

**MINUTES OF A REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WELLSVILLE HELD ON June 22, 2009 AT 7:00 PM IN THE TRUSTEES ROOM OF THE MUNICIPAL BUILDING, 156 NORTH MAIN STREET, WELLSVILLE, ALLEGANY COUNTY, NEW YORK**

**PRESENT:** Mayor: James Cretekos  
Trustees: Judy Lynch, Laurie Hennessy, and Tink LaForge  
DPW Dir: William Whitfield  
Police Chief: Steve Mattison  
Village Atty: Dan Synakowski

**ABSENT:** Jamie Herman

**VISITORS:** Brian Quinn, Bill Cavanaugh, Bob Miner, Eric L. Larson, and Lynn McCutcheon.

The meeting was opened with Trustee Lynch leading the assembled in the Pledge of Allegiance.

**Mayor Cretekos called the meeting to order and announced the first order of business would be the approval of the minutes of the previous regular meeting, hearing no corrections the minutes were approved for filing as presented.**

The Mayor opened the meeting for public comments.

- 1) Lynn McCutcheon – Presented copies of this year’s Balloon Rally posters to the board. She announced that preparations are well along for this year’s Balloon Rally with an exciting new corporate sponsor on board. She introduced Eric Larson to the board, the Environmental Business Manager for BP, Inc. (British Petroleum).
- 2) Eric Larson – Indicated the sequence of events that brought about BP’s decision to sponsor the Rally. He indicated that they have agreed to underwrite the fireworks which will be a new feature to this year’s events, and BP has committed to bring their corporate hot air balloon to this year’s Rally. Mr. Larson also provided the board with an overview of the Wetland’s Treatment System which BP is installing at the old Sinclair Refinery Property – it is the first such environmental conservation project in New York State. He invited any interested party to feel free to come to the project; he would love to provide tours of just what is taking place. The board thanked Mr. Larson for BP’s commitment to Wellsville and look forward to finding additional ways that BP can partner with the municipality to improve Wellsville.

**MAYORS BUSINESS:**

- 1) **Motion was made by Mayor Cretekos and seconded by Trustee LaForge for adoption of the Mutual Aid Plan proposed by the area Law Enforcement Departments. Discussion transpired with Village Attorney Synakowski indicating that during his review of the proposed document he had found numerous spelling and grammatical errors, he recommended that the document be cleaned up before formal approval take place. Based on the recommendation of the Village Attorney the motion was tabled to allow for the necessary rewrite of the document. The matter will be brought back to the board after the corrections have taken place.**

- 2) **The Mayor made a motion to approve the Removal/Relocation Plan for the parking meters within the Business District as presented by the Village Clerk the motion was seconded by Trustee LaForge and approved without dissent.**
- 3) A letter was received from the New York State Department of Environmental Conservation informing local residents of 'The Landowner Incentive Program (LIP) Grassland Protection and Management Program funded by the USFWS and administered by DEC for the protection and management of at-risk grassland bird habitat on privately-owned land. Applications are available by calling (518) 402-8910 and must be submitted to the DEC by August 1, 2009.
- 4) The Mayor announced that the Legislator's Clambake will be held on July 31, 2009 at Island Park commencing at 1:00pm with tickets costs \$35.00 and available through any of the Legislator's.

### **TRUSTEES BUSINESS:**

**HERMAN:** 1) None

### **HENNESSY:**

- 1) Asked about the status of the property management letters that are to be sent out to the absentee landowners of properties within the Village boundaries. Dan Synakowski and Billie Braun indicated that they are working on the appropriate language and the as soon as the letter is finalized it will be sent out to the property owner's of property that are not being maintained within the requirements of the Local Law.

### **LYNCH:**

- 1) **Made a motion for approval to allow Better Days to hold a 'Block Party' on August 29<sup>th</sup> from 8:00pm to 1:00am on August 30<sup>th</sup> to celebrate its 35<sup>th</sup> Anniversary which will result in Main Street being closed between Pearl and Jefferson Streets. The motion was seconded by Trustee Hennessy and approved unanimously.**
- 2) **Made a motion for waiving the noise ordinance during the time approved for the 'Block Party' on August 29<sup>th</sup> second was made by Trustee Hennessy and approved unanimously.**
- 3) **Made a motion that the open container law be waived during the time approved for the 'Black Party' on August 29<sup>th</sup> second was made by Trustee LaForge and approved unanimously.**

### **LAFORGE:**

- 1) Made the suggestion that the board consider waiving the open container law next year during the Musicfest.
- 2) Requested Executive Session to discuss a contractual matter.

### **DEPARTMENT REPORTS:**

#### **FIRE REPORT:**

- 1) **Request received from Dyke Street Engine Co. to remove Mr. Edward Wyse, Sr., Mr. Ryan Ericksen, and Mr. Gerrad Baker from the active member roll which will bring the active roll to 24 members. On a motion by Trustee Hennessy and seconded by Trustee LaForge the request was approved.**
- 2) Board was informed that the expense report for 3/1/09 – 5/31/09 has been received from the Dyke Street Engine Co.

**POLICE REPORT:**

- 1) **Request approval for the Mayor to execute all appropriate documents associated with the Byrne's Grant. On a motion by Trustee Hennessy and second by Trustee LaForge the authorization was approved unanimously.**
- 2) **Extensive discussion took place regarding the board's direction to the police relative to the enforcement of the Sidewalk Café Law 5 of 2003. The Mayor concluded the discussion with the directive to the Chief that the law appears very clear and that it needs to be enforced, he suggesting that a verbal warning be issued for the first occurrence and then future occurrences generate formal tickets.**

**DPW:**

- 1) Board was informed that the repaving of N. Main Street and East Street would take place beginning June 24<sup>th</sup> weather permitting.
- 2) Request for Executive Session to discuss a contractual issue.

**CLERK/TREASURER:**

- 1) **Requested approval of the vouchers as listed in Abstract #2 dated June 22, 2009, on a motion by Trustee LaForge and second by Trustee Hennessy the current vouchers were approved as follows:**

Abstract #2

<u>Fund</u>	<u>Amount</u>	<u>Vouchers</u>
A	\$134,274.79	30 – 79
CT	\$ 15,923.51	1 - 3
EE	\$115,611.30	12 – 52
F	\$ 8,066.40	8 – 33
G	\$ 5,450.57	9 – 31
R	\$ 1,272.71	4 – 9
TA	<u>\$ 1,232.72</u>	1
Total	\$281,832.00	

- 2) **Requested acceptance and approval of 2009 fiscal year-end Budget Modifications to the Water, Sewer, and Refuse Funds (listing attached). The modifications reallocate appropriations from accounts that did not expense all of their approved funding to accounts that required more funding than originally appropriated. On a motion by Trustee LaForge and second by Trustee Hennessy the request was approved.**
- 3) **Requested approval of \$4,995 correction in Electric checking account to balance with bank statement. Correction a result of inappropriate historical tracking of charge-backs. On a motion made by Trustee LaForge and second by Trustee Lynch the request was approved.**

**Mayor Cretekos requested that the Board move into Executive Session to discuss contractual issues. On a motion by Trustee LaForge and second by Trustee Lynch the request was approved at 7:36pm.**

**Mayor Cretekos requested that the Board move from the Executive Session to Regular Session. On a motion by Trustee LaForge and seconded by Trustee Hennessy the Board moved back into Regular Session at 8:20 PM.**

With there not being any further business the meeting was adjourned on the call of Mayor Cretekos at 8:20pm.

Respectfully submitted,

Darrell Caldwell  
Village Clerk/Treasurer