

April 11, 2016

Members Present: Trustees Graham and McMartin-Eck. Also present were newly elected Trustees Ken Lauer and Joseph Biggs Johnson, Jesse Stocking of Village Maintenance and resident Linda Tucker. Mayor Bielec was absent.

Clerk Thomas administered Oath of Office to Ken Lauer and Joseph Biggs Johnson as Trustees for two years from 4/4/16 – 4/3/18.

Clerk read an email from Mayor Dave Bielec appointing Trustee Johnson as Deputy Mayor. Deputy Mayor Johnson opened the Annual Organizational meeting at 6:35 pm, followed by the Pledge of Allegiance.

Deputy Mayor Johnson opened the Public Hearing for the budget at 6:37 pm.

Resident Linda Tucker presented some questions regarding the budget to the Board. She questioned the decrease in personal service amount and increases in the equipment and contractual line items budgeted for the Police department. The Board explained the personal service reduction was partially due to no-shows by some of the Police personnel and based on hours projected for the coming year. The Board also mentioned that increases in Equipment and Contractual were based on the pending Police Union contract specifying that one of the vehicles will need to be replaced and additional training and other items that are included in the pending contract.

Ms. Tucker questioned where the Police contract stands at this time. The Board informed her it is now in the hands of the Police Union to be ratified. She also mentioned a concern regarding the police officers parking at the cemetery in a manner that blocks the south entrance to the cemetery. Board members said they will speak to the officers.

Ms. Tucker also questioned the sewer revenue permit fees and the Board updated her on the source of the fees. Ms. Tucker said she had no further questions at the time.

The Board also briefly talked about the status of TA Truck Stop with regard to hooking into the sewer system. Trustee Graham informed the Board that things are now moving along and part of the hold-up had been that they needed to hire their own Engineers for the project.

Jesse Stocking spoke to the Board regarding replacement cost for the sidewalk machine/mower. He mentioned that State bid price has been increasing on a regular basis and the current price is only good for a very short time before another increase. He said he has priced out the machine 3 times already. He also said there is a 3 month lead time for delivery so in order to lock in the current price the machine would need to be ordered right away for delivery in June or July.

Mr. Stocking presented figures based on utilizing a portion of the Chips funds that were unused for 2015-16 fiscal year and a portion of the 2016-17 Chips funds. He also anticipates being able to sell the old machine for at least \$10,000 to utilize towards the new machine. He did mention they would need to keep the old one until the new one comes in

so he would still have a machine to use in the interim, so would not be able to put it out for bid right away. The Board discussed the matter briefly.

Motion was made by Trustee Graham and seconded by Trustee McMartin-Eck to approve the order of the Bobcat Sidewalk Machine/Mower from Alexander Equipment for the State Bid price quoted (see attached).

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Dave Bielec				X
Trustee Ken Lauer	X			
Trustee Al Graham	X			
Trustee McMartin-Eck	X			
Trustee Biggs Johnson	X			
<b>VOTE TOTAL</b>	<b>4</b>			<b>1</b>
<b>RESULTS</b>	<b>PASS</b>			

Mr. Stocking said he will get the paperwork ready to drop off at the Village Office and it will need a signature by one of the Trustees.

Mr. Stocking and Linda Tucker left the meeting at 7:04 pm.

Motion was made by Trustee Lauer and seconded by Deputy Mayor Johnson to approve the following appointments pending final approval by Mayor Bielec;

Sandra Thomas	Clerk Treasurer	4/4/16 – 4/4/17
Denise Beal	Deputy Clerk Treasurer	4/4/16 – 4/4/17
Pamela Thurber	Court Clerk	4/4/16 – 4/4/17
Allan Starkweather	Village Historian	4/4/16 – 4/4/17
Edwin Mileham	Acting Village Justice	4/4/16 – 4/4/17

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Dave Bielec				X
Trustee Ken Lauer	X			
Trustee Al Graham	X			
Trustee McMartin-Eck	X			
Trustee Biggs Johnson	X			
<b>VOTE TOTAL</b>	<b>4</b>			<b>1</b>
<b>RESULTS</b>	<b>PASS</b>			

Discussion of departmental assignments for Board members took place. Following is listing of departmental assignments suggested in email from Mayor Bielec.

