

APRIL 10, 2023

The seventh regular meeting of the Board of Trustees of the Village of Lakewood, N.Y., was held, Monday, April 10, 2023, 6:30 PM, with Mayor Randall G. Holcomb presiding. Trustees present were Ellen E. Barnes, R. Richard Fischer, Nancy W. Jones and Benjamin J. Troche. Also present were Village Clerk Mary B. Currie, Village Treasurer Apryl L. Troutman, Police Chief Christopher A. DePonceau and Fire Chief Kurt Hallberg. Absent were Village Attorney John I. LaMancuso, DPW Supervisor Thomas R. Pilling and Building Inspector Jeff Swanson. At the work session the Board of Trustees asked the Village Clerk to send a letter to Mr. Henry De Cola, 117 Harris Ave. Jamestown, NY asking him to have his dog on a leash at all time when he is not inside the gates at the dog park.

APPROVAL OF MINUTES

Motion by Trustee Fischer, seconded by Trustee Troche, to approve the minutes of the last regular meeting of the Board of Trustees held March 27, 2023.

Adopted: 4 ayes, no nays (Barnes, Fischer, Jones, Troche)

AUDIT OF CLAIMS

Motion by Trustee Barnes, seconded by Trustee Jones, that the claims as audited by the Auditing Committee of the abstracts dated April 10, 2023, be approved and that the Clerk shall execute said abstracts and direct payment by the Treasurer. Abstracts (#46 & #46) Trust & Agency Fund: \$ 58,640.42, General Fund: \$ 54,590.42, (checks #19658 thru #19695),

Adopted: 4 ayes, no nays (Barnes, Fischer, Jones, Troche)

REPORTS

Police Chief Christopher A. DePonceau reported the Lakewood-Busti Police Department has had three hundred twenty-nine incidents from March 27, 2023 to April 10, 2023 which included ten alarms, ninety business checks, six check well beings, four larceny complaints, ten motor vehicle accidents, forty-one property checks, six shoplifting incidents, six suspicious situations, eight vehicle complaints, forty-four vehicle stops and twelve warrants that were served and/or entered into the system. He added the L-BPD has handled two thousand four hundred thirty-nine incidents year to date.

Chief DePonceau also introduced Mr. Hunter Teboe, Falconer, N.Y. and asked the Board of Trustees if they would take action this evening on hiring Mr. Teboe as a new part-time police officer for the L-BPD.

Fire Chief Kurt Hallberg reported the Lakewood Fire Department has responded to two hundred eighty alarms year to date.

Chief Hallberg said the pick-up trucks have all been supplied with water cans and are ready for brush and/or grass fires, two of which the LFD has already responded to.

Chief Hallberg also reported that on Sunday, April 16th the LFD will be on stand by for the fireworks at the Lakewood Rod & Gun Club, as part of the Town of Busti Bicentennial celebration.

Village Treasurer Apryl L. Troutman reported that on April 4, 2023 she filed the SLFRF compliance report which is a summary of the way the village used the Federal ARPA funds over the past two years. She noted copies of the report have been provided to members of the Board of Trustees and a copy is on file at the Clerk's Office for review by the public.

April 10, 2023 (continued)

RESOLUTION #69-2023 - AMEND TENTATIVE BUDGET DATED MARCH 27, 2023

Motion by Trustee Barnes, seconded by Trustee Troche, that the Board of Trustees of the Village of Lakewood amend the tentative budget, dated March 27, 2023 with the following changes:

- Reduce Law Personnel Services, account A-1420.10 from \$ 20,000.00 to \$17,500.00, (less \$ 2,500.00).
- Reduce Police Salaries, (full-time), account A-3120.10 from \$ 857,400.00 to \$ 856,700.00, (less \$ 700.00).
- Increase Police Salaries (part-time), account A3120.12 from \$ 192,200.00 to \$ 196,400.00, (add \$4,200.00)
- Reduce it by Police Contractual, account A3120.40 from \$ 53,350.00 to \$ 51,000.00, (less \$ 2,350.00).
- Increase DPW Salaries, account A5110.10 from \$ 298,500.00 to \$ 300,500.00, (add \$ 2,000.00).
- Reduce DPW Contractual, account A5110.40 from \$ 98,700.00 to \$ 96,700.00, (less \$ 2,000.00).
- Reduce Lifeguard Salaries, account A7140.11 from \$ 20,000.00 to \$18,000.00, (less \$ 2,000.00).

