

Minutes
VILLAGE OF HOLLEY
72 Public Square
Board of Trustees
Organization Meeting
July 9, 2013

Present: Mayor Kenney, Trustees Dill, Penna, Carpenter, Atty. Sansone

Excused: Trustee Sorochty

Absent: none

Public Present: Danny Dill, Nathan Merle, Mattie Zarpentine

Pledge of Allegiance

Motion by Trustee Dill and seconded by Trustee Carpenter to begin the Board meeting at 7:26 p.m. and adopted minutes of 6/11/2013 & 6/20/2013 meeting as presented

Motion carried

Discussion:

- Daniel Dill & Nathan Merle – Ditch between properties
 - The Mayor will research the information, consult legal counsel and get back to the two residents
- Historical Society – Requested by Charlene Sielaff to have 15 copies of the Roses & Garlic Book run off VOH copier for retail sale.
 - Books will be copied at the office
- Animal Control Officer
 - Pending further investigation with regards to training, equipment, and cost with possibly using the DPW to enforce
- Schedule Public Hearing for change in Parking Lot Designation
 - Originally scheduled for 7/9/13 @ 6:45 pm –Cancelled
- Canal/Water fund Grant – David Dill
 - Budget \$30,000.00 in 2014-2015 budget for in-kind services towards this potential grant
- Personnel Issues

APPOINTMENTS:

The Mayor does hereby make the following appointments:

DEPUTY MAYOR: David Dill

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

FULL TIME POLICE OFFICERS:

William Murphy
Jennifer Lloyd

PART TIME POLICE OFFICERS:

Robert Barton
Chad Brady
Lloyd Christ III
Roger Cole
Jason Converse

Timothy Moulton
Andrew Muscari
David Nenni

ATTORNEY:

John Sansone

TAX COLLECTOR:

Jane Murray – 1st 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 DeFilippis

CODE ENFORCEMENT OFFICER:

Ron Vendetti

VILLAGE BOARD OF TRUSTEES ORDER OF SUCCESSION:

MAYOR: John W. Kenney, Jr.
TRUSTEE: David Dill
TRUSTEE: Donald Penna
TRUSTEE: Brian Sorochty
TRUSTEE: Stanley "Skip" Carpenter

PLANNING BOARD:

CHAIRMAN: Ted Broekhuizen
VICE-CHAIRMAN: Monica Seeler
Daniel Seeler

ZONING BOARD:

CHAIRMAN: Sandy Heise
Jeffrey Pearson
Mark Porter

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

Motion carried

Dill – aye, Penna – aye, Carpenter - aye, Sorochty - abstain

Motion by Trustee Dill and seconded by Trustee Carpenter that the 1st Niagara Bank – Holley Office is designated as the official depository for the Village of Holley Funds for the ensuing Fiscal Year 2013-2014.

Motion carried

Kenney – aye, Dill – aye, Penna – aye, Carpenter - aye, Sorochty - abstain

Motion by Trustee Penna and seconded by Trustee Dill that the Westside Newspaper is designated as the Official Newspaper for the fiscal year for publication of all Village Legal Notices. Amended, subject to Attorney approval

Motion carried

Kenney – aye, Dill – aye, Penna – aye, Carpenter - aye, Sorochty - abstain

Motion by Trustee Penna and seconded by Trustee Dill 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

Kenney – aye, Dill – aye, Penna – aye, Carpenter - aye, Sorochty - abstain

Motion by Trustee Penna and seconded by Trustee Dill that the Regular Village Supervisor Meeting be held on the second Tuesday of each month at 6:00 P.M.

Motion carried

Kenney – aye, Dill – aye, Penna – aye, Carpenter - aye, Sorochty - abstain

Motion by Trustee Penna and seconded by Trustee Carpenter 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

Kenney – aye, Dill – aye, Penna – aye, Carpenter - aye, Sorochty - abstain

Motion by Trustee Dill and seconded by Trustee Penna that Mayor appointed the following Trustees for the various Departments:

Motion carried

Kenney – aye, Dill – aye, Penna – aye, Carpenter - aye, Sorochty - abstain

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

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.

