

**VILLAGE BOARD MEETING  
AND ORGANIZATIONAL MEETING  
APRIL 8, 2008**

The Village of Gowanda Board of Trustees Organization Meeting was called to order by Mayor Richard Klancer at 7:00 p.m. in the Board room, Municipal Building. The pledge of allegiance was recited.

Present: Mayor Richard Klancer  
Trustee Barb Nephew  
Trustee John Certis  
Trustee Dale DeCarlo  
Trustee Carol Sheibley

Village Employees: Village Clerk Kathy Mohawk, Treasurer Cindy Schilling

Media Present: Mary Pankow, Gowanda Pennysaver  
Phil Palen, Cable Channel 22  
Tim Latshaw, Observer

Public Present: Jack and Sue Torrance, Eileen Humphrey, Ron Clabeaux,  
Frederick Kurtz, Warren Adair

Village Clerk Mohawk presided over the swearing in the reelected Trustees Dale DeCarlo and John Certis.

Mayor Klancer read the Official Appointments for the 2008-2009 fiscal year:

“Office	Appointee
Deputy Mayor	Carol Sheibley
Village Clerk/Deputy Treasurer	Kathy Mohawk
Treasurer/Deputy Clerk	Cindy Schilling
Affirmative Action Officer	Kathy Mohawk
Building Inspector	Paul Bowers
Assessor	George Stark
Animal Control Officer	Mary Dankert
Historian	Phil Palen
Disaster Coordinator	Steve Raiport
Village Engineer	Mark Burr
Registrar	Kathy Mohawk
Subregistrar	Denise Trumpore
Village Attorney	Deborah Chadsey”

Mayor Klancer read the committee assignments for 2008-2009:

“Audit Committee	Dale DeCarlo
Beautification	Barb Nephew

Building Inspector	Mayor Klancer	Carol Sheibley	
Building Maintenance	Dale DeCarlo	John Certis	
Cattaraugus Creek Basin Task Force	Mayor Klancer		
Disaster Coord Liaison	Mayor Klancer	Dale DeCarlo	
Employee Negotiation	Barb Nephew		
Police Commissioner	Mayor Klancer		
Fire Commissioner	Dale DeCarlo		
Gowanda Central School Lighting	Barb Nephew John Certis		
Main Office and Administration	Mayor Klancer		
Neighborhood Watch	Dale DeCarlo	John Certis	
Ordinances	Dale DeCarlo	John Certis	
Parks (Creekside and Chang Hu)	Barb Nephew		
Public Works Departments	Mayor Klancer		
Recreation	Carol Sheibley	John Certis	
Safety Officer	Dale DeCarlo		
Sidewalks	Carol Sheibley		
Solid Waste & Recycling	Carol Sheibley		
Thatcher Brook Task Force	Mayor Klancer John Certis	Barb Nephew Dale DeCarlo	Carol Sheibley
Tree Commission	Barb Nephew		
Tri County Memorial Hosp.	Carol Sheibley”		

Mayor Klancer presented the Annual Motions but only read the General Rules of Procedure and Guidelines for Public Comment:

“The Mayor shall preside at the meeting. In the Mayor’s absence, the Deputy Mayor shall preside.

The presiding officer may debate, move, and take other action that may be taken by other members of the Board.

Board members are not required to rise but must be recognized by the presiding officer before making motions and speaking.

A board member, once recognized, shall not be interrupted when speaking unless it be to call him/her to order. If a board member, while speaking, be called to order, they shall cease speaking until the question of order be determined, and, if in order, he shall be permitted to proceed.

There is no limit to the number of times a member may speak on a question.

Motions to close or limit debate may be entertained but shall require a two-thirds vote.

Board members shall observe the commonly accepted rules of courtesy, decorum, dignity and good taste.

The public shall be allowed to speak only during the Public Comment period of the meeting or at such other time as a majority of the Board shall allow.

Speakers must give their name and organization, if any.

Speakers must be recognized by the presiding officer.

Speakers must limit their remarks to 3 minutes on a given topic. After everyone who wishes to speak has spoken once, the Mayor or presiding officer may grant an additional 3 minutes to a previous speaker.

Speakers may not yield any remaining time they may have to another speaker.

