

MINUTES OF THE REGULAR MEETING OF THE VILLAGE OF NORTH COLLINS BOARD OF TRUSTEES HELD ON MONDAY, May 15th, 2017 AT 6:30 P.M. IN THE VILLAGE HALL.

Mayor Vincent George called the meeting to order at 6:30pm and led the Pledge of Allegiance.

MEMBERS PRESENT: Mayor Vincent George Attorney Richard Schaus
Clerk Jan Hutchinson Trustee Kathleen Myers
Trustee Melvin Bley Trustee Karen Denne
Trustee Corinne Leone

Absent: Student Rep Angela Filkov

Motion by Trustee Melvin Bley seconded by Trustee Karen Denne to accept meeting minutes from the April 17th, 2017 Regular Meeting as written. Carried

VISITORS:

Dicci Montaldi – no comments

Russ Judson – recently observed an incident involving the Village Police and wanted to report it. The Mayor will check it out.

Brenda Bauer-Petrus – no comments

Scott Taylor, Superintendent of Schools; Shannon Locking, Board of Education President – School District budget vote is tomorrow, Tuesday, May 16th at the High School. All Propositions were reviewed and copies of Annual Report provided. Please vote tomorrow from Noon until 9:00pm in the Jr.-Sr. High School Gymnasium. Several questions were asked and answered.

DEPARTMENT HEADS:

Fire Dept – Thank you for the Thank you letter, the firemen really appreciated it. Submitted a report and gave a verbal summary. Looking for approval to use the fire truck for a parade on June 23rd and the Town of Wheatfield WNY Volunteer Fireman's Association in late July.

Motion by Trustee Kathleen Myers seconded by Trustee Corinne Leone to approve the use of the fire truck for the Chaffee Sardinia Parade June 23rd and the Town of Wheatfield WNY Volunteer Fireman's Association in late July. Carried.

Jim to speak at the school about safety on Friday, May 12th for the Prom Promise pre-prom discussion. Two new transfers with 10+ years' experience have joined the North Collins Fire Department: Brian Judson & Felicia Judson.

Motion by Trustee Melvin Bley seconded by Trustee Corinne Leone to approve the appointment of Brian Judson & Felicia Judson to the North Collins Fire Department as new fire fighters. Carried.

Dog Warden – Absent

Police Dept – Absent

DPW – Absent

Code Enforcement – everything is running smooth, people are coming into court to get issues resolved; Board members asked Phil Tremblay to check out the split level house on Langford Road—there appears to be holes in the roof; also check out 2 fallen pine trees on Langford Road—owner needs to take them off neighbor's property; also check out 2118 Langford Road—the tree is still growing through the roof, the house is in bad shape, and a tree just fell on the neighbor's house and car port; House on Sherman Avenue needs another month for evaluation; Car repair shop on Main Street needs to know what the Board of Trustees is expecting of him—fence to hide parts cars and a storage container for a limited number of tires. Attorney recommends that he be told in a friendly manner what is being asked of him and then if he doesn't comply, the matter can be handled further.

MAYOR:

The following resolution was presented to the Board of Trustees:

STATE OF NEW YORK, Village of North Collins, County of Erie

In the Matter of the Granting of a Cable Television Franchise Held by Time Warner Cable Northeast LLC in the Village of North Collins, County of Erie, New York

RESOLUTION

An application has been duly made to the Board of the Village of North Collins, County of Erie, New York, by Time Warner Cable Northeast LLC, I/k/a Charter Communications, a limited liability company organized and existing in good standing under the laws of State of

Delaware doing business at 2604 Seneca Avenue, Niagara Falls, NY 14305, for the approval of a renewal agreement for Time Warner Cable's cable television franchise for fifteen (15) years commencing with the date of approval by the Public Service Commission.

The Franchise Renewal Agreement would bring the franchise into conformity with certain provisions of the Federal Cable Communications Policy Act of 1984, as amended, and certain court rulings.

A public hearing was held in the Village of North Collins, New York on May 15, 2017 at 6:30 P.M. and notice of the hearing was published in the Dunkirk Observer on May 3, 2017.

