

FEBRUARY 9, 2015

The twenty-first regular meeting of the Board of Trustees of the Village of Lakewood, NY, was held Monday, February 9, 2015 at 6:30 PM, with Mayor David T. Wordelmann presiding. Trustees present were David J. Di Salvo, Susan F. Drago, and John Jablonski. Also present were Village Clerk Joseph M. Johnson, Police Chief John R. Bentley, Village Attorney Edward P. Wright and Department of Public Works Supervisor Thomas R. Pilling. Absent were Trustee Gale A. Denn, Village Treasurer Andrea J. Windoft, Fire Chief Kurt W. Hallberg and Building Inspector Jeffrey A. Swanson.

#### APPROVAL OF MINUTES

Motion by Trustee Jablonski, seconded by Trustee Drago, to approve the minutes of the last regular meeting of the Board of Trustees, held January 26, 2015.

Adopted: 3 ayes, no nays (Di Salvo, Drago, Jablonski)

#### AUDIT OF CLAIMS

Motion by Trustee Drago, seconded by Trustee Di Salvo, that the claims as audited by the Auditing Committee of the abstracts dated February 9, 2015 be approved and that the Clerk shall execute said abstracts (#10, #38 & #39) and direct payment by the Treasurer. Capital Fund: \$ 2,600.23, (Checks #11421 thru #11424), Trust & Agency Fund: \$ 53,609.96, (Checks #3256 thru #3267), General Fund:

\$ 33,184.91, (Checks #11425 thru #11461)

Adopted: 3 ayes, no nays (Di Salvo, Drago, Jablonski)

#### REPORTS

Department of Public Works Supervisor Thomas R. Pilling reported that in addition to snow removal, the D.P.W. crew has been painting the recently installed mezzanine in the new storage building. Mr. Pilling indicated with the Village of Lakewood adopting a "Complete Streets Program" he would like to seek cost estimates to install sidewalks and curbing along the west side of Mall Blvd., from East Fairmount Ave. south to the village/town line. Mr. Pilling said the project could be done in stages over time.

Police Chief John R. Bentley reported that the Lakewood-Busti Police Department has responded to one thousand eighty-seven reportable incidents year-to-date. He also reported the two newly appointed part-time officers are undergoing field training.

Trustee Di Salvo asked Chief Bentley if he had an approximate cost of the two (2) marked police patrol cars that the Village of Lakewood has requested bids for.

Chief Bentley said he estimates the cost of the police patrol cars that the Village of Lakewood will receive bids on Friday to be in the neighborhood of \$ 25,000.00 per car.

Mayor Wordelmann said with all the talk about upgrading radio systems, asked Chief Bentley if radios used by the Lakewood-Busti Police Department are

compatible with the county wide system in place.

Chief Bentley indicated the Lakewood-Busti Police Department is Federal Communication Commission and Phase II radio compliant. He added the L-B P D is presently in good shape radio wise.

FEBRUARY 9, 2015 (CONTINUED)

#### COMMITTEE REPORTS

Trustee Jablonski indicated that as a member of the Parks & Recreation Committee, he would suggest that the task that he was given to form a committee to look into how to best utilize Richard O. Hartley Park & Beach be rolled into the upcoming comprehensive plan process when the eventual discussion on the Village of Lakewood parks system takes place.

Mayor Wordelmann said long before use of Richard O. Hartley Park & Beach can be studied within the comprehensive plan process a decision on whether or not to keep the public bathing beach open this year will need to be made. Also, the question of whether or not to permit the Chautauqua Lake Community Sailing Foundation to use the park as their lake access point will need an answer. Mayor Wordelmann said he believes use of the lakefront for swimming and sailing can coexist.

#### COMPREHENSIVE PLAN STEERING COMMITTEE REPORT

Committee Chairman Ted McCague appeared before Mayor Wordelmann and the Board of Trustees noting that each has received a copy of the Recommendation Report as prepared by the Comprehensive Plan Steering Committee, which includes a concise one page summary of the committee's recommendation.

