

APRIL 2, 2012

The twenty-fifth and final regular meeting of the Board of Trustees of the Village of Lakewood, NY, was held Monday, April 2, 2012 at 6:30 PM, with Mayor David T. Wordelmann presiding. Trustees present were Gale A. Denn, Susan F. Drago, John Jablonski III and Joseph M. Troche. Also present were Village Clerk Joseph M. Johnson, Village Treasurer Andrea J. Windoft, Village Attorney Edward P. Wright, and Fire Chief Kurt W. Hallberg. Absent were Police Chief John R. Bentley, Department of Public Works Superintendent Thomas R. Pilling and Building Inspector Charles L. Smith.

APPROVAL OF MINUTES

Motion by Trustee Troche, seconded by Trustee Drago, to approve the minutes of the last regular meeting of the Board of Trustees, held March 26, 2012.

Adopted: 4 ayes, no nays (Denn, Drago, Jablonski, Troche)

OATH OF OFFICE

At this time, Mayor David T. Wordelmann asked the Village Clerk to kindly administer the oath of office to newly elected Trustee John Jablonski III.

REPORTS

Mayor David T. Wordelmann wished to take a moment to thank outgoing Trustee Susan B. Lane for her service to the community the past couple of months. Mayor Wordelmann said Ms. Lane should be commended for stepping-up and putting herself out there. Mayor Wordelmann thanked Ms. Lane for the effort she put forth during her campaign for Village Trustee.

Fire Chief Kurt W. Hallberg reported the Lakewood Volunteer Fire Department has responded to two hundred eight alarms year-to-date. Chief Hallberg also reported that the Lakewood Volunteer Fire Department responded to a motor vehicle accident yesterday, where a car became airborne and crashed into a stand of trees near the Lakewood Cinema 8. The driver, who was not injured, was apparently texting at the time of the accident. Chief Hallberg noted this mishap proves that texting and driving don't mix.

ADJOURN LAST REGULAR MEETING

Motion by Trustee Denn, seconded by Trustee Troche, to adjourn the Board of Trustees' last regular meeting of the official year.

Adopted: 4 ayes, no nays (Denn, Drago, Jablonski, Troche)

APRIL 2, 2012 (CONTINUED)

MAYOR'S APPOINTMENTS

Motion by Trustee Denn, seconded by Trustee Drago, WHEREAS Mayor David T. Wordelmann has submitted the following names for committee and staff appointments:

Deputy Mayor	Joseph M. Troche	
Highway Committee:	Joseph M. Troche *	Gale A. Denn
Building Committee:	Joseph M. Troche *	Gale A. Denn
Public Safety Committee:	Gale A. Denn *	Joseph M. Troche
Finance Committee:	Susan F. Drago *	John Jablonski III
Auditing Committee:	Susan F. Drago *	John Jablonski III
Parks & Rec. Committee:	John Jablonski III *	Susan F. Drago
Personnel Committee:	Joseph M. Troche *	Susan F. Drago

ONE YEAR TERM TO EXPIRE APRIL 2013

Village Attorney:	Edward P. "Tad" Wright	119 Sunset Ave.
D.P.W. Supervisor:	Thomas R. Pilling	29 Harlem Ave.
Building Inspector:	Charles L. Smith	29 Wellman Ave. W.E.
Village Historian:	Anthony G. Barone	103 Erie Street

TWO YEAR TERM TO EXPIRE APRIL 2014

Village Clerk:	Joseph M. Johnson	4356 W. Summit St. Ext.
Village Treasurer:	Andrea J. Windoft	226 Woodcrest Ave.

VILLAGE PLANNING BOARD

Jon T. Pearson **	4 East Terrace Ave.	763-9037
Herbert Hern	36 Waldemere Way	763-5495
Sally T. Bootey	15 East Terrace Ave.	763-4605
Thomas Moore	75 Fairwood Dr.	763-5399
Marion Gibbon	92 West Summit St.	763-6783

VILLAGE ZONING BOARD OF APPEALS

William F. Chandler **	207 West Summit St.	763-0196
Willard L. Anderson	8 Crescent Ave.	763-9332
Myra V. Blasius	19 Owana Way	763-3744
Louis S. Drago, Jr.	9 Brook St.	763-2234
Duane F. Anderson	115 West Terrace Ave.	763-1455

* Denotes Committee Chairman

** Denotes Review Board Chairman

APRIL 2, 2012 (CONTINUED)

THEREFORE BE IT RESOLVED that the Village Board of Trustees does hereby confirm Mayor David T. Wordelmann's appointments.

Adopted: 4 ayes, no nays (Denn, Drago, Jablonski, Troche)

ADJOURN ANNUAL ORGANIZATIONAL MEETING

Motion by Trustee Denn, seconded by Trustee Drago, to adjourn the Village of Lakewood's Annual Organizational Meeting.

