

NOVEMBER 24, 2014

The sixteenth regular meeting of the Board of Trustees of the Village of Lakewood, NY, was held Monday, November 24, 2014 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, Village Treasurer Andrea J. Windoft, Police Chief John R. Bentley, Village Attorney Edward P. Wright, Fire Chief Kurt W. Hallberg and Building Inspector Jeffrey A. Swanson. Absent were Trustee Gale A. Denn and Department of Public Works Supervisor Thomas R. Pilling.

APPROVAL OF MINUTES

Motion by Trustee Drago, seconded by Trustee Di Salvo to approve the minutes of the last regular meeting of the Board of Trustees, held November 10, 2014. Adopted: 3 ayes, no nays (Di Salvo, Drago, Jablonski)

AUDIT OF CLAIMS

Motion by Trustee Drago, seconded by Trustee Jablonski, that the claims as audited by the Auditing Committee of the abstracts dated November 10, 2014 be approved and that the Clerk shall execute abstracts (#26 & #27) and direct payment by the Treasurer. Trust & Agency Fund: \$ 52,277.90, (Checks #3166 thru #3178), General Fund: \$ 33,302.82, (Checks #11217 thru #11253) Adopted: 3 ayes, no nays (Di Salvo, Drago, Jablonski)

REPORTS

Police Chief John R. Bentley reported that the Lakewood-Busti Police Department has responded to eleven thousand ninety-one reportable incidents year-to-date, which represents one thousand five hundred seventy-one more incidents than for the same period last year. Chief Bentley indicated during the past two weeks the department has handled four hundred two incidents, which included seventy-three traffic arrests, twelve larceny arrests, twenty-six law enforcement agency assists, sixty-one property checks, seven domestic incidents and ten criminal arrests. Chief Bentley also reported that members of the Lakewood-Busti Police Department shut down a large marijuana growing operation on Big Tree Road and a methamphetamine lab that was operating on the corner of Big Tree Road and Lawson Road. On a related subject, Chief Bentley indicated quick action by members of the department resulted in saving the life of a young man suffering from a drug overdose by successfully administering the opiate antidote Naloxone. Chief Bentley then thanked Fire Chief Hallberg and the emergency medical services crew for taking over upon arriving at the scene.

Chief Bentley then reported that he has received a letter of resignation from part-time police officer Matthew R. McClelland which became effective November 16, 2014. Officer McClelland, who has worked as a part-time police officer for the Lakewood-Busti Police Department since December 25, 2013, has accepted a full-time position with the City of Olean Police Department.

Trustee Di Salvo thanked Police Chief Bentley and Village Treasurer Andrea J. Windoft for providing he and members of the Board of Trustees with the cost comparisons with hiring part-time police officers versus hiring a single

full-time police officer.

Chief Bentley indicated that a part-time officer working 1,040 hrs./year at the current base hourly wage will cost \$ 17,150.00 while a full-time officer, receiving a full range of benefits will cost \$ 82,805.00.

Chief Bentley concluded his report saying Go Tire, Jamestown, N.Y., recently donated four (4) Dodge Charger rims and wheel covers to the Lakewood-Busti Police Department.

NOVEMBER 24, 2014 (CONTINUED)

Fire Chief Kurt W. Hallberg reported that the Lakewood Volunteer Fire Department has responded to seven hundred twenty-seven alarms year-to-date, thirty-seven of which occurred within the past two weeks.

Chief Hallberg, referring to the unresponsive male mentioned in Police Chief Bentley's report, indicated the young man became alert on the way to the hospital, calling it a "good save" thanks to the quick response by officers from the Lakewood-Busti Police Department and the Lakewood Fire Department's emergency medical services (EMS) crew. Chief Hallberg noted that when determining if an individual is suffering from an opiate overdose, crews have been advised when in doubt to go ahead and administer the antidote Naloxone because it poses no physical harm to the individual.

Village Attorney Wright indicated when this life saving program began earlier this year he looked into the question of liability with the Village of Lakewood's insurance carrier and learned if and when a situation happens to be misdiagnosed, the antidote can not hurt the patient.

