

VILLAGE OF SPRINGVILLE
2017 MINUTES

June 5, 2017

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 L. Chamberlin Terry W. Skelton Nils Wikman
Village Administrator	Liz C. Melock
Village Attorney	Yvonne Tripi
Superintendent of Public Works	Kenneth W. Kostowniak
Officer in Charge	Nicholas Budney
Building Inspector/ Code Enforcement	Michael Kaleta
Deputy Clerk	Holly Murtiff
Absent	Robert J. Moriarty Jr., Trustee David Klenk, Fire Chief
Also Attending	Colleen Mahoney, Springville Journal Derek Otto, Springville Times

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

1. Minutes Minutes of the Regular Meeting of May 15, 2017 were approved as written by Trustee Skelton, seconded by Trustee Chamberlin, carried, Trustees Skelton, Chamberlin and Wikman voting yes, Mayor Krebs abstaining, none opposed.

There was no public comment this evening.

DEPARTMENT REPORTS

ADMINISTRATOR REPORT

2. Grass Mowing Bid Results After explanation by Administrator Melock, motion was made by Trustee Skelton, seconded by Trustee Wikman; carried, Mayor Krebs, Trustees Skelton, Wikman and Chamberlin voting yes, none opposed to awarding the grass mowing bid for vacant and non-compliant properties to Natures Pride as detailed in their bid packet.
3. Fire Police Motion was made by Trustee Wikman, seconded by Trustee Skelton; carried, Mayor Krebs, Trustees Wikman, Skelton and Chamberlin voting yes, none opposed to approved the below list of Fire Police with the Springville Volunteer Fire Department.

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Baker, Kevin	Cochran, Mike	Dains, Dennis
Dygert, Matt	Gentner, Cheryl	Gentner, Marc
Gibbin, Leslie	Girst, Jeff	Grube, Kellie
Jozwiak, Jim	Kendall, Allison	Klenk, Dave
Lightcap, Heather	Montanari, Mat	Narraway, John
O'Neil, Ann	Rose, Michael	Salzler, Tom
Schueler, Bob	Siminski, Elizabeth	Siminski, Jim
Slattery, Mike	Smith, Paul	Tillinghast, Adam
Uhteg, Dan		

Administrator Melock updated everyone on the following;

- 17/18 Village tax bills have been sent out.
- The asbestos abatement is scheduled for 6/8/17 on 110 S. Central Ave.

SUPERINTENDENT REPORT

Superintendent Kostowniak took a moment to update everyone on the following;

- Heritage Park
- Franklin Street sidewalk and crosswalk repairs are scheduled in June.
- Thank you to Chestnut Ridge Nursery and Schichtel's Nursery for the tree donations. These trees have been planted in parks and throughout the village.

4. New Hire Motion was made by Trustee Skelton, seconded by Trustee Wikman; carried, Mayor Krebs, Trustees Skelton, Wikman and Chamberlin voting yes, none opposed to approve the hiring of Karen Yormick as Senior Clerk Typist from EC Civil Service List #42-157 in the Department of Public Works. Mrs. Yormick will have a 6 month probationary period, starting date of June 12, 2017 at a rate of \$16.00/hour.
5. Auma Actuators Motion was made by Trustee Wikman, seconded by Trustee Skelton; carried, Mayor Krebs, Trustees Wikman, Skelton and Chamberlin voting yes, none opposed to awarding the bid to R.M. Headlee Co., Inc. for new and unused Auma Actuators in the amount of \$47,186.00. The sealed bids were opened on June, 1, 2017.

POLICE DEPARTMENT

Officer in Charge Budney reported on the following;

- SPD May 2017 report
- ECSO May 2017 report
- SPD and ECSO school meet and greets
- 65 Franklin Police office updates
- DWI awards were held on May 31, 2017 were SPD Officer George Avery was honored for his DWI enforcement efforts in the Springville Community.

FIRE REPORT

There was no fire report this evening.

BUILDING INSPECTOR/CEO

BI/CEO Kaleta updated the Board on the following ;

- Chapter 73 NYS model law regarding "reasonable timeframe". After discussion the matter will be sent to Village Attorney Paul Weiss for his review.
- Seven properties will be mowed now that the mowing bid was awarded.

CONTROL CENTER

There was no Control Center report this evening.

OLD BUSINESS

There was no Old Business to discuss this evening.

