

REGULAR MEETING  
WEDNESDAY, OCTOBER 14, 2015  
7:00 P.M.

PRESENT: Mayor Kerr, Trustees Strickland, Griffin and Rupp, Clerk Stockman and Code Enforcement Officer Gary Brecker.

CALL TO ORDER: Mayor Kerr called the meeting to order at 7:00 P.M. and led in reciting the Pledge of Allegiance.

CODE OFFICER: Mill Street – Reported that Heidi Kutschke has been in court and has cleaned up her property some, but is beginning to accumulate more junk. Judge Beightol gave her a conditional discharge, which means that any fines are suspended if she doesn't have to appear in court again within six months. If she does, all fines would apply. Code Office Brecker is also looking at 3 other properties on Mill Street and will issue court appearance tickets, if necessary.

Rough Kutts – has done research to find an owner and can't determine who that might be. Village Attorney James Musacchio advised that nothing can be done until the County starts foreclosure proceedings. The Village can secure the upstairs apartments, but would have to do it from the outside. Mr. Brecker asked the Board's permission to go ahead and secure the upstairs. Mr. Brecker also informed the Board that the County Health Department can give the Village permission to enter the apartments if there is a suspected health hazard. There are several dead pigeons inside, which could indicate a health hazard, especially since there is restaurant next door.

Trustee Strickland moved to authorize Code Enforcement Officer Gary Brecker to contact the Cattaraugus County Health Department and request permission to board up the Rough Kutts upstairs apartments from the inside. Trustee Griffin seconded the motion. Carried.

MINUTES: Copies of the minutes from the last meeting (9/9/15) were given to the Board. Trustee Strickland moved to approve the minutes as presented. Trustee Griffin seconded the motion. Carried.

TREASURER'S REPORT: Copies of the Treasurer's Report were given to the Board. Fund balances were as of 9/30/15 and included:

GENERAL FUND: **\$122,110.56**

Checking	\$ 15,944.44
Savings	90,206.96
Equipment Savings	15,829.16
Village Clerk Petty Cash	80.00
Court Clerk Petty Cash	50.00

SOLID WASTE: **\$ 4,480.93**

Checking	\$ 4,460.93
Petty Cash	20.00

TREASURER'S  
REPORT CONT'D:

WATER FUND:	<b>\$ 34,500.08</b>	
Checking		\$ 1,407.20
Water Savings		10,798.51
Water Debt		22,294.37
 SEWER FUND:	<b>\$ 6,228.49</b>	
Checking		\$ 1,441.35
Sewer Savings		4,787.14
 TRUST & AGENCY:	<b>\$ 0.00</b>	

Trustee Rupp moved to accept the Treasurer's Report as presented.  
Trustee Griffin seconded the motion. Carried.

ABSTRACTS OF  
AUDITED  
VOUCHERS #5

Copies of the Abstracts of Audited Vouchers #5 were given to the Board.  
Bills present for payment authorization included:

GENERAL FUND:	\$ 8,659.61
SOLID WASTE:	\$ 343.89
WATER FUND:	\$ 1,762.63
SEWER FUND:	\$ 1,034.08

Clerk/Treasurer Stockman noted that there are 2 bills pending in the water fund. They are for water samples taken in August and September. She has vouchers from Catt. Co. Health Dept. and is waiting for the test sheets. Each bill is \$30.00 for a total of \$60.00. Trustee Strickland moved to authorize the Treasurer to pay the bills presented on the Abstracts of Audited Vouchers #5, including the 2 bills to the Health Department from the water fund. Trustee Griffin seconded the motion. Carried.

PUBLIC WORKS:

Plow for 1-Ton Truck – has had some repairs.

Trees – finished trimming the trees out of Ewing Alley. The Village tree work was completed.

Street Sweeper – will wait until after the first frost to start leaf pickup.

Auctions International – all items have been listed and the auction has 15 days left. Bids on the roller are at \$150.00. SPW Smuda wanted to get at least \$300- \$350 for it. The Board could wait until spring and try to auction it again. It is currently located at the old DPW building, which the Village no longer owns. The DPW would have to move it to the new DPW building for the winter. The Board decided to let it go for whatever price it brings.

Tractor – the windshield has been replaced.

Grasshopper – will be doing some work on the mower deck.

