

JULY 25, 2011

The ninth regular meeting of the Board of Trustees of the Village of Lakewood, NY, was held Monday, July 25, 2011 at 6:30 PM, with Mayor David T. Wordelmann presiding. Trustees present were Susan F. Drago, Gale A. Denn and Joseph M. Troche. Also present were Village Clerk Joseph M. Johnson, Village Treasurer Andrea J. Windoft, Police Chief John R. Bentley, Department of Public Works Supervisor Thomas R. Pilling, Fire Chief Kurt W. Hallberg, and Building Inspector Charles L. Smith. Absent were Trustee P.J. Wendel and Village Attorney Edward P. Wright.

#### ANYONE TO BE HEARD

Mr. Larry Roush, 227 Shadyside Ave., appeared before Mayor Wordelmann and the Board of Trustees to ask if the Village of Lakewood is going to entertain the idea of participating in a deer population management program.

Mayor Wordelmann indicated to Mr. Roush that he was recently contacted by Mayor Jack Keeney from the Village of Celoron, to ask if the Village of Lakewood would be interested in participating in a bait and shoot program similar to the one the Village of Celoron conducted last year. Mayor Wordelmann said the initial meeting to discuss the plan with Department of Environmental Conservation officials was supposed to be held last Friday but was postponed. Another meeting with D.E.C. officials and officials from the Town of Ellicott, Town of Busti, City of Jamestown, Village of Celoron and the Village of Lakewood is being rescheduled. Mayor Wordelmann went on to say we are certainly exploring the idea of participating in such a program to handle the problem. He said it is a problem throughout certain sections of the Village of Lakewood, adding most every evening eight to ten deer visit his back yard on Winding Way. Mayor Wordelmann said he has given up on growing anything in his back yard.

Mr. Roush indicated that he has a large vegetable garden behind his house which is surrounded by a fence six feet high. He then told of a situation where on two separate occasions he recently has had to chase a deer out of the garden that had entered through the gate that was left open. Mr. Roush said we have the same problem that many others are experiencing relative to the overpopulation of deer. He then asked has anybody talked about the feasibility of opening up bow hunting for hunters. He said the damage deer do to gardens, landscaping and vehicles is enormous.

Police Chief Bentley interjected saying there were two car deer accidents over this past weekend within the Village of Lakewood.

Trustee Gale A. Denn asked the question of whether or not bow hunting is prohibited within the corporate limits of an incorporated village.

Chief Bentley indicated to Trustee Denn that the local Village Code prohibits all forms of hunting within the corporate limits of the Village of Lakewood. Chief Bentley also noted that the D.E.C. determines when programs like the one conducted in Celoron last year can be held and believes it is only after deer season has concluded.

Trustee Denn then asked how many deer from that particular herd were eliminated during Celoron's program.

Chief Bentley said over sixty deer were killed but numbers indicated that the deer population in the Village of Celoron was about three times that of the latest deer census.

## JULY 25, 2011 (CONTINUED)

Chief Bentley said it his understanding that the residents of the Village of Celoron have noticed a considerable difference since the program was conducted last year.

Mr. Roush said he realizes the deer problem can never be completely solved but any reduction in the population will help. Mr. Roush added he and his wife have resided at 227 Shadyside Ave. since 1968, and there was time when maybe one deer would be sighted all summer long. Neighbors would ask, "Did you see the deer"? The deer population has definitely gotten out of control.

Mr. William F. Chandler, 207 West Summit Street, indicated he is sympathetic to the problems Mr. Roush and other village residents are experiencing relative to the overpopulation of deer. Mr. Chandler then asked Mayor Wordelmann and the Board of Trustees to keep the residents up to speed as the Village of Lakewood considers a deer management program. He added there was some criticism of officials from the village east of here when the bait and shoot program got underway last year. Some residents were apparently not kept apprised of the program as it unfolded. Mr. Chandler said it would be healthy for Village of Lakewood officials to keep residents informed as it takes steps to implement a similar program in the future.