Sewer – Trustee Graham	Police – Trustee Johnson
Maintenance – Trustee McMartin-Eck	Office, Budget – Trustee Lauer

Motion was made by Trustee Graham and seconded by Trustee McMartin-Eck to approve the above departmental assignments pending final approval by Mayor Bielec.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Dave Bielec				X
Trustee Ken Lauer	X			
Trustee Al Graham	X			
Trustee McMartin-Eck	X			
Trustee Biggs Johnson	X			
<b>VOTE TOTAL</b>	<b>4</b>			<b>1</b>
<b>RESULTS</b>	<b>PASS</b>			

Motion was made by Deputy Mayor Johnson and seconded by Trustee McMartin-Eck to close the Public Hearing for the Budget at 7:12 pm.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Dave Bielec				X
Trustee Ken Lauer	X			
Trustee Al Graham	X			
Trustee McMartin-Eck	X			
Trustee Biggs Johnson	X			
<b>VOTE TOTAL</b>	<b>4</b>			<b>1</b>
<b>RESULTS</b>	<b>PASS</b>			

Motion was made by Trustee Graham and seconded by Deputy Mayor Johnson to approve the 2016-17 Budget as submitted as there were no further questions or comments.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Dave Bielec				X
Trustee Ken Lauer	X			
Trustee Al Graham	X			
Trustee McMartin-Eck	X			
Trustee Biggs Johnson	X			
<b>VOTE TOTAL</b>	<b>4</b>			<b>1</b>

<b>RESULTS</b>	<b>PASS</b>			
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Motion was made by Deputy Mayor Johnson and seconded by Trustee McMartin-Eck to move the following Resolution:

**RESOLVED:** That the Village of Corfu hereby re-adopts the following Village policies as per attached Policy documents:

- Reciprocal Municipal Cooperation Agreement: As adopted February 19, 2009. Whereby the Code/Building Administrator for the Town shall administer and enforce all of the provisions of the New York State Uniform Fire Prevention and Building Codes within the Village in the absence of the Village Code Enforcement Officer; and the Village Code Enforcement Officer will assist the Town in a like manner.
- Municipal Cooperation Policy: As adopted Feb. 19, 2009.
- Procurement Policy: As adopted March 21, 2011.
- Credit Card Policy: As adopted Feb. 28, 2011.
- Investment Policy: As adopted December 8, 2008 and amended April 13, 2015
- Budget Policy: As adopted April 13, 2015.
- Grievance Procedure: As adopted March 14, 2011 and amended April 13, 2015
- Fair Housing Policy: As adopted March 14, 2011.
- Conflict of Interest Policy: As adopted March 28, 2011.
- Shared Service Agreement: As adopted March 21, 2011.
- Cyber Security Notification Policy: As adopted August 27, 2012.
- Fund Balance Policy: As adopted November 12, 2012.
- Blood Borne Pathogens Policy: As adopted December 16, 2011.
- Compliance Policies: which include Equal Employment Opportunity and Harassment Policy as adopted in Employee Handbook September 13, 2010.

The motion was passed on the following vote:

<b>VOTE</b>	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
Mayor Dave Bielec				X
Trustee Ken Lauer	X			
Trustee Al Graham	X			
Trustee McMartin-Eck	X			
Trustee Biggs Johnson	X			
<b>VOTE TOTAL</b>	<b>4</b>			<b>1</b>
<b>RESULTS</b>	<b>PASS</b>			

Motion was made by Trustee Graham and seconded by Trustee McMartin-Eck to appoint Judge O'Connor to oversee the Court Department.