NEW BUSINESS

6. Erie
County
Tax Act
Resolution

Motion was made by Trustee Skelton, seconded by Trustee Wikman; carried, Mayor Krebs, Trustees Skelton, Wikman and Chamberlin voting yes, none opposed to approving the below resolution.

Supporting a Home Rule Request: Seeking Permission from New York State to Amend the Erie County Tax Act

WHEREAS, since 2015 more than 800 homes in Western New York have been deemed “zombie houses” defined as properties undergoing the foreclosure process that can remain vacant for years; and

WHEREAS, the economic result of such vacant properties is nearly \$58 million worth of real estate in Erie County since it was last calculated; and

WHEREAS, if the home remains vacant for a long enough period of time the property value could decrease to such a level that it is no longer in a bank’s financial interest to foreclose on the property implying that time is a crucial factor in these cases; and

WHEREAS, these houses remain empty typically due to homeowners’ misunderstanding of proper foreclosure procedure- leaving these houses in limbo, i.e. the homeowners no longer maintain the property and banks are not legally obligated to. This means these properties are maintained oftentimes at the expense of taxpayers; and

WHEREAS, in the United States the average time it takes to foreclose on a property is two years. If a house has been deemed abandoned by the municipality the foreclosure process should only take one year; and

WHEREAS, as such the __ (Municipality) _____ Legislature requests permission from New York State to make the following amendments to the legislation known as the Erie County Tax Act; and

WHEREAS, the purpose of this resolution is to recommend the New York State Senate and Assembly amend § 9-1.0 of the Erie County Tax Act to shorten the period in which the holder of a tax sale certificate may foreclose on a property that is certified by a municipality to be vacant and abandoned from two years to one year; and

WHEREAS, additionally to recommend § 11-2.0 of the Erie County Tax Act be amended to shorten the period in which the county may foreclose on a tax certificate on a property that is certified by a municipality to be vacant and abandoned from two years to one year

NOW, THEREFORE, BE IT

RESOLVED, the following resolution is hereby adopted by the Village of Springville; and be it further,
Municipality

RESOLVED, that the Clerk of the Village of Springville forward certified copies of this resolution to the New York State Assembly attention Speaker Carl E. Heastie and New York State Senate attention Majority Leader Flanagan as well as to the Erie County Executive, the Honorable Mark Poloncarz and to all other parties deemed necessary and proper.

FISCAL IMPACT: None for resolution

BILLS

Bills, as examined by members of the Board of Trustees were approved for payment in accordance with Abstracts #328 through #344 total of \$320,684.75 of 2016/2017 and Abstracts #1 through #8 total of \$110,638.76 of 2017/2018 for the General, Water/Sewer, Electric, Trust and Agency Funds by motion of Trustee Wikman, seconded by Trustee Skelton; carried, Mayor Krebs, Trustees Wikman, Skelton and Chamberlin voting yes, none opposed.

CONSENT AGENDA

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

Minutes of the May 9, 2017 Planning Board Meeting.

PROJECT: 0000008076 - ROOFING TYPE: ROOF
PROPERTY: 290 ELM ST
ISSUED DATE: 5/11/2017
ISSUED TO: SAUNDERS, DANIEL
290 ELM ST.
SPRINGVILLE, NY 14141

PROJECT: 0000008077 - ROOFING TYPE: ROOF
PROPERTY: 117 NORTH ST
ISSUED DATE: 5/11/2017
ISSUED TO: HEIM, DANIEL
12910 DOWD ROAD
SPRINGVILLE, NY 14141

PROJECT: 0000008078 - SIGNS TYPE: SIGNS
PROPERTY: 265 S CASCADE DR
ISSUED DATE: 5/12/2017
ISSUED TO: WICKER, KATIE
6001 NIMTZ PARKWAY
SOUTH BEND, IN 14741

PROJECT: 0000008079 - FENCES TYPE: FENCES
PROPERTY: 38 N EDGEWOOD DR
ISSUED DATE: 5/12/2017
ISSUED TO: BRICKHOUSE PROPERTIES, LLC
13046 VAUGHN ST
SPRINGVILLE, NY 14141

PROJECT: 0000008080 - SHEDS, UP TO 144 SQ.FT. TYPE: SHEDS
PROPERTY: 156 N BUFFALO ST
ISSUED DATE: 5/12/2017
ISSUED TO: SCHULTZ, ANN
156 N BUFFALO ST
SPRINGVILLE, NY 14141

