

JANUARY 9, 2017

The twenty-fifth and final regular meeting of the Board of Trustees of the Village of Lakewood, N.Y., was held Monday, January 9, 2017 at 6:30 PM, with Mayor Cara Birrittieri presiding. Trustees present were Ellen E. Barnes, Susan F. Drago, and Randall G. Holcomb. Also present were Village Clerk Joseph M. Johnson, Village Treasurer Andrea J. Windoft, Police Chief John R. Bentley, Village Attorney John I. LaMancuso, Department of Public Works Supervisor Thomas R. Pilling and Fire Chief Kurt W. Hallberg. Absent was Building Inspector Jeffrey A. Swanson.

#### APPROVAL OF MINUTES

Motion by Trustee Drago, seconded by Trustee Holcomb, to approve the minutes of the last regular meeting of the Board of Trustees, held December 27, 2016. Adopted: 3 ayes, no nays (Barnes, Drago, Holcomb)

#### AUDIT OF CLAIMS

Motion by Trustee Holcomb, seconded by Trustee Drago, that the claims as audited by the Auditing Committee of the abstracts dated January 9, 2017, be approved and that the Clerk shall execute said abstracts (#33 & #34) and direct payment by the Treasurer. Trust & Agency Fund: \$ 59,671.30, (Checks #3991 thru #4000), General Fund: \$ 47,158.36, (Checks #12833 thru #12867) Adopted: 3 ayes, no nays (Barnes, Drago, Holcomb)

#### REPORTS

Mayor Birrittieri said with the beginning of the new year she would like to make mention of a few accomplishments for 2016. She was pleased to report the Comprehensive Plan has been completed and ready for adoption, the Community Development Block Grant award, in the amount of \$ 492,500.00 is moving forward with a few homes scheduled for repairs, the New York State DOT milled and resurfaced Fairmount Ave. from Winch Road east to the Southwestern Drive, which included a new sidewalk from LUV Toyota west to Shadyside Ave. A traffic study is expected to be done in 2017 at the intersection of Shadyside Ave. & Rt. 394 to see if the intersection warrants a traffic signal. The Village of Lakewood was also awarded the SOPHI (Spotlight on Population Health) award for efforts in creating a safe environment for pedestrians, bicyclists and motorists. Buffalo First recognized the Village of Lakewood as the 5<sup>th</sup> best village in Western New York for its quality of life and was the top vote getter in Chautauqua County. Quality of life attributes here in Lakewood include recreating, the Chautauqua Lake Community Sailing Foundation, the expanded 4<sup>th</sup> of July Summerfest celebration which this year included kids activities, community outreach by the web.com tour and tournament held at Peek 'n Peak, the new field turf baseball field which is nearing completion, having a local YMCA which hosts two popular road races and provides a host of recreation opportunities, the Summer Concert Series, renamed "Live on the Lake" offers a variety of music in a wonderful setting at Richard O. Hartley Park, and of course the revived and expanded Christmas in the Village celebration, which received rave reviews.

Mayor Birrittieri also reported in the past year there have been welcomed

changes in the local business community including and expanded Bag & String Wine Merchants store, the Copper Bell gift shop, the new Lakewood Diner, new ownership of Off the Beaten Path Bookstore, the Happy Hounds Hotel, the Scallion Bistro was rebranded into Craft Burgers & Brews, the new Fifties Grill & Dairy, a new Mexican restaurant, La Cocina is expected to open soon and finally the newly opened Fitness Bunker located in the former recreation center.

Mayor Birrittieri then encouraged folks to join a committee or become a volunteer for this amazing community. She said there is a lot to do, however we can be proud of the things we have already accomplished.

JANUARY 9, 2017 (CONTINUED)

Mayor Birrittieri thanked the members of the Board of Trustees, former Trustee Di Salvo and everyone else who work toward making Lakewood a better community. Each of us can't do everything, but each of us can do something. In closing Mayor Birrittieri said it has been her absolute honor and pleasure to work for this wonderful place we call home. Thanks again.

Department of Public Works Supervisor Thomas R. Pilling reported the new dump truck has been delivered and they are in the process of constructing a snowplow frame for it. Mr. Pilling said with contract negotiations soon to begin with the police union, there was talk about offering some sort of monetary incentives to those contemplating retirement. If such an incentive is offered to the members of the police union, then a similar incentive should be considered for those non-union employees that might be nearing retirement. What is good for one should be good for all.