Adopted: 4 ayes, no nays (Barnes, Fischer, Jones, Troche)

Trustee Troche thanked the Village Department Heads and Village Treasurer Troutman for all the work they did helping them with these changes and get the budget reduced from the previous year's budget.

RECESS

Motion by Trustee Barnes, seconded by Trustee Jones, to recess the regular meeting of the Board of Trustees at 6:40 PM, so as to conduct a previously scheduled public hearing.

PUBLIC HEARING: 6:35 PM
VILLAGE OF LAKEWOOD'S TENTATIVE BUDGET
FISCAL YEAR: JUNE 1, 2023 – MAY 31, 2024

Mayor Holcomb opened the public hearing on the Village of Lakewood's Tentative Budget for the fiscal year June 1, 2023 – May 31, 2024 at 6:40 PM. Mayor Holcomb asked if there was anyone in attendance who had any questions or comments about this year's tentative budget.

Mr. John Jablonski, 213 Spruce St., asked what funding they have in the budget for Watershed activities for the coming year and how it compares to last year budget.

Treasurer Troutman said that was increased this year by \$ 5,000.00, so it is now up to \$ 15,000.00.

Mr. Jablonski asked what the funding is for the Lake Management agencies.

Ms. Troutman said, that stayed the same as the current budget, it is a line item right now, nothing has been allocated to specific agencies. She said the Board of Trustees has not yet decided the amount each agency will be receiving.

With no one else to be heard, motion by Trustee Barnes, second by Trustee Jones, to closed the public hearing and re-opened the regular meeting at 6:44 PM.

RESOLUTION #70-2023 ADOPT 2023-2024 TENTATIVE VILLAGE BUDGET

Motion by Trustee Troche, seconded by Trustee Barnes, per the recommendation of Mayor Randall G. Holcomb for the Board of Trustees to adopt the Village of Lakewood tentative budget, in the amount of \$ 2,008,951.00 for the fiscal year of June 1, 2023 – May 31, 2024 making appropriations for the conduct of Village government and establishing the rate of compensation for its elected officials which will remain at the previous year's rates: Mayor: \$ 7,500.00, Trustees: \$ 3,500.00

WHEREAS the Board of Trustees conducted a public hearing on the tentative budget at the time and place specified in the notice of public hearing and heard all persons desiring to be heard;

THEREFORE BE IT RESOLVED that the tentative budget as presented hereby be adopted.

NOTE: The newly adopted budget reflects a tax rate of \$ 8.05533/1,000 assessed valuation which is a decrease of \$.041499/1,000 assessed valuation when compared with last year's budget.

Adopted: 4 ayes, no nays (Barnes, Fischer, Jones, Troche)

April 10, 2023 (continued)

RESOLUTION #71-2023 – APPROVE USE OF VILLAGE STREETS

Motion by Trustee Fischer, seconded by Trustee Barnes, to approve the Lakewood YMCA to use the village streets and Richard O. Hartley Park for the annual Firecracker 10K and 2 mile run on Tuesday, July 4, 2023, beginning at 9:00 AM.

Adopted: 4 ayes, no nays (Barnes, Fischer, Jones, Troche)

Mr. John Barber, Vice President of Operations at the YMCA introduced himself and thanked the Board of Trustee for allowing the YMCA to continue holding their annual Firecracker 10K Run in the village on the 4th of July. He said the Firecracker event is highly attended by many people and is a really fun time.

RESOLUTION #72-2023 – APPROVE USE OF HARTLEY PARK FOR YMCA FITNESS PROGRAMS

Motion by Trustee Barnes, seconded by Trustee Fischer, to approve the Jamestown YMCA to utilize Richard O. Hartley Park as the site for their Fitness in the Parks programs this summer. The programs will run from June 1st thru August 26th and will be held Monday's and Thursday's at 11:00 AM.

Adopted: 4 ayes, no nays (Barnes, Fischer, Jones, Troche)

RESOLUTION #73-2023 – APPROVE RE-HIRING OF SEASONAL PARKS DEPT. EMPLOYEE

Motion by Trustee Barnes, seconded by Trustee Jones, to approve re-hiring of Mr. James D. Fye, as a seasonal Parks Department employee, with an effective date of re-hire on April 19, 2023. Per the recommendation of DPW Supervisor Thomas R. Pilling, Mr. Fye will be compensated at the rate of \$15.95/hr.