PROJECT: 0000008081 - RESIDENTIAL ALTERATION
PROPERTY: 125 EAST HILL RUN
ISSUED DATE: 5/16/2017
ISSUED TO: GILLS, DUANE & KRISTIN
125 EAST HILL RUN
SPRINGVILLE, NY 14141

TYPE: RESIDENTIAL
ALTERATION

PROJECT: 0000008082 - LICENSES
PROPERTY: 5 W MAIN ST VO
ISSUED DATE: 5/16/2017
ISSUED TO: MEMORIAL DAY PARADE
109 ZOAR VALLEY ROAD
SPRINGVILLE, NY 14141

TYPE: LICENSES

PROJECT: 0000008083 - RESIDENTIAL ALTERATION
PROPERTY: 329 WAVERLY ST
ISSUED DATE: 5/19/2017
ISSUED TO: GABEL, ERIC
40 LIBERTY ST
ARCADE, NY 14009

TYPE: RESIDENTIAL
ALTERATION

PROJECT: 0000008084 - SHEDS, UP TO 144 SQ.FT.
PROPERTY: 66 MYRTLE AVE
ISSUED DATE: 5/22/2017
ISSUED TO: NASON, CHARLOTTE A
66 MYRTLE AVE.
SPRINGVILLE, NY 14141

TYPE: SHEDS

PROJECT: 0000008085 - ROOFING
PROPERTY: 30 ELM ST
ISSUED DATE: 5/23/2017
ISSUED TO: GLASS, MARK
30 ELM ST
SPRINGVILLE, NY 14141

TYPE: ROOF

PROJECT: 0000008086 - FENCES
PROPERTY: 89 SMITH ST
ISSUED DATE: 5/23/2017
ISSUED TO: CARNAHAN, RYAN
89 SMITH ST
SPRINGVILLE, NY 14141

TYPE: FENCES

PROJECT: 0000008087 - UTILITY CHANGES-ELECTRIC
PROPERTY: 174 E MAIN ST
ISSUED DATE: 5/23/2017
ISSUED TO: MIRANDA REAL PROPERTIES
29 CHESTNUT ST
SPRINGVILLE, NY 14141

TYPE: ELECTRIC

PROJECT: 0000008088 - SHEDS, UP TO 144 SQ.FT. TYPE: SHEDS
PROPERTY: 213 MILL ST
ISSUED DATE: 5/23/2017
ISSUED TO: JOHNSON, LYNETTE
213 MILL ST
SPRINGVILLE, NY 14141

PROJECT: 0000008089 - SHEDS, UP TO 144 SQ.FT. TYPE: SHEDS
PROPERTY: 296 FRANKLIN ST 1
ISSUED DATE: 5/23/2017
ISSUED TO: MITCHELL, KELSEY
296 FRANKLIN ST.(1)
SPRINGVILLE, NY 14141

PROJECT: 0000008090 - ROOFING TYPE: ROOF
PROPERTY: 434 E MAIN ST
ISSUED DATE: 5/23/2017
ISSUED TO: PATTON, STEPHAN
434 E MAIN ST
SPRINGVILLE, NY 14141

PROJECT: 0000008091 - SHEDS, UP TO 144 SQ.FT. TYPE: SHEDS
PROPERTY: 54 COCHRAN AVE
ISSUED DATE: 5/23/2017
ISSUED TO: CECALA, RHIANNA CAYLEEN
54 COCHRAN AVE
SPRINGVILLE, NY 14141

PROJECT: 0000008092 - ROOFING TYPE: ROOF
PROPERTY: 147 ELK ST
ISSUED DATE: 5/23/2017
ISSUED TO: BAKER, JOHN T
147 ELK ST.
SPRINGVILLE, NY 14141

PROJECT: 0000008093 - FENCES TYPE: FENCES
PROPERTY: 42 MILL ST
ISSUED DATE: 5/23/2017
ISSUED TO: DENNEHY, KATHRYN
42 MILL ST.
SPRINGVILLE, NY 14141

PROJECT: 0000008094 - DECKS TYPE: DECKS
PROPERTY: 365 N BUFFALO ST
ISSUED DATE: 5/23/2017
ISSUED TO: HUDSON, GEORGE
542 GEER RD
ARCADE, NY 14009

PROJECT: 0000008095 - GARAGE SALE
PROPERTY: 78 EAST HILL RUN
ISSUED DATE: 5/23/2017
ISSUED TO: HEIDLE, KENNETH
78 EAST HILL RUN
SPRINGVILLE, NY 14141

