

**VILLAGE BOARD MEETING  
NOVEMBER 16, 2011- REVISED**

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

Present: Mayor Richard Klancer  
Trustee Carol Sheibley  
Trustee Heather McKeever  
Trustee John Certis  
Trustee Dale DeCarlo

Village Employees: Public Works Superintendent Mike Hutchinson, Treasurer Cindy Schilling, Village Attorney Deborah Chadsey

Media Present: Mary Pankow, Gowanda Pennysaver  
Phil Palen, Cable Channel 22  
Nicole Gugino, Observer

Motion 164-11. Motion by Trustee DeCarlo, seconded by Trustee Certis to approve the minutes of the October 25, 2011 Village Board meeting as presented. Motion carried 5-0.

Motion 165-11. Motion by Trustee Sheibley, seconded by Trustee McKeever to approve revised Abstract #6 dated November 16, 2011 as follows:

General Fund	\$70,900.97
Water Fund	19,517.32
Sewer Fund	29,994.63
UDAG	100,000.00
Capital Fund HP17	1,219.39
Capital Fund HP28	4,912.85
Total	\$226,454.16

Motion carried 5-0.

**POLICE**

Mayor Klancer read the October 2011 police report:

“199 reported calls, 87 quick calls, 17 arrests, 37 tickets issued, 10 violent domestics, 9 motor vehicle accidents, 5 transport mental health persons to Lake Shore, 24 assist other agencies.

Received notice from the Erie County STOP-DWI program that our police department will receive over \$13,000 for 2010 DWI arrests that happened on the Erie County side of the Village.

We would like to thank the Gowanda Neighborhood Watch for assisting our department on Halloween and Mr. James Fort for sending food over to the police department.

Our prayers go out to former Gowanda Police Officer Mike Insalaco and his family after Mike was involved in a serious automobile crash this past weekend.”

A moment of silence was observed.

“We received 1 bid each for the 2 surplus police cars. The bid was from John Carpenter for a total of \$1,064. Both cars are scrap and we used all the parts off them through the last few years and I recommend accepting the bid unless a higher bid was submitted.

“As reported, it is great news that the police department will be in receipt of monies. I am strongly recommending that those monies be dedicated to the NYS mandatory replacement of the current police department’s analog radio/communication system to the required digital system. The changeover will be necessary by January 1<sup>st</sup>, 2013 and will be costly as the initial research to replace the system is estimated to be approximately \$1500-1800 per unit. The requirement will be for the portable radios the officers carry (6 total) the stationary radios in each patrol car (4 total) as well as the base radio at the police station. If we don’t plan now, we will have no radio communication with Cattaraugus County dispatch.”

Motion 166-11. Motion by Trustee Sheibley, seconded by Trustee Certis to accept the bid of \$1,064 for the surplus police cars. Motion carried 5-0.

### **JOINT ACTIVITY**

Trustee Sheibley noted that we received a check in the amount of \$284.52 from SEFA (State Employees) which represents the second installment of the contribution to the recreation program.

### **DISASTER COORDINATOR**

Trustee Sheibley thanked Disaster Coordinator Nick Crassi for all of the effort he put into finishing the Hazard Mitigation Plan which puts the Village in compliance for grants. He worked long and hard with Erie County to see this project through.

Trustee Sheibley attended a NEST meeting and discovered the Village is eligible through them to have an electronics recycling drop off whereby residents can dispose of any electronics at no charge. Treasurer Schilling mentioned that she had attended a meeting the day before where a representative spoke of the service which was very well received in another community. Trustee Sheibley will make contact and set up a date for January.

### **FIRE**

Motion 167-11. Motion by Trustee Certis, seconded by Trustee DeCarlo to accept the resignation of Arnold Andolsek from Gowanda Ambulance with regrets. Motion carried 5-0.

Trustee DeCarlo noted that the Fire Department was activated briefly on Monday, November 14<sup>th</sup>, due to the tornado watch. Trustee DeCarlo suggested that Disaster Coordinator Crassi be given a key to the door for access to the Village hall in case of emergency. He also recommended that a copy of the Disaster Plan be kept in the Village board room.

Trustee Sheibley mentioned that the Hidi Fire Department will be having their annual Ham and Turkey Party on Friday beginning at 7:00 p.m.

## **LEGAL**

As a result of a recent Request for Proposal for Wastewater Treatment Operations Services due to the upcoming retirement of Public Works Superintendent Hutchinson, the Village received two proposals.

Motion 168-11. Motion by Trustee DeCarlo, seconded by Trustee McKeever to accept the proposal from Benchmark Environmental Engineering & Science for wastewater treatment plant assistance. Motion carried 5-0.

Village Attorney Chadsey will send a letter to Benchmark and work on the contract.

Village Attorney Chadsey presented a resolution to amend the PILOT agreement with Academy Place, extending the agreement to 2027.

