

VILLAGE OF SPRINGVILLE  
2022 MINUTES

July 17, 2023

7:00 P. M.

The Regular Meeting of the Trustees of the Village of Springville was held at the Village Municipal Building, 65 Franklin Street, Springville, New York at the above date and time. Present were:

Mayor	Timothy Michaels
Trustees	Lindsay Buncy Reed Braman Mary Padasak Terry Skelton
Village Administrator	Liz Melock
Superintendent of Public Works	Duane Boberg
Village Attorney	Paul Weiss
Building Inspector/ Code Enforcement Officer	Michael Kaleta
Deputy Clerk	Holly Murtiff
Also Attending Ashley Lowry, Springville Journal	John Baker
Absent	Nick Budney, SPD Officer in Charge Marc Gentner, Fire Chief

Mayor Michaels called the meeting to order at 7:00 PM.

1. Minutes Minutes of the Regular Meeting of June 20, 2023 were approved as written by Trustee Skelton, seconded by Trustee Buncy; carried, Mayor Michaels, Trustees Skelton, Buncy and Padasak, Trustee Braman abstaining, voting yes, none opposed.

**PUBLIC HEARING**

2. LL 8-2023 Changes to Chapter 180 Art. VII Schedule X Mayor Michaels opened the duly published public hearing regarding LL 8-2023 – Changes to Chapter 180 Article VII Schedule X. There being no questions or discussion motion was made by Trustee Braman, seconded by Trustee Padasak; carried, Mayor Michaels, Trustees Braman, Padasak, Buncy and Skelton voting yes, none opposed to closing the public hearing.

**PUBLIC COMMENT**

There was no public comment this evening.

**DEPARTMENT REPORTS**  
**ADMINISTRATOR REPORT**

3. LL 8 of 2023  
Amendment to Chapter 180  
Article VII  
Schedule X  
Motion was made by Trustee Skelton, seconded by Trustee Padasak; carried, Mayor Michaels, Trustees Skelton, Padasak, Braman and Buncy voting yes, none opposed to declaring the Village as the Lead Agency for LL 8 of 2023.

Motion was made by Trustee Skelton, seconded by Trustee Buncy; carried, Mayor Michaels, Trustees Skelton, Buncy, Braman and Padasak voting yes, none opposed to accepting the SEQR and negative declaration for LL 8 of 2023.

Motion was made by Trustee Skelton, seconded by Trustee Braman; carried, Mayor Michaels, Trustees Skelton, Braman, Buncy and Padasak voting yes, none opposed to approve LL 8-2023 Amendments to No Standing Schedule X as shown below.

Local Law 8 of 2023 – Amendment to Chapter 180 Article VII Schedule X

Add in the parking spot on the southeast side of Franklin St. near N. Buffalo, measuring 40 feet, to the No Standing areas in the above referenced code.

4. New BI/CEO  
Motion was made by Trustee Skelton, seconded by Trustee Padasak; carried, Mayor Michaels, Trustees Skelton, Padasak, Braman and Buncy voting yes, none opposed to appointing John Baker as Code Enforcement Officer Provisional effective July 31st at a salary of \$31.25 per hour. Permanent appointment is contingent upon his passing the Erie County Civil Service exam and scoring in the top three.

5. H&K Change Order #7  
Motion was made by Trustee Skelton, seconded by Trustee Padasak; carried, Mayor Michaels, Trustees Skelton, Padasak, Braman and Buncy voting yes, none opposed to approve Change Order #7 for H&K Services in the amount of \$25,986 which will come out of the allowance therefore there is no change in contract price. This change order will provide for additional paving work to be completed at the WWTP.

6. H&K Change Order #8  
Motion was made by Trustee Skelton, seconded by Trustee Padasak; carried, Mayor Michaels, Trustees Skelton, Padasak, Braman and Buncy voting yes, none opposed to approve Change Order #8 for H&K Services in the amount of \$11,045 which will be an additional amount added to the contract price for additional fencing at the WWTP.

7. Cable Franchise Agreement Public Hearing  
Motion was made by Trustee Skelton, seconded by Trustee Braman; carried, Mayor Michaels, Trustees Skelton, Braman, Buncy and Padasak voting yes, none opposed to authorize Administrator Melock to advertise for a public hearing on Monday, August 14<sup>th</sup> at 7:01 pm regarding modifications to the Cable Franchise Fee Agreement with Charter Communications.