MILEAGE

Motion by Trustee Dill and seconded by Trustee Penna 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

Kenney – aye, Dill – aye, Penna – aye, Carpenter - aye, Sorochty – abstain

CONFERENCES

Motion by Trustee Carpenter and seconded by Trustee Dill 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

RESOLUTIONS 2013-14 Salary for Fiscal Year 2013-2014

Motion by Trustee Penna and seconded by Trustee Dill that the following resolution be adopted:

Motion carried

BE IT RESOLVED that the Board of Trustees of the Village of Holley, New York, does hereby approve the following Employees Salary Schedule for the Fiscal Year 2013-2014

**CURRENT WAGE EFFECTIVE
2013-2014**

EMPLOYEE	CURRENT	EFF. 6/1/2013
<u>ELECTRIC/WATER</u>		
Matthew Campbell (Salary)	\$59,665.00/YRLY	CONTRACTUAL AGREEMENT RUNS 8/20/2013-8/19/2013
David G. Simpson	\$31.56/HR	\$32.51/HR
Donald G. Wharram	\$22.95/HR	\$23.64/HR
Lamont McMillian	\$17.44/HR	\$17.96/HR
Corey Dart	\$15.00/HR	\$15.45/HR
Karen A. Pearson	\$14.76/HR	\$15.20/HR
OFFICE		
Jane Murray (Salary) Registrar	\$40,000.00/YRLY \$300.00/YRLY	\$40,000.00/YRLY \$200.00/YRLY
Mary Ellen Ridley Deputy Registrar	\$14.35/HR \$150.00/YRLY	\$14.78/HR \$200.00/YRLY
<u>PART TIME OFFICE</u>		
Charlene Sielaff	\$12.50/HR	\$12.88/HR
Part time Registrar	\$0.00	\$50.00/YRLY
Cheri Gugliuzza	\$10.75/HR	\$11.07/HR
<u>DEPARTMENT OF PUBLIC WORKS</u>		
David Nenni (Salary)	\$40,000.00/YRLY	\$41,200.00/YRLY
John Bartlett	\$12.82/HR	\$13.20/HR
Dylon Love	\$11.50/HR	\$11.50/HR
Peter Surowy	\$14.32/HR	\$14.75/HR
<u>POLICE OFFICERS (FULLTIME)</u>		
William Murphy (Salary)	\$41,600.00/YRLY	\$41,600.00/YRLY
Jennifer Lloyd	\$10.71/HR	\$14.50/HR
<u>POLICE OFFICERS (PART TIME)</u>		
Lloyd Christ III	\$14.33/HR	\$14.33/HR
Robert Barton	\$15.22/HR	\$15.22/HR
Roger Cole	\$15.22/HR	\$15.22/HR
David Nenni	\$14.50/HR	\$14.50/HR
Andrew Muscari	\$10.50/HR	\$10.50/HR
Jason Converse	\$10.50/HR	\$10.50/HR
Chad R. A. Brady	\$10.50/HR	\$10.50/HR
Timothy P. Moulton	\$10.50/HR	\$10.50/HR
<u>HISTORIAN</u>		
Marsha DeFillips	\$2000.00/YRLY	\$2000.00/YRLY
<u>CODE ENFORCEMENT OFFICER II</u>		
Ron Vendetti	\$30.00/HRLY	\$30.00/HRLY
<u>ANIMAL CONTROL OFFICER</u>		

PART-TIME CLEANER

Richard Huffer \$9.00/HR \$9.00/HR

MAYOR

\$7900.00/YRLY \$7900.00/YRLY

TRUSTEES

\$4500.00/YRLY \$4500.00/YRLY

Respectfully submitted by:

John W. Kenney, Jr.
Mayor

RESOLUTION 2013-15

Motion by Trustee _____ and seconded by Trustee _____ that the following resolution be adopted:

Motion denied

0 ayes, 4 nays, 1 abstain

RESOLUTION DESIGNATING THE NEW YORK STATE SECRETARY OF STATE AS A REGISTERED AGENT TO ACCEPT SERVICE OF A NOTICE OF CLAIM ON BEHALF OF THE VILLAGE OF HOLLEY

WHEREAS, Governor Cuomo signed the Uniform Notice of Claim Act into law on December 17, 2012; and, WHEREAS, this law gives claimants the option of serving a notice of claim upon the New York State Secretary of State; and, WHEREAS, the Uniform Notice of Claim Act requires a municipality to file a certificate designating the secretary of state as registered agent to accept service of a notice of claim on its behalf; and, NOW, BE IT RESOLVED that the Village of Holley will designate the New York State Secretary of State as its registered agent to accept service of a notice of claim on its behalf; and, BE IT FURTHER RESOLVED that the certificate will be filed with the New York State Secretary of State no later than July 15, 2013, and the written approval of the village attorney will be sought prior to filing.