To give those in attendance a little background on the process Mr. McCague indicated that on November 17, 2014 the committee advertised for Request for Proposals (RFP's) regarding the development of a comprehensive plan for the Village of Lakewood, to be received on or before December 31, 2014. Mr. McCague said the Village of Lakewood received proposals from the Peter J. Smith & Company, Inc., Buffalo, N.Y. and Pashek Associates, Pittsburgh, PA, who partnered with Small Town Planning Services, Westfield, N.Y. The committee did their due diligence in reviewing each proposal, both of which were outstanding, and proceeded to schedule interviews the afternoon of February 4, 2015. Mr. McCague said the review process included grading each proposal on a set of criteria, conducting reference checks, reviewing their work product and to interview each candidate and their staff. During the interviews Mr. McCague said each candidate made a brief presentation and then were asked a series of prepared questions. Mr. McCague said either candidate would do an excellent job. The morning of February 5<sup>th</sup> members of the steering committee convened and graded each candidate's interview. The committee subsequently arrived at a recommendation and have presented it to Mayor Wordelmann and the Board of Trustees. Mr. McCague said in accordance with the timetable noted in the Request for Proposal, the Board of Trustees has until February 27, 2015 to make a decision.

Mr. McCague then wished to read a comment noted on page six of the Recommendation Report. "Many of the reference checks mentioned the comprehensive plans or strategic plans enabled them to procure funding for projects or steered them to potential funding. Three (3) directly tied their plan to the funding already received for projects." Mr. McCague added it is not that one gets funding because one has a comprehensive plan in place, but rather it is because one has a comprehensive plan that one can compete for funding.

Mr. McCague then took a minute to introduce the other members of the committee including co-chairman Craig Seger, Kaie Smith, Village Clerk Joseph M. Johnson and Trustee David J. Di Salvo. Mr. McCague and thanked each member of the committee for their work.

Mayor Wordelmann thanked Mr. McCague and members of the committee for taking this project on. Mayor Wordelmann said although he hasn't been a huge proponent for the Village of Lakewood to develop a new comprehensive plan, the whole process to consider doing so has convinced him it is the route to go.

FEBRUARY 9, 2015 (CONTINUED)

Ms. Cara Birrittieri, 15 Sunset Ave., expressed her thanks to members of the comprehensive plan steering committee for their time and was thrilled that volunteers stepped forward to initiate the process to develop a new comprehensive plan for the Village of Lakewood. Ms. Birrittieri said she also wanted to offer her support of the plan and moving forward with it. Ms. Birrittieri added she is thrilled Mayor Wordelmann is happy so far with the process to develop a solid plan for the future.

Mr. Richard Rose, 42 Gifford Ave., asked Mr. McCague what separated the two candidates during the interview process.

Mr. McCague said although both candidates gave nice presentations, the recommended candidate provided a number of examples of their work product and skillfully answered the prepared questions in a way so as to sell themselves as a company and the services they provide. Mr. McCague added the staff of the recommended candidate had more planning related credentials which meant a lot.

Committee co-chairman Craig Seger said it was interesting the committee's decision on the favored candidate was unanimous which was reassuring.

Mayor Wordelmann said he too concurs with the committee's decision.

Mr. David G. Bargar, 11 Sunset Ave., indicated the process to develop a comprehensive plan is a great first step for a couple of reasons. It will engage the residents of the Village of Lakewood and allow those interested to get on board. Secondly, while local governments are generally reactive, the comprehensive plan process provides a proactive component that will draw people into the mix. Because Lakewood isn't a sleepy little village any more, important decisions about its future can be made and adjusted based on a well thought out comprehensive plan. Mr. Bargar said kudos to the committee for getting the comprehensive plan process started and is hopeful it will be a very successful go forward type of plan. Mr. Bargar also thanked Mayor

Wordelmann for his change of heart with respect to comprehensive plans in general.

