

VILLAGE OF SPRINGVILLE
2023 MINUTES

December 18, 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
Village Administrator	Liz Melock
Superintendent of Public Works	Duane Boberg
Police Officer in Charge	Nick Budney
Village Attorney	Paul Weiss
Building Inspector/ Code Enforcement Officer	John Baker
Deputy Clerk	Holly Murtiff
Also Attending	Max Borsuk, Springville Journal Victor Johnson
Absent	Marc Gentner, Fire Chief Terry Skelton, Trustee

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

1. Minutes Minutes of the Regular Meeting of December 4, 2023 were approved as written by Trustee Braman, seconded by Trustee Buncy; carried, Mayor Michaels, Trustees Braman, Buncy and Padasak voting yes, none opposed.

PUBLIC COMMENT

There was no public comment this evening.

**DEPARTMENT REPORTS
ADMINISTRATOR REPORT**

2. SVFD Election Results Motion was made by Trustee Braman, seconded by Trustee Padasak; carried, Mayor Michaels, Trustee Braman, Padasak and Buncy voting yes, none opposed to accept the SVFD 2024 election results as outlined below.

Fire Chief Marc Gentner, 1st Assistant Chief James Oatman, 2nd Assistant Chief Phil Drozd, 3rd Assistant Chief Matt Dygert, 4th Assistant/EMS Chief Cheryl Gentner, Captain Jim Siminski, 1st Lieutenant Gary Bunnel, 2nd Lieutenant Stanley McCarty Jr., Fire Police Captain Colin Austin.

3. 2024 Polling Location Motion was made by Trustee Padasak, seconded by Trustee Braman; carried, Mayor Michaels, Trustees Padasak, Braman and Buncy voting yes, none opposed to approve the below resolution stating the polling location and hours for the