Respectfully submitted by:

John W. Kenney, Jr.
Mayor

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

FUND	PRE-PAID	ABSTRACT	TOTALS
TREASURER' ACCOUNT	\$ 1183.52	\$37,207.18	\$ 38,390.70
TOTAL			\$ 38,390.70
E (ELECTRIC)	\$ 67,197.39	\$ 31,748.24	\$ 98,945.63
MONTHLY TOTALS			\$ 137,336.33

Motion carried

Motion by Trustee Dill and seconded by Trustee Carpenter to approve placing a Four (4) ton weight limit on High Street in the Village of Holley

Motion carried

Kenney – aye, Dill – aye, Penna – aye, Carpenter - aye, Sorochty - abstain

Motion by Trustee Dill and seconded by Trustee Penna to approve 12,000lb Vehicle Lift (budgeted in DPW fiscal budget 2013-2014 for \$6,600.00) & install at DPW, po# 012534 Filtrec Corp; \$6315.00. Previous verbally okayed at 6/11/2013 Supervisor meeting.

Motion carried

Kenney – aye, Dill – aye, Penna – aye, Carpenter - aye, Sorochty – abstain

Motion by Trustee Dill and seconded by Trustee Penna to approve sending DPW supervisor David Nenni to the Phase I & Phase II Environmental Site Assessment Processes classes in West Conshohocken, PA., September 17-19, 2013. Course cost \$1295.00, Hotel estimated at \$169-189 per night, light breakfast and lunch provided, total cost not to exceed \$2200.00.

Motion carried

Kenney – aye, Dill – aye, Penna – aye, Carpenter - aye, Sorochty - abstain

Motion by Trustee Penna and seconded by Trustee Carpenter to approve the purchase po# 012475, of the 2000 GMC Altec D947BR Digger Truck for the Electric department. One-time payment of \$18,000.00.

Motion carried

Kenney – aye, Dill – aye, Penna – aye, Carpenter - aye, Sorochty - abstain

Motion by Trustee Carpenter and seconded by Trustee Penna to approve the purchase of tools for the Digger truck, amount not to exceed \$5000.00. Tools are used for pulling wire and drilling anchors into the ground.

Motion carried

Kenney – aye, Dill – aye, Penna – aye, Carpenter - aye, Sorochty - abstain

RESOLUTION 2013-16

MEUA DELEGATE RESOLUTION

At a regular meeting of the Board of Trustees of the Village of Holley, New York held on July 9, 2013, the following resolution was adopted:

Moved by Trustee Penna seconded by Trustee Carpenter

WHEREAS, the Board of Trustees of the Village of Holley, New York, is a municipal member of the Municipal Electric Utilities Association of New York State, and

WHEREAS, the Annual Conference of the Municipal Electric Utilities Association of New York State has been called on August 20, 21, 22 and 23, 2013, to be held at the Holiday Valley, Ellicottville, New York, and,

WHEREAS, in accordance with the bylaws of the Municipal Electric Utilities Association of New York State, each municipal member may cast one vote on each transaction properly brought before this meeting,

NOW THEREFORE BE IT RESOLVED, that Lamont McMillian

be and is hereby designated as the accredited delegate of the Village of Holley, New York.

On roll call: Affirmative: 4 aye, 1 Abstain Negative: 0

I certify that this resolution was adopted by the Board of Trustees of Village of Holley, New York on the 9th day of July, 2013.

Signature
John W. Kenney, Jr.

Title - Mayor

Motion by Trustee Penna and seconded by Trustee Dill to approve invoice from Atty. Sansone for services rendered in the amount of \$375.00

Motion carried

Kenney – aye, Dill – aye, Penna – aye, Carpenter - aye, Sorochty - abstain

Motion by Trustee Penna and seconded by Trustee Dill to approve po #013096 Churchville Fire for annual maintenance on three (3) Multi-meters for the Fire Dept. Estimated between \$300-\$900 (depending is sensors need replacement). For a total cost not to exceed \$900.00

Motion carried

Kenney – aye, Dill – aye, Penna – aye, Carpenter - aye, Sorochty - abstain

Motion by Trustee Carpenter and seconded by Trustee Penna to approve po# 013095, \$249.00, Empire Emergency for 1 ¾ fire hose that failed during testing.