Mayor Wordelmann said it is a volatile issue for some people and for that reason everyone should have a say in the matter and this board will try to make the best decision possible.

## APPROVAL OF MINUTES

Motion by Trustee Denn, seconded by Trustee Troche, to approve the minutes of the last regular meeting of the Board of Trustees, held July 11, 2011.

Adopted: 3 ayes, no nays (Denn, Drago, Troche)

## AUDIT OF CLAIMS

Motion by Trustee Drago, seconded by Trustee Denn, that the claims as audited by the Auditing Committee of the abstract dated July 25, 2011, be approved and that the Clerk shall execute said abstract (#8) and direct payment by the Treasurer. General Fund: \$ 56,175.17.

Adopted: 3 ayes, no nays (Denn, Drago, Troche)

## REPORTS

Department of Public Works Supervisor Thomas R. Pilling indicated that the D.P.W. has three pieces of equipment that need to be taken out of service and asked Mayor Wordelmann and members of the Board of Trustees for their opinion on whether they would like to sell it at the Village of Lakewood's annual auction or on e-bay. Mr. Pilling said a local junk yard is willing to pay \$ 700.00 apiece for the equipment but it was his opinion that the Village of Lakewood could realize more revenue if it was sold outright. Mr. Pilling then reported that cameras were installed and new signs were put in place at the brush dump site on Packard Ave. Mr. Pilling also indicated if the Village of Lakewood wishes to go forward on the Elizabeth St. and Locust St. drainage project, new easements will need to drawn-up.

Mayor Wordelmann asked Mr. Pilling if he has heard anything about the proposed watershed project adjacent to Mr. Joseph Gerace's property at 3 Grandview Ave.

JULY 25, 2011 (CONTINUED)

Mr. Pilling said Town of Busti Highway Superintendent Melvin Peterson recently implied that project is expected to get underway in the very near future.

Trustee Joseph M. Troche asked Mr. Pilling if he had any information to share about the possibility of altering the intersection of East Terrace Ave. at East Summit Street.

Mr. Pilling asked Trustee Troche does he think it is necessary to change an intersection because one person can't turn their head to the right when coming to a stop. Most motorists generally turn slightly to the right at that intersection which creates a much clearer site line towards the west.

Mr. Pilling said he will check with the Chautauqua Department of Public Facilities when they are in the area painting lines to see if they would be willing to establish a line/arc along the right shoulder as a guide for motorists.

Police Chief John R. Bentley reported that the Lakewood-Busti Police Department has responded to five thousand nine hundred thirty-four reportable incidents year-to-date. Chief Bentley also reported he recently received funding from the Buckle Up New York (B.U.N.Y.) program in the amount of \$1,608.88, as reimbursement for manpower costs associated with the program. He also reported the Lakewood-Busti Police Department and other departments recently received new cell phones. Chief Bentley said there will be seven less phones utilized by the police department which will save about \$2,900.00 annually.

Chief Bentley also reported that this past week there had been numerous reports of criminal mischief in the vicinity of Wal-Mart and the Chautauqua Mall, where ten cars were damaged and three mail boxes were knocked over. He said officers are working on the case but have not had any luck so far.

Chief Bentley then wished to ask Mayor Wordelmann and members of the Board of Trustees if they would consider applying for a credit card for use by village employees. He said it is something the Village of Lakewood should look into, adding it would be much easier to track billing, etc. It will allow employees going out of town to better manage expenses versus using their own credit cards and being reimbursed for those expenses.

Mayor Wordelmann asked if the application would be for one or more credit cards.

Village Treasurer Andrea J. Windoft indicated the plan she looked into through M & T Bank offered corporate cards and purchase cards. The corporate VISA card plan would require a minimum of ten cards if it were to be a no fee plan.

Mayor Wordelmann said if a credit card plan was implemented there would likely have to be a set of rules regarding use of the credit cards by employees.