#### RECESS

Motion by Trustee Barnes, seconded by Trustee Holcomb, to recess the regular meeting of the Board of Trustees so as to conduct a previously scheduled public hearing.

Adopted: 3 ayes, no nays (Barnes, Drago, Holcomb)

PUBLIC HEARING: 6:35 PM  
ESTABLISH AN ENERGY LOAN PROGRAM  
(ENERGIZE NEW YORK FINANCE)  
RE: NYSERDA GRANT APPLICATION

The Village of Lakewood is consider adopting a Local Law establishing a Sustainable Energy Loan Program for qualified Village of Lakewood property owners who have installed renewable energy systems and/or taken measures to make a commercial or non-profit property more energy efficient.

Mayor Birrittieri indicated that one of the ten (10) High-Impact Actions, four (4) of which need to be completed for the Village of Lakewood to qualify for the New York State Energy Research & Development Authority, (NYSERDA) grant as a Clean Energy Community, is referred to as Energize New York Finance.

Trustee Holcomb indicated that three of the four qualifying high-impact actions are in place, (Benchmarking, Unified Solar Permit & Energy Code Enforcement Training), and with the Energy Loan Program, known as Energize New York Finance, will make it four. Mr. Holcomb said the energy loan program

will allow taxpayers who made clean energy upgrades to their commercial or non-profit property have the opportunity to repay the loan via a special charge on their annual Village of Lakewood tax bill. Mr. Holcomb went on to say that he has talked to the Chautauqua County Director of Real Property Taxes, Mr. James Caflisch, and he and his office have agreed to participate in two Clean Energy applications being offered through the State of New York. Trustee Holcomb said it is a viable option to have Energize New York Finance as the Village of Lakewood's fourth High-Impact Actions and therefore would like the Board of Trustees to adopt a resolution as such this evening.

Trustee Holcomb then indicated another High-Impact Action that the Village of Lakewood should consider undertaking and complete its fifth action is Clean Fleets, wherein the Village of Lakewood would purchase and install two EV (Electric Vehicle) charging stations. This fifth High-Impact Action will be in place just in case one of the other four is disqualified for one reason or another. Trustee Holcomb said he would therefore encourage the Board of Trustees to adopt a second resolution this evening in connection with meeting the four qualifying criteria in becoming a Clean Energy Community and be eligible for the NYSERDA Grant.

JANUARY 9, 2017 (CONTINUED)

Mayor Birrittieri asked if there were any questions concerning the four High-Impact Actions being undertaken by the Village of Lakewood or the NYSERDA grant process.

Mr. David Card, 38 Chautauqua Ave., asked Mayor Birrittieri if the electric charging stations would be available to the public or would they be for Village of Lakewood's use only.

Trustee Barnes indicated details regarding the future use of the charging stations are yet to be worked out.

With no one else to be heard, Mayor Birrittieri closed the public hearing and proceeded to reopen the regular meeting of the Board of Trustees.

RESOLUTION #223-2016 - APPROVE ENERGY LOAN PROGRAM RE: NYSERDA GRANT

Motion by Trustee Holcomb, seconded by Trustee Drago, for the Board of Trustees to approve an Energy Loan Program - Energize New York Finance, as one of four High-Impact Actions, whereby owners of commercial and non-profit property will be able to pay back the cost of any clean energy upgrades to their property through a special charge back on their annual Village of Lakewood tax bill. NOTE: Upon completing four (4) of ten (10) possible High-Action Impacts the Village of Lakewood will become a Clean Energy Community and thereby qualify for a New York State Energy Research & Development Authority

(NYSREDA) Grant.

Adopted: 3 ayes, no nays (Barnes, Drago, Holcomb)

RESOLUTION #224-2016 - APPROVE CLEAN FLEETS RE: NYSERDA GRANT

Motion by Trustee Holcomb, seconded by Trustee Drago, for the Board of Trustees to approve Clean Fleets, as one of four High-Impact Actions, whereby

the Village of Lakewood will agree to purchase and install two (2) EV (Electric Vehicle) Charging Stations. NOTE: Upon completing four (4) of the ten (10) possible High-Impact Actions the Village of Lakewood will become a Clean Energy Community and thereby qualify for a New York State Energy Research & Development Authority (NYSERDA) Grant.  
Adopted: 3 ayes, no nays (Barnes, Drago, Holcomb)

#### REPORTS (CONTINUED)

Police Chief John R. Bentley reported the Lakewood-Busti Police Department handled ten thousand three hundred fifteen reportable incidents during the calendar year 2016. So far this year the L-BPD has responded to two hundred fifty-seven incidents. Chief Bentley wished to publically thank Ms. Kaie Smith, 24 Park Lane for her generous donation towards the L-BPD equipment fund. Chief Bentley also reported that officers are receiving training on the use of the new body cameras, which should be placed into service very soon.

