

MAY 9, 2011

The fourth regular meeting of the Board of Trustees of the Village of Lakewood, NY, was held Monday, May 9, 2011 at 6:30 PM, with Mayor David T. Wordelmann presiding. Trustees present were Gale A. Denn, Joseph M. Troche and P.J. Wendel. Also present were Village Clerk Joseph M. Johnson, Deputy Village Treasurer Mary B. Currie, 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 was Village Treasurer Andrea J. Windoft.

ANYONE TO BE HEARD

Due to the fact that Mrs. Tillie Solomonson, 2 Waldemere Way, could not be in attendance at this evening's meeting, Mr. Dudley Ericson, 161 Front Street, wished to pass on her sentiments saying she is thankful and thrilled to see the new library and directional sign which was recently erected on Chautauqua Ave.

APPROVAL OF MINUTES

Motion by Trustee Wendel, seconded by Trustee Denn, to approve the minutes of the last regular meeting of the Board of Trustees held April 25, 2011.

Adopted: 4 ayes, no nays (Wordelmann, Denn, Troche, Wendel)

AUDIT OF CLAIMS

Motion by Trustee Denn, seconded by Trustee Wendel, that the claims as audited by the Auditing Committee of the abstract dated May 9, 2011, be approved and that the Clerk shall execute said abstract (#51) and direct payment by the Treasurer. General Fund: \$ 68,527.11

Adopted: 4 ayes, no nays (Wordelmann, Denn, Troche, Wendel)

REPORTS

Department of Public Works Supervisor Thomas R. Pilling reported that the Jamestown Board of Public Utilities – Water Division is planning to install a new 6 inch water main on Oakland Ave., between, East Terrace Ave. and East Summit Street within the next month or two. The existing water main servicing the street is a 2 inch galvanized line which has experienced numerous water leaks over the years. It is about time that the water main be upgraded. Mr. Pilling said it would be his recommendation that once the new water main is in place, that section of Oakland Ave. be milled and resurfaced. Mr. Pilling also reported that the D.P.W. crew has completed its annual brush pick-up, but will continue the weekly pick-up of brush and yard waste throughout the summer sector by sector.

Trustee P.J. Wendel asked Mr. Pilling if the Village of Lakewood has any input as to which fire hydrants should be replaced. Trustee Wendel said some of the fire hydrants in service throughout the Lakewood Fire District are outdated.

Mr. Pilling said if he could get a list of the outdated fire hydrants within the Lakewood Fire District he would be happy to bring the matter before a Jamestown Board of Public Utilities representative.

MAY 9, 2011 (CONTINUED)

Trustee Wendel also indicated to Mr. Pilling that the plastic slide at Richard O. Hartley Park, which had been repaired once already, is broken again. Trustee Wendel said the slide in its present condition poses a major liability to the Village of Lakewood.

Mr. Pilling said we've tried to fix the slide twice without any luck, but will look into some slide options.

Mayor Wordelmann asked Mr. Pilling about the dilapidated fence at Veterans Memorial Park.

Department of Public Works Supervisor Pilling indicated to Mayor Wordelmann that monies have been appropriated in the upcoming budget to replace the fence at the Veterans' Memorial Park.

Trustee Denn thanked Mr. Pilling and Police Chief Bentley for taking him on tours of their respective departments and bringing him up to speed on how they operate.

Police Chief John R. Bentley reported that the Lakewood-Busti Police Department has responded to three thousand seven hundred twenty-one reportable incidents year-to-date. He also reported that with assistance from Village Treasurer Andrea J. Windoft, the Lakewood-Busti Police Department has submitted an application for a C.O.P.S. grant, with the intention of someday adding a full time officer to the work force. Chief Bentley said he has asked the offices of Senator Schumer and Congressman Higgins to endorse this grant application.

Chief Bentley indicated to Mayor Wordelmann that he would like to sit down with him sometime soon to discuss the copier needs of both his department and the Village Clerk's Office. Chief Bentley said the lease agreement on the police department's copier recently expired.

Mayor Wordelmann indicated that the new suggested speed limit signs have been installed on Oak Street, but wanted to make it clear that the 20 mph is only the suggested speed, and that it is not enforceable.

Chief Bentley said that is correct.

Trustee Wendel said area residents are pleased with the new suggested speed limit signs and they have noticed the difference.

Fire Chief Kurt W. Halberg reported that the Lakewood Volunteer Fire Department has responded to two hundred thirty-three alarms year-to-date. Chief Hallberg also reported that the Fire Chief's new command vehicle, a 2011 Chevrolet Silverado, which was purchased by the Lakewood Volunteer Fire Company, is in service and can be inspected by members of the Board of Fire Commissioners.

Fire Chief Hallberg said he has appropriated monies in the upcoming budget for a new copy machine and would like to be included in any discussion when contemplating the purchase of a copy machine for the police department and Clerk's office.