CLERK'S  
REPORT:

Correspondence:

Received information from the NYS Board on Electric Generation Siting and the Environment for the Cassadaga Wind Project.

Received information from NYS Department of Public Service on a series of Public Hearings seeking consumer input on the Public Service Commission's Reforming the Energy Vision. This program has 6 objectives:

- \*enhance customer knowledge and tools to enable customers to manage their energy bills and provide more choice in how they use energy;
- \*animate the market and leverage ratepayer contributions;
- \*promote system-wide efficiency;
- \*increase fuel and resource diversity;
- \*enhance system reliability and resiliency; and
- \*reduce carbon emissions.

Received a notice from the NYS Public Service Commission offering the opportunity to sign up to receive PSC information electronically.

ID Badges – we can get them through the Cattaraugus County Emergency Services Department at a very reasonable price.

Furnace Maintenance – Frank Kelley has offered to check the building's furnace and will charge \$140.00. He also needs to finish up the climate control unit project. The Board approved the furnace maintenance.

Sympathy Card – sent a sympathy card to Carol Howard (mother).

Justice Court Reports – Board has copies of the September and October reports.

HALLOWEEN  
HOURS:

People have been asking when the Village intends to observe Halloween. The Board set Trick or Treat hours as 5-7 P.M. on Saturday, October 31<sup>st</sup>. The Clerk will submit news briefs to the Post Journal and Dunkirk Observer and will ask Carl Kerr to post the hours on the Village's sign in the park.

COLLECTOR'S  
REPORT OF  
UNPAID TAXES:

The Clerk gave the Board the Collector's Report of Unpaid Taxes. Each Board member is to sign the form to be returned to the County Treasurer's Office by November 10<sup>th</sup>. The Clerk will provide the Board with a completed copy.

JUSTICE  
COURT  
AUDIT:

The following Resolution was brought before the Board of Trustees of the Village of South Dayton:

WHEREAS, Section 2019-a of the Uniform Justice Court Act requires that town and village justices annually provide their court records and dockets to their respective town and village auditing boards, and that such records then be examined or audited and that fact be entered into the minutes of the board's proceedings, and

WHEREAS, Mayor Scott Kerr appointed Ruth Bennett to act as Village Auditor, now therefore

BE IT RESOLVED that Ruth Bennett has examined the South Dayton Village Justice Court records for the period June 1, 2014 to May 31, 2015 and has completed the annual Review of Justice Court Records as outlined in the Justice Court Handbook and a copy of the auditor's findings are enclosed with this Resolution.

Trustee Rupp moved to adopt this Resolution. Trustee Strickland seconded the motion. Carried. This Resolution was adopted and entered into the minutes of the Village of South Dayton on October 14, 2015.

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Paula J. Stockman  
Clerk of the Board

TRUSTEE  
REPORTS:

Trustee Rupp

NOCO – locked in the propane price per gallon at \$1.19.9 and Mayor Kerr has signed a contract. NOCO will execute the contract and return a copy to the Village.

Asked about locking in prices for gasoline and diesel fuel. To do that, we would need to prepay and we don't have storage capacity for that.

Trustee Strickland

NYRWA Funding – downloaded an application for funding. Trustee Strickland said it was a short application.

Farmer's Market – October 17<sup>th</sup> will be the last one of the season.

Verizon Tower – asked the status of the tower in the Village. It appears that Verizon came into the Village unannounced and looked at the property. They think the property is in wetlands. SPW Steve Smuda let them know that there are other locations in the Village, but Verizon has not called him back.

MAYOR'S REPORT: All items on his list have already been discussed.

NEXT MEETING: The South Dayton Fire District requires that there be a joint meeting of the Towns of Dayton and Villenova and the Village of South Dayton for the purpose of appointing members to the District's Board of Fire Commissioners. This meeting must be held in November. The Joint meeting will be held on Wednesday, November 11, 2015 in the South Dayton Village Office. The meeting will be at 6:45 P.M.

The next regular meeting will be Wednesday, November 11, 2015 at 7:00 P.M. in the Village Office.

ADJOURN: Trustee Strickland moved to adjourn this meeting. Trustee Rupp seconded the motion. Carried. The meeting adjourned at 9:28 P.M.

Respectfully submitted,

Paula J. Stockman  
Clerk of the Board