8. Garbage Tote Credits  
Motion was made by Trustee Skelton, seconded by Trustee Padasak; carried, Mayor Michaels, Trustees Skelton, Padasak, Braman and Buncy voting yes, none opposed to approve garbage tote removal fees for 93 N. Buffalo in the amount of \$64 and 45 Mill St. in the amount of \$128 from their tax bills under special district charges and issue any refunds.

9. Evans Bank Credit Cards  
Motion was made by Trustee Skelton, seconded by Trustee Braman; carried, Mayor Michaels, Trustees Skelton, Braman, Buncy and Padasak voting yes, none opposed to authorizing Administrator Melock to apply for Evans Bank credit cards for the village staff.

10. Budget Modifications Motion was made by Trustee Skelton, seconded by Trustee Buncy; carried, Mayor Michaels, Trustees Skelton, Buncy, Braman and Padasak voting yes, none opposed to approve the modifications to the 2023-2024 Fire Dept. Budget in the amount of \$28,032.08 for insurance recovery on the Ladder Truck. Increase revenue account 2680 Insurance Recoveries by \$28,032.08 and increase expense account 3410-0440 Fire Dept. Contractual by \$28,032.08.

12. Close out of Capital Projects Motion was made by Trustee Skelton, seconded by Trustee Padasak; carried, Mayor Michaels, Trustees Skelton, Padasak, Braman and Buncy voting yes, none opposed to close out Capital Projects that were completed in the 22-23 fiscal year. The following projects were completed in the 22/23 fiscal year: Fire Apparatus (84), Skate Park (85), Eaton Park (86) and N. Central Waterline (87).

Administrator Melock discussed the following items with the Board;

- Financial reports (Treasurer's Report) – Balance Sheets, Rev & Exp Summaries have been submitted to the village board for May & June 2023.
- Village tax collection is ongoing until October 31, 2023. July penalty is 7.5%.
- Free Thursday Night Summer Concerts have been going well. Concerts are from 6:30-8:30 pm at Heritage Park and Kiwanis will be selling hot dogs and snacks.

#### **SUPERINTENDENT REPORT**

Superintendent Boberg had no report this evening but he did inform the Board that the paving projects are completed and were finished early.

#### **POLICE DEPARTMENT**

In Officer in Charge Budney's absence Administrator Melock reported on the following;

- SPD report for June 2023
- ECSO report for June 2023

#### **FIRE DEPARTMENT**

In Chief Gentner's absence Administrator Melock reported on the following;

- Calls
- Training
- Activity

#### **BUILDING INSPECTOR/CEO**

13. 67 Greenwood BI/CEO Kaleta updated the Board on the condition and state of disrepair at 67 Greenwood. He informed the Board that Village will have to begin bi-weekly mowing as the property is now abandoned but there is a great amount of junk left at the property. After further discussion, motion was made by Trustee Skelton, seconded by Trustee Braman; carried, Mayor Michaels, Trustees Skelton, Braman, Buncy and Padasak voting yes, none opposed to contract Smith's Landscaping to clean up the property and to put the cost of the clean up onto the next tax bill for 67 Greenwood.

#### **CONTROL CENTER**

The Control Center report was read by this evening Trustee Braman this evening outlining;

- Personnel
- Equipment
- Calls for June 2023

**NEW BUSINESS**

14. 344 Franklin Sewer Forgiveness After explanation by Deputy Clerk Murtiff, motion was made by Trustee Skelton, seconded by Trustee Padasak; carried, Mayor Michaels, Trustees Skelton, Padasak, Braman and Buncy voting yes, none opposed to approve a \$15 sewer forgiveness adjustment for account #07-0260-01 for a recent water leak that did not go into the sewer system.
15. Thomas Flyer Proclamation Motion was made by Trustee Skelton, seconded by Trustee Braman; carried, Mayor Michaels, Trustee Skelton, Braman, Buncy and Padasak voting yes, none opposed to approving the below proclamation recognizing Thomas Flyer Day.