Fire Chief Kurt W. Hallberg reported the Lakewood Volunteer Fire Department responded to eight hundred seventy-three alarms in 2016, twenty-four less than the previous year. Chief Hallberg indicated that the LFD has responded to sixteen alarms so far this year, which were pretty routine.

Mayor Birrittieri asked Chief Hallberg about what percent of the Emergency Medical Service (EMS) calls result in transports to the local hospital.

Chief Hallberg said about 90% of the EMS patients are ultimately transported. We encourage the patients to be transported so they can be checked out more fully at the emergency room. In rare cases if a patient can answer some pointed questions, they may sign-off on being transported to the hospital.

JANUARY 9, 2017 (CONTINUED)

Village Attorney LaMancuso reported that he has been working with Mr. McCague on the adoption of the Comprehensive Plan making sure we are complying with Village Law and has crafted a resolution for the Board of Trustees to consider this evening. Mr. LaMancuso indicated the Comprehensive Plan was an interesting read and was impressed with the resident's future vision for the Village of Lakewood. Mr. LaMancuso said two agreements that will likely be discussed more fully later in this evening's meeting are the agreement between the Village of Lakewood and the Lakewood Memorial Library and the agreement between the Village of Lakewood and the Town of Busti regarding Building Inspector/Code Enforcement Officer services.

Village Treasurer Andrea J. Windoft reported that the \$ 8,500.00 escrow account, which was received in connection with Up State Tower Company's application to construct a wireless telecommunications facility within the Village of Lakewood, has been expended in the remittance of payments for legal and/or consulting services regarding the review of said application. Invoices for legal and/or consulting services has exceeded the amount in the escrow account by \$ 428.00. Mrs. Windoft said monies previously encumbered from the Law Account can be transferred, making-up this difference.

Village Attorney LaMancuso interjected, saying any discussion regarding the escrow account is skirting on matters better discussed during an executive session. He indicated the Local Law adopted by the Village of Lakewood does note it may request an additional escrow payment, but there may be some issues in getting the applicant to comply.

Trustee Drago noted the applicant contends that this Local Law is invalid.

#### COMMITTEE REPORTS

Trustee Barnes indicated from a Public Safety standpoint, there will be a presentation by staff from the Chautauqua County Office of Emergency Services on the county-wide "fly-car" and ambulance service system during the work session of the Board of Trustees meeting scheduled for January 23, 2017.

Trustee Barnes also reported as part of the NYSERDA grant application she has contacted officials at National Grid about changing out the high pressure sodium street light fixtures with the more cost effective LED (Light Emitting Diodes) fixtures. Trustee Barnes said they have agreed to provide what is called an average net book value, which places a value on the each of the 396 Cobra Head street lighting fixtures within the village. National Grid has two fixture conversion programs. One wherein 20% of the fixtures are changed-out over a five year period and the other wherein 100 light fixtures are changed-out per year, or over a period of four years. Costs to change-out the street lighting fixtures will be eventually be off-set by the lower energy costs associated with the LED fixtures. Trustee Barnes said if there is a Phase II to the NYSERDA grant, converting to LED Street Lights is one more High-Impact Action that the Village of Lakewood could consider completing.

Mr. David G. Bargar, 11 Sunset Ave., asked Trustee Barnes if National Grid could make a projection on the annual savings, based on the number of street lights, the Village of Lakewood could realize if the fixtures were changed-out.

Trustee Barnes said the National Grid representative will be glad to work with her on that question once the value of each lighting fixture is determined. It would then have to be decided if the fixture change-out is worth doing.

Mr. Richard Rose, 42 Gifford Ave., wondered if the design of the LED street lighting fixtures would be "dark sky" design, wherein no light is emitted into the sky but rather directed to the ground.

Trustee Barnes said the term "dark sky" is new to her but she will ask.