Motion carried

Kenney – aye, Dill – aye, Penna – aye, Carpenter - aye, Sorochty - abstain

Motion by Trustee Penna and seconded by Trustee Carpenter to approve replacing three (3) interior doors at the Fire Dept. Amount not to exceed \$150.00.

Motion carried

Kenney – aye, Dill – aye, Penna – aye, Carpenter - aye, Sorochty - abstain

~~Motion by Trustee _____ and seconded by Trustee _____ to approve replace/repair steps on side of Fire Dept. Amount not to exceed \$1500.00~~

~~Motion carried _____~~

Further clarification and research must be done before the village board makes a decision

Motion by Trustee Penna and seconded by Trustee Dill to approve hiring part time police officer Edwin S. Bower effective 7/10/2013.

Motion carried

Kenney – aye, Dill – aye, Penna – aye, Carpenter - aye, Sorochty - abstain

Motion by Trustee Penna and seconded by Trustee Dill to approve hiring full-time police officer Devon J. Pahuta effective 7/10/2013.

Motion carried

Kenney – aye, Dill – aye, Penna – aye, Carpenter - aye, Sorochty - abstain

Motion by Trustee Penna and seconded by Trustee Carpenter to approve po# 012805 for Police Uniforms & accessories (handcuffs, baton) not to exceed \$6500.00

Motion carried

Kenney – aye, Dill – aye, Penna – aye, Carpenter - aye, Sorochty - abstain

Motion by Trustee Carpenter and seconded by Trustee Penna to approve po# 012806 for Repair of Duty weapons, not to exceed \$425.00.

Motion carried

Kenney – aye, Dill – aye, Penna – aye, Carpenter - aye, Sorochty - abstain

Motion by Trustee Dill and seconded by Trustee Carpenter to approve the last draft of an amendment to section 265-6 of the Village of Holley Code regarding the Downtown District by adding the following language:

(4) Apartments, or residents shall be permitted on floors above the first floor (street level), subject to all applicable New York State Building Codes.

(a) Apartments or residences within this district are not required to provide a minimum number of parking spaces.

(b) Residents of these apartments/residences may be provided authorization to utilize municipal parking lots upon request, subject to certain restrictions

Motion carried

Kenney – aye, Dill – aye, Penna – aye, Carpenter - aye, Sorochty - abstain

Motion by Trustee Dill and seconded by Trustee Carpenter to approve renewal of The Batavia Newspaper for Mayor Kenney effective 7/26/2013 for a 12 month subscription @ \$199.75.

Motion carried

Kenney – aye, Dill – aye, Penna – aye, Carpenter - aye, Sorochty - abstain

Motion by Trustee Dill and seconded by Trustee Carpenter to approve annual Maintenance agreement with General Code, po#012807, \$1,195.00.

Motion carried

Kenney – aye, Dill – aye, Penna – aye, Carpenter - aye, Sorochty - abstain

Motion by Trustee Penna and seconded by Trustee Dill to approve hauling dry sludge to Buffalo from WWTP.

Motion carried

Kenney – aye, Dill – aye, Penna – aye, Carpenter - aye, Sorochty - abstain

Motion by Trustee Penna and seconded by Trustee Dill to approve dialing system for the WWTP.

Motion carried

Kenney – aye, Dill – aye, Penna – aye, Carpenter - aye, Sorochty - abstain

Motion by Trustee Carpenter and seconded by Trustee Penna to approve Ron Vendetti being appointed Code Enforcer Officer.

Motion carried

Kenney – aye, Dill – aye, Penna – aye, Carpenter - aye, Sorochty - abstain

Motion by Trustee Dill and seconded by Trustee Penna to approve the hiring of The Center for Municipal Solutions as a telecommunications consultant, and also, authorizing Mayor Kenney to execute an agreement for consulting services, subject to attorney approval.

Motion carried

Kenney – aye, Dill – aye, Penna – aye, Carpenter - aye, Sorochty - abstain

Motion by Trustee Penna and seconded by Trustee Carpenter to move into Executive session at 8:40p.m.

Motion carried

Motion by Trustee Carpenter and seconded by Trustee Penna to close Executive session at 9:58p.m.

Motion carried

Motion by Trustee Carpenter and seconded by Trustee Penna to adjourn Village of Holley Board of Trustee meeting at 10:04 p.m.

Motion carried

Respectfully submitted by:
Jane Murray
Village Clerk Treasurer