Trustee Troche indicated he has had some experience with corporate cards in the business world and suggested when possible to pre-pay expenses such as hotel/motel costs. Trustee Troche said when credit cards are made available to employees it can get a little hectic and crazy. He said the whole idea of it can be more of a nightmare than one initially thinks.

Mayor Wordelmann indicated the one problem with a credit card plan is the potential for abuse.

JULY 25, 2011 (CONTINUED)

Treasurer Windoft said she does not personally believe there will be any abuse of the credit card plan by employees but it is something to obviously be aware of.

Mayor Wordelmann indicated it was reported recently that someone from the school board of the Jamestown Public School System had charged some personal items on their credit card.

Building Inspector Charles L. Smith indicated that Chautauqua County has had a credit card plan in place for over ten years. He said they actually have two cards, purchase cards and travel cards. Mr. Smith said the credit card plan has streamlined county bookkeeping. Rather than have numerous purchase orders which take considerable time and money to process the county transactions are handled via a single statement at the end of the month. The purchase card is good for purchases up to \$ 1,000.00. The travel cards are only issued to certain employees and used when they are out of town on county business. Mr. Smith said the county credit card plan is a good policy and is well controlled. With the right plan it could save the Village of Lakewood considerable time on bookkeeping.

Mr. Anthony G. Barone, 103 Erie Street, had a question for Police Chief Bentley concerning the parking of cars along the east side of Chautauqua Ave., in front of the property owned by Aspire of Western New York. Mr. Barone said his concern is when cars are parked there is there enough room for emergency vehicles to get by on their way to a fire or an emergency service call. Mr. Barone suggested Chautauqua Ave. from Rt. 394 north to the railroad tracks be kept completely open.

Chief Bentley indicated to Mr. Barone that since Aspire of W.N.Y. purchased the property, we've allowed visitors to park in front along the east side of Chautauqua Ave. He noted that although cars are parked on the one side there is still room for two cars to pass. As always when motorists approach oncoming emergency vehicles they are obligated by law to pull off to the right and stop until they have passed.

Fire Chief Kurt W. Hallberg reported the Lakewood Volunteer Fire Department has responded to four hundred forty alarms year to date. Chief Hallberg indicated that the month of July has been especially busy with eighty-three alarms so far and we are on pace to respond to over one hundred calls for the month.

#### COMMITTEE REPORTS

Trustee Troche indicated that after having recently seen a old photo of a Village Christmas tree downstairs in the Village of Lakewood museum, it triggered an idea he has had for some time, and that is to bring back a Christmas festival to Lakewood. He added it is something we should think about and look into.

Village Historian Tony Barone said the photo Trustee Troche referred to was of a Christmas tree which was attached to the traffic signal at the four corners. Merchants would try and guess how many times it would get hit by a passing vehicle in a given week.

Trustee Gale A. Denn asked Mayor Wordelmann if he knows anything about all the boats that are parked around the former Jenkins' Plumbing Supply. He said couldn't the property owner be asked to park them a little neater.

JULY 25, 2011 (CONTINUED)

Building Inspector Charles L. Smith indicated he was under the impression that the boats were being stored there during the off season, but they are still there.

Mr. Smith said he hasn't had a chance to speak to the property owner about the matter.

Mayor Wordelmann indicated to Building Inspector Smith that he would like to consider increasing the current fine schedule for village code violations, in particular overnight parking on village streets during the winter months. Mayor Wordelmann said he would like the fines to carry a heavier penalty.