**PROCLAMATION  
SPRINGVILLE THOMAS FLYER DAY**

**WHEREAS**, in the early 1900's horses and trains were considered the only reliable means of transportation and the newfangled automobile was considered a toy for the wealthy, and **WHEREAS**, to prove the durability of the automobile, the NY Times was sponsoring an automobile race from New York City to Paris France and **WHEREAS**, six automobiles - 1 German, 3 French, 1 Italian and 1 American entered the race on February 12, 1908 and **WHEREAS**, 169 days and 22,000 miles later the American entry, a Buffalo NY built Model 35 Thomas Flyer arrived in Paris France and was declared the winner and **WHEREAS**, the winning driver was George Schuster, the chief mechanic for the E.R. Thomas Company **WHEREAS**, George Schuster later operated an automobile dealership in his hometown of Springville NY and lived in Springville until his death in 1972 at the age of 99 and **WHEREAS**, in 2023 on the 115<sup>th</sup> anniversary of the completion of this amazing feat the Village of Springville and the Town of Concord will be hosting a celebration to honor our hometown hero and **WHEREAS**, possibly 18 to 20 of the remaining 52 Thomas Flyer automobiles will be coming to Springville to see the recreation of the Schuster Motor Car Co display in the Concord Historical Society Heritage Building and see the large collection of photos and other artifacts of the race and **WHEREAS**, this could be the largest single day gathering of THOMAS automobiles since they left the Buffalo plant over one hundred years ago **NOW THEREFORE, BE IT RESOLVED** that the Board of the Village of Springville declare Thursday July 27, 2023 "**SPRINGVILLE THOMAS FLYER DAY**" in honor of this historic day in Springville.

**OLD BUSINESS**

There was no old business to discuss this evening.

**BILLS**

Bills, as examined by members of the Board of Trustees were approved for payment in accordance with Abstracts #34 – 56 of 2023/2024 total of \$726,817.23 for the General, Water/Sewer, Electric, Trust and Agency Funds by motion of Trustee Skelton, seconded by Trustee Braman; carried, Mayor Michaels, Trustees Skelton, Braman, Buncy and Padasak voting yes, none opposed.

**PERMITS AND APPLICATIONS**

Motion was made by Trustee Skelton, seconded by Trustee Padasak; carried, Mayor Michaels, Trustees Skelton, Padasak and Buncy voting yes, none opposed to accepting the permits and applications below.

Minutes of the Planning Board on June 27, 2023.

Minutes of the Historic Preservation Commission on June 12, 2023.

PROJECT: 0000010229 - RESIDENTIAL DEMO  
PROPERTY: 109 N BUFFALO ST  
ISSUED DATE: 6/15/2023  
ISSUED TO: UNITED PRECISION CONST SRVC  
2 MAIN STREET  
DEPEW, NY 14043

TYPE: RESIDENTIAL  
DEMO

PROJECT: 0000010230 - GARAGE SALE  
PROPERTY: 399 MILL ST  
ISSUED DATE: 6/16/2023  
ISSUED TO: WHITE, KIMBERLY & JORD  
399 MILL ST  
SPRINGVILLE, NY 14141

TYPE: GARAGE SALES

PROJECT: 0000010231 - EVENT-MUSIC ON MECHANIC  
PROPERTY: 37 N BUFFALO ST  
ISSUED DATE: 6/16/2023  
ISSUED TO: SPRINGVILLE CENTER FOR THE ART  
P.O. BOX 62  
SPRINGVILLE, NY 14141

TYPE: EVENT

PROJECT: 0000010232 - EVENT-PARTY ON PEARL  
PROPERTY: 37 N BUFFALO ST  
ISSUED DATE: 6/16/2023  
ISSUED TO: SPRINGVILLE CENTER FOR THE ART  
P.O. BOX 62  
SPRINGVILLE, NY 14141

TYPE: EVENT

PROJECT: 0000010233 - LICENSES-CHICKEN LICENSE  
PROPERTY: 30 S CENTRAL AVE  
ISSUED DATE: 6/16/2023  
ISSUED TO: WOCHENSKY, E SETH  
PO BOX 603  
SPRINGVILLE, NY 14141

TYPE: LICENSES

PROJECT: 0000010234 - RESIDENTIAL ALTERATION  
PROPERTY: 35 WOODWARD AVE  
ISSUED DATE: 6/22/2023  
ISSUED TO: DANIEL D SMITH CONSTRUCTION  
2283 MIDDLE ROAD  
SILVER CREEK, NY 14136

TYPE: RESIDENTIAL  
ALTERATION

PROJECT: 0000010235 - UTILITY CHANGES-ELECTRIC  
PROPERTY: 35 WOODWARD AVE  
ISSUED DATE: 6/22/2023  
ISSUED TO: DANIEL D SMITH CONSTRUCTION  
2283 MIDDLE ROAD  
SILVER CREEK, NY 14136

TYPE: ELECTRIC

PROJECT: 0000010236 - SWIMMING POOLS  
PROPERTY: 253 E MAIN ST  
ISSUED DATE: 6/22/2023  
ISSUED TO: BAUMGART, AARON  
253 E MAIN ST  
SPRINGVILLE, NY 14141