Board members may, with the permission to the Mayor, interrupt a speaker during their remarks, but only for the purpose or clarification or information.

All remarks shall be addressed to the Board as a body and not to any member thereof.

Speakers shall observe the commonly accepted rules of courtesy, decorum, dignity and good taste.”

Motion 1-08. Motion by Trustee Certis, seconded by Trustee DeCarlo to approve the official appointments and liaison appointments as presented. Motion carried 5-0.

Motion 2-08. Motion by Trustee DeCarlo, seconded by Trustee Certis to approve the minutes of the March 25, 2008 Village Board meeting as presented. Motion carried 5-0.

Trustee DeCarlo again advised that the Abstract was large due to the generator cost but the Village will be reimbursed for this cost.

Motion 3-08. Motion by Trustee Certis, seconded by Trustee Sheibley to approve Abstract #11 dated April 8, 2008 on all funds as presented:

General Fund	\$21,820.26
Water Fund	\$ 6,403.84
Sewer Fund	\$20,426.81
Capital Fund	\$71,250.00
Joint Activity	\$ 192.46
Total	\$120,093.26

Motion carried 5-0.

**PUBLIC PARTICIPATION**

Jack Torrance presented the Planning Board report:

“On Monday, April 7, at the regularly scheduled meeting of the Planning Board, the primary focus was on reviewing the proposed Site Plan documents for Academy Place (dated March 28, 2008 and received April 1<sup>st</sup>). They were photographed, copied and distributed to the Planning Board members so they could review them prior to the meeting. At the Planning Board meeting, a checklist was used to capture thoughts, requests and responses needed. There do not appear to be any major issues. In all probability the Planning Board will shortly be recommending a conditional approval to the Village Board. Full approval by the Village Board should be dependent upon the satisfactory approval of SEQR review, flood plain development permit and storm drainage design, all conducted by others.

It is recommended that the Village Board be aware of the need for Site Plan approval of both Erie and Cattaraugus Counties. The Board should also decide upon whether to have a public hearing concerning the Site Plan.

The Planning Board approved sending a letter to the Persia Town Board concerning the town's investigation into adult entertainment concerns and offering assistance since the Village already has investigated and enacted an adult business local law. This is as a result of the Persia Town article in the Pennysaver dated 3/23/08.

To date no comments have been received from the Village Board concerning the proposed revisions to the sections of the master plan that were presented at the joint meeting and submitted to the Village Board for review.

It was agreed that the Planning Board members should attend the Southern Tier West Training sessions May 7, 2008. This will fulfill annual training requirements.

The next meeting of the Planning Board is set for April 21, 2008 at 7:00 p.m. with the primary task of Academy Site Plan review."

Mr. Torrance stated that the most crucial issues are property ownership issues and that there is no curbing. He wants to make sure there is adequate privacy screening for the surrounding residents. He also indicated that Erie County has begun the SEQR process.

Ron Clabeaux asked what happened to the plow truck on March 28<sup>th</sup> during the snowstorm. There were 10 inches of snow and his street was never plowed until 9:30. Mr. Clabeaux asked why the street sweeper cleans Armes Court before it cleans the streets in the Village. Mr. Clabeaux also asked why 2 or 3 trucks need to go to Jubilee for coffee and one goes to McDonald's. The cost of gas is too high. The last question he asked is when the Village will begin using salt instead of dirt. He indicated that Public Works Superintendent Hutchinson stated it would be a couple of years. Mayor Klancer advised that it is budgeted for next year. He advised Mr. Clabeaux that he would get the answers and call him in the morning.

### **BUILDING/BUSINESS PERMITS**

Village Clerk Mohawk reported at the last meeting it was requested that the Board meet with Building Inspector Bowers at 6:00 before the next meeting. She advised that Mr. Bowers needs to be in Court at 6:00 but could make it at 5:30. The Board agreed to that time.

Village Clerk Mohawk reported on the business permit submitted by the Gowanda Lions Club for a chicken barbeque during Pioneer Days in front of the Pennysaver building. They requested 2 parking places and a barbeque in an enclosed trailer. It is scheduled for May 17<sup>th</sup>. Village Clerk Mohawk will follow up for Building Inspector Bowers regarding the enclosed trailer.

