

FEBRUARY 25, 2019

The fourth regular meeting of the Board of Trustees of the Village of Lakewood, NY, was held Monday, February 25, 2019 at 6:30 PM, with Deputy Mayor Edward J. McCague presiding. Trustees present were Ellen E. Barnes, Randall G. Holcomb and Douglas L. Schutte. Also present were Deputy Village Clerk Mary B. Currie, 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 Steve Smouse. Absent were Village Clerk Joseph M. Johnson and Building Inspector Jeffrey A. Swanson.

APPROVAL OF MINUTES

Motion by Trustee Schutte, seconded by Trustee Barnes, to approve the minutes of the last regular meeting of the Board of Trustees, held February 11, 2019.

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

AUDIT OF CLAIMS

Motion by Trustee Barnes, seconded by Trustee Schutte, that the claims as audited by the Auditing Committee of the abstracts dated February 25, 2019, be approved and that the Clerk shall execute said abstracts (#39, #40), and direct payment by the Treasurer. Trust & Agency Fund: \$ 57,654.82, (Checks #4654 thru #4665), General Fund: \$ 104,535.28, (Checks #15596 thru #15630).

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

REPORTS

Deputy Mayor McCague thanked John Jablonski, Executive Director of the Chautauqua Watershed Conservancy (CWC), for his presentation on the yearend review and assessment of their activities from the year 2018 and what activities are planned for 2019. Mr. Jablonski's presentation was held during the work session at 6:00 PM. Deputy Mayor McCague also let it be known that the Chautauqua Lake Association (CLA) will be making the same type of presentation at the work session on March 11, 2019.

Deputy Mayor McCague also reported that he has received the executed New York Main Street Grant agreement and hand delivered it to Deputy Clerk Mary B. Currie for filing in the office.

Although DPW Supervisor Thomas Pilling had no report, Trustee Barnes wished to thank Mr. Pilling and his crew for all the great work they do.

Police Chief John R. Bentley submitted the Lakewood-Busti Police Departments annual report to the Board of Trustees and reported that the Lakewood-Busti Police Department has handled one thousand five hundred eighteen incidents year-to-date, three hundred seventy-eight of which have occurred in the past two weeks. Chief Bentley said the department is still working with the FBI on the bank robbery, which is moving forward slowly.

Fire Chief Steve Smouse submitted the Lakewood Volunteer Fire Departments annual report to the board and reported that the Fire Department has responded to one hundred forty-six calls year-to-date.

Deputy Mayor McCague wished to thank Mr. Knowlton, who was in attendance, and the Lakewood Fire Company for the very nice party/banquet which the Board of Trustees had attended the week prior.

Mr. Jackson Knowlton, President of the Lakewood Fire Company, reported that the former water treatment plant on Linwood Ave. has been turned back over to the Lakewood Fire Company and the utilities will be put into the Fire Company's name. The plans for the building are to share it with the Southwestern Area Sports Boosters and to have half of the building made into a snack bar with 2 restrooms to be used when games are being held on the

FEBRUARY 25, 2019 (CONTINUED)

new fireman's ball field. The other half of the building will be used for storage of maintenance supplies. There has also been a camera system installed for the area in hopes of preventing any vandalism to the building or the ball field.

Mr. Knowlton was happy to announce that the Fire Company received a refund check from the National Union Fire Insurance Company, Pittsburgh, PA, who held the Accident and Sickness Policy for the Department, in the amount of \$ 4,649.00. The insurance company stated that the reason for the refund was that because the Fire Department has had no claims submitted from 2015-2017. Since the Village paid the \$ 2,184.00 annual premium, Mr. Knowlton turned the check over to Village Treasurer Andrea Windoft for deposit.

Mr. Knowlton also reported that the Lakewood Fire Company has finalized the sale of the old ladder truck (1990 Simon-Duplex) to the East Dunkirk Fire Department and has already received the check which has been deposited into their apparatus replacement fund.

On behalf of the members of the Lakewood Fire Company, Mr. Knowlton asked the Board of Trustees what the standing of the litigation involving the cell tower was. Mr. Knowlton then commented on the amount of money the Village of Lakewood has spent litigating the cell tower and noted if the cell tower installation would have been approved, the Fire Company would have already collected thousands of dollars in lease revenue from the cell tower company.

Deputy Mayor McCague said because the cell tower is a matter of ongoing litigation any particulars regarding it cannot be discussed in an open forum.

Village Treasurer Andrea J. Windoft reported she had given each member of the Board of Trustees a copy of the Budgetary Processing and if they have any questions to let her know. She also left them each a copy of the Treasurer Duty list they had requested.

Mrs. Windoft also reported that she had given each board member copies of the two (2) quotes which were received today from accounting firms. The Requests for Quotes were sent to four (4) accounting firms for various accounting services with the Village of Lakewood.

COMMITTEE REPORTS

Trustee Ellen E. Barnes reported that the Personnel Committee has met regarding the upcoming vacancy for the Village Treasurer and they do have a prospective replacement.

Trustee Randall G. Holcomb reported that the missing Authorization to Proceed document for the NYSERDA grant, has been signed tonight and will be faxed to them in the morning. With this document finally submitted the village will hopefully be able to move onto the next phase of the NYSERDA grant.