The motion was passed on the following vote:

<b>VOTE</b>	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
Mayor Dave Bielec				X
Trustee Ken Lauer	X			

Trustee Al Graham	X			
Trustee McMartin-Eck	X			
Trustee Biggs Johnson	X			
<b>VOTE TOTAL</b>	<b>4</b>			<b>1</b>
<b>RESULTS</b>	<b>PASS</b>			

Brief discussion took place regarding Village Auditor, Attorney, Engineers and Electrical Supplier, and whether the Board wants to look at any potential change in those positions or suppliers for the 2016-17 Fiscal year.

The Board was presented with information and quote from auditing firm of Drescher & Malecki LLP. After discussion it was agreed that although they had been satisfied with Freed Maxick Auditing Firm, they felt a fresh perspective was needed. Clerk confirmed that she had met with Thomas Malecki of Drescher & Malecki LLP and felt that all the Village's auditing requirements would be met. She had also been assured that the audit would be done in a timely manner to avoid having to file an extension.

Motion by Trustee Graham and seconded by Lauer to move the following Resolution to make the following designations for Fiscal Year 2016-17:

**BE IT RESOLVED**

- That Drescher & Malecki LLP be retained as the Village Auditors for the year-end Financial Audit and Annual Update Document.
- That Charles Grieco of Bond, Schoeneck & King PLLC be retained as the Village Attorney and Melinda Disare of Bond, Schoeneck & King PLLC be retained as Attorney for labor contract negotiations.
- That Chatfield Engineers be retained as the Village Engineers.
- That New Wave Energy Corporation be designated for Village electrical supply service for one-year contract.
- That the Batavia Daily News (aka Northern NY Newspapers Corp) be designated as the official newspaper.
- That M&T Bank, Corfu, NY be designated the official depository of the Village of Corfu.
- That a fixed rate of \$.45/mile for mileage is to be paid as reimbursement to Village Officers and Employees who use their personal automobiles while performing their official Village duties.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Dave Bielec				X
Trustee Ken Lauer	X			
Trustee Al Graham	X			
Trustee McMartin-Eck	X			
Trustee Biggs Johnson	X			

<b>VOTE TOTAL</b>	<b>4</b>			<b>1</b>
<b>RESULTS</b>	<b>PASS</b>			

Motion by Trustee Graham and seconded by Trustee McMartin-Eck that the Village Board meeting be held second Monday of each month at 6:30 pm and Public Works and Public Safety Committee meetings will be held the fourth Monday of the month at 6:30 pm.

The motion was passed on the following vote:

<b>VOTE</b>	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
Mayor Dave Bielec				X
Trustee Ken Lauer	X			
Trustee Al Graham	X			
Trustee McMartin-Eck	X			
Trustee Biggs Johnson	X			
<b>VOTE TOTAL</b>	<b>4</b>			<b>1</b>
<b>RESULTS</b>	<b>PASS</b>			

Motion by Trustee Graham and seconded by Deputy Mayor Johnson to establish special meetings of the Board of Trustees as follows:

The Mayor and Trustees of the Village shall constitute the Board of Trustees thereof. The Board shall meet at six-thirty o'clock in the evening (6:30 pm) of the first Monday in the month following the annual election and such meeting is known as the Organizational meeting of the Board. The Board shall hold other regular meetings at such times and places in the Village as it shall by resolution provide. Special meetings may be called by the Mayor or any two Trustees, by causing a written notice, specifying the time and place thereof, to be served upon each member of the Board, personally, at least one hour, or by leaving a notice at his/her residence or place of business with some person of suitable age or discretion, or by email, at least twenty-four hours before the time of the meeting, or by mailing such notice at least seventy-two hours before such meeting. Any meeting may be adjourned to a later date, but not for more than three weeks. (See Section 87 of Village Law)

The motion was passed on the following vote:

<b>VOTE</b>	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
Mayor Dave Bielec				X
Trustee Ken Lauer	X			
Trustee Al Graham	X			
Trustee McMartin-Eck	X			
Trustee Biggs Johnson	X			
<b>VOTE TOTAL</b>	<b>4</b>			<b>1</b>
<b>RESULTS</b>	<b>PASS</b>			

Pursuant to Village Law 5-524(6), motion by Trustee McMartin-Eck and seconded by

Trustee Lauer to move the following resolution:

**RESOLVED:** That the Board of Trustees authorizes payment in advance of audit of claims for public utility services, postage, freight and discounted invoice charges. All such claims must be presented at the next regular meeting for audit and the claimant and the officer incurring or approving the claim are jointly and severally liable for any amount the Board of Trustees disallows;  
**AND** that this resolution is effective immediately.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Dave Bielec				X
Trustee Ken Lauer	X			
Trustee Al Graham	X			
Trustee McMartin-Eck	X			
Trustee Biggs Johnson	X			
<b>VOTE TOTAL</b>	<b>4</b>			<b>1</b>
<b>RESULTS</b>	<b>PASS</b>			

Board discussed proposed one year lease agreement from the Town of Pembroke with a 3% increase in rental amount, bringing the yearly rent up to over \$10,000 per year. It was brought up that with the increases every year, it is getting very costly per square foot. Since the new lease begins on June 1, 2016, it was agreed to have Trustee Graham speak with the Town Supervisor to see if the Town Board would reconsider the increase for the coming fiscal year. Board will reexamine the Lease agreement after Trustee Graham has spoken with the Town Supervisor.

Motion was made by Trustee Lauer and seconded by Trustee McMartin-Eck to approve minutes of March 28, 2016 committee meeting.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Dave Bielec				X
Trustee Ken Lauer	X			
Trustee Al Graham	X			
Trustee McMartin-Eck	X			
Trustee Biggs Johnson			X	
<b>VOTE TOTAL</b>	<b>3</b>		<b>1</b>	<b>1</b>
<b>RESULTS</b>	<b>PASS</b>			

Deputy Mayor Johnson abstained since he had not been in attendance at that meeting.

Communications:

- 1) Rec'd collateral agreement update from BNY Mellon
- 2) Rec'd Court Audit report from Trustee McMartin-Eck.

- 3) Rec'd ck# 5713 in amt of \$120.00 from Salon 77 for Banner sponsorship.
- 4) Rec'd bid tabulations for highway materials from Gen. Co. Highway Dept.
- 5) Rec'd ck# 9708 in amt of \$120.00 from Corfu-Darien Veterinary Clinic for Banner sponsorship.
- 6) Rec'd ck# 849 in amt of \$120.00 from Linda Richley for Banner sponsorship.
- 7) Rec'd Shared Services Agreement from NYS DOT.
- 8) Rec'd ck#8989 in amt of \$857.07 from Denise Beal for Health Insurance payment.
- 9) Rec'd certificate of participation in Gen. Co. Self-Insurance Workers Comp plan.
- 10) Rec'd proposal for auditing services from Drescher & Malecki LLP.
- 11) Rec'd letter of interest & resume for police position from J. Reeves.
- 12) Rec'd meeting notice & proxy for annual meeting of NYMIR.
- 13) Rec'd certificates and program from Go-Art ceremony from Trustee Lauer.
- 14) Rec'd ck#1071 in amt of \$30,088.00 from Judge O'Connor for March 2016 fines.
- 15) Rec'd notice re: Chips and PAVE amounts for 2016 from Assemblyman Hawley.

Clerk read a correspondence from Judge O'Connor to the Board updating them on a few court matters and the recent Court audit.