Adopted: 4 ayes, no nays (Barnes, Fischer, Jones, Troche)

RESOLUTION #74-2023 – APPROVE HIRING PART TIME POLICE OFFICER

Motion by Trustee Troche, seconded by Trustee Jones, to approve hiring of Mr. Hunter Teboe, Falconer, N.Y., as a part-time Police Officer for the Lakewood-Busti Police Department. Per the recommendation of Chief DePonceau, Officer Teboe's date of hire will be April 17, 2023 and he will be compensated at the rate of \$18.00 per hour.

Adopted: 4 ayes, no nays (Barnes, Fischer, Jones, Troche)

RESOLUTION #75-2023 – APPROVE 2023 LAROW DOCK PERMITS

Motion by Trustee Fischer, seconded by Trustee Barnes, to approve the 2023 LAROW Dock Permit applications as submitted by: Mr. Anthony Costanzo, 138 E. Terrace Ave., for the Oakland Ave. R-O-W., Denise & David Doane, 127 Erie St., for the Lowe Ave. R-O-W., Mr. Steven P. Johnson, 26 Harlem Ave., for the Harlem Ave. R-O-W. **NOTE:** The Lakewood Volunteer Fire Department will be housing the rescue boat on that dock again this year, therefore the Lakewood Fire Company will carry the insurance.

Adopted: 4 ayes, no nays (Barnes, Fischer, Jones, Troche)

RESOLUTION #76-2023 – AUTHORIZE REQUEST FOR QUOTES RE: “JUNK PICK-UP”

Motion by Trustee Fischer, seconded by Trustee Troche, authorizing Village Clerk Mary B. Currie to request quotes for the Village of Lakewood Annual Junk Pick-up and ask to have it commence on June 5, 2023. The quotes are to be received at the Village Clerks Office on or before 2:00 PM, Friday, May 12, 2023.

Adopted: 4 ayes, no nays (Barnes, Fischer, Jones, Troche)

April 10, 2023 (continued)

RESOLUTION #77-2023 – AUTHORIZE MID-YEAR BUDGET TRANSFERS

Motion by Trustee Troche, seconded by Trustee Barnes, to authorize Village Treasurer Apryl L. Troutman to make the following mid-year budget transfers for budget shortfalls as follows: \$23.39 from A1620.40 {Buildings – Contractual} to A1620.42 {Buildings – Contractual National Grid}, \$425.95 from A3410.40 {LFD – Contractual} to A1920.40 {Municipal Assoc. Dues – Contractual}, \$163.98 from A3120.10 {Police – Salaries} to A3120.11 {Police – Salaries – Overtime}, \$1,707.46 from A3120.40 {Police – Contractual} to A3120.42 {Police – Contractual – Gasoline}, \$610.61 from A5110.40 {Street Maint. – Contractual} to A5110.43 {Street Maint. – Vehicle Maint.}.

Adopted: 4 ayes, no nays (Barnes, Fischer, Jones, Troche)

RESOLUTION #78-2023 – AUTHORIZE BUDGET MODIFICATION

Motion by Trustee Fischer, seconded by Trustee Barnes, to authorize Village Treasurer Apryl L. Troutman to make the following mid-year budget modifications for budget shortfalls: \$500 from A3410.45 {LFD – Diesel Fuel} to A3410.44 {LFD – Gasoline}, \$1,000.00 from A3410.43 {LFD – Equip Maint/Testing} to A3410.49 {LFD – EMS Supplies}.

Adopted: 4 ayes, no nays (Barnes, Fischer, Jones, Troche)

RESOLUTION #79-2023 – APPROVE DPW SUPERVISOR PAY INCREASE

Motion by Trustee Barnes, seconded by Trustee Troche, to approve a salary increase of \$ 2,000.00 for Department of Public Works Supervisor, Thomas R. Pilling which will be effective with the 2023-2024 village budget and to be added after the 3.5% annual pay increase, bringing his annual salary to \$73,451.43.

Adopted: 4 ayes, no nays (Barnes, Fischer, Jones, Troche)

RESOLUTION #80-2023 – APPROVE POLICE DEPARTMENT RECEPTIONIST PAY INCREASE

Motion by Trustee Barnes, seconded by Trustee Fischer, to approve a salary increase of \$ 1.00/hour for L-BPD receptionist, Megan McCartney, which will be effective with the 2023-2024 village budget and to be added after the 3.5% annual pay increase, bringing her annual wage to \$ 20.00/hour.