### **POLICE**

Village Clerk Mohawk gave the March 2008 police report:

“144 reported calls, 18 arrests, 21 tickets issued, 8 violent domestics, and 4 motor vehicle accidents.

Just a reminder that the winter parking ban has ended.”

### **JOINT ACTIVITY**

Trustee Sheibley reported that the Gowanda Recreation Commission Secretary called her to advise that the minutes were not complete because of the late meeting last Thursday. She will make sure to put the minutes in each individual board members mailbox when they are completed.

Trustee Sheibley reported that last year St. Joseph’s School participated in Earth Day by cleaning up St. John’s Park, Chang-Hu Park and Creekside Park. They requested permission to participate again this year on April 20<sup>th</sup>. There will be about 30 to 40 young people with adult supervision. Trustee Sheibley asked to borrow gloves, rakes, etc. from the Public Works Department. Trustee Sheibley advised it would take place after church, probably about 1:00 p.m.

Motion 4-08. Motion by Trustee Certis, seconded by Trustee DeCarlo to authorize St. Joseph’s School students to participate in Earth Day on April 20<sup>th</sup> by cleaning up St. John’s Park, Chang-Hu Park and Creekside Park. Motion carried 5-0.

Phil Palen also volunteered to do a hose down of the sidewalks in the business district before Pioneer Days. Trustee DeCarlo advised that is usually done prior to Pioneer Days.

Trustee Sheibley advised that the next meeting of the Recreation Commission is April 30<sup>th</sup>.

Trustee Certis indicated that the commission has started review of the applications for summer employment.

### **FIRE**

Trustee DeCarlo advised the fire department has had 44 calls so far this year. He reminded all residents to check their smoke alarms and change the batteries to make sure all are safe.

Jack Torrace asked to go on record that he requested the fire company to respond to the site plan for Academy Place.

Motion 5-08. Motion by Trustee Certis, seconded by Trustee DeCarlo to open the budget hearing at 7:30 p.m. Motion carried 5-0.

Eileen Humphrey thanked the Village Board for including the Gowanda Free Library in the budget. Sue Torrance said the whole library board is appreciative.

There were no further comments.

Motion 6-08. Motion by Trustee Certis, seconded by Trustee DeCarlo to close the public hearing at 7:32 p.m. Motion carried 5-0.

Sue Torrance reported on the Monday night meeting in Olean regarding the wagon train. The Chamber of Commerce is planning a music program for the evening before by the Olean Chamber Orchestra. The wagon train will come down from Perrysburg and go right through town. So far, 20 wagons are registered. Sue Torrance advised that the Chamber is attempting to provide some sort of souvenir for the program. Mayor Klancer indicated that Trustee Sheibley will be contacting the Chamber regarding items for the time capsule. He also advised that he has requested information on the clothing for that era. There was discussion about the possibility of putting a banner across West Main Street. Treasurer Schilling indicated the cost is quite substantial. She requested that the Mayor indicate what size banner they would require. Trustee DeCarlo mentioned putting something on the marquee at the theater.

### **TREASURER**

Treasurer Schilling reported that the budget is moving along.

### **PUBLIC WORKS**

Mayor Klancer advised that Public Works Superintendent Hutchinson was not present this evening. He advised that approval is necessary for the bid opening date of Cemetery Hill tree harvest on April 22<sup>nd</sup>.

Motion 7-08. Motion by Trustee Certis, seconded by Trustee Nephew to solicit bids for the tree harvest per the recommendation of the forester, with a return date of April 22, 2008. Motion carried 5-0.

Village Clerk Mohawk advised the Village received two bids for Ferric Chloride and 1 bid for chlorine. Mayor Klancer indicated that the bids for ferric chloride were Kemira Water Solutions for \$569/ton and PVS Technologies for \$494/ton. Village Clerk Mohawk indicated that PVS Technologies is the company the Village deals with currently.

Motion 8-08. Motion by Trustee Certis, seconded by Trustee DeCarlo to accept the low bid of PVS Technologies for ferric chloride of \$494/ton. Motion carried 5-0.

Motion 9-08. Motion by Trustee Certis, seconded by Trustee DeCarlo to accept the bid of Jones Chemical for chlorine for \$750/ton. Motion carried 5-0.