NOW, THEREFORE, the Board of the Village of North Collins finds that:

1. Time Warner Cable Northeast LLC has substantially complied with the material terms and conditions of its existing franchise and with applicable law; and
2. Time Warner Cable Northeast LLC has the financial, legal and technical ability to provide these services, facilities and equipment as set forth in its proposal attached; and
3. Time Warner Cable Northeast LLC can reasonably meet the future cable-related community needs and interests, taking into account the cost of meeting such needs and interests.

BE IT FURTHER RESOLVED that the Board of the Village of North Collins hereby grants the cable television franchise of Time Warner Cable Northeast LLC and the Village of North Collins for fifteen (15) years commencing with the date of approval by the Public Service Commission and expiring fifteen (15) years hence.

BE IT FURTHER RESOLVED that the Board of the Village of North Collins hereby confirms acceptance of this Franchise Renewal Agreement.

The foregoing having received a 5/0 vote was thereby declared adopted.

Motion by Trustee Corinne Leone seconded by Trustee Karen Denne to adopt the Time Warner Cable Franchise Agreement Resolution as written. Carried.

Attorney Schaus gave update of Level 3 Communication lawsuit. Discussed status of similar cases in other counties and answered various questions relating to those cases.

Village-Wide Permit-Free Garage Sale dates were set: June 9-11, 2017 and the weekend of Celebrate North Collins/Fall Festival: September 15-17, 2017.

Motion by Trustee Melvin Bley seconded by Trustee Kathleen Myers to advertise to residents and then to the general public for each of two Village-Wide Permit-Free Garage Sale weekends as noted. Carried.

NYMIR Insurance appraisal will be completed (including Cyber) in 2018.

Mayor read update about CodeRED weather warning services: 1.8 million calls last year

2017-2018 Tax Warrant issued.

Motion by Trustee Kathleen Myers seconded by Trustee Karen Denne to advertise the tax warrant to Village Residents – Tax bills to be mailed June 1, 2017. Carried.

American Legion submitted a Parade Application for Memorial Day Parade to be held May 29th at 11am starting at the High School and ending at Dr. Joy Memorial Park.

Motion by Trustee Melvin Bley seconded by Trustee Corinne Leone to approve Memorial Day parade permit for May 29th on Main Street. Carried.

Received email from the Office of the State Comptroller and the section of it on improving NYS Drinking Water Infrastructure was read. It is a priority in the Village of North Collins and we will continue to search for funds to upgrade the entire village.

Safe and Sound Week from OSHA was discussed. Less accidents contributes greatly to the physical and financial well-being and safety of entire communities.

Safe + Sound Week Proclamation

WHEREAS, each year, more than four million workers suffer serious job-related injuries or illnesses and 4,000 Americans die in work-related incidents; last year, there were four work related injuries with the Village of North Collins; and

WHEREAS, these incidents not only hurt workers and their families in the Village of North Collins, but also negatively impact business and the economy; and

WHEREAS, each week, businesses across the United States spend \$1 billion on workers' compensation and the Village of North Collins spends approximately \$60,000 annually—money that could be better invested in sustaining and growing small businesses and job opportunities; and

WHEREAS, implementing safety and health programs can improve the Village of North Collins performance and contribution to the local economy and job force; and

WHEREAS, the Occupational Safety and Health Administration, the National Safety Council, the American Industrial Hygiene Association, the American Society of Safety Engineers, and the National Institute for Occupational Safety and Health are co-sponsoring National Safe + Sound Week, June 12 through 18, 2017, to raise awareness and understanding of the value of safety and health programs among workplaces; and

WHEREAS, various businesses in the United States will participate in Safe + Sound Week to showcase their commitment to a safe and healthy workplace,

NOW, THEREFORE, I, Mayor Vincent George, do hereby proclaim June 12 through 18, 2017, to be **SAFE + SOUND WEEK** And urge all businesses and their workers in the Village of North Collins to join this observance.

Motion by Trustee Corinne Leone seconded by Trustee Kathleen Myers to adopt June 12 – 18, 2017 as Safe & Sound Week to encourage safe work practices. Carried.

The Local Cooperation Agreement for the Village of North Collins to be part of the Erie County group that administers Federal Community Development Block Grant funds is up for renewal. No action is necessary if Village desires to remain in the group—send a letter if Village wishes to withdraw.

Motion by Trustee Kathleen Myers seconded by Trustee Melvin Bley to continue as part of the Local Cooperation group in Erie County. Carried.