Building Inspector Charles L. Smith reported that he is continuing plan review for the three new tenants going into the Lakewood Village Center and for the new tenant at the Valu Home Plaza.

MAY 9, 2011 (CONTINUED)

RESOLUTION #24-2011-2012 – APPROVE SNOW REMOVAL CONTRACT AGREEMENT

Motion by Trustee Troche, seconded by Trustee Wendel, per the recommendation of Mayor David T. Wordelmann, to approve the Ice Control & Snow Removal Contract Agreement between the Village of Lakewood and Chautauqua County regarding ice control and snow removal along a 3.3 mile stretch of County Highway #110, (Summit Street), for a term of five years beginning 2010-2011, and to authorize Mayor Wordelmann to execute said contract agreement.

Adopted: 4 ayes, no nays (Wordelmann, Denn, Troche, Wendel)

RESOLUTION #25-2011-2012 – AUTHORIZE MID-YEAR BUDGET TRANSFERS

Motion by Trustee Troche, seconded by Trustee Wendel, authorizing Village Treasurer Andrea J. Windoft to make the following mid-year budget transfers: \$ 1,000.00 from A3620.42, (Junk Vehicles) to A3620.40, (Codes Contractual), \$ 1,600.00 from A5110.40, (Streets Contractual), to A5142.40, (Snow Contractual) and \$ 177.00 from A7140.40, (Parks Contractual) to A7140.43, (Parks – Water).

Adopted: 4 ayes, no nays (Wordelmann, Denn, Troche, Wendel)

RESOLUTION #26-2011-2012 – AUTHORIZE NYS FIRE CONVENTION ATTENDANCE

Motion by Trustee Denn, seconded by Trustee Wendel, that the Board of Trustees, acting as the Board of Fire Commissioners, to hereby authorize Fire Chief Kurt W. Hallberg and First Assistant Chief Steven Smouse to attend the New York State Association of Fire Chief's convention at the Turning Stone Resort, Verona, New York, June 16th – June 18th. Mr. Hallberg and Mr. Smouse shall be reimbursed for any and all legal expenses incurred.

Adopted: 4 ayes, no nays (Wordelmann, Denn, Troche, Wendel)

RESOLUTION #27-2011-2012 – APPOINT NEW VILLAGE ATTORNEY

Motion by Trustee Troche, seconded by Trustee Wendel, per the recommendation of Mayor David T. Wordelmann, to appoint Edward P. "Tad" Wright as the Village Attorney for the Village of Lakewood effective June 1, 2011. Mr. Wright is a partner of the law firm Wright, Wright & Hampton, 525 Fairmount Ave. W.E., Jamestown, N.Y. and resides at 119 Sunset Ave., Lakewood, N.Y. Mr. Wright will be compensated via an annual retainer in the amount of \$5,000.00. Any legal work exceeding that threshold will be billed to the Village of Lakewood at his current hourly rate. Mr. Wright replaces Ward W. Westerberg, Esq. who served as Village Attorney from January 1979 until his unexpected death on February 10, 2011.

Adopted: 4 ayes, no nays (Wordelmann, Denn, Troche, Wendel)

RESOLUTION #28-2011-2012 – APPROVE DOCK PERMIT APPLICATIONS

Motion by Trustee Wendel, seconded by Trustee Denn, to approve the dock permit applications as submitted by Eric Steinbrenner, 5 Pleasantview Ave., for the Pleasantview Ave. right-of-way and Mark Ramsey, 8 Oakland Ave., for the Oakland Ave. right-of-way, with the condition that if the length of either dock becomes an issue for the abutting property owners along the respective rights-of-way, the dock owner(s) will be requested to remove one or more dock sections so as to mitigate the problem.

Adopted: 4 ayes, no nays (Wordelmann, Denn, Troche, Wendel)

MAY 9, 2011 (CONTINUED)

RECESS

Motion by Trustee Wendel, seconded by Trustee Denn, to recess the regular meeting of the Board of Trustees at 6:49 PM, so as to enter into executive session to discuss a personnel matter.

Adopted: 4 ayes, no nays (Wordelmann, Denn, Troche, Wendel)

EXECUTIVE SESSION

Present at the executive session were Mayor David T. Wordelmann, Trustee Gale A. Denn, Trustee Joseph M. Troche, Trustee P.J. Wendel and two prospective Trustee candidates. Motion by Trustee Wendel, seconded by Trustee Troche, to adjourn the executive session at 8:00 PM and to reopen the regular meeting of the Board of Trustees.

Adopted: 4 ayes, no nays (Wordelmann, Denn, Troche, Wendel)

Motion by Trustee Troche, seconded by Trustee Denn, and unanimously carried, the Board adjourned at 8:02 PM.

Joseph M. Johnson
Village Clerk