**ADMINISTRATION**

Village Clerk Mohawk reported a water hearing is scheduled for April 29<sup>th</sup> at 1:00 p.m. regarding a delinquent out-of-district water customer.

Village Clerk Mohawk advised that the Event Application for the Hollywood Happening was submitted for the event to take place from May 30<sup>th</sup> to June 1<sup>st</sup>. No insurance certificate was attached so approval will need to wait until later.

Village Clerk Mohawk presented the Local Government Conference information to the Village Board members. Anyone wishes to go should contact Village Clerk Mohawk so she can register everyone at once. Building Inspector Bowers and 3 of the Planning Board members have indicated an interest in attending.

Village Clerk Mohawk advised that the Event Application for the Heritage Harvest Festival was submitted for the event to take place September 20<sup>th</sup> and 21<sup>st</sup>. Tree closing details are being worked out with a possible closing of Main Street between North Chapel and Aldrich Street. Sue Torrance advised that changes were discussed at last night's meeting and the request is now to close the street between Center Street and North Water Street because of the number of cars that are usually at the car show. Sue Torrance also requested that the cemetery be listed as an additional insured for the 2 days of the Harvest Heritage Festival.

Motion 10-08. Motion by Trustee Nephew, seconded by Trustee DeCarlo to approve the Event Application submitted for the Heritage Harvest Festival scheduled for September 20<sup>th</sup> and 21<sup>st</sup>, 2008. Motion carried 5-0.

Village Clerk Mohawk indicated that at the last meeting it was approved that a woman from Buffalo State College received a grant from the DEC to do some nutrient modeling and stream sampling in Cattaraugus Creek. She has since contacted the Village indicating that she is applying for a larger grant to include how climate change affects nutrient export. She would like a letter of support from the Village for this project.

Motion 11-08. Motion by Trustee Nephew, seconded by Trustee DeCarlo to send a letter of support for this project. Motion carried 5-0.

Village Clerk Mohawk reported that the advertisement for summer help was placed in the Pennysaver.

Village Clerk Mohawk requested authorization to solicit bids for lawn mowing services.

Motion 12-08. Motion by Trustee DeCarlo, seconded by Trustee Sheibley to authorize Village Clerk Mohawk to solicit bids for lawn mowing services. Motion carried 5-0.

Trustee DeCarlo read from a letter he received from Assemblyman Jack Quinn:

“I was, and I am, proud to have co-sponsor this bill along with my colleague, Assemblyman Joe Giglio. While this is a small gesture when considering the sacrifices of those it honors, I was very proud to lend my support to such a cause. Currently Assembly Bill A.10152 is under consideration in the Transportation Committee.”

Trustee DeCarlo also read from a letter he received from Senator Dale Volker: “I am pleased to inform you that I have joined Senator Catherine Young as a co-sponsor on Senate bill, S.6917. This commemorative legislation amends the Highway Law to allow the Commissioner of Transportation to designate the Main Street bridge (a portion of state highway) as the “Gowanda Veterans Memorial Bridge.” This official designation and ceremony by the State of New York will honor the sacrifices of our veterans. The brave men and women in the service of the U.S. military continue to secure our liberties and freedom. Their courage and dedication to this great nation must be honored.”

### ENVIRONMENT

Trustee Nephew indicated the tree committee met last week. They are gearing up for the spring tree planting.

Trustee Nephew thanked Sue Torrance and Carol Ogen for help with planting spring flowers in the barrels at the main intersections in the Village.

Mayor Klancer thanked the Gowanda Moose for stepping forward to help with the upcoming wagon train with meals and restroom facilities.

Motion 13-08. Motion by Trustee Certis, seconded by Trustee Sheibley to go into Executive Session at 8:00 p.m. Motion carried 5-0.

Motion 14-08. Motion by Trustee DeCarlo, seconded by Trustee Nephew to come out of Executive Session at 8:09 p.m. Motion carried 5-0.

Motion 15-08. Motion by Trustee DeCarlo, seconded by Trustee Nephew to adjourn the Village Board meeting at 8:09 p.m. Motion carried 5-0.

The next Village of Gowanda Board meeting is April 22, 2008.

Respectfully submitted,

Kathleen V. Mohawk  
Village Clerk