Adopted: 4 ayes, no nays (Denn, Drago, Jablonski, Troche)

FIRST REGULAR MEETING OF THE VILLAGE BOARD OF TRUSTEES

Mayor David T. Wordelmann called the first regular meeting of the Village of Lakewood Board of Trustees to order at 6:39 PM.

RESOLUTION #1-2012-2013 – OFFICIAL BANKS

Motion by Trustee Troche, seconded by Trustee Drago, per the recommendation of Village Treasurer Andrea J. Windoft, that M & T Bank, Key Bank of W.N.Y., Community Bank, Five Star Bank and HSBC, be hereby designated as the official depositories for all funds of the Village of Lakewood during the ensuing year and that two (2) signatures be required on all checks drawn at said banks, consisting of either Mayor David T. Wordelmann or Deputy Mayor Joseph M. Troche and either Treasurer Andrea J. Windoft or Deputy Treasurer Joseph M. Johnson.

Adopted: 4 ayes, no nays (Denn, Drago, Jablonski, Troche)

RESOLUTION #2-2012-2013 – OFFICIAL NEWSPAPER

Motion by Trustee Denn, seconded by Trustee Troche, that The Post-Journal, Jamestown, New York be designated as the official newspaper of the Village of Lakewood.

Adopted: 4 ayes, no nays (Denn, Drago, Jablonski, Troche)

RESOLUTION #3-2012-2013 – SET MILEAGE ALLOWANCE

Motion by Trustee Denn, seconded by Trustee Troche, WHEREAS the Board of Trustees of the Village of Lakewood has determined to pay a fixed rate for mileage as reimbursement to officers and employees of the Village of Lakewood who use their personal vehicles while performing their official duties on behalf of the Village of Lakewood, NOW THEREFORE BE IT RESOLVED that the Board of Trustees approve reimbursement to such officers and employees at the accepted federal rate of \$.555/mile. This resolution shall take effect immediately.

Adopted: 4 ayes, no nays (Denn, Drago, Jablonski, Troche)

APRIL 2, 2012 (CONTINUED)

RESOLUTION #4-2012-2013 – SET REGULAR BOARD MEETING SCHEDULE

Motion by Trustee Troche, seconded by Trustee Drago, that the regular meetings of the Village of Lakewood Board of Trustees shall be conducted on the second and fourth Mondays of each month in the Board Room of the Anthony C. Caprino Municipal Building, 20 West Summit Street, Lakewood, N.Y. at 6:30 PM, which is preceded by a 6:00 PM work session. If it is deemed necessary to change the day and/or the time of a regularly scheduled meeting of the Village of Lakewood Board of Trustees, the Mayor, the Board of Trustees, the respective department heads and the media shall be advised of the changes in writing when practicable.

Adopted: 4 ayes, no nays (Denn, Drago, Jablonski, Troche)

RESOLUTION #5-2012-2013 – AUTHORIZE ADVANCE APPROVAL OF CLAIMS

Motion by Trustee Troche, seconded by Trustee Drago, authorizing payment in advance of auditing the claims for certain recurring expenses such as utility services, postage, freight and express charges.

Adopted: 4 ayes, no nays (Denn, Drago, Jablonski, Troche)

RESOLUTION #6-2012-2013 – SET ANNUAL BRUSH PICK-UP

Motion by Trustee Denn, seconded by Trustee Troche, per the recommendation of Department of Public Works Supervisor Thomas R. Pilling, to set Monday, April 30, 2012 as the date the Department of Public Works will commence its annual brush pick-up.

Adopted: 4 ayes, no nays (Denn, Drago, Jablonski, Troche)

RESOLUTION #7-2012-2013 – APPROVE DOCK PERMIT APPLICATION

Motion by Trustee Troche, seconded by Trustee Drago, to approve the dock permit application as submitted by William F. Chandler, 207 West Summit Street, regarding plans to erect a dock off the Division Street right-of-way.

Adopted: 4 ayes, no nays (Denn, Drago, Jablonski, Troche)

RECESS

Motion by Trustee Troche, seconded by Trustee Denn, to recess the regular meeting so as to conduct a previously scheduled public hearing.

Adopted: 4 ayes, no nays (Denn, Drago, Jablonski, Troche)

PUBLIC HEARING: 6:45 PM
2012-2013 TENTATIVE BUDGET
VILLAGE OF LAKEWOOD

Mayor Wordelmann opened the public hearing at 6:45 PM and asked the Clerk to read the public hearing notice as it appeared in the Village of Lakewood's official newspaper. Mayor Wordelmann then asked if anyone had any specific questions concerning the 2012-2013 tentative budget.