Adopted: 4 ayes, no nays (Barnes, Fischer, Jones, Troche)

RESOLUTION #81-2023 – APPROVE PART-TIME POLICE OFFICERS STARTING PAY

Motion by Trustee Barnes, seconded by Trustee Troche, to approve part-time police officers starting pay from \$ 18.50/hour to \$ 19.50/hour, then after completing the 6 month probationary period increase to \$ 20.00/hour. After one (1) year of service, part-time police officer pay will increase to \$ 21.00/hour.

Adopted: 4 ayes, no nays (Barnes, Fischer, Jones, Troche)

Trustee Troche said the reason for this increase in wages is to keep the Village of Lakewood comparable with other police officers in the area, which are becoming hard to find, and will help with their recruitment.

RESOLUTION #82-2023 – APPROVE PART-TIME POLICE OFFICERS PAY INCREASES

Motion by Trustee Barnes, seconded by Trustee Troche, to approve wage increases for the following part-time L-BPD Police Officers: Officer Noel Guttman, wage increase from \$ 24.40/hour to \$ 25.50/hour, Officer Douglas Goodwin, wage increase from \$ 24.40/hour to \$ 25.50/hour, Officer Jared Gustafson, wage increase from \$ 21.62/hour to \$ 23.00/hour, Officer Andrew Shilling, wage increase from \$ 19.22/hour to \$ 22.00/hour and Officer Sam Robinson, wage increase from \$ 18.00/hour to \$ 21.00/hour, all to be effective as of June 2023.

Adopted: 4 ayes, no nays (Barnes, Fischer, Jones, Troche)

April 10, 2023 (continued)

RESOLUTION #83-2023 – APPROVE CHANGES TO THE PERSONNEL POLICIES & PROCEDURES PART-TIME POLICE OFFICERS NIGHT SHIFT

Motion by Trustee Barnes, seconded by Trustee Troche, to approve changes to the Village of Lakewood Personnel Policies & Procedures, Article II, Section 6, by increasing the part time police officer night differential rate that is currently \$.85/hour to \$1.20/hour and extend the nighttime differential time period which is currently 10:00 pm to 6:00 am to 6:00 pm to 6:00 am., effective June 2023.

Adopted: 4 ayes, no nays (Barnes, Fischer, Jones, Troche)

RESOLUTION #84-2023 – APPROVE CHANGES TO THE PERSONNEL POLICIES & PROCEDURES PART-TIME POLICE OFFICERS CLOTHING ALLOWANCE

Motion by Trustee Barnes, seconded by Trustee Fischer, to approve changes to the Village of Lakewood Personnel Policies & Procedures, Article III, Section 6B, by increasing the part time police officer clothing allowance, after completing the six (6) month probationary period, from \$ 50.00 per year, to \$ 100.00 per year and extend the period of purchase from October 1st through March 31st, effective June 2023.

Adopted: 4 ayes, no nays (Barnes, Fischer, Jones, Troche)

ANYONE TO BE HEARD

Mrs. Marian Anderson, 115 West Terrace Ave., appeared before the Board of Trustees questioning why there has never been any response to a letter she submitted to the village in September 2021 about a couple of village trees on Winchester Rd. that are dying and continually dropping dead branches. She asked if instead of someone driving by and looking at them could someone please stop by and check them out.

Mrs. Anderson said these are big trees and have so many dead branches, that with the last two wind storms, they took 13 barrels of debris to the village brush dump. She said if it is determined the trees are not dead and don't need to come down, something needs to be done about them before a branch comes down on an automobile or a person walking by.

Trustee Troche indicated he would talk with DPW Supervisor Tom Pilling and make sure he stops by to take a good look at those trees.

Mr. Mark Schreiber, 225 W. Summit St., said a couple years ago when he purchased his home he inquired about putting a dock in at Lowe Park. At that time he was told there were 108 residents within the Lowe subdivision and according to the deed on file at the Village Clerk's Office that could not happen. Mr. Schreiber said he and his wife have since been to the county and researched those deeds and found there are only 4 deeds, within that subdivision, that have deeded access through that park. He then asked what good is a right-of-way (lake access) through Lowe Park, if it was not intended for a dock to be on it for people to use.

Mr. Schreiber asked if there was a dock there when the property was originally deeded to Lakewood and said what good is a right of way through that park if it was not intended for a dock to be on it for people to use.

Mayor Holcomb indicated to Mr. Schreiber that we will check with the village attorney and have an answer for you by the next Village Board meeting.

Motion by Trustee Jones, seconded by Trustee Barnes and unanimously carried the Board adjourned at 7:13 PM.

Mary B. Currie
Village Clerk