Chief Hallberg indicated the fire department received four (4) bids last Friday, for a Custom 1500 GPM Class A Pumper. Chief Hallberg said he and members of the Truck Committee will review the bid documents and is hopeful they will be able to render a recommendation to the Board of Trustees, acting as the Board of Fire Commissioners, by the end of the year.

Mayor Wordelmann asked Chief Hallberg if he could estimate how much the used fire truck that is being considered for replacement is worth.

Chief Hallberg said depending on the demand, the 1993 Sutphen pumper could generate between twenty-five and fifty thousand dollars.

Village Treasurer Andrea J. Windoft asked Mayor Wordelmann if he and the Board of Trustees could enter into an executive session following this evening's meeting in order to discuss rules and regulations pertaining to personnel.

Building Inspector Jeffrey A. Swanson reported that the Panera Bread project is on target to open sometime the first week in December and that the Five Guys Burgers & Fries remodel in the Chautauqua Mall has hit a couple of snags and thus will delay their opening by a couple of weeks. Mr. Swanson also reported that he is in the process of addressing a few property maintenance issues, namely "junk vehicles" and that he will be sending a letter, with accompanying photos, to Benderson Capital, Buffalo, N.Y., regarding the old pylon sign and dilapidated fence at the former Wilson Farms Convenient Store on Chautauqua Ave.

RESOLUTION #84-2014-2015 - SET TIME & 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, December 8, 2014, as the time and date to conduct a public hearing on amendments and/or revisions to specific areas of the local zoning law as follows: Section #25-43, [Vehicle Sales], Creation of the B2.1 zoning district overlay and Section #25-53, [Adult Establishment].

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

NOVEMBER 24, 2014 (CONTINUED)

RESOLUTION #85-2014-2015 - APPROVE GRANT AGREEMENT

Motion by Trustee Drago, seconded by Trustee Di Salvo, for the Board of Trustees to approve and accept the terms of a Grant Agreement between the Ralph C. Sheldon Foundation, Inc., Jamestown, New York and the Village of Lakewood regarding funding in the amount of \$ 50,000.00, to be used solely for the wetland mitigation component of the Southwestern Turf Baseball Field Project, currently under construction near Linwood Ave. and to authorize Mayor Wordelmann to execute same.

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

RESOLUTION #86-2014-2015 - AUTHORIZE USE OF VILLAGE STREETS

Motion by Trustee Di Salvo, seconded by Trustee Drago, authorizing the Chautauqua Striders Athletic Club, Jamestown, New York, to make use of village streets on which to conduct their 2015 Winter 5K Series of races. The scheduled race dates are January 3rd, January 10th, January 24th, January 31st and February 14th.

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

MAYOR'S REPORT

Mayor Wordelmann said it was brought to his attention recently that Chapter 13, [Hawking, Peddling & Soliciting], of the Village Code, was written and adopted by the Board of Trustees seventy-nine years ago. Needless to say Chapter 13 of the Village Code is outdated and it is the intention of the Board of Trustees to repeal this chapter in its entirety and consider adopting a new local law that would for the most part prohibit hawking, peddling and soliciting activities within the Village of Lakewood.

RECESS

Motion by Trustee Di Salvo, seconded by Trustee Drago, to recess the regular

meeting at 6:51 PM, so as to enter into executive session to discuss personnel rules and regulations.

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

EXECUTIVE SESSION

Present at the executive session were Mayor David T. Wordelmann, Trustee Susan F. Drago, Trustee David J. Di Salvo, Trustee John Jablonski, Village Attorney Edward P. "Tad" Wright, Village Clerk Joseph M. Johnson, Village Treasurer Andrea J. Windoft and Police Chief John R. Bentley. Motion by Trustee Drago, seconded by Trustee Jablonski to adjourn the executive session at 7:13 PM.

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

Motion by Trustee Jablonski, seconded by Trustee Drago, and unanimously carried the Board adjourned at 7:16 PM.

Joseph M. Johnson
Village Clerk