#### JANUARY 9, 2017 (CONTINUED)

Trustee Drago indicated the Lakewood Memorial Library Board will be meeting tomorrow, (Tuesday, January 10<sup>th</sup>) and will likely review the tentative agreement between the Village of Lakewood and the Lakewood Memorial Library. She then thanked Village Attorney LaMancuso for his assistance in drafting the agreement.

Trustee Holcomb said he has a brief Zoning Committee report, and indicated that he along with Building Inspector Swanson, Ted McCague and Bill Chandler have been working the last six to seven months identifying areas of the current zoning law that are in need of amending, which will assist the Building Inspector in its enforcement.

Mr. Craig Seger, 31 Winchester Road, asked Mayor Birrittieri if the Village of Lakewood is still pursuing or considering hiring a full-time Code

Enforcement Officer.

Mayor Birrittieri said that subject has been discussed, possibly hiring a part-time Code Enforcement Officer. It will likely be something to consider at budget preparation time.

Trustee Holcomb said he would be in favor of hiring someone part-time to assist Mr. Swanson in handling the code enforcement side of his responsibilities.

Trustee Barnes asked Fire Chief Hallberg who is responsible for conducting fire code inspections.

Chief Hallberg said that has always been the responsibility of the local building inspector.

RECESS

Motion by Trustee Holcomb, seconded by Trustee Drago, to recess the regular meeting of the Board of Trustees so as to conduct a previously scheduled public hearing.

Adopted: 3 ayes, no nays (Barnes, Drago, Holcomb)

PUBLIC HEARING: 7:00 PM  
STATE ENVIRONMENTAL QUALITY REVIEW (SEQR)  
PARTS #1, #2 & #3  
RE: VILLAGE OF LAKEWOOD COMPREHENSIVE PLAN - 2016

Mayor Birrittieri introduced Ms. Eve C. Holberg, AICP, a Senior Planner with LaBella Associates, Buffalo, N.Y., who was contracted to conduct the State Environment Quality Review of the Comprehensive Plan, to provide a brief overview of the review process.

Ms. Holberg indicated she is so pleased to be here this evening, and noted she was the Project Manager from the Peter J. Smith & Co., Inc., Buffalo, N.Y., who developed the comprehensive plan for the Village of Lakewood. Ms. Holberg said she would like to take a moment to introduce Mr. Steve Sandberg of Sandberg-Kessler Architecture, Jamestown, N.Y., which is a new member of the LaBella Associates family.

Ms. Holberg said as the village enters the final stage of adopting the plan, she noted a hallmark of the plan was public input, beginning with the steering committee under the capable guidance of Ted McCague, Craig Seger and others. From the beginning the steering committee was "all in" during the entire process. The two public workshops and focus groups were very well attended and more than four hundred residents/stakeholders responded to the community survey, which was just tremendous.

Upon adoption of the Comprehensive Plan, the next step will be to implement it. Ms. Holberg indicated the plan positions the Village of Lakewood to become a thoroughly 21<sup>st</sup> century community.

JANUARY 9, 2017 (CONTINUED)

Ms. Holberg indicated the implementation matrix consists of eighty-eight separate implementation points. She said there is much work to be done

however some work has already started, with the Town of Busti and the Village of Lakewood partnering on a consolidated funding application to do a storm water management plan. She noted there are other projects in the offing that we will hear about in the very near future.

Ms. Holberg said she is grateful to be here this evening and it has been an honor working with members of the steering committee and village officials in seeing the Comprehensive Plan come to fruition. In closing she said congratulations to all.

With no one else to be heard, Mayor Birrittieri closed the public hearing at 7:10 PM, and proceeded to reopen the regular meeting.