	<u>Date</u>	<b>Gen. Fund Ckg</b>	<b>Sew.Fund Ckg</b>	<b>Celeb&amp;Beautif.</b>	True Gen Bal
Ckg Bal. on hand	03/14/16	199,607.70	(57,955.74)	3,111.75	
Receipts to	04/11/16	32,578.64	2,829.29	360.00	
Balance	04/11/16	232,186.34	(55,126.45)	3,471.75	
Disbursements to	04/11/16	(12,274.15)	(5,536.70)	(357.56)	
Payroll & Taxes to	04/11/16	(22,232.60)	0.00	0.00	
Subtotal	04/11/16	197,679.59	(60,663.15)	3,114.19	
Payables	04/11/16	(9,990.28)	(7,793.44)	(700.00)	
Ckg Total	04/11/16	<b>187,689.31</b>	<b>(68,456.59)</b>	<b>2,414.19</b>	<b>121,646.91</b>
<b>Money Market</b>		<b>General Fund</b>	<b>Capital Reserve</b>	<b>Sew. Repair Res</b>	<b>Total Savings</b>
SavingsTotal	02/28/16	178,437.42	247,662.56	35,849.67	461,949.65
Interest Credit	03/31/16	9.09	12.62	1.83	23.54
Balance	OK	<b>178,446.51</b>	<b>247,675.18</b>	<b>35,851.50</b>	<b>461,973.19</b>

**Capital Project Money Market Account**

Beg. Balance	1/1/16	31.49	
Ending Balance	1/31/16	<b>31.49</b>	OK
Dep - Final Payout	02/29/16	154,692.39	
Interest Credit	02/29/16	0.25	
Balance		154,724.13	
Interest Credit	3/31/16	7.89	
Balance		<b>154,732.02</b>	OK

Vouchers: #217562 thru 217612

General Fund - Total Am't = \$44,497.03  
 Sewer Fund - Total Am't = \$13,330.14  
 Celeb & Beautif. Fund - Total Am't = \$ 1,057.56

Motion was made by Trustee McMartin-Eck and seconded by Trustee Lauer to pay general and sewer bills.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Dave Bielec				X
Trustee Ken Lauer	X			
Trustee Al Graham	X			
Trustee McMartin-Eck	X			
Trustee Biggs Johnson	X			
<b>VOTE TOTAL</b>	<b>4</b>			<b>1</b>
<b>RESULTS</b>	<b>PASS</b>			

Motion was made by Trustee McMartin-Eck and seconded by Trustee Lauer to approve Treasurer's Report.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Dave Bielec				X
Trustee Ken Lauer	X			
Trustee Al Graham	X			
Trustee McMartin-Eck	X			
Trustee Biggs Johnson	X			
<b>VOTE TOTAL</b>	<b>4</b>			<b>1</b>
<b>RESULTS</b>	<b>PASS</b>			

Trustee Lauer gave the Board an update on the meeting he had recently attended on the Summer Youth Program. He said Pembroke Town Supervisor John Worth and program director Donna Fix were in attendance and representatives were also there from the Town of Darien and Town of Batavia. He said after some discussion by all parties concerned, the decision was made to continue the program with a slight increase in the fee to \$35.00 per child for participation in the program.

Trustee Graham referred the Board to the pending Sewer Agreement with the Town of Pembroke as well as a section from the Sewer Use Law. The section in question on the pending Sewer Agreement has been the inclusion of the word “residential” customers in one section that the Town would like removed. In prior discussions the Village had expressed that Industrial or Commercial businesses may need to be charged different rates than residential customers depending on the type of sewage needing to be treated.

Trustee Lauer questioned by removing “residential” the Village may be unable to recoup costs incurred for additional treatment and time for the non-residential users. Trustee Graham pointed out that the additional lab work and/or additional treatment required for Industrial or commercial users is covered by the Sewer Use Law and the additional permit and lab fees that they are charged separately from the usage fees. He stressed that the Sewer Use Law supersedes the Agreement between the Village and Town per the NYS DEC. It was also mentioned that the commercial and industrial users are subject to overage fees if they exceed the allotted amount of flow specified in their permit.