TYPE: GARAGE SALES

PROJECT: 0000008096 - GARAGE SALE
PROPERTY: 129 EAST HILL RUN
ISSUED DATE: 5/23/2017
ISSUED TO: BOOKHAGEN, BRUCE & DIANE
129 EAST HILL RUN
SPRINGVILLE, NY 14141

TYPE: GARAGE SALES

PROJECT: 0000008097 - VIOLATION-GRASS
PROPERTY: 56 MILL ST
ISSUED DATE: 5/24/2017
ISSUED TO: BRYCE, CYNTHIA
PO BOX 250
SPRINGVILLE, NY 14141

TYPE: VIOLATION

PROJECT: 0000008098 - VIOLATION-GRASS
PROPERTY: 110 S CENTRAL AVE
ISSUED DATE: 5/24/2017
ISSUED TO: LOUNSBURY, BRIAN C
4214 S TAYLOR RD
ORCHARD PARK, NY 14127-2246

TYPE: VIOLATION

PROJECT: 0000008099 - VIOLATION-GRASS
PROPERTY: 128 WAVERLY ST
ISSUED DATE: 5/24/2017
ISSUED TO: RICOTTA, DANIEL
2480 SCHOOL ST
N COLLINS, NY 14111

TYPE: VIOLATION

PROJECT: 0000008100 - VIOLATION-GRASS
PROPERTY: 56 NEWMAN ST
ISSUED DATE: 5/24/2017
ISSUED TO: HSBC MORTGAGE SERVICES
3701 REGENT BLVD
SUITE 200
IRVING, TX 75063-0000

TYPE: VIOLATION

PROJECT: 0000008101 - VIOLATION-GRASS
PROPERTY: 81 CHESTNUT ST
ISSUED DATE: 5/24/2017
ISSUED TO: BERNHARD, WILLIAM J
81 CHESTNUT ST.
SPRINGVILLE, NY 14141

TYPE: VIOLATION

PROJECT: 000008102 - VIOLATION-GRASS/UNSECURE TYPE: VIOLATION
PROPERTY: 324 NEWMAN ST LWR
ISSUED DATE: 5/24/2017
ISSUED TO: STARR, LOUIS
160 IVYHURST ROAD
AMHERST, NY 14226

PROJECT: 000008103 - ROOFING TYPE: ROOF
PROPERTY: 104 CHILDS ST
ISSUED DATE: 5/24/2017
ISSUED TO: CLINE, SILAS H
PO BOX 123
DWIGHT, ON POA 1HO
CANADA, 00000-0000

PROJECT: 000008104 - FENCES TYPE: FENCES
PROPERTY: 88 NEWMAN ST
ISSUED DATE: 5/24/2017
ISSUED TO: GENTNER, CHERYL
88 NEWMAN ST
SPRINGVILLE, NY 14141

PROJECT: 000008105 - VIOLATION-GRASS/UNSECURE TYPE: VIOLATION
PROPERTY: 228 NEWMAN ST
ISSUED DATE: 5/24/2017
ISSUED TO: BURAU, JOHN
PO BOX 242
HAMBURG, NY 14075-0242

PROJECT: 000008106 - VIOLATION-GRASS/UNSECURE TYPE: VIOLATION
PROPERTY: 227 NORTH ST LWR
ISSUED DATE: 5/24/2017
ISSUED TO: MANAHER, MARK, PO BOX 74
227 NORTH ST-UPPER
SPRINGVILLE, NY 14141

PROJECT: 000008107 - VIOLATION-GRASS TYPE: VIOLATION
PROPERTY: 134 WAVERLY ST
ISSUED DATE: 5/24/2017
ISSUED TO: SPS 76 COMPANY INC
382 MAIN ST
EAST AURORA, NY 14052

PROJECT: 000008108 - VIOLATION-GRASS TYPE: VIOLATION
PROPERTY: 182 MILL ST
ISSUED DATE: 5/24/2017
ISSUED TO: MCINTYRE, JOSEPH A
C/O GERALD VELLA ESQ.
378 E MAIN ST
SPRINGVILLE, NY 14141

PROJECT: 000008109 - VIOLATION-GRASS TYPE: VIOLATION
PROPERTY: 48 ALBRO AVE
ISSUED DATE: 5/24/2017
ISSUED TO: OTTO, JUDY
30 COLONIAL DR #101
SPRINGVILLE, NY 14141