RESOLUTION #225-2016 - RE: COMP. PLAN - ACCEPT SEQR & ISSUE A NEGATIVE DECLARATION

Motion by Trustee Holcomb, seconded by Trustee Drago, for the Board of Trustees to accept the environmental assessment form and issue a negative declaration of environmental significance for the Comprehensive Plan, WHEREAS, 1, The Lakewood Village Board (hereinafter referred to as Village Trustees) has determined that the action to adopt the Village of Lakewood Comprehensive Plan is a Type 1 Action and that coordinated review is not required as the Village Trustees are the only entity with the authority to adopt the Comprehensive Plan. 2. The Village Trustees have reviewed the Environmental Assessment Form Parts 1, 2 and 3 that were prepared for the adoption of the Village of Lakewood Comprehensive Plan. 3. The Village Trustees have considered the Environmental Assessment Form prepared for this action, comments received from the public, and the proposed Negative Declaration of Environmental Significance. NOW THEREFORE BE IT RESOLVED THAT: 1. The Village Trustees have determined that the information in Part 1 of the EAF is accurate and complete and authorizes the Village Mayor to sign and date the form. 2. The Village Trustees declare that the action to adopt the Village of Lakewood Comprehensive Plan will not have a significant adverse effect on the environment. 3. The Village Trustees further declare that the reasons supporting this negative declaration include: a. Compared with the criteria listed in Section 617.11 of SEQR regulations, all indications are that the proposed action will not cause substantial adverse change in community character, aesthetics, design and natural features; and, b. Review of the proposed Comprehensive Plan and Environmental Assessment Form has indicated that the action to adopt the Comprehensive Plan will not have a significant adverse impact on the environment of the Village of Lakewood. 4. The Mayor is directed to sign the Environmental Assessment Form Part 3 (Negative Declaration of Environmental Significance) 5. The Village Clerk is directed to file copies of the Negative Declaration of Environmental Significance and Attachment thereto with the Village of Lakewood and to notify the Environmental Notice Bulletin. Adopted: 3 ayes, no nays (Barnes, Drago, Holcomb)

RESOLUTION #226-2016 - ACCEPT THE RESIGNATION OF TRUSTEE DAVID J. DI SALVO

Mayor Birrittieri indicated Trustee Di Salvo has opted not to complete the final year of his four year term. She then read Trustee Di Salvo's letter of resignation dated December 28, 2016. In it Trustee Di Salvo cited other commitments and his desire to spend more time with family as the main factors in coming to his decision to step down.

Mayor Birrittieri indicated she was saddened to learn of Trustee Di Salvo's decision. As a Professional Planner Mr. Di Salvo offered a tremendous amount of expertise in moving forward with the Village of Lakewood's Comprehensive Plan, which ironically is expected to be adopted later this evening. Mayor Birrittieri, on behalf of the Board of Trustees and the residents of the Village of Lakewood, thanked Mr. Di Salvo for his public service, his time and the energy he put forth. Good job Mr. Di Salvo and thanks again.

JANUARY 9, 2017 (CONTINUED)

Motion by Trustee Holcomb, seconded by Trustee Drago, to accept the resignation of Trustee David J. Di Salvo, effective January 4, 2017. Mr. Di Salvo served as Trustee since April 1, 2013, after being elected at the General Village Election held March 19, 2013.

Adopted: 3 ayes, no nays (Barnes, Drago, Holcomb)

#### OPEN ANNUAL ORGANIZATIONAL MEETING

Mayor Birrittieri opened the Annual Organizational Meeting of the Village of Lakewood with her appointment of Mr. Edward J. McCague, 12 Park Lane, as Village Trustee/Deputy Mayor, who will complete the unexpired term of the office previously held by Mr. David J. Di Salvo, which runs through December 2017.

Village Clerk Johnson proceeded to administer the Oath of Office to Trustee/Deputy Mayor McCague, who then received a round of applause from those in attendance.

Mayor Birrittieri indicated the appointment of Mr. McCague creates a vacancy on the Planning Board and with that she is pleased to appoint John L. Shedd, 7 Walnut Street, as the Planning Board's newest member. Mayor Birrittieri indicated Mr. Shedd, who is a registered architect, will bring a wealth of knowledge to the Planning Board.

#### MAYOR'S APPOINTMENTS

Deputy Mayor:	Edward J. McCague	
Auditing Committee:	Susan F. Drago*	Ellen E.
Barnes		
Streets & Sidewalks Committee:	Edward J. McCague*	Susan
F. Drago		
Building Committee:	Ellen E. Barnes*	Susan F.
Drago		
Public Safety Committee:	Ellen E. Barnes*	Randall G.
Holcomb		
Finance Committee:	Randall G. Holcomb*	
Edward J. McCague		
Parks & Recreation Committee:	Susan F. Drago*	
Edward J. McCague		
Personnel Committee	Randall G. Holcomb*	Ellen
E. Barnes		
Planning & Zoning Committee:	Edward J. McCague*	
Randall J. Holcomb		

Denotes Committee Chairperson \*

LIAISON POSITIONS

Tree Committee Liaison: Edward J. McCague  
Library Liaison: Susan F. Drago  
History Museum Liaison: Ellen E. Barnes  
Citizen's Budget Advisory Liaison: Randall G. Holcomb  
Events & Marketing Liaison: Cara Birrittieri  
Comp. Plan Implementation Liaison: Edward J. McCague

ONE YEAR TERMS TO EXPIRE JANUARY 2018

D.P.W. Supervisor: Thomas R. Pilling 29 Harlem Ave.  
Building Inspector: Jeffrey A. Swanson 132 Creek Road  
Village Historian: Susan G. Lane 188 E. Terrace Ave.

