

Present: Mayor Kenney, Trustee Sorochty, Trustee Nenni, Trustee Lynch, Attorney Sansone, Officer Bob Barton, Superintendent Campbell

Excused: Trustee Carpenter

Absent:

Public Present: Rochelle Moroz, Father Mark Noonan, Dan Seeler, and Monica Seeler

Motion by Trustee Lynch and seconded by Trustee Nenni to begin the board meeting at 7:54 pm and accept the agenda as presented.

**Motion carried**

~~Motion by Trustee \_\_\_\_\_ and seconded by Trustee \_\_\_\_\_ to approve minutes of Board Meeting held on 6/10/2014.~~  
~~Motion carried \_\_\_\_\_~~

- New Board member would like the minutes of the 6/10/2014 meeting before they will sign off. Clerk-Treasurer Murray will email them.

**OLD BUSINESS:**

- Water meter rental charge - current Water Rules and Regulations
  - Scheduled work meeting 7/15/2014
- Water Meter Assessment fee – USDA (Dawn Kuras)
  - Mayor is waiting on response from Ms. Kuras on the USDA decision on the position the Village would be in with Grants and Loan funding in the future based on the Water departments financial status.
- 89 Public Square
  - Atty. Sansone is working with an In Rem Attorney on this property, board approved Atty. Sansone to move forward with decisions
- Diaz Homes
  - Per the Mayor, the homes will be put up for sale by the EPA in late summer
- Frisbee Terrace Property
  - More discussions at working board meeting on Tuesday, July 15, 2014
- Permit process for special events
  - More discussions at working board meeting on Tuesday, July 15, 2014
- Sewer use law (ownership of sewer laterals)
  - More discussions at working board meeting on Tuesday, July 15, 2014
- Village right-of-way – permitted construction within
  - More discussions at working board meeting on Tuesday, July 15, 2014
- Boating/camping rules and fees
  - More discussions at working board meeting on Tuesday, July 15, 2014

**DISCUSSION:**

- St. Mary’s & St. Mark’s Church – Processional August 15, 2014 – Father Mark Noonan
  - Father Noonan’s processional from St. Mary’s Church will not interfere with public safety, Fr. Noonan will have Volunteer Fire Police on duty for safety that are members of his congregation
- ~~Mr. & Mrs. Bemont, 28 S. Main Street – possible purchase of Village property for driveway expansion~~
- Bike Rack’s – where are they going
  - DPW Nenni to discuss with board
- WWTP Best Management Practices Proposal – Chatfield Engineering
  - Moved to agenda

Motion by Trustee Sorochty and seconded by Trustee Lynch to approve voucher summary totals as indicated below:

FUND	PRE-PAID	ABSTRACT	TOTALS
TREASURER’ ACCOUNT	\$ 8,247.79	\$ 70,533.48	\$ 78,781.27
TOTAL			\$ 78,781.27
E (ELECTRIC)	\$ 53,560.61	\$ 55,625.07	\$ 109,185.68
<b>MONTHLY TOTALS</b>			<b>\$ 187,966.95</b>

**Motion carried**

**Aye 4, Nay 0, Absent 1**

~~4. Motion by Trustee \_\_\_\_\_ and seconded by Trustee \_\_\_\_\_ to approve Village of Holley to regulate the procession on August 15, 2014, 6:00 PM – 7:00 PM. Leaving St. Mary’s Church on Routes 237 (11 S. Main Street) turning left onto Geddes Street,~~

~~proceeding onto Public Square (Route 31), turning left onto Wright Street and ending at St. Mary's Church on 11 S. Main Street (Route 237).~~

~~Motion carried \_\_\_\_\_~~

**APPOINTMENTS:**

The Mayor does hereby make the following appointments:

DEPUTY MAYOR:

Brian Sorochty

CLERK TREASURER:

Jane Murray

DEPUTY CLERK TREASURER:

Mary Ellen Ridley

PART TIME OFFICE STAFF:

Cheri Gugliuzza  
Charlene Sielaff

POLICE CHIEF:

William Murphy

SUPERINTENDENT ELECTRIC AND WATER:

Matthew Campbell

SUPERINTENDENT OF PUBLIC WORKS:

David Nenni

PART TIME POLICE OFFICERS:

Robert Barton	Cory Collins
Edwin Bower	Dominc Dantonio
Lloyd Christ III	Timothy Moulton
Roger Cole	David Nenni
Jason Converse	

ANIMAL CONTROL OFFICER

David Nenni

ATTORNEY:

John Sansone

TAX COLLECTOR:

Jane Murray – 1<sup>st</sup> Niagara Bank

DEPUTY TAX COLLECTOR:

Mary Ridley  
Charlene Sielaff

VITAL STATICS REGISTRAR:

Jane Murray  
Mary Ellen Ridley

PART TIME VITAL STATICS REGISTRAR:

Charlene Sielaff

HISTORIAN:

Marcia DeFilipps

CODE ENFORCEMENT OFFICER:

Ronald Vendetti

VILLAGE BOARD OF TRUSTEES ORDER OF SUCCESSION:

MAYOR:	John W. Kenney, Jr.
TRUSTEE:	Brian Sorochty
TRUSTEE:	Stanley "Skip" Carpenter
TRUSTEE:	Connie Nenni
TRUSTEE:	Kevin Lynch

PLANNING BOARD:

CHAIRMAN:	Monica Seeler
VICE-CHAIRMAN:	William Quaranto
	Daniel Seeler

ZONING BOARD:  
CHAIRMAN: Sandy Heise  
Jeffrey Pearson  
Mark Porter  
John Heise

Motion by Trustee Sorochty and seconded by Trustee Nenni that approval be given to the appointments made by Mayor Kenney.

**Motion carried**  
**Aye 4, Nay 0, Absent 1**

Motion by Trustee Sorochty and seconded by Trustee Lynch to approve Resolution 2014-18 **OFFICAL BANKS APPROVED**

WHEREAS, the Board of Trustees has determined that the Village Law Section 4-412 (3) (2) requires the designation of banks or trust companies for the deposit of all Village monies:

NOW THEREFORE BE IT RESOLVED:

Section 1. That the Board of Trustees designates the following institutions as depositories of all moneys received by the Village Treasurer, Clerk and Receiver of taxes: First Niagara Bank, Bank of America and JP Morgan Chase.

**Motion carried**  
**Aye 4, Nay 0, Absent 1**

Motion by Trustee Sorochty and seconded by Trustee Lynch to approve Resolution 2014-19 **ADVANCE APPROVAL OF CLAIMS**, pursuant to Village Law §5-524(6)

WHEREAS, the board of trustees has determined to authorize payment in advance of audit of claims for public utility services, postage, and medical reimbursement; and

WHEREAS, all such claims must be presented at the next regular meeting for audit; and

WHEREAS, the claimant and the Clerk Treasurer incurring or approving the claim are jointly and severally liable for any amount the board of trustees disallows.

NOW THEREFORE BE RESOLVED:

Section 1. That the board of Trustees authorizes payment in advance of audit of claims for public utility services, postage, and medical reimbursement. All such claims must be presented at the next regular board meeting for audit and the claimant and the Clerk Treasurer incurring or approving the claims are jointly and severally liable for any amount the board of trustees disallows.

**Motion carried**  
**Aye 4, Nay 0, Absent 1**

Motion by Trustee Sorochty and seconded by Trustee Lynch to approve Westside News is designated as the Official Newspaper for the fiscal year for publication of all Village Legal Notices.

**Motion carried**  
**Aye 4, Nay 0, Absent 1**

Motion by Trustee Nenni and seconded by Trustee Sorochty to adopt Resolution 2014-21 Investment **Policy for the Village of Holley**

BE IT RESOLVED, that the objective of the Investment Policy of the Village of Holley is to minimize risk; to insure that investments mature when the cash is required to finance operations, and to insure a competitive rate of return. In accordance with this policy, the Clerk Treasurer is hereby authorized to invest all funds including proceeds of obligation and reserve funds in:

Certificates of Deposit issued by a Commercial Bank or Trust Company authorized to do business in New York State;

Time Deposits Accounts in a Commercial Bank or Trust Company authorized to do business in New York State.

