

REGULAR MEETING  
WEDNESDAY, OCTOBER 11, 2017  
7:00 P.M.

- PRESENT: Mayor Kerr, Trustees Strickland, Ellis and Frederickson (arr. 7:15), Clerk Stockman, Code Enforcement Officer Gary Brecker and Town Clerk Ruth Bennett (arr. 8:15).
- CALL TO ORDER: Mayor Kerr called the meeting to order at 7:00 P.M. and led in reciting the Pledge of Allegiance.
- PUBLIC WORKS: Sterling Truck – additional repairs were authorized to be made. Once the repairs are done, the truck will be inspected.
- F-250 and 1-Ton Trucks – have been inspected.
- Sander – is in good shape.
- Water Shut-offs – only 1 service was terminated for non-payment. The Village received payment in full plus the reconnect fee and service was restored the next day.
- Bulk trash – last one for this year was September 25<sup>th</sup> & 26<sup>th</sup>.
- CDL - Asst. SPW Tim Wilkey has expressed an interest in getting a CDL (Commercial Driver’s License).
- Leaf Pick-Up - has just started.

MINUTES: Copies of the minutes were given to the Board. No additions or corrections were brought forward, so the minutes stand approved as presented.

TREASURER’S REPORT: Copies of the Treasurer’s Report were given to the Board. Fund balances were as of 9/29/17 and included:

GENERAL FUND:	<b>\$ 221,028.27</b>	
Checking		\$ 102,342.45
Music in the Park Checking		844.19
Savings		84,323.33
Equipment Savings		31,888.30
CD – Unclaimed Bail		500.00
CD – Tax Reserve		1,000.00
Village Clerk Petty Cash		80.00
Court Clerk Petty Cash		50.00
SOLID WASTE:	<b>\$ 7,356.62</b>	
Checking		\$ 7,336.62
Petty Cash		20.00
WATER FUND:	<b>\$ 36,892.79</b>	
Checking		\$ 2,261.19
Water Savings		9,816.07
Water Debt		24,815.53
SEWER FUND:	<b>\$ 13,348.59</b>	
Checking		\$ 3,106.64
Sewer Savings		10,241.95

TREASURER'S TRUST & AGENCY \$ 0.00  
REPORT CONT'D:

Trustee Ellis moved to accept the Treasurer's Report as presented. Trustee Strickland 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:	\$ 2,560.00
SOLID WASTE:	\$ 432.17
WATER FUND:	\$ 2,210.43
SEWER FUND:	\$ 1,167.86

Trustee Ellis moved to authorize the Treasurer to pay the bills presented on the Abstracts of Audited Vouchers #5. Trustee Frederickson seconded the motion. Carried.

RESOLUTIONS  
REGARDING  
OUTSTANDING  
DEBT:

The first Resolution to come before the Board is to allow an extra principal payment on the DPW building.

**Resolution Authorizing Additional Principal Payment to the Statutory Installment Bond Issued for the Purchase of the DPW Building**

WHEREAS, on September 5, 2013 the Board of Trustees of the Village of South Dayton authorized the issuance of a 10-year Statutory Installment Bond in the amount of \$100,000.00 to purchase 547 Pine Street in the Village of South Dayton, and

WHEREAS, the annual principal payment is \$10,000.00, and

WHEREAS, the Village of South Dayton has received unexpected revenue in the amount of \$69,890.00 from the sale of Village-owned property located at 529 Pine Street, and

WHEREAS, the Board of Trustees of the Village of South Dayton wishes to use some of the revenue to pay down current debt, now therefore,

BE IT RESOLVED by the Board of Trustees of the Village of South Dayton that the Treasurer is hereby authorized to make an additional annual principal payment to the above described Statutory Installment Bond in the amount of ten thousand dollars (\$10,000.00).

Trustee Ellis moved to adopt this resolution. Trustee Frederickson seconded the motion. Carried. This Resolution was adopted by the Board of Trustees of the Village of South Dayton on October 11, 2017.

