VFW Post 5260
Fee Waiver Commander Thomas Schalberg requesting a waiver of the \$200 Site Plan Review fee. The request
Request died for lack of motion.

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 #216 through #229 total of \$200,656.09 of 2019/2020 for the General, Water/Sewer, Electric, Trust and Agency Funds by motion of Trustee Chamberlin, seconded by Trustee Wikman; carried, Mayor Krebs, Trustees Chamberlin, Wikman and Pazzuti voting yes, none opposed.

CONSENT AGENDA

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

PROJECT: 0000008690 - SIGNS
PROPERTY: 297 S CASCADE DR
APPLIED DATE: 1/16/2019
ISSUED TO: BARRETT TACO BELL INC
7954 TRANSIT ROAD # 332
WILLIAMSVILLE, NY 14221

TYPE: SIGNS

PROJECT: 0000008691 - PLANNING BOARD REVIEW
PROPERTY: 650 E MAIN ST
APPLIED DATE: 1/18/2019
ISSUED TO: VFW FELTON BURNS
650 E MAIN ST., PO BOX 72
SPRINGVILLE, NY 14141

TYPE: PLANNING
BOARD REVIEW

TRUSTEE NOTES & PROJECT REPORTS

Trustee Chamberlin had nothing to report.
Trustee Pazzuti commented on all the work is going into the 2019/2020 budget.
Trustee Wikman thanked SVFD for the wonderful Installation Dinner.

Mayor Krebs spoke on the following;

- Thanks to SVFD for the Installation Dinner.
- Thanks to DPW for all the hard work they've been putting in during the winter weather.
- Thanks to the Emergency Manager for his assistance during the winter weather events.
- Upcoming meetings update

15. Adjourn Motion was made by Trustee Chamberlin, seconded by Trustee Wikman; carried, Mayor Krebs, Trustees Chamberlin, Wikman and Pazzuti voting yes, none opposed to adjourn the Regular Session at 7:50 pm.

Respectfully submitted,

Holly Murtiff
Deputy Clerk