RESOLUTION #50-2011-2012 – NAME VILLAGE HALL AFTER ANTHONY C. CAPRINO

Mayor Wordelmann indicated to those in attendance that following Mayor Anthony C. Caprino's death on March 4, 2011, he and members of the Board of Trustees wanted to honor the late Mayor in some way and began tossing around a few ideas such as naming a street or park after him. It was Mayor Wordelmann's opinion that because the late Mayor Caprino probably spent more time than anyone else at the Village Hall over the years carrying out his duties as Police Officer, Police Chief, Trustee and Mayor, it would only be fitting to name the Village Hall in his honor. Mayor Wordelmann went on to say it is an iconic building to be named after an iconic man. Mayor Wordelmann thanked Mrs. Josie Caprino and son Carl for attending tonight's board meeting. Trustee Troche said he agrees with Mayor Wordelmann and said it would be an honor to make a motion, which was seconded by Trustee Drago, to name the Lakewood Village Hall as the Anthony C. Caprino Community Building.  
Adopted: 3 ayes, no nays (Denn, Drago, Troche)

RESOLUTION #51-2011-2012 – AUTHORIZE BOND ANTICIPATION NOTE

Motion by Trustee Troche, seconded by Trustee Drago, authorizing Village Treasurer Andrea J. Windoft and Village Attorney Edward P. Wright to prepare a new five year renewable one year maturing Bond Anticipation Note in the amount of \$ 159,311.00 to finance the purchase of a new 2011 Case backhoe/loader, (\$ 45,900.00) and new 2011 International dump truck, (\$ 113,411.00) per quotes received.  
Adopted: 3 ayes, no nays (Denn, Drago, Troche)

RESOLUTION #52-2011-2012 – AUTHORIZE BOND ANTICIPATION NOTE RENEWAL

Motion by Trustee Denn, seconded by Trustee Troche, authorizing Village Treasurer Andrea J. Windoft and Village Attorney Edward P. Wright to prepare a Bond Anticipation Note, five year renewable one year maturing Bond Anticipation Note in the amount of \$ 20,800.00 to finance the balance due in connection to the refurbishing of the Lakewood Fire Department's 1990 ladder truck #371 and a Bond Anticipation Note for \$ 30,400.00 to finance the purchase of the Department of Public Works' 2009 John Deere loader. (Separate Bond Anticipation Note for early trade-in options in two to three years).  
Adopted: 3 ayes, no nays (Denn, Drago, Troche)

JULY 25, 2011 (CONTINUED)

RESOLUTION #53-2011-2012 – AUTHORIZE BOND ANTICIPATION NOTE RENEWAL

Motion by Trustee Troche, seconded by Trustee Drago, authorizing Village Treasurer Andrea J. Windoft and Village Attorney Edward P. Wright to renew the Bond Anticipation Note, five year renewable one year maturing Bond Anticipation Note in the amount of \$ 17,676.60 for the Department of Public Works' 2009 Tandem vibratory street roller, (Model HD 10vv).

Adopted: 3 ayes, no nays (Denn, Drago, Troche)

RESOLUTION #54-2011-2012 – AUTHORIZE USE OF PARK AND VILLAGE STREETS

Motion by Trustee Troche, seconded by Trustee Drago, for the Village of Lakewood to authorize Hospice Chautauqua County, 20 West Fairmount Ave., Lakewood, New York, to make use of Richard O. Hartley Park and village streets as the stage for their first annual "Hospice Cup Fun Ride", to be held Saturday, September 3, 2011. Cyclists of various levels will bike different distances during this family fun event.

Adopted: 3 ayes, no nays (Denn, Drago, Troche)

RESOLUTION # 55-2011-2012–AUTHORIZE JUVENILE OFFICER SCHOOL ATTENDANCE

Motion by Trustee Denn, seconded by Trustee Troche, authorizing Lakewood-Busti Police Officer Jarrett B. Reed to attend Juvenile Officer Training School to be held in White Plains, New York, from August 29<sup>th</sup> – September 2<sup>nd</sup>, per the recommendation of Police Chief John R. Bentley.

Adopted: 3 ayes, no nays (Denn, Drago, Troche)

Motion by Trustee Denn, seconded by Trustee Troche, and unanimously carried the Board adjourned at 7:25 PM.

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Joseph M. Johnson  
Village Clerk