

**MINUTES**  
VILLAGE OF HOLLEY  
72 Public Square  
Board of Trustees  
March 12, 2013

Present: Mayor Kenney, Trustees Dill, Gaylord, Passarell, & Penna, Attorney Sansone

Absent: none

Public Present: Mattie Zarpentine, Joel Zarpentine, John Carpenter, Kelsey Woods, Barbara Kern, Maurice Aubry, Dan Seeler, Monica Seeler, Brandon Snook, Sam Beadle, Jacob Thurley, Steven Dill, Will Barniak, Sam DeFilipps, David Smith, and Jacob Bower

Pledge of Allegiance

Motion by Trustee Passarell and seconded by Trustee Penna to begin the board meeting at 6:01p.m. and to approve minutes of Board Meeting held on 2/12/2013 and 3/4/2013, as presented.

**Motion carried**

Discussion:

- Sign Law – PB Chairman Brian Sorochty available for discussion
  - **Planning Board Chairman Brian Sorochty and Code Enforcer Ron Vendetti urged the Board to read the two versions presented.**
- Library Wine Tasting & Farmers Market – Resident, Barb Kern
  - **Upcoming fundraiser on Friday, April 26, 2013 from 7:00-9:00 pm. All proceeds benefit the Children's Summer Reading Program**
- Lakeside Hospital – Trustee Ross Gaylord
  - **Board of Trustees fully supports sending a correspondence to Senator Maziarz, Congressman Collins, and Assemblyman Hawley. Attorney Sansone will be working on this issue.**
- Parking Issues in the Village – Business owner, Dan Seeler
  - **Board members suggested Mr. Seeler brings his plans to the Board for review. DPW Superintendent Nenni will meet with Seeler Construction to discuss. Seeler Construction currently has plans to open the new Restaurant/Bar in October 2013 in the Village Square.**
- NY Safe Act – Resident, John Carpenter
- NY Safe Act – Resident, Mattie Zarpentine
  - **Attorney Sansone will write a resolution expressing opposition to NY Safe Act**
- Privacy of Pistol Permit Owner
  - **Attorney Sansone to review**
- Tax Property 87.-4-57.1 - Resident, Maurice Aubry
  - **Village must locate abstract for property. If abstract is not located, a new abstract must be draw up and Village attorney will pursue further negotiations with Lakebrook LLC**
- Consolidation of Murray-Holley Fire Department
  - **Village of Holley board fully supports consolidation efforts.**
- GovPayNet – credit card payment system for the Village
  - **Contract will be reviewed by Attorney Sansone. This will be added to next agenda meeting.**

2. Motion by Trustee Dill and seconded by Trustee Penna to approve  
The voucher summary totals as indicated below:

<b>FUND</b>	<b>PRE-PAID</b>	<b>ABSTRACT</b>	<b>TOTALS</b>
TREASURER' ACCOUNT	\$ 375.00	\$ 57,493.55	\$ 57,868.55
TOTAL	375.00	\$57,493.55	\$ 57,868.55
E (ELECTRIC)	\$30,969.82	\$ 162,986.67	\$ 193,956.49
<b>MONTHLY TOTALS</b>			<b>\$251,825.04</b>

**Motion carried**

Motion by Trustee Dill and seconded by Trustee Penna to approve Resolution 2013-03 for the Home Coming Parade on Friday, October 4, 2013 commencing at 6:00 p.m. on Geddes Street ending at Holley High School.

**Motion carried**

**RESOLUTION 2013-03 HOMECOMING PARADE ROUTE ROAD CLOSURE ON FRIDAY, OCTOBER 4, 2013**

**RESOLUTION 2013-03**

WHEREAS, the Village of Holley shall regulate certain events in the Village of Holley, including, but not limited to, celebrations associated with Home Coming;

WHEREAS, certain events celebrated by the residents of the Village of Holley may include parades as part of the commemoration; and,

WHEREAS, it is necessary to make arrangements for these roads to close to accommodate the parade.

NOW, BE IT RESOLVED that the Village of Holley shall close Geddes Street turning left onto Route 31, known as Public Square heading west on Route 31 crossing over Route 237 heading west to High Street. The following intersection will be closed; Route 31 and Batavia Street, Route 31 and West Avenue, intersection of Route 237 and Perry Street, and Route 237 and South Holley Road;

BE IT FURTHER RESOLVED that Mayor John W. Kenney, Jr. is hereby authorized to sign any documentation and/or form to enable closing the necessary streets along the parade route.