Motion was made by Trustee Lauer and seconded by Trustee Graham to move the following Resolution;

WHEREAS the Village of Corfu consents to the removal of the word “residential” on page 2, section 5 of the pending Sewer Agreement with the Town of Pembroke and,

WHEREAS the Commercial and Industrial Users are subject to additional charges in the form of permit fees, lab fees and usage monitoring in accordance with the Village and Town Sewer Use Laws, THEREFORE

BE IT RESOLVED that the Village of Corfu Board approves the Sewer Agreement between the Village of Corfu and the Town of Pembroke under the above conditions.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Dave Bielec				X
Trustee Ken Lauer	X			
Trustee Al Graham	X			
Trustee McMartin-Eck	X			
Trustee Biggs Johnson	X			
<b>VOTE TOTAL</b>	<b>4</b>			<b>1</b>
<b>RESULTS</b>	<b>PASS</b>			

Trustee Graham also updated the Board on a situation regarding the grinder pump

at 9180 Alleghany Road. He explained the sequence of events regarding the original placement of the pump per the customer's request, which is now creating a drainage problem due to the construction of a new house on the property. Trustee Graham indicated that the customer has to put in fill that will cover the grinder pump so will be required to get a riser for the pump (at a cost of \$700) so the groundwater doesn't flow into it. At this point the customer is not amenable to agreeing to put in a riser. Trustee Graham indicated that the Town Code Enforcement officer will be going to look at it.

Clerk questioned Trustee Graham on an invoice for generator from Penn Power in the amount of \$6,378.34, which had been held to check on the warranty for the unit. Trustee Graham said that he found out that both the generator and protective box were out of warranty so the Village will have to pay the invoice.

Motion was made by Trustee McMartin-Eck and seconded by Trustee Lauer to approve payment of the Penn Power invoice for the generator in the amount of \$6,378.34.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Dave Bielec				X
Trustee Ken Lauer	X			
Trustee Al Graham	X			
Trustee McMartin-Eck	X			
Trustee Biggs Johnson	X			
<b>VOTE TOTAL</b>	<b>4</b>			<b>1</b>
<b>RESULTS</b>	<b>PASS</b>			

Trustee McMartin-Eck informed the Board that she currently has 20 banners being sponsored by area businesses. She is awaiting final word from Niagara Mohawk for permission to hang the banners. They are double checking the weight of the banner supports and banners with their linemen before approval.

Deputy Mayor Johnson questioned is there was an existing "Beautification Committee". The Board informed him that at present there is not an official committee. Deputy Mayor Johnson told the Board his wife is currently working on trying to get donations for plants for the Village planters for at least the corners of Routes 33 and 77. It was suggested she might want to try contacting someone in the local Garden Club.

Board was reminded of the Darien Lake Traffic Luncheon on Thursday, April 14, 2016 at 12:00 noon.

At the Clerk's request, the Board agreed on a date of Tuesday May 31<sup>st</sup> at 6:30 for the Fiscal Year End meeting.

Brief discussion took place regarding what roads may need repair. Longs Lane was mentioned. Trustee McMartin-Eck said she will have Jesse take a look at it and get an estimate of cost for repair.

Brief discussion took place regarding parking in front of Buttercrumbs. It was suggested that the parking lines need to be repainted.

Motion was made by Trustee McMartin-Eck and seconded by Trustee Graham to adjourn the meeting at 9:00 pm.

The motion was passed on the following vote:

<b>VOTE</b>	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
Mayor Dave Bielec				X
Trustee Ken Lauer	X			
Trustee Al Graham	X			
Trustee McMartin-Eck	X			
Trustee Biggs Johnson	X			
<b>VOTE TOTAL</b>	<b>4</b>			<b>1</b>
<b>RESULTS</b>	<b>PASS</b>			

Sandra Thomas  
Clerk Treasurer