

July 8, 2013

Mayor Peterson opened the regular meeting at 6:35 pm. Mayor Peterson began the meeting with the Pledge of Allegiance and described procedure for public comments which would be held at the end of the meeting. He cautioned that if anyone speaks out of turn, the second time they will be asked to leave the meeting.

Members present were Mayor Peterson, Trustees Bielec, Busch, Ianni and Lauer. Also present were Officer Gene Nati, Attorney Mark Boylan and several village residents.

Brief discussion took place regarding bid awards on the Sewer Project.

Motion was made by Trustee Bielec and seconded by Mayor Peterson to move the following resolution: **WHEREAS** the Village of Corfu Board of Trustees issued proposals for Electrical work, Contract D, on the Corfu Wastewater Treatment Plant Improvement project; and **WHEREAS** Two (2) companies submitted proposals that were opened on June 12, 2013; and **WHEREAS** after review of qualifications, Engineer Paul Chatfield at Chatfield Engineers has suggested awarding the bid to the low bidder, Gerwitz & McNeil Electric, Inc.; **NOW, THEREFORE, BE IT RESOLVED** that the Village of Corfu Board of Trustees accepts and awards Contract D of the Village of Corfu Wastewater Treatment Plant Improvement project to Gerwitz & McNeil Electric, Inc. in the amount of \$437,681.00.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Ralph Peterson	X			
Trustee Keith Busch	X			
Trustee Dave Bielec	X			
Trustee Art Ianni	X			
Trustee Ken Lauer	X			
<b>VOTE TOTAL</b>	<b>5</b>			
<b>RESULTS</b>	<b>PASS</b>			

Motion was made by Trustee Bielec and seconded by Mayor Peterson to move the following resolution: **WHEREAS** the Village of Corfu Board of Trustees issued proposals for General Construction, Contract A, on the Corfu Wastewater Treatment Plant Improvement project; and **WHEREAS** four (4) companies submitted proposals that were opened on June 12, 2013; and **WHEREAS** after review of qualifications, Engineer Paul Chatfield at Chatfield Engineers has suggested awarding the bid to the low bidder, Nichols Long & Moore Construction Corp; **NOW, THEREFORE, BE IT RESOLVED** that the Village of Corfu Board of Trustees accepts and awards Contract A of the Village of Corfu Wastewater Treatment Plant Improvement project to Nichols Long & Moore Construction Corp. for a total bid amount of \$1,610,429.00.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Ralph Peterson	X			
Trustee Keith Busch	X			
Trustee Dave Bielec	X			
Trustee Art Ianni	X			
Trustee Ken Lauer	X			
<b>VOTE TOTAL</b>	<b>5</b>			
<b>RESULTS</b>	<b>PASS</b>			

The Board was advised that the services of Hiedi Libroch as administrator of the Sewer Project for the Village would no longer be needed due to the grant being combined into a single joint grant. The legal and

administrative budget for the Village would remain the same.

After brief discussion, a date of July 22, 2013 was set for the Public hearing for Local Law #3 of 2013.

Motion was made by Trustee Ianni and seconded by Trustee Lauer to move the following Resolution:

**RESOLUTION TO INTRODUCE PROPOSED LOCAL LAW No. 3 of 2013**

**WHEREAS**, the Village Board of the Village of Corfu, New York desires to consider adopting legislation to amend the section of Local Law #2 of 1997 pertaining to Sewer rates;

**NOW, THEREFORE, BE IT RESOLVED** by the Village Board of the Village of Corfu, New York that proposed Local Law No. 3 of 2013 entitled "A Local Law to Amend that Section of Local Law #2 of 1997 Pertaining to Sewer Rates" which proposed Local Law is now in its final form as appears by a copy thereof hereto attached, be and the same hereby is introduced for adoption; and

**BE IT FURTHER RESOLVED** that said proposed Local Law be laid upon the desks of the members of this Village Board on this date and remain there and a copy thereof be kept on file in the office of the Village Clerk until July 22, 2013, and that a public hearing be held before this Village Board on the 22nd day of July, 2013, at 6:30 p.m. at the Corfu Village Hall, 116 East Main Street, Corfu, New York, on the advisability of enacting said proposed Local Law; and

**BE IT FURTHER RESOLVED** that a copy of said proposed Local Law be e-mailed or mailed to each member of the Village Board in a postpaid, properly addressed and securely closed envelope in a post box within the Village of Corfu, New York not less than ten (10) calendar days, exclusive of Sunday, prior to the date of said public hearing; and

**BE IT FURTHER RESOLVED** that the Village Clerk shall cause notice of said public hearing to be published once in The Daily News at least ten (10) days prior to the date of said public hearing, which notice shall contain the time and place of said hearing, the title and purpose thereof, as well as a statement that a copy of said proposed Local Law is on file in the Village Clerk's Office.

Dated: \_July 9, 2013\_

**LOCAL LAW NO. 3 OF 2013**

**"A LAW TO AMEND THAT SECTION OF LOCAL LAW #2 OF 1997 PERTAINING TO SEWER RATES"**

WHEREAS, the Board of Trustees of the Village of Corfu has determined after a Public Hearing, that section of Local Law #2 of 1997 pertaining to Sewer Rates shall be amended to permit the Board of Trustees to change the rates as necessary from time to time by Resolution of the Board of Trustees, in which the prior law required a local law

be adopted to modify the sewer rates.