Respectfully Submitted by:

\_\_\_\_\_  
John W. Kenney, Mayor

The following RESOLUTION was adopted by the Village of Holley in the Town of Murray  
At a regular meeting held on Tuesday, March 12, 2013:

**Resolution 2013-04**  
**SUPPORT FOR NYS-CONTACT INFORMATION FOR VACANT STRUCTURES**

On a motion made by Trustee Dill, seconded by Trustee Passarell, the following was  
ADOPTED: 3/12/2013 5 ayes, 0 nays

Resolved to support New York State regarding the proposed laws concerning contact information for vacant structures.

WHEREAS, vacant, abandoned and foreclosed homes and structures have proliferated throughout New York State over the last five years; and

WHEREAS, vacant structures that are not maintained for months at a time degrade and depreciate the value of the vacant structure as well as the value of surrounding properties; and

WHEREAS, lending institutions that hold mortgages on said vacant structures do not always provide the contact information of a responsible party; and

WHEREAS, Assembly Bill A.88 and Assembly Bill A.824, currently pending, would make it mandatory for lending institutions to provide contact information of responsible parties regarding vacant structures; and require good faith in obtaining a foreclosure; and

WHEREAS, the Village of Holley, Village Board supports the passage of said Bills.

NOW THEREFORE, BE IT RESOLVED that the village of Holley hereby supports the passage of said Bills and respectfully requests that the State Representatives who represents constituents in the Village of Holley support the passage of said Bills.

Copies of this resolution to be forwarded to Senator Maziarz, Assemblyman Collins, and Assemblyman Hawley.

I, John W. Kenney, Jr., DO HEREBY CERTIFY, that the foregoing is a true copy of a Resolution passed by the Village Board of the Village of Holley at its regular meeting held on Tuesday, March 12, 2013 and members of the Village Board had due notice of said meeting, and further that such resolution has been fully recorded in the Village Clerks books.

In Witness thereof, I have hereunto set my hand the 12 day of March, 2013

\_\_\_\_\_  
John W. Kenney, Jr.  
Mayor  
Village of Holley

The following RESOLUTION was adopted by the Village of Holley in the Town of Murray  
At a regular meeting held on Tuesday, March 12, 2013:

### **Resolution 2013-05**

#### **SUPPORT OF SENATE BILL NO. S2026-2013 TO AMEND THE LIEN LAW IN RELATION TO FILING OF FALSE LIENS AGAINST PUBLIC OFFICIALS**

On a motion made by Trustee Dill, seconded by Trustee Penna, the following was  
ADOPTED: 3/12/2013 5 ayes, 0 nays

WHEREAS, the Orleans County Legislature strongly supports this lien law legislation as it relates to the filing of false records against public officials and the prosecution of those who do; be it

RESOLVED, that the Village of Holley Board of Trustees does hereby support Senate Bill No. S2026-2013 to amend the lien law in relation to filing of false liens against public officials; and be

FURTHER RESOLVED, that the Village Clerk-Treasurer shall forward copies of this resolution to Governor Andrew M. Cuomo, Senator Maziarz, Assemblyman Hawley, NYSAC Intercounty Association of WNY, Orleans County Towns and Villages; and all those deemed necessary and proper.

VILLAGE OF HOLLEY  
STATE OF NEW YORK

I hereby certify that the foregoing is a true and correct transcript of a resolution duly adopted by Village of Holley on the \_\_\_\_\_ day of March, 2013.

\_\_\_\_\_  
John W. Kenney, Jr.  
Mayor  
Village of Holley

Motion by Trustee Passarell and seconded by Trustee Gaylord to approve invoice dated 2/11/2013 from NYCOM for membership dues for 2013-2014 in the amount of \$1,140.00

**Motion carried**

Motion by Trustee Dill and seconded by Trustee Penna to approve current permanent part-time cleaner Richard Huffer at \$9.00 an hour to clean the Holley Gazebo during the summer season Monday – Friday. Richard Huffer will replace seasonal employee Linda Rose effective 3/12/2013.

**Motion carried**

Motion by Trustee \_\_\_\_\_ and seconded by Trustee \_\_\_\_\_ to approve Verizon cell phone for cleaner Richard Huffer at \$23.49 per month with 200 minutes.

**Motion denied**

**0 ayes, 5 nays**

Motion by Trustee Penna and seconded by Trustee Passarell to approve closing the tax lock box XXXX4695 at Chase Bank.