PROJECT: 000008110 - VIOLATION-GRASS TYPE: VIOLATION
PROPERTY: 311 W MAIN ST
ISSUED DATE: 5/24/2017
ISSUED TO: NEW WAVE POINT
43 COURT ST #930
BUFFALO, NY 14202

PROJECT: 000008111 - VIOLATION-GRASS TYPE: VIOLATION
PROPERTY: 52 PARK ST
ISSUED DATE: 5/24/2017
ISSUED TO: DEWITT, KRISTEN C
52 PARK
SPRINGVILLE, NY 14141

PROJECT: 000008112 - VIOLATION-GRASS TYPE: VIOLATION
PROPERTY: 89 N CENTRAL AVE
ISSUED DATE: 5/24/2017
ISSUED TO: WILLIBEY, MARK & AMANDA
89 N CENTRAL AVE
SPRINGVILLE, NY 14141

PROJECT: 000008113 - VIOLATION-GRASS TYPE: VIOLATION
PROPERTY: 119 N CENTRAL AVE
ISSUED DATE: 5/24/2017
ISSUED TO: STRIANESE, FRANK
10449 RT 39
SPRINGVILLE, NY 14141

PROJECT: 000008114 - SWIMMING POOLS TYPE: SWIMMING POOLS
PROPERTY: 85 NEWMAN ST
ISSUED DATE: 5/25/2017
ISSUED TO: HODY, ANDREW
85 NEWMAN ST
SPRINGVILLE, NY 14141

PROJECT: 000008115 - ROOFING TYPE: ROOF
PROPERTY: 45 MAPLE AVE
ISSUED DATE: 5/25/2017
ISSUED TO: HUDSON, GEORGE
542 GEER RD
ARCADE, NY 14009

PROJECT: 0000008116 - DRIVEWAY TYPE: DRIVEWAY
PROPERTY: 53 CHESTNUT ST
ISSUED DATE: 5/25/2017
ISSUED TO: BROWN, WILLIAM L
53 CHESTNUT ST.
SPRINGVILLE, NY 14141

PROJECT: 0000008117 - UTILITY CHANGES-PLUMBING TYPE: PLUMBING
PROPERTY: 77 S VAUGHN ST
ISSUED DATE: 5/25/2017
ISSUED TO: ELY, BRUCE
77 S VAUGHN ST
SPRINGVILLE, NY 14141

PROJECT: 0000008118 - UTILITY CHANGES-ELECTRIC TYPE: ELECTRIC
PROPERTY: 56 ELM ST
ISSUED DATE: 5/25/2017
ISSUED TO: FILIGHERA, DAVE
9204 GENESEE RD
EAST CONCORD, NY 14055

PROJECT: 0000008119 - PLANNING BOARD REVIEW TYPE: PLANNING
PROPERTY: 555 S CASCADE DR BOARD REVIEW
ISSUED DATE: 5/30/2017
ISSUED TO: BUCKLEY, STEVE
71 NASON BLVD
SPRINGVILLE, NY 14141

PROJECT: 0000008120 - VIOLATION-GARAGE SALE TYPE: VIOLATION
PROPERTY: 15 COLONIAL DR
ISSUED DATE: 6/01/2017
ISSUED TO: CCD PARTNERS LLC
4156 N. BUFFALO RD
UNIT 7
ORCHARD PARK, NY 14127

PROJECT: 0000008121 - VIOLATION-GRASS TYPE: VIOLATION
PROPERTY: 322 W MAIN ST
ISSUED DATE: 6/01/2017
ISSUED TO: DARNLEY, MONICA
1795 WESTWOOD DRIVE
STOVER, MO 65078

TRUSTEE NOTES & PROJECT REPORTS

Trustee Chamberlin had nothing to report this evening.

Trustee Wikman is happy to see the new dairy opened on East Main Street which was part of the NY Main Street Grant.

Trustee Skelton had nothing to report this evening.

Mayor Krebs announced that this year's Dairy Fest was the most successful in the history of the festival.

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7. Adjourn Motion was made by Trustee Skelton, seconded by Trustee Wikman; carried, Mayor Krebs, Trustees Skelton, Wikman and Chamberlin voting yes, none opposed to adjourn the Regular Session at 7:23 pm.

Respectfully submitted,

Holly Murtiff
Deputy Clerk