JANUARY 9, 2017 (CONTINUED)

VILLAGE PLANNING BOARD

Kaie Smith\*\* 24 Park Lane Term  
Ending: January 2019  
Martin F. Idzik \* 37 W. Terrace Ave. Term  
Ending: January 2022  
Richard Rose 42 Gifford Ave. Term  
Ending: January 2021  
John Jablonski, III 213 Spruce Street Term Ending:  
January 2018  
John L. Shedd 7 Walnut Street Term  
Ending: January 2020

VILLAGE ZONING BOARD OF APPEALS

William F. Chandler\*\* 207 W. Summit Street Term  
Ending: January 2018  
Myra V. Blasius\* 19 Owana Way Term Ending:  
January 2022  
Louis S. Drago, Jr. 9 Brook Street Term  
Ending: January 2019  
Duane F. Anderson 115 W. Terrace Ave. Term Ending:  
January 2020  
Gary M. Segrue 16 E. Terrace Ave. Term  
Ending: January 2021

RESOLUTION #227-2017 - APPROVE ZONING BOARD OF APPEALS APPOINTMENT

Motion by Trustee Drago, seconded by Trustee McCague, to approve Mayor Birrittieri's appointment of Ms. Myra V. Blasius, 19 Owana Way, as a member

of the Zoning Board of Appeals, whose five (5) year term will end January 2022.

Adopted: 4 ayes, no nays (Barnes, Drago, Holcomb, McCague)

#### FIRST REGULAR MEETING OF THE VILLAGE BOARD OF TRUSTEES

Mayor Cara Birrittieri called the first regular meeting of the Village of Lakewood Board of Trustees for the new official year to order.

#### RESOLUTION #1-2017 - OFFICIAL BANKS

Motion by Trustee Holcomb, seconded by Trustee Drago, per the recommendation of Village Treasurer Andrea J. Windoft, that M & T Bank of W.N.Y., Community Bank and Five Star Bank 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, consisting of either Mayor Cara Birrittieri or Deputy Mayor Edward J. McCague and either Village Treasurer Andrea J. Windoft or Deputy Treasurer Joseph M. Johnson.

Adopted: 4 ayes, no nays (Barnes, Drago, Holcomb, McCague)

#### RESOLUTION #2-2017 - OFFICIAL NEWSPAPER

Motion by Trustee Drago, seconded by Trustee McCague, that The Post-Journal, Jamestown, N.Y. be designated as the official newspaper of the Village of Lakewood.

Adopted: 4 ayes, no nays (Barnes, Drago, Holcomb, McCague)

JANUARY 9, 2017 (CONTINUED)

#### RESOLUTION #3-2017 - SET MILEAGE ALLOWANCE

Motion by Trustee McCague, seconded by Trustee Drago, WHEREAS the Board of Trustees of the Village of Lakewood has determined to pay a fixed rate for mileage 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 a rate as calculated semi-annually by the Internal Revenue Service. The current rate per mile is \$ .535. This resolution shall take effect immediately.

Adopted: 4 ayes, no nays (Barnes, Drago, Holcomb, McCague)

#### RESOLUTION #4-2017 - SET REGULAR BOARD MEETING SCHEDULE

Motion by Trustee Drago, seconded by Trustee Holcomb, per the recommendation of Mayor Birrittieri, 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, New York at 6:30 PM, 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, Board of Trustees, respective department heads and the media shall be advised in writing when practicable.

Adopted: 4 ayes, no nays (Barnes, Drago, Holcomb, McCague)

RESOLUTION #5-2017 - AUTHORIZE ADVANCE APPROVAL OF CLAIMS

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

Adopted: 4 ayes, no nays (Barnes, Drago, Holcomb, McCague)

RESOLUTION #6-2017 - AUTHORIZE ACH PAYMENTS TO THE VILLAGE OF LAKEWOOD

Motion by Trustee Holcomb, seconded by Trustee McCague, authorizing Village Treasurer Andrea J. Windoft to process ACH payments made to the Village of Lakewood from Corna-Kokosing, Westerville, Ohio. Corna- Kokosing is an engineering firm that does remodels in the Chautauqua Mall and will be paying any building permit fees electronically.