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Paula J. Stockman  
Clerk of the Board

RESOLUTIONS  
CONT'D:

The second Resolution authorizes an extra principal payment on the Backhoe.

**Resolution Authorizing Additional Principal Payment to the Statutory Installment Bond Issued for the Purchase of a 2016 Backhoe/Loader**

WHEREAS, on July 15, 2016 the Board of Trustees of the Village of South Dayton authorized the issuance of a 10-year Statutory Installment Bond in the amount of \$91,664.37 for the purchase of a Backhoe/Loader, and

WHEREAS, the annual principal payment is \$9,166.44, and

WHEREAS, the Village of South Dayton has received unexpected revenue in the amount of \$69,890.00 from the sale of property located at 529 Pine Street, and

WHEREAS, the Board of Trustees of the Village of South Dayton wishes to use some of the revenue to pay down current debt, now therefore,

BE IT RESOLVED by the Board of Trustees of the Village of South Dayton that the Treasurer is hereby authorized to make an additional annual principal payment to the above described Statutory Installment Bond in the amount of ten thousand dollars (\$10,000.00).

Trustee Frederickson moved to adopt this Resolution. Trustee Strickland seconded the motion. Carried.

This Resolution was adopted by the Board of Trustees of the Village of South Dayton on October 11, 2017.

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Paula J. Stockman  
Clerk of the Board

The last Resolution authorizes payment in full of the loan from National Rural Water Association for the well #5 rehab project.

**Resolution Authorizing Payment in full to the National Rural Water Association's Revolving Loan Fund**

WHEREAS, on September 6, 2016 the National Rural Water Association issued a loan in the amount of \$11,415.00 to the Village of South Dayton, the loan being used for a rehabilitation project of Well #5, and

WHEREAS, the amortization schedule called for one hundred twenty (120) monthly payments of \$110.22 each, the first of which was due November 1, 2016, and

WHEREAS the Village of South Dayton has received unexpected revenue in the amount of \$69,890.00 from the sale of the Village-owned property located at 529 Pine Street, and

WHEREAS, the Village of South Dayton wishes to use some of the revenue to pay down current debt, and

WHEREAS, NRWA has advised that the total outstanding balance for this loan is \$10,505.17 (\$10,478.19 principal and \$26.26 interest) and,

RESOLUTIONS  
CONT'D:

WHEREAS, the Board of Trustees must authorize the transfer of \$10,505.17 from the General Fund to the Water Fund in order to make the final payment to NRWA, now, therefore

BE IT RESOLVED by the Board of Trustees of the Village of South Dayton that the Treasurer is hereby authorized to make an Interfund transfer in the amount of ten thousand, five hundred five and 17/100 dollars (\$10, 505.17) from the General Fund to the Water Fund and is further authorized to issue a check to NRWA in the amount of \$10,505.17 as final payment of the Revolving Loan issued on September 6, 2016.

Trustee Strickland moved to adopt this Resolution. Trustee Frederickson seconded the motion. Carried.

This Resolution was adopted by the Board of Trustee of the Village of South Dayton on October 11, 2017.

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Paula J. Stockman  
Clerk of the Board

ADDITIONS TO  
ABSTRACTS #5:

With the adoption of the above Resolutions, the Board needs to approve additions to the Abstracts of Audited Voucher #5 as follows:

General Fund: add \$10,000.00 for the extra payment on the DPW building and \$10,000.00 for the extra payment on the new backhoe/loader. Also add \$10,505.17 for the transfer to the Water Fund to pay off the NRWA loan and add \$10,505.17 to the Water Fund Abstract to make the payment to NRWA.

Other additions included \$8,000.00 from the General Fund for the drainage work done on the playground by Jim Pagett Bulldozing and \$1,815.00 to Cattaraugus County Tourism for an advertisement in the Enchanted Mountains magazine.

Clerk Stockman asked for Board approval to pay the Chautauqua County DPF monthly invoice when it comes. This is the bill for our tipping fees at the transfer station.