NOW THEREFORE,

BE IT ENACTED that the section of the Village of Corfu Local Law #2 1997 be and hereby is amended to permit the Board of Trustee to change the sewer rates as necessary from time to time by Resolution of the Board of Trustees.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Ralph Peterson	X			
Trustee Keith Busch	X			
Trustee Dave Bielec	X			
Trustee Art Ianni	X			
Trustee Ken Lauer	X			
<b>VOTE TOTAL</b>	<b>5</b>			
<b>RESULTS</b>	<b>PASS</b>			

Conversation took place regarding when the Village might consider hiring summer help for when Maintenance staff begins their in-kind work on the Sewer Project. Trustee Ianni said he could see no reason for him to start until work actually begins on the project. Trustee Bielec said he would get in touch with Paul Chatfield to get a possible timing schedule.

Question arose regarding a new officer being seen working on a concert night. It was mentioned that Dave Drozdiel had already been approved by the Board. It was pointed out that he was approved for Court Security, not for officer patrol, and that there was another officer as well. Mayor Peterson mentioned he had two seasonal officers that could fill some schedule slots for summer concerts. He was questioned about not being able to fill the shifts with 10 officers. He said the two officers have their own vests and equipment and he would like to be able to have three shifts per concert.

Resident Greg Lang questioned why these two officers can use their vests and equipment from their other jobs, but the Village had to buy vests for the others. He was informed that some police departments allow the use of equipment on other jobs and some do not.

It was questioned whether applications were filed or background checks were done on the two officers. Mayor Peterson questioned whether there were background checks in the personnel files for any of the other police officers and what policy the Board would like to follow from this point on. The Board responded 1) Application 2) Background check and 3) Interview by Board.

It was questioned whether there were applications turned in on the two officers in question, Kevin Koscielniek and John Miller. Clerk said she was unaware of any and would have to check if the Deputy Clerk had received any. It was mentioned that Kevin Koscielniek had already worked four hours and it was uncertain how to handle as hiring him wasn't approved by the Board.

Brief discussion took place regarding expanding Officer Drozdiel's duties to include filling in for concerts and the crossing guard if needed.

Motion was made by Trustee Busch and seconded by Trustee Bielec to move the following resolution; RESOLVED that Officer Dave Drozdiel be approved to serve as part-time officer as needed in addition to his Court security duties.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Ralph Peterson	X			
Trustee Keith Busch	X			

Trustee Dave Bielec	X			
Trustee Art Ianni	X			
Trustee Ken Lauer		X		
<b>VOTE TOTAL</b>	<b>4</b>	<b>1</b>		
<b>RESULTS</b>	<b>PASS</b>			

Motion was made by Trustee Lauer and seconded by Trustee Busch to approve minutes of June 10, 2013 meeting.

The motion was passed on the following vote:

<b>VOTE</b>	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
Mayor Ralph Peterson	X	X		
Trustee Keith Busch	X			
Trustee Dave Bielec	X			
Trustee Art Ianni	X	X		
Trustee Ken Lauer	X			
<b>VOTE TOTAL</b>	<b>3</b>	<b>2</b>		
<b>RESULTS</b>	<b>PASS</b>			

Trustee Ianni said he had questions regarding the minutes. He said he noted that two motions were made and passed; one regarding the Mayor not setting up an office in the Village office and a second that the Mayor was requested to turn in the keys to the office file cabinets, yet the Mayor disregarded the two motions. Attorney Boylan said that the Mayor has the authority to have the office and the keys.

#### Communications:

- 1) Rec'd ck#122458 in amt of \$199.82 from Delacy Ford for damage caused to Police car while at Delacy lot.
- 2) Rec'd ck#2346 in amt of \$1200.00 from Go-Art for 2013 Reach Grant award.
- 3) Rec'd ck#222319 in amt of \$917.43 from Nat'l Fuel for utility tax payment.
- 4) Rec'd ck#56266702 in amt of \$179.01 from Frontier for utility tax payment.
- 5) Rec'd ck#7299 in the amt of \$10.00 from Smolarek Law Firm for Tax search.
- 6) Rec'd Thank you letter from Heavens Gate Floral & Gifts for support.

Police trainee Aaron Ellis was introduced and the Board was informed that he would like to intern with the Village of Corfu Police Department. He has already paid his way through the academy and needs to log 120 hours with a police department between now and next March. He said he would not be considered an employee and would not receive a paycheck. He also said that the Police Academy retains liability and he would sign a waiver on liability for the Village. He mentioned several nearby departments that participate in the program. Mayor Peterson said he would like to make a recommendation to institute the program. The Clerk suggested Floss Insurance be contacted regarding the liability and waiver.

Due to a time deadline for Mr. Ellis to file his paperwork it was suggested a special meeting be held on Wednesday July 10, 2013 at 6:00 pm to appoint Mr. Ellis depending on the insurance company's approval. Attorney Boylan said as long as the meeting is posted and advertised it should not be a problem.