“WHEREAS, Healthy Community Alliance, Inc. is engaged in a project that developed the vacant Center Street School, and

WHEREAS, the project consists of a residential unit and a commercial unit, and

WHEREAS, the Village Board has previously entered into a payment in lieu of taxes (“PILOT”) Agreement, dated September 23, 2008; and

WHEREAS, the taxpayer has requested an extension of the PILOT to run concurrent with certain financing it has obtained; and

WHEREAS, the Village has agreed to extend the PILOT Agreement on the terms and conditions contained herein.

NOW, THEREFORE, IT IS HEREBY RESOLVED, that the Village Board of Trustees approves the modification of the PILOT Agreement to extend the term to be concurrent with the Project’s use as affordable housing not to exceed fifteen (15) years from the effective date of the permanent financing of the Project or extend beyond December 31, 20\_\_, whichever occurs first; and

IT IS HEREBY RESOLVED that PILOT payments shall be made in accordance with Section 4.a of the 2008 PILOT Agreement, it being the intent of the parties that the PILOT payment due in each subsequent year, after the first year, shall be 3% greater than the payment in the previous year, regardless of the length or term of this Agreement; and IT IS HERBY RESOLVED that all other terms and conditions of the PILOT Agreement shall remain in full force and effect; and

IT IS HEREBY RESOLVED that the Board directs and authorizes the Mayor to execute the attached Modification Agreement for Payments in Lieu of Taxes.”

Motion 169-11. Motion by Trustee Certis, seconded by Trustee DeCarlo to approve the amendment to the PILOT agreement with Academy Place, extending the agreement to 2027. Motion carried 5-0.

As a result of the upcoming retirement of Highway Superintendent John Coudrey, the Village Board will be hiring a new Working Supervisor.

Motion 170-11. Motion by Trustee DeCarlo, seconded by Trustee Certis to set the rate for the Working Supervisor at \$20.00 per hour. Motion carried 5-0.

Village Attorney Chadsey discussed the WNYDDSO permit with the Board and updated them on the current status. Efforts are still going forward.

Regarding the Village of Perrysburg dissolution, Village Attorney Chadsey reported that there are currently three contracts. Two of them have rollover positions and one does not. They will be replaced by one overall agreement and then sent to the Town of Perrysburg for their review.

Village Attorney Chadsey is working on the contract for the Town of Perrysburg water district.

### **PUBLIC WORKS**

Motion 171-11. Motion by Trustee DeCarlo, seconded by Trustee McKeever to approve the replacement of the water pump for the sewer plant from Siewert Equipment at a cost of \$2,144.00. Motion carried 5-0.

Public Works Superintendent Hutchinson reported that Highway Superintendent Coudrey sent out three requests for quotes for tree trimming and removal and only received one response from Covey Tree. Phil Palen recommended that the Village wait until spring for pruning. The Board agreed that if the price stands as is to wait until spring for the pruning. If not, then Public Works Superintendent Hutchinson will come back to the Board to revisit the issue.

Public Works Superintendent Hutchinson reported that he spoke with the DEC about the gravel bar in the creek. He indicated they may be willing to assist in some way in the removal of it. Cattaraugus County may be able to help with the permit process. Public Works Superintendent Hutchinson will keep the Board informed.

### **ADMINISTRATION**

Treasurer Schilling presented a resolution designating the offices to be filled in the March 2012 Village election:

“RESOLUTION DESIGNATING OFFICES TO BE FILLED AND THEIR ASSOCIATED TERMS FOR THE MARCH 20, 2012 VILLAGE ELECTION WHEREAS, the next Village Election for the Officers will be held on Tuesday, March 20, 2012, and

WHEREAS, the Board of Trustees of the Village of Gowanda must designate by resolution and publish the offices which are to filled in such election and the terms thereof;

NOW, THEREFORE, be it

RESOLVED, that the Board of Trustees hereby designates the following offices as vacant at the end of the current official year, to be filled at the Village Election, for the following offices and terms:

OFFICE	TERM
Trustee	Two (2) years
Trustee	Two (2) years

BE IT FURTHER RESOLVED, that the Village Election shall be conducted in the Gowanda Village Hall, 27 East Main Street, Gowanda, New York on Tuesday, March 20, 2012 from 12:00 noon until 9:00 p.m.

IN WITNESS WHEREOF, I have hereunto set my hand and the official seal of the Village of Gowanda on the 16<sup>th</sup> day of November, 2011.”

Motion 172-11. Motion by Trustee Sheibley, seconded by Trustee McKeever to approve the foregoing resolution designating offices to be filled in the Spring 2012 Village election.

Treasurer Schilling reported that Village Clerk Mohawk is getting quotes on replacement of the copier in the Village office which is breaking down on a regular basis. This will be addressed at the December meeting.

**ENVIRONMENT**

Phil Palen reported that 22 trees were planted on November 1<sup>st</sup> and they are now all staked, tied and mulched. This bring the total number of trees planted in the Village to over 800 since the fall of 2000.

Motion 173-11. Motion by Trustee Certis, seconded by Trustee Sheibley to adjourn the Village Board meeting at 7:33 p.m. Motion carried 5-0.

The next Village of Gowanda board meeting is December 13, 2011 at 7:00 p.m.

Respectfully submitted,

Kathleen V. Mohawk  
Village Clerk  
(from minutes taken by Treasurer Schilling)