Trustee Ellis moved to authorize the Treasurer to add these invoices to the General, Solid Waste and Water Abstracts and to make the payments accordingly.

Trustee Frederickson seconded the motion. Carried.

CODE REPORT:

Code Enforcement Officer Gary Brecker gave an update on the status of several properties on Mill Street. Most of the cases have had appearances in Village Court.

Dollar General – did some inspections there yesterday. Construction is coming along. The target date for opening the store is December 3, 2017.

CLERK'S  
REPORT:

Lena and Paul Ruper will be attending a seminar on the changes in reporting to the NYS Retirement System. The seminar is in Buffalo and Paul will submit a voucher for mileage reimbursement.

Sent sympathy cards to Ab & Marily Butcher (son), Wanda Zollinger (husband), Jerry Henderson (father) and Pat Volk (husband).

Gave the Board copies of the monthly Justice Court report.

CLERK CONT'D: Reminded the Board that the Village Office will be closed on Monday, October 16<sup>th</sup>. The Clerk has a mandatory training in Albany.

The Village of Cattaraugus will be hosting an information session on Village Dissolution. The speaker will be Wade Beltramo from NYCOM. Target date for this event is late November. Village of South Dayton residents are invited. Details will be available as soon as they are finalized.

JUSTICE COURT  
AUDIT: The following Resolution was brought before the Board of Trustees:

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 himself and Karen Strickland to act as Village Auditors, now therefore

BE IT RESOLVED by the Board of Trustees of the Village of South Dayton that Mayor Scott Kerr has examined the South Dayton Village Justice Court records for Justice Arnold Andolsek for the period June 1, 2016 to April 30, 2017 and that Karen Strickland has examined the South Dayton Village Justice Court records for Justice Stephen S. Smuda for the period June 1, 2016 to May 31, 2017 and both have completed the annual Review of Justice Court Records as outlined in the Justice Court Handbook and copies of the auditors' finding are enclosed with this Resolution.

Trustee Ellis moved to adopt this Resolution. Trustee Frederickson seconded the motion. Carried. This Resolution was adopted by the Board of Trustees of the Village of South Dayton on October 11, 2017.

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Paula J. Stockman  
Clerk of the Board

TRUSTEE  
REPORTS:

Trustee Strickland

Comprehensive Plan – talked about the need for updating the plan.

Railroad Study – an announcement will be made in Jamestown that funding has been secured to do a feasibility and implementation study to bring back excursion train travel to the city of Jamestown.

Christmas Activity – wants to have some kind of Community Event during the Holiday Season. Trustee Frederickson still wants to try to do something this Fall.

Flowers around the Village Square – mums were donated by Hager's in Gowanda.

TRUSTEES  
CONT'D:

Trustee Ellis

Guard rail between the playground and the Firemen's property –

Noted that this guard rail is in the way when Mercy Flight needs to land there for a transport. There was discussion about who installed the rail and who actually owns it.

The Board also agreed that it's ok if the Fire Department wants to remove a portion of the rail. Trustee Ellis will relay this message back to the Fire Department.

HALLOWEEN: The Board set Trick or Treat hours as 5:00 – 7:00 P.M. on Tuesday, October 31, 2017. Trustee Strickland will make up a flyer to post around the Village.

NEXT MEETING: Should begin with a joint meeting of the Towns of Dayton and Villenova with the Village of South Dayton and the South Dayton Fire District to appoint Fire Commissioner(s). This normally occurs in November. Linda Miller, Secretary for the South Dayton Fire District, is in charge of advertising the meeting.

The next regular meeting will be Wednesday, November 8, 2017 at 7:00 P.M.in the Village Office.

ADJOURNMENT: Trustee Ellis moved to adjourn this meeting. Trustee Frederickson seconded the motion. Carried. The meeting adjourned at 8:35 P.M.

Respectfully submitted,

Paula J. Stockman  
Clerk of the Board