Adopted: 4 ayes, no nays (Barnes, Drago, Holcomb, McCague)

RESOLUTION #7-2017 - SET TIME & DATE FOR PUBLIC HEARING

Motion by Trustee McCague, seconded by Trustee Drago, to set 6:45, Monday, January 23, 2017, as the time and date to conduct a public hearing on a Special Use Permit application, (sale and consumption of alcoholic beverages at a restaurant/bar), as submitted by Mr. Dean M. Wells, Warren PA, regarding his plans to utilize the building and property at 140 West Fairmount Ave. as a Hog Wild BBQ restaurant/bar.

Adopted: 4 ayes, no nays (Barnes, Drago, Holcomb, McCague)

RECESS

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

Adopted: 4 ayes, no nays (Barnes, Drago, Holcomb, McCague)

JANUARY 9, 2017 (CONTINUED)

PUBLIC HEARING: 7:30 PM  
ADOPT THE COMPREHENSIVE PLAN  
OF THE VILLAGE OF LAKEWOOD

Mayor Birrittieri opened the public hearing at 7:30 PM, and asked if anyone in attendance had any questions or comments about the Village of Lakewood's Comprehensive Plan as prepared and presented by Peter J. Smith & Company, Inc., Buffalo, N.Y. Mayor Birrittieri said she is very thankful to everyone who contributed to the Comprehensive Plan and is proud to get to this point in the process where it now can be adopted. Mayor Birrittieri encouraged all residents to take a look at it, on line or the "hard copies" available at the Clerk's Office and the Lakewood Memorial Library.

Trustee Barnes echoed Mayor Birrittieri sentiments by thanking everyone

involved for their hard work, time and energy in putting this document together and looks forward to seeing some of the Comprehensive Plan's objective and goals implemented.

Village Attorney LaMancuso indicated he would like to make one minor change to the fourth WHEREAS clause in the proposed resolution to adopt the Comprehensive Plan that didn't get included in its final draft. The change is merely adding some additional language to the clause.

Trustee McCague, Chairman of the Comprehensive Plan Steering Committee, said as we near adopting the Comprehensive Plan, he would like to express his sincere thanks to Ms. Holberg for her professionalism from start to finish, in developing and producing a wonderful document. Trustee McCague then thanked members of the Steering Committee for their time and dedication in seeing this project to fruition.

With no one else to be heard, Mayor Birrittieri closed the public hearing at 7:37 PM and proceeded to reopen the regular meeting of the Board of Trustees.

#### RESOLUTION #8-2017 - ADOPTION OF THE VILLAGE OF LAKEWOOD'S COMPREHENSIVE PLAN

Motion by Trustee McCague, seconded by Trustee Drago, WHEREAS, the Board of Trustees of the Village of Lakewood ("Village") is responsible for the Preparation and adoption of the Village of Lakewood Comprehensive Plan, pursuant to Section 7-722 of Village Law; and WHEREAS, the Board of Trustees has duly appointed a Comprehensive Plan Steering Committee to investigate and report to the Board of Trustees on the advisability of the adoption of and creation of a Village of lakewood Comprehensive Plan ("Comprehensive Plan"); and WHEREAS, the Comprehensive Plan Steering Committee did hold one or more public hearings and such other meetings as it deemed necessary to assume full opportunity for citizen participation; and WHEREAS, the Comprehensive Plan Steering Committee, in collaboration with the residents of the Village of Lakewood and planning consultants, Peter J. Smith & Company, Inc., caused to be prepared a proposed village comprehensive plan; and WHEREAS, the Board of Trustees received the said Comprehensive Plan for review and adoption in accordance with Section 7-722(7) of Village Law, and WHEREAS, the Village desired to be proactive in dealing with regional and inter-municipal issues, protecting its resources, and planning for community and/or service needs; and WHEREAS, the Comprehensive Plan Steering Committee, its planning consultants, Peter J. Smith & Company, Inc., and Village residents, undertook comprehensive study of the historic and existing conditions in the Village of Lakewood and the surrounding vicinity; identified issues and opportunities; analyzed numerous topics and potential options; and developed goals, objectives, policy recommendations, and implementation strategies, which collectively resulted in the creation of a Comprehensive Plan; and WHEREAS, the Comprehensive Plan is a vision document which identifies the important positive attributes and components which define the Village of Lakewood, and provides a blueprint for the future; and