APRIL 2, 2012 (CONTINUED)

Trustee Gale A. Denn asked Mayor Wordelmann if the Village of Lakewood receives a lower bid for the collection and disposal of household garbage and recyclables, will those savings go towards the reduction of the tax rate.

Mayor Wordelmann said by requesting new bids, that is what he is hoping for. He said he has budgeted the entire \$ 165,000.00, which was the initial low bid price as submitted by Penhollow Disposal Service, Sinclairville, N.Y. Mayor Wordelmann indicated the bid specifications have been amended and include various options by which the collection and disposal of household garbage and recyclables is conducted. Those bid options include consolidating the four routes into two, single stream recycling and/or establishing a recycling center near the D.P.W. garage.

Mayor Wordelmann noted if the bids, which are to be submitted on April 19th, are lower than \$165,000.00, those savings will be used to reduce the tax levy, which in turn will reduce the overall tax rate. Mayor Wordelmann said in essence, if the garbage contract cost had remained the same, he and the Board of Trustees would not have had to raise taxes by \$.19/1,000 of assessed value.

Mr. Robert Gibbon, 92 West Summit Street, asked Mayor Wordelmann if the new businesses in the Lakewood Village Center, have had a positive impact with respect to maintaining or even lowering the tax rate.

Mayor Wordelmann indicated to Mr. Gibbon that the Village had agreed to a P.I.L.O.T. (payment in lieu of taxes) program between the Chautauqua County Industrial Agency and Widewaters Lakewood Village Center.

Mr. Gibbon said then the bottom line is that there hasn't been any tax related benefits with the influx of new businesses.

Mayor Wordelmann said quite to the contrary. The new businesses in the Lakewood Village Center have generated sales tax revenue which is shared by municipalities throughout the county. Mayor Wordelmann said activity at the Lakewood Village Center provides a ripple effect for other area businesses.

When people from out of town shop here they also tend to fill up their gas tanks here and eat in area restaurants. Mayor Wordelmann said the third quarter's sales tax revenue was up over \$ 19,000.00 when compared with the corresponding quarter last year. A study revealed that the Lakewood Village Center will generate an estimated \$ 500,000.00 in sales tax revenue annually.

Mr. Gibbon asked Mayor Wordelmann if there is any prospect of one day lowering taxes.

Mayor Wordelmann said the only way local property taxes can be lowered is by lowering spending and to lower spending, services would have to be cut.

Village Attorney Edward P. Wright asked everyone to consider the question is the Village of Lakewood better off having approved the P.I.L.O.T. program or to have a nearly vacant plaza on their hands.

Trustee Joseph M. Troche indicated to Mr. Gibbon that what ever his village taxes are funding, village taxes paid by area businesses are helping to fund also.

APRIL 2, 2012 (CONTINUED)

Trustee Denn said property taxes paid by businesses and the sales tax generated by those same businesses are two separate issues. If there are empty storefronts the landlord still pays the property tax however there are no sales tax revenue generated.

Mayor Wordelmann indicated it was difficult to draft a tentative budget within the 2% tax cap levy, in light of the fact that retirement system costs have increased by over ninety thousand dollars over the past two years. Mayor Wordelmann said the Village of Lakewood is in pretty good financial standing and by no means is it on the verge of bankruptcy.

Trustee Denn said Mayor Wordelmann has done an exceptional job in preparing the tentative budget and the services delivered by the Village of Lakewood are amazing.

Trustee Susan F. Drago said to keep the taxes as low as they are is commendable.

Trustee Joseph M. Troche said since he has been on the Board of Trustees we've tried to cut something from the budget.

With no one else to be heard Mayor Wordelmann closed the public hearing at 7:12 PM, and proceeded to reopen the regular meeting of the Board of Trustees.

RECESS

Motion by Trustee Troche, seconded by Trustee Denn, to recess the regular meeting of the Board of Trustees at 7:13 PM, so as to enter into executive session to discuss a personnel matter.

Adopted: 4 ayes, no nays (Denn, Drago, Jablonski, Troche)

EXECUTIVE SESSION

Present at the executive session were Mayor David T. Wordelmann, Trustee Gale A. Denn, Trustee Susan F. Drago, Trustee John Jablonski III, Trustee Joseph M. Troche and Village Attorney Edward P. Wright.

Motion by Trustee Denn, seconded by Trustee Drago, to adjourn the executive session and to reopen the regular meeting at 7:27 PM.

RESOLUTION #8-2012-2013 – DENY GRIEVANCE

Motion by Trustee Denn, seconded by Trustee Troche, to concur with action taken by Mayor David T. Wordelmann, and deny the grievance as submitted by an employee.

Adopted: 4 ayes, no nays (Denn, Drago, Jablonski, Troche)

Motion by Trustee Troche, seconded by Trustee Jablonski, and unanimously carried the Board adjourned at 7:30 PM.

Joseph M. Johnson
Village Clerk