BE IT RESOLVED, that Certificates of Deposit and Time Deposit Accounts shall be fully insured by insurance of the Federal Deposit Insurance Corporation, and Commercial Bank's pledge collateral.

BE IT RESOLVED, that a register of investments be kept in the office of the Clerk-Treasurer. At least annually, and if practicable, at the July meeting of the Board of Trustees, members shall review and amend, if necessary, those investment guidelines.

BE IT RESOLVED, no investments will be made in a Savings and Loan Bank.

**Motion carried**  
**Aye 4, Nay 0, Absent 1**

Motion by Trustee Nenni and seconded by Trustee Lynch to adopt the current Village of Holley’s Procurement Policy, Chapter 53 of the Village Code, for goods and services which are not required by law to be publicly bid.

**Motion carried**

**Aye 4, Nay 0, Absent 1**

Motion by Trustee Sorochty and seconded by Trustee Lynch that the Regular Village Board Meeting be held on the second Tuesday of each month at 7:00 P.M. and the clerk will put one notice in the paper as required by law and in the village office window.

**Motion carried**

**Aye 4, Nay 0, Absent 1**

Motion by Trustee Nenni and seconded by Trustee Lynch that the Regular Village Supervisor Meeting be held on the second Tuesday of each month at 5:30 P.M.

**Motion carried**

**Aye 4, Nay 0, Absent 1**

Motion by Trustee Nenni and seconded by Trustee Lynch that the following be authorized to sign checks against each account for the Village of Holley. (Clerk/Treasurer and Mayor). In case of an absence, checks will be signed by the appointed Deputies. This motion does not include the Tax Collection Account which is signed only by the Clerk/Treasurer or Tax Collector.

**Motion carried**

**Aye 4, Nay 0, Absent 1**

Motion by Trustee Lynch and seconded by Trustee Sorochty to approve at the direction of the Mayor that items to be placed on the agenda must be to the clerk by 4:00 p.m. the day prior to the board meeting; and the supervisor reports (Clerk, DPW, Water/Electric, Police, WWTP, and Code Enforcement) must turned in by noon the Friday prior to the board meeting; and the agenda will be prepared and email to board members no later than 5:00 p.m. the day before the meeting or before if available.

**Motion carried**

**Aye 4, Nay 0, Absent 1**

Motion by Trustee Lynch and seconded by Trustee Sorochty that approval be given to the appointments made by Mayor Kenney.

**Motion carried**

**Aye 4, Nay 0, Absent 1**

The Mayor appointed the following Trustees for the various Departments:

<b>AREA</b>	<b>TRUSTEE</b>
ELECTRIC & WATER DEPARTMENT	Trustee Sorochty, Trustee Carpenter
PARKS & DECORATION	Trustee Sorochty, Trustee Carpenter
STREETS, SNOW PLOWING, SANITATION & REFUSE PICKUP	Trustee Sorochty, Trustee Carpenter
POLICE DEPARTMENT	Mayor Kenney
FIRE DEPARTMENT	Trustee Nenni, Trustee Lynch
RECREATION YOUTH COMMITTEE	Trustee Lynch
SENIOR	Mayor Kenney
CITIZEN GROUP	Trustee Lynch, Mayor Kenney
WATER POLLUTION PLANT	Trustee Sorochty, Trustee Carpenter
BUILDINGS	Trustee Nenni, Trustee Lynch
ENVIRONMENTAL & HAZARDOUS WASTE	Trustee Sorochty, Trustee Lynch
PUBLICITY	Mayor Kenney
LOANS & GRANTS	Trustee Nenni, Trustee Sorochty, and Mayor Kenney

The above Trustees are responsible for the Department to which they are appointed. Any complaints or requests to be referred to same and to be passed along to full Board to be acted upon. No one Trustee is to commit himself or herself to make a decision without full consent of the Board of Trustees. This responsibility remains for the Board.