Mayor read a notice from National Grid that the rates will be going up in April 2018 to accommodate modernization, investment in infrastructure, and support economic development in Upstate New York.

Attorney Schaus submitted a proposed local law on solar power within the Village; the clerk also submitted a proposed law as found by NYCOM attorneys. Trustees asked to review both proposals and determine what each would like to see. In June, we will schedule a work session to go through the details.

Motion by Trustee Kathleen Myers seconded by Trustee Karen Denne to extend solar power installation Village moratorium to December 31, 2017. Carried.

Mayor reported that Mike Perry has received estimates for repairing several Village streets. The costs fit within the CHIPS funding for this year.

Mayor read proposed submission for Southtown Coalition newsletter on current and upcoming Village activities.

Received an insurance payment for the flag pole that was destroyed during the March 8th windstorm.

County reports that this month Sales tax collection is down 8.25% but overall is up 2.3% over last year.

Erie County Sewer District minutes reviewed concerning the property at 10838 Main Street (two buildings tying into one unit). The Sewer District is waiting for the Village to redirect the second force main to the gravity manhole and then they will take over the grinder pumps. Mike Perry is working with the Sewer District staff to complete this project.

Motion by Trustee Kathleen Myers seconded by Trustee Melvin Bley to accept the Vacation request for Paul Parnitzke for July 3, 5, and 6, 2017. Carried.

Motion by Trustee Karen Denne seconded by Trustee Kathleen Myers to hire Joshua Fallon as Part-time Cleaner effective June 1, 2017 provided an adequate schedule can be accommodated per his working papers. Carried.

Motion by Trustee Corinne Leone seconded by Trustee Kathleen Myers to advertise for a Part-time summer maintenance position that will report directly to the mayor. Trustee Bley voted against. Carried.

The following budget adjustment was proposed:

\$1,000 from A1325.100 Clerk-Personnel to A6410.400 Publicity

Motion by Trustee Kathleen Myers seconded by Trustee Corinne Leone to approve this budget transfer. Carried.

Motion by Trustee Kathleen Myers seconded by Trustee Corinne Leone to deem as surplus/defective the Nakajima Typewriter on the asset list as Tag # 2. Carried.

Motion by Trustee Kathleen Myers seconded by Trustee Corinne Leone to re-advertise the Fire Hall Door Expansion project with a sealed bid open date of June 19, 2017 at 6:30pm at the beginning of the next regular meeting. Carried.

TRUSTEE REPORTS:

Trustee Bley – Loved Eagle Energy Day; would like to send a thank you letter on behalf of the Board of Trustees.

Trustee Denne – Thanks also to the Eagle Energy Teams that worked with the Village. Very productive day. The new flag pole is arriving and will be installed in the park by the DPW. Mayor brought out that Trustee Denne was recently recognized as a 40-year member of the Ladies Fire Auxiliary.

Trustee Leone – Paul Lawton was recently awarded Lifetime Achievement Award and she would like a congratulations letter sent on behalf of the Board of Trustees. Would like to walk/ride in the Memorial Day Parade as part of the Board of Trustees—who would like to join her? Recently received a letter from the Veteran’s Site Tribute that there will be an event on June 10th at the Town Park.

Trustee Myers – Regarding the Dog Warden, Trustee Myers recently spoke with the Town Supervisor and he will ask the Dog Warden to break down the report to show how many of each type of call came from the Village. Trustee Myers would like to seriously review this prior to renewing in the Fall.

Motion by Trustee Karen Denne seconded by Trustee Corinne Leone to enter Executive Session to discuss employment history of a particular employee. Carried.

Motion by Trustee Karen Denne seconded by Trustee Corinne Leone to leave Executive Session and return to the regular meeting. Carried.

Motion by Trustee Melvin Bley seconded by Trustee Kathleen Myers for full time employees to carry forward any remaining vacation time to next fiscal year. Carried.

Motion made by Trustee Kathleen Myers seconded by Trustee Karen Denne to Approve Payment of Bills in the amount of: \$69,867.61. Carried.

Motion to adjourn at 8:26 p.m. by Trustee Corinne Leone seconded by Trustee Kathleen Myers. Carried

Minutes submitted by

Janet L. Hutchinson, Clerk/Treasurer