**Motion carried**

Motion by Trustee \_\_\_\_\_ and seconded by Trustee \_\_\_\_\_ to approve the purchase of Swann SWKVK-825508C Camera Monitoring system for \$390.00, unit for the Police Department. Total cost not to exceed \$390.00.

**Motion denied**

**0 ayes, 5 nays**

Motion by Trustee Penna and seconded by Trustee Dill to approve the payment to Superintendent David Nenni for five (5) days of unused vacation time in the amount of \$769.20. This was previously denied on the agenda of 2/12/2013 Board of Trustees meeting. Superintendent Nenni does not want to carry the five (5) days unused vacation.

**Motion carried**

Motion by Trustee Passarell and seconded by Trustee Penna to approve using Baldwin Business Services for the Village of Holley payroll service. This would include all tax filing to New York State and the Federal government, W2's, retirement. Yearly cost would be \$2400.00.

**Motion carried**

Motion by Trustee \_\_\_\_\_ and seconded by Trustee \_\_\_\_\_ to approve 2013 NYPA Tree Power Program, buy one get one free offer. Number of trees purchased \_\_\_\_\_ at a cost not to exceed \$\_\_\_\_\_. Arbor Day is April 26, 2013.

**Motion denied**

**0 ayes/5 nays**

Motion by Trustee Penna and seconded by Trustee Gaylord to approve Clerk-Treasurer Jane Murray and Trustee Dill to attend the NYSDOT Special Permit seminar on March 28, 2013 at 1530 Jefferson Road from 8:30-11:30am. This meeting will address the changes the NYSDOT would like to make to permits for parades and special events. There is no cost associated with attending this event.

**Motion carried**

Motion by Trustee Dill and seconded by Trustee Penna to approve Corey Dart and Lamont McMillian to attend the MEUA conference in Syracuse, New York on March 13-14, 2013. Not to exceed \$500.00.

**Motion carried**

Motion by Trustee Penna and seconded by Trustee Dill to approve payment to John Bartlett, DPW department for five (5) days of unused vacation. Not to be carried over. Payout amount \$512.80.

**Motion carried**

14. Motion by Trustee Penn and seconded by Trustee Gaylord to approve invoice 0145 from J. O'Connell & Associates for quarterly bill \$7000.00, for Grant services April 1, 2013 through June 30, 2013

**Motion carried**

Motion by Trustee \_\_\_\_\_ and seconded by Trustee \_\_\_\_\_ to approve Linstar Service contact 4/13/2013-4/12/2014 for Interview Camera System for the Police Department, \$408.00

**Motion denied**

**0 ayes/ 5 nays**

Motion by Trustee Dill and seconded by Trustee Penna to approve Bio-Metrics maintenance service agreement for live scan equipment, (mandatory State finger-print equipment), not to exceed \$550.00

**Motion carried**

Motion by Trustee \_\_\_\_\_ and seconded by Trustee \_\_\_\_\_ to approve purchase order from Flower City Comm. for Fire Dept. for five (5) Motorola Monitors, p.o. not to exceed \$2250.00

**Motion tabled upon further information investigation of equipment**

Motion by Trustee Penna and seconded by Trustee Passarell to approve two assistant Fire Chiefs to attend the Fire Law convention. \$535.00 per person. Amount not to exceed \$1070.00

**Motion carried**

**4 ayes/ 0 nays/1 abstain (Gaylord)**

~~Motion by Trustee \_\_\_\_\_ and seconded by Trustee \_\_\_\_\_ to approve ending the shared service arrangement, effective immediately, between the Holley Central School District and the Village of Holley.~~

Motion by Trustee Penna and seconded by Trustee Dill to approve transfer of \$1276.57, and close account from Fire Dept. Equip. Fund acct# xxxxxx-512 to Treasurer Acct# xxxxxxxx0154 for final payment of Fire Ladder Truck A970099.

**Motion carried**

Motion by Trustee Dill and seconded by Trustee Gaylord to move into Executive session at 7:48p.m. - discuss personnel matter.

**Motion carried**

Motion by Trustee Passarell and seconded by Trustee Dill to close Executive session at 8:26p.m.

**Motion carried**

Motion by Trustee Gaylord and seconded by Trustee Dill to adjourn Village of Holley Board of Trustee meeting at 8:27p.m.

**Motion carried**

***RESPECTFULLY SUBMITTED BY:***

***Jane Murray***  
***Village – Clerk Treasurer***