TYPE: SWIMMING  
POOLS

PROJECT: 0000010237 - RESIDENTIAL ALTERATION  
PROPERTY: 140 N CENTRAL AVE  
ISSUED DATE: 6/22/2023  
ISSUED TO: FRANK'S COMMERICAL & HOME  
2080 MILITARY ROAD  
TONAWANDA, NY 14150

TYPE: RESIDENTIAL  
ALTERATION

PROJECT: 0000010238 - LICENSES  
PROPERTY: 298 S CASCADE DR  
ISSUED DATE: 6/22/2023  
ISSUED TO: KEYSTONE NOVELTIES DIST  
531 N 4TH STREET  
DENVER, PA 17517

TYPE: LICENSES

PROJECT: 0000010239 - NONRES STRUCTURAL  
PROPERTY: 180 ZOAR VALLEY ROAD  
ISSUED DATE: 6/22/2023  
ISSUED TO: HORSCHER, KARL  
180 ZOAR VALLEY ROAD  
SPRINGVILLE, NY 14141

TYPE: NONRES  
STRUCTURAL

PROJECT: 0000010240 - FENCES  
PROPERTY: 191 NEWMAN ST  
ISSUED DATE: 6/22/2023  
ISSUED TO: MARTINEZ, PHILLIP  
191 NEWMAN STREET  
SPRINGVILLE, NY 14141

TYPE: FENCES

PROJECT: 0000010241 - ACCESSORY BUILDING  
PROPERTY: 118 ELK ST  
ISSUED DATE: 6/23/2023  
ISSUED TO: GRIGSBY, STACEY  
118 ELK STREET  
SPRINGVILLE, NY 14141

TYPE: ACCESSORY  
BUILDINGS

PROJECT: 0000010242 - HIST PRES-NONRES STRUCTURAL  
PROPERTY: 25 E MAIN ST  
ISSUED DATE: 6/26/2023  
ISSUED TO: EAST MAIN HOLDINGS GROUP, LLC  
29 MECHANIC ST  
SPRINGVILLE, NY 14141

TYPE: NONRES  
STRUCTURAL

PROJECT: 0000010243 - GARAGE SALE  
PROPERTY: 48 CHESTNUT ST  
ISSUED DATE: 6/26/2023  
ISSUED TO: MYERS, JAMES SR  
48 CHESTNUT ST  
SPRINGVILLE, NY 14141

TYPE: GARAGE SALES

PROJECT: 0000010244 - ROOFING  
PROPERTY: 30 SUNSET LANE  
ISSUED DATE: 6/26/2023  
ISSUED TO: JAEGER, MARION M  
30 SUNSET LANE  
SPRINGVILLE, NY 14141

TYPE: ROOF

PROJECT: 0000010245 - HISTORIC PRESSERVATION  
PROPERTY: 69 E MAIN ST  
ISSUED DATE: 6/28/2023  
ISSUED TO: DJ2 PROPERTIES, LLC  
23 MECHANIC ST  
SPRINGVILLE, NY 14141

TYPE: HISTORIC  
PRESERV REVIEW

PROJECT: 0000010246 - SWIMMING POOLS  
PROPERTY: 176 WAVERLY ST  
ISSUED DATE: 6/28/2023  
ISSUED TO: TREMBLAY, GEMMA  
176 WAVERLY ST  
SPRINGVILLE, NY 14141

TYPE: SWIMMING  
POOLS

PROJECT: 0000010247 - UTILITY CHANGES-WATER  
PROPERTY: 134 N BUFFALO ST  
ISSUED DATE: 6/29/2023  
ISSUED TO: NELLIS, STEVEN  
134 N. BUFFALO ST.  
SPRINGVILLE, NY 14141

TYPE: PLUMBING

PROJECT: 0000010248 - HISTORIC PRESSERVATION-SIGNS  
PROPERTY: 31 E MAIN ST  
ISSUED DATE: 6/29/2023  
ISSUED TO: KOVACEVIC, RICKI  
58 WARSAW ST  
BUFFALO, NY 14206

TYPE: SIGNS

PROJECT: 0000010249 - GARAGE SALE  
PROPERTY: 108 NEWMAN ST  
ISSUED DATE: 6/29/2023  
ISSUED TO: CONNOR, CHELSEA  
108 NEWMAN ST-LWR  
SPRINGVILLE, NY 14141

TYPE: GARAGE SALES

PROJECT: 0000010250 - UTILITY CHANGES-WATER TYPE: PLUMBING  
PROPERTY: 123 N BUFFALO ST  
ISSUED DATE: 6/30/2023  
ISSUED TO: KNIGHT, JENICA  
13973 MILL ST  
SPRINGVILLE, NY 14141