RESOLUTION #31-2019 – AUTHORIZE THE PURCHASE OF TWO POLICE PATROL VEHICLES

Motion by Trustee Barnes, seconded by Trustee Schutte, after much discussion whether to accept the bid for the two police vehicles as a package with one dealer or to split them between two, it was decided to authorize Police Chief John R. Bentley to purchase one (1) new marked 2019 Dodge Charger police patrol car and one (1) new 2019 Dodge Durango Pursuit, as the overall package, from Dave Warren Auto Group, Jamestown, NY. The low bid which was received on February 22, 2019 at 3:00 PM., is \$ 39,986.00 for both vehicles.

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

FEBRUARY 25, 2019 (CONTINUED)

Ms. Nicole Segrue appeared before the Board of Trustees to ask permission to conduct a 5K Run/Walk as a fund raiser for the Lakewood Memorial Library. The event will be presented by the Library Ambassadors Youth Group and will be partnering with Chautauqua Striders. She said they would like to use the streets in Lakewood and are tentatively looking at Saturday, May 11th at 9:00 AM. The kids will be going out to businesses seeking donations in order to be able to have the event, with all proceeds going to the Library.

Chief Bentley said he would be happy to assign a car for the event if Ms. Segrue could supply him with a copy of the route once it has been mapped out.

Trustee Barnes asked Ms. Segrue to submit the date, time & route to the Board of Trustees when it is finalized.

Deputy Mayor McCague commented on what a wonderful thing it is they are doing for the youth group as well as the Library and thanked her.

RESOLUTION #32-2019 – APPROVE USE OF VILLAGE STREETS

Motion by Trustee Barnes, seconded by Trustee Schutte to approve the use of Village of Lakewood streets for a 5K Run/Walk by the Library Ambassadors Youth Group as a fund raiser for the Lakewood Memorial Library. The race is tentatively set for 9:00 AM, Saturday, May 11, 2019.
Adopted: 4 ayes, no nays (Barnes, Holcomb, McCague, Schutte)

RESOLUTION #33-2019 – AUTHORIZE BENCH PLACED IN LOWE PARK

Motion by Trustee Schutte, seconded by Trustee Holcomb, authorizing Historian Susan Lane to purchase a bench to be placed in Lowe Park. The bench will be similar to the benches at the Chautauqua Ave. and Summit St. intersection. The Board of Trustees will decide where in Lowe Park the bench will be placed and the DPW will bolt it onto a cement pad.
Adopted: 4 ayes, no nays (Barnes, Holcomb, McCague, Schutte)

RESOLUTION #34-2019 – APPROVE PART-TIME POLICE OFFICER APPOINTMENT

Motion by Trustee Holcomb, seconded by Trustee Barnes, per the recommendation of Police Chief John R. Bentley, to approve the appointment of Ms. Hannah M. Silzle, Jamestown, N.Y., as a part-time Police Officer for the Lakewood-Busti Police Department, effective Wednesday February 27, 2019. Ms. Silzle will be compensated at a rate of \$ 16.49/hr.
Adopted: 4 ayes, no nays (Barnes, Holcomb, McCague, Schutte)

RESOLUTION #35-2019 – APPROVE USE OF VILLAGE PARK AND STREETS

Motion by Trustee Barnes, seconded by Trustee Schutte to approve the use of Richard O. Hartley Park and the Village of Lakewood streets for the Cystic Fibrosis Foundation of WNY's annual Jamestown Great Strides three mile walk fundraiser. The walk will be Sunday, May 19, 2019 and begin at 12:00 noon.
Adopted: 4 ayes, no nays (Barnes, Holcomb, McCague, Schutte)

ANYONE TO BE HEARD

Ms. Nancy Jones, 215 Locust St., appeared before the Board of Trustees asking if someone could explain to her about a loan for \$ 450,000.00 that she had heard the Village has asked the County for and wondered why the village needed it.

FEBRUARY 25, 2019 (CONTINUED)

Deputy Mayor McCague explained that it is not a loan and the village did not ask for it. He said it is basically a zero percent line of credit that the county has extended to the village in support of our Storm Water Management Projects. Mr. McCague said the County did it to help us with our cash flow and that the grants will be reimbursing the county for the total amount of money we used for that purpose.

Ms. Jones then questioned the \$77,000.00 that the village will have to come up with for its portion of the Chautauqua Ave. Green Main Street Retrofit project, which she feels is just a beautification project, and would like to know how that will be paid.

Trustee Schutte said that a large percentage of that will be in-kind services.

Ms. Jones was concerned that the village will have to hire another person for the DPW in order to do all the work that is being planned. She feels what little bit that project will actually do is not going to make a difference in the outcome of the lake and that something else needs to be done.

Other subjects that were questioned by Ms. Jones were the current cost and litigation of the cell tower and the illegal use of the upstairs auditorium in the Anthony C. Caprino Municipal Building, in that it isn't handicapped accessible.

RECESS

Motion by Trustee Barnes, seconded by Trustee Holcomb, to recess the regular meeting of the Board of Trustees at 7:17 PM, so as to enter into executive session for the purpose of discussing ongoing litigation.

EXECUTIVE SESSION

Present at the executive session were Deputy Mayor Edward J. McCague, Trustee Ellen E. Barnes, Trustee Randall G. Holcomb, Trustee Douglas L. Schutte, Village Attorney John I. LaMancuso and Deputy Clerk-Treasurer Mary B. Currie. Motion by Trustee Holcomb, seconded by Trustee Schutte, to adjourn the executive session at 7:54 PM

Motion by Trustee Barnes, second by Trustee Schutte, and unanimously carried the Board adjourned at 7:55 PM.

Mary B. Currie
Deputy Village Clerk