Mayor Wordelmann said because he has a couple legal questions relative to the comprehensive plan process, he would rather delay action on this matter until the next regular meeting in two weeks.

Mr. James Loomis, 110 Waldemere Way, thanked the comprehensive plan steering committee for their time and said he supports all the work they did. He then asked Mayor Wordelmann if the comprehensive plan process presents any budget issues.

Mayor Wordelmann indicated to Mr. Loomis that money is always a question with everything. The price tag for a comprehensive plan is just under \$ 50,000.00 and the Village of Lakewood is looking at different ways to finance it. He said it would be helpful if the total cost could be spaced over two fiscal years. Mayor Wordelmann pointed out because of Governor Cuomo's 2% Tax Cap, the Village of Lakewood can only raise taxes by twenty seven thousand dollars. Mayor Wordelmann said the cost of the comprehensive will be difficult to fit in, but believes the money will be there. He added the Village of Lakewood will be applying for a \$ 20,000.00 Technical Assistance Grant through the Chautauqua Home Rehabilitation & Improvement Corporation (CHRIC), \$ 5,000.00 of which will go to CHRIC for administration costs.

RESOLUTION #98-2014-2015 - AUTHORIZE BUDGET TRANSFER

Motion by Trustee Drago, seconded by Trustee Di Salvo, authorizing Village Treasurer Andrea J. Windoft to transfer \$ 1,350.00 from Account #A-5110.40 (Streets Maintenance) into Account A-5110.46 (Tree Services), due to an overage.

Adopted: 3 ayes, no nays (Di Salvo, Drago, Jablonski)

FEBRUARY 9, 2015 (CONTINUED)

RESOLUTION #99-2014-2015 - AUTHORIZE BUDGET TRANSFER

Motion by Trustee Drago, seconded by Trustee Di Salvo, authorizing Village Treasurer Andrea J. Windoft to transfer \$ 500.00 from Trust & Agency Account #T-1093.55 (Scholarship Fund) into Account #A-7510.40 (Historian Contractual) in order to award the history scholarship to Southwestern Central School student Josh Ulinger.

Adopted: 3 ayes, no nays (Di Salvo, Drago, Jablonski)

RESOLUTION #100-2014-2015 - SET TIME AND DATE FOR PUBLIC HEARING

Motion by Trustee Drago, seconded by Trustee Di Salvo, per the recommendation of Mayor Wordelmann to set 6:45 PM, Monday, February 23, 2015, as the time and date for the Board of Trustees to conduct a public hearing on Local Law #1-2015, regarding proposed amendments to the local zoning law as follows:

Section #25-41, [Drive-In Establishments], Section #25-54, [Mobile Food Truck] and Section #25-65, [Sediment Control].

Adopted: 3 ayes, no nays (Di Salvo, Drago, Jablonski)

RESOLUTION #101-2014-2015 - SET TIME AND DATE FOR PUBLIC HEARING

Motion by Trustee Di Salvo, seconded by Trustee Drago, per the recommendation of Mayor Wordelmann to set 6:45 PM, Monday, March 9, 2015, as the time and date for the Board of Trustees to conduct a public hearing on a Special Use Permit (Home Occupation-Massage Therapy Services) application as submitted by Ms. Kimberly Vallone, 20 Stoneman Ave.

Adopted: 3 ayes, no nays (Di Salvo, Drago, Jablonski)

RESOLUTION #102-2014-2015 - SET COMMENCEMENT OF OFFICIAL YEAR

Motion by Trustee Di Salvo, seconded by Trustee Drago, per the recommendation of Mayor Wordelmann, to change the day on which the Village of Lakewood's "official year" will commence following Village General Elections conducted in November, from 12:00 noon on the first Monday in December to 12:00 noon, January 1<sup>st</sup>.

Adopted: 3 ayes, no nays (Di Salvo, Drago, Jablonski)

Motion by Trustee Jablonski, seconded by Trustee Di Salvo, and unanimously carried the Board adjourned at 7:18 PM.

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Joseph M. Johnson  
Village Clerk