JANUARY 9, 2017 (CONTINUED)

WHEREAS, the Comprehensive Plan will provide guidance to decision makers, residents, property owners, and organizations through the Comprehensive Plan's Futures Concept, Futures Plan, and Future Land Use Plan, and through its Community Character Policies, Land Use and Zoning Policies, Population

and Housing Policies, Economic Vitality Policies, Environment and Open Space Policies, Infrastructure and Utilities Policies, Transportation Network Policies, and Community Facilities and Services Policies, and, WHEREAS, there has been considerable public participation throughout the process, including a kickoff meeting April 20, 2015; public focus group meetings on May 14, 2015; a public meeting and vision session on June 24, 2015; a public survey distributed during the summer of 2015, and a public hearing of the Board of Trustees on January 9, 2017; and WHEREAS, the Comprehensive Plan steering Committee referred the proposed Comprehensive Plan to the Chautauqua County Department of Planning and Economic Development in accordance with Section 239-1 and m of the New York State General Municipal Law and Section 7-722 (5) (b) of Village Law, and the Chautauqua County Department of Planning & Economic Development responded by means of its letter dated October 7, 2016 wherein the Chautauqua County Department of Planning & Economic Development found that the proposed Comprehensive Plan would have no significant county-wide or inter-community impact and that the proposed plan would be a matter of local concern; and WHEREAS, the Board of Trustees has issued a Negative Declaration dated January 9, 2017 regarding the adoption of the Comprehensive Plan, for the extensive reasoning contained in the full Environmental Assessment Form and Negative Declaration document dated January 7, 2017, and thereby completed the SEGRA review of the proposed action pursuant to the criteria contained in Section 617 of 6 NYCRR, in accordance with Section 7-722(8) of Village Law; NOW THEREFORE BE IT RESOLVED, that the Village of Lakewood Board of Trustees hereby adopts the proposed Comprehensive Plan pursuant to Section 7-722(7) of Village Law of the State of New York; and the said Comprehensive Plan of the Village of Lakewood shall be revised every five years; and the said Comprehensive Plan of the Village of Lakewood shall be filed in the office of the Village Clerk and a copy thereof shall be filed in the office of the Chautauqua County Department of Planning & Economic Development, in accordance with Section 7-722(12) of Village Law.  
Adopted: 4 ayes, no nays (Barnes, Drago, Holcomb, McCague)

#### RESOLUTION #9-2017 - APPROVE BUILDING INSPECTOR SERVICES AGREEMENT

Motion by Trustee Holcomb, seconded by Trustee Drago, to approve a three (3) year service contract agreement between the Village of lakewood and the Town of Busti, whereby the Town of Busti agrees to provide the Village of Lakewood with Building Inspector and Code Enforcement Officer services for which the Village of lakewood agrees to reimburse the Town of Busti 50% of the Building Inspector/Code Enforcement Officer's salary, mileage and other job related expenses, and to authorize Mayor Birrittieri to execute same.  
Adopted: 4 ayes, no nays (Barnes, Drago, Holcomb, McCague)

#### RECESS

Motion by Trustee Drago, seconded by Trustee Barnes, to recess the regular meeting of the Board of Trustees at 7:44 PM, so as to enter into executive session to discuss pending litigation.  
Adopted: 4 ayes, no nays (Barnes, Drago, Holcomb, McCague)

#### EXECUTIVE SESSION

Present at the executive session were Mayor Cara Birrittieri, Trustee Ellen E. Barnes, Trustee Susan F. Drago, Trustee Randall G. Holcomb, Trustee Edward J. McCague, Village Attorney John I. LaMancuso and Village Clerk Joseph M.

Johnson. Motion by Trustee Drago, seconded by Trustee McCague, to adjourn the executive at 8:24 PM and to reopen the regular meeting.  
Adopted: 4 ayes, no nays (Barnes, Drago, Holcomb, McCague)

JANUARY 9, 2017 (CONTINUED)

Motion by Trustee Holcomb, seconded by Trustee and unanimously carried the Board adjourned at  
8:25 PM.

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Joseph M. Johnson  
Village Clerk