PROJECT: 0000010251 - UTILITY CHANGES-SEWER TYPE: PLUMBING  
PROPERTY: 123 N BUFFALO ST  
ISSUED DATE: 6/30/2023  
ISSUED TO: KNIGHT, JENICA  
13973 MILL ST  
SPRINGVILLE, NY 14141

PROJECT: 0000010252 - EVENT-5K RACE AND FUN WALK TYPE: EVENT  
PROPERTY: 393 NORTH ST  
ISSUED DATE: 6/30/2023  
ISSUED TO: SPRINGVILLE KIWANIS  
PO BOX 104  
SPRINGVILLE, NY 14141

PROJECT: 0000010253 - ROOFING TYPE: ROOF  
PROPERTY: 136 W MAIN ST  
ISSUED DATE: 7/03/2023  
ISSUED TO: BENZ, DONNA  
136 W MAIN ST  
SPRINGVILLE, NY 14141

PROJECT: 0000010254 - DECKS TYPE: DECKS  
PROPERTY: 207 WAVERLY ST  
ISSUED DATE: 7/05/2023  
ISSUED TO: WELTJEN, DARRYL J  
207 WAVERLY ST.  
SPRINGVILLE, NY 14141

PROJECT: 0000010255 - LICENSES CHICKENS TYPE: LICENSES  
PROPERTY: 236 N BUFFALO ST  
ISSUED DATE: 7/05/2023  
ISSUED TO: STEDMAN, BRIAN & TAMERA  
236 NORTH BUFFALO ST.  
SPRINGVILLE, NY 14141

PROJECT: 0000010256 - GARAGE SALE TYPE: GARAGE SALES  
PROPERTY: 56 MYRTLE AVE  
ISSUED DATE: 7/06/2023  
ISSUED TO: KESSLER, JEAN M  
56 MYRTLE AVE.  
SPRINGVILLE, NY 14141



PROJECT: 0000010257 - HISTORIC PRESSERVATION-MURALS TYPE: HISTORIC  
PROPERTY: 56 E MAIN ST PRESERV REVIEW  
ISSUED DATE: 7/07/2023  
ISSUED TO: SPRINGVILLE CENTER FOR THE ART  
PO BOX 62  
SPRINGVILLE, NY 14141

PROJECT: 0000010258 - MULTIPLE RESIDENCE TYPE: MULTIPLE  
PROPERTY: 92 CHURCH ST FRONT RESIDENCE  
ISSUED DATE: 7/07/2023  
ISSUED TO: WAGNER, JESSE  
408 TRACEY LN  
GRAND ISLAND, NY 14072

PROJECT: 0000010259 - NONRES NONSTRUCTURAL TYPE: NONRES  
PROPERTY: 53 E MAIN ST ENTIRE NONSTRUCTURAL  
ISSUED DATE: 7/10/2023  
ISSUED TO: BUNCY, KEVIN  
89 S CENTRAL AVE  
SPRINGVILLE, NY 14141

PROJECT: 0000010260 - HISTORIC PRESSERVATION TYPE: HISTORIC  
PROPERTY: 49 E MAIN ST PRESERV REVIEW  
ISSUED DATE: 7/10/2023  
ISSUED TO: BUNCY, KEVIN  
89 S CENTRAL AVE  
SPRINGVILLE, NY 14141

#### **VILLAGE ATTORNEY REPORT**

Attorney Paul Weiss had nothing to report this evening.

#### **TRUSTEE NOTES & PROJECT REPORTS**

Trustee Braman discussed the Village of Solvay and the spending vs. earning and also commented on what a good job the Village of Springville does with our spending.

Trustee Padasak just wanted to say thanks to everyone who supports the Kiwanis during the concerts.

Trustee Buncy commented that the streets and curbs look great as well as the bump out removal.

Trustee Skelton commented on what a great job the DPW is doing this summer.

Mayor Michaels commented on the following;

- A recent meeting with Supervisor Drozd and the Historical Society regarding Thomas Flyer day and the assortment of cars that will be coming through Springville.
- A special thank you to BI/CEO Michael Kaleta for the 22 years of service that he has given to the Village of Springville and its residents.

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16. Adjourn      Motion was made by Trustee Skelton, seconded by Trustee Braman; carried, Mayor Michaels, Trustees Skelton, Braman, Buncy and Padasak voting yes, none opposed to adjourn the Regular Session at 7:39 pm.

Respectfully submitted,

Holly Murtiff  
Deputy Clerk