Mayor Peterson questioned the reason for Attorney Boylan's presence at the meeting. Mayor Peterson was questioned as to why he was dealing directly with the Police regarding the potential police lawsuit that was being filed. Officer Gene Nati mentioned a recent letter from their attorney, which Mayor Peterson said he had not seen. Mr. Nati turned over a copy of the letter. Mayor Peterson said he has met with the Insurance company and wants to see this new letter from the Police Officers' attorney before Attorney Boylan becomes involved.

Motion was made by Trustee Ianni and seconded by Trustee Lauer to request a copy of the letter go to Attorney Mark Boylan.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Ralph Peterson		X		
Trustee Keith Busch	X			
Trustee Dave Bielec	X			
Trustee Art Ianni	X			
Trustee Ken Lauer	X			
<b>VOTE TOTAL</b>	<b>4</b>	<b>1</b>		
<b>RESULTS</b>	<b>PASS</b>			

	Date	Gen. Fund Ckg	Sew.Fund Ckg	Cap. Proj Fund	True Gen Bal
Ckg Balance on hand	06/10/13	62,173.53	2,575.40	(34,286.98)	
Receipts to	07/08/13	93,532.49	426.00	0	
TransferWQIP deposits	06/27/13	(1,500.00)		1,500.00	
Balance	07/08/13	154,206.02	3,001.40	(32,786.98)	
Disbursements to	07/08/13	(32,935.23)	(251.35)	-600.00	
Subtotal	07/08/13	121,270.79	2,750.05	(33,386.98)	
Payables	07/08/13	(9,145.30)	(7,062.47)	(6,540.25)	
Ckg Total	07/08/13	<b>112,125.49</b>	<b>(4,312.42)</b>	<b>(39,927.23)</b>	<b>67,885.84</b>
		General Fund	Capital Reserve	Sew. Repair Res	<b>Total Savings</b>
SavingsTotal	04/30/13	147,371.57	247,034.85	35,758.78	430,165.20
Interest Credit	05/31/13	18.77	31.47	4.56	54.80
Dep May Fines	06/07/13	30,617.50			30,617.50
Balance		178,007.84	247,066.32	35,763.34	<b>460,837.50</b>

Note: Bank Statements not received in time for 7/8/13 meeting

Vouchers: #216166 thru 216197

General Fund – Total Am't = \$42,080.53  
Sewer Fund – Total Am't = \$ 7,313.82  
Capital Project Fund – Total Am't = \$ 7,140.25

Brief discussion took place regarding Attorney Boylan's bill but it was agreed it would have to be paid.

Motion made by Trustee Bielec and seconded by Trustee Busch to pay general and sewer bills.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Ralph Peterson		X		
Trustee Keith Busch	X			
Trustee Dave Bielec	X			
Trustee Art Ianni	X			
Trustee Ken Lauer	X			
<b>VOTE TOTAL</b>	<b>4</b>	<b>1</b>		
<b>RESULTS</b>	<b>PASS</b>			

Motion made by Trustee Ianni and seconded by Trustee Bielec to approve Treasurer's Report.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
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Mayor Ralph Peterson	X			
Trustee Keith Busch	X			
Trustee Dave Bielec	X			
Trustee Art Ianni	X			
Trustee Ken Lauer	X			
<b>VOTE TOTAL</b>	<b>5</b>			
<b>RESULTS</b>	<b>PASS</b>			

Attorney Boylan informed the Board that the Court issue is still progressing.

Attorney Boylan left the meeting at 7:57 pm.

Discussion took place regarding setting a date for the Village roll-off. It was decided to have one in the fall and one in the spring. Board set a date of September 13<sup>th</sup> and 14<sup>th</sup> so it could be advertised in the July newsletter.

Trustee Bielec said he was going to see if they can get DOT to put a railing at the end of the sidewalk on the west side of Allegheny.

Trustee Ianni said he would like to put in the newsletter forming a committee for celebrations and beautification of the Village. He said as a non-profit organization they could charge a minimum amount for tables at the Winterfest to help defray costs.

Pam Ware informed the Board that she wants to put together an ad hoc citizen's committee for the purpose of discussing Village issues. She gave her contact information for any who were interested.

Acceptable Use Policy was brought up. Mayor Peterson said the information the Board was given copies of was a template that could be put in use. Discussion of the policy was tabled until the Board has a chance to review the information.

Resident Greg Lang asked if Mayor Peterson had established office hours yet. Mayor Peterson indicated he had not.

Motion was made by Trustee Busch and seconded by Trustee Bielec to adjourn the meeting.

The motion was passed on the following vote:

<b>VOTE</b>	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
Mayor Ralph Peterson	X			
Trustee Keith Busch	X			
Trustee Dave Bielec	X			
Trustee Art Ianni	X			
Trustee Ken Lauer	X			
<b>VOTE TOTAL</b>	<b>5</b>			
<b>RESULTS</b>	<b>PASS</b>			

Meeting was adjourned at 8:23 pm.

Sandra Thomas  
Clerk Treasurer