Motion by Trustee Sorochty and seconded by Trustee Lynch to approve **Resolution 2014-20 RESOLUTION CALLING UPON THE NEW YORK STATE PUBLIC SERVICE COMMISSION TO SET A CONDITION OF MERGER FOR COMCAST’S PROPOSED BUYOUT OF TIME WARNER CREATING VOTING SEAT ON THEIR BOARD OF DIRECTORS REPRESENTING A CUSTOMER VOICE AND ANOTHER REPRESENTING A VOICE OF GOVERNMENT**

WHEREAS, Orleans County represents a rural region that is economically focused on agri-business and recreation where high-speed Internet service is essential for commercial economic growth, for our education systems, and the overall well-being of our citizens; and

WHEREAS, today's agricultural enterprises leverage cutting edge bio-technology, renewable energy, and hi-tech heavy equipment which depend on the Internet; and

WHEREAS, the Internet Innovation Alliance has published the following statistics relative to broadband access and jobs:

- More than 62% of American workers, including our farmers, rely on the Internet to do their jobs
- Among U.S. workers, 14% telecommute or work from home at least one day a week
- Jobs that depend upon broadband availability are projected to increase 25% by 2018
- Job seekers had a 27% increase in success by using social networks to generate referrals
- A \$10 billion investment in broadband would produce nearly 500,000 new jobs
- Local economic growth and secondary investment enabled by broadband expansion is 10 times the initial investment; and

WHEREAS, there are significant areas of the County without access to high speed broadband services because of geographic isolation, topographic conditions, and low population density; and

WHEREAS, broadband providers have not found it economically feasible to provide broadband services to many of the remote areas of the County; and

WHEREAS, ComCast has submitted for approval a proposal to "buyout" Time Warner NYS services now under consideration by the New York State Public Service Commission; and

WHEREAS, it has been our observation small businesses tend to be willing to listen to the voice of the community and be agile with regard to delivering profitable services, however larger businesses frequently seem too distant in listening to the voices in a small community when they have a monopoly as is the case with broadband services in our region; and

WHEREAS, Orleans County, in unison with Niagara County, presented recommendations for the proposed merger at a Public Hearing held on Monday, June 16th at the North Campus of SUNY Buffalo; and

WHEREAS, the most significant point in the presentation was to recommend a condition of the proposed merger be the creation of a voting seat on the Board of Directors representing a customer voice (the source of their income) and another representing a voice of government (source of grant funds that you presently leverage to expand your private network); and

WHEREAS, this legislature believes these two seats are foundational to ensure our voices are not only heard, but are part of any go-forward decisions for broadband expansion in Western New York; now, therefore be it

RESOLVED, that the New York State Public Service Commission examine the long-term benefits and opportunities of the aforementioned Board of Director seats, and set requirements to assure the public interests are well represented alongside the private interests of this or any future telecommunication providers;

FURTHER RESOLVED, that certified copies of this resolution be forwarded to Governor Andrew M. Cuomo, the Commissioner of New York State Public Service Commission, State Senator George Maziarz, Assembly Member Stephen Hawley, Assembly Member Jane Corwin, NYSAC, all Towns and Villages in Orleans County, and all others deemed necessary and proper.

#### **Roll Call:**

Kenney-Aye, Carpenter- absent, Nenni- Aye, Lynch- Aye, Sorochty- Aye

4-Aye, 0-Nay, 0-Abstain, 1 Absent

**Motion carried**

**Aye 4, Nay 0, Absent 1**

#### **CERTIFICATE OF CLERK**

**STATE OF NEW YORK:**

**COUNTY OF ORLEANS: ss.:**

**VILLAGE OF HOLLEY:**

**I, Jane Murray, Village Clerk of the Village of Holley, Orleans County, New York, DO HEREBY CERTIFY that I have compared the foregoing resolution duly adopted by the Village Board of the Village of Holley on the 8th day of July, 2014 with the original thereof now on file in my office, and the same is a correct and true copy of said resolution and of the whole thereof.**

**Dated: July 8, 2014**

Motion by Trustee Sorochty and seconded by Trustee Lynch that all Village Officials/Employees will be reimbursed at .50 cents per mile when personal automobiles are used while performing their official duties on behalf of the Village of Holley.

**Motion carried**

**Aye 4, Nay 0, Absent 1**

Motion by Trustee Sorochty and seconded by Trustee Nenni that all meetings, conferences, or schools that are to be attended by Village Officials/Employees which will be a benefit to the Village of Holley will be approved by the Board of Trustees prior to attendance, except in case of an emergency and or time frame, where the Mayor of said Village will then issue a verbal approval that will be reported to all Board members.

**Motion carried**

**Aye 4, Nay 0, Absent 1**

Motion by Trustee Sorochty and seconded by Trustee Nenni that all budget items in the amount of \$1.00-\$499.00 that have been approved in the fiscal 2014-2015 budget do not require board approval to purchase; all budget items \$500-\$999 need to have three board members verbal approval before purchase, and must be indicated on the purchase order the names of the three board members the purchaser spoke with; and all items \$1000 and above will be placed on the agenda for the board approval; and all items not originally on the fiscal budget 2014-2015 no matter the cost will be placed on the agenda for board approval

**Motion carried**

**Aye 4, Nay 0, Absent 1**

Motion by Trustee Nenni and seconded by Trustee Sorochty to accept with regrets the retirement of Electric/Water Maintenance Worker David G. Simpson effective August 29, 2014. The board would like to extend their thanks for his years of service and dedication to the Village.

**Motion carried**

**Aye 4, Nay 0, Absent 1**

Motion by Trustee Nenni and seconded by Trustee Sorochty to approve purchase of the chipper/leaf box at a cost of \$2,700.00 which is built and painted, unit can be used by Electric and DPW department. Appropriation funding from Electric Department

**Motion carried**

**Aye 4, Nay 0, Absent 1**

Motion by Trustee Sorochty and seconded by Trustee Nenni to approve purchase of new bucket saw for Electric department at the cost of \$319, to replace a 12 year old saw

**Motion carried**

**Aye 4, Nay 0, Absent 1**

Motion by Trustee Nenni and seconded by Trustee Lynch to approve purchase of a Streamlight for the Electric bucket truck, cost not to exceed \$300.00

**Motion carried**

**Aye 4, Nay 0, Absent 1**

Motion by Trustee Nenni and seconded by Trustee Sorochty to approve the purchase of 18 KVA Transformers from the Village of Bergen for the Electric Department for inventory at a cost not to exceed \$1688.00

**Motion carried**

**Aye 4, Nay 0, Absent 1**

Motion by Trustee Lynch and seconded by Trustee Nenni to purchase electrical inventory supplies (Poly cut-outs, hot-line clamps, lighting arrestors, and bails) at a cost not to exceed \$4000.00

**Motion carried**

**Aye 4, Nay 0, Absent 1**

Motion by Trustee Nenni and seconded by Trustee Lynch to approve hiring three (3) Part-time Police cadets for Phase II training at a rate of \$10.50/hrly; not to be placed on the duty roster until the board has the opportunity to speak with Chief Murphy before scheduling

**Motion carried**

**Aye 4, Nay 0, Absent 1**

Motion by Trustee Sorochty and seconded by Trustee Lynch to approve the purchase of a LifeBook T902 Tablet PC for the 2012 Chevy Caprice PPV Police vehicle, cost not to exceed \$1800.00

**Motion carried**

**Aye 4, Nay 0, Absent 1**

Motion by Trustee Sorochty and seconded by Trustee Nenni to approve the proposal CE#14-434 from Chatfield Engineering "Best Management Practice" for WWTP, at the cost of \$1,750.00

**Motion carried**

**Aye 4, Nay 0, Absent 1**

Motion by Trustee Lynch and seconded by Trustee Nenni to adjourn Village of Holley Board of Trustee meeting at 10:40 p.m.

**Motion carried**

**Aye 4, Nay 0, Absent 1**

Respectfully submitted by:

Jane Murray

Clerk Treasurer

**THIS IS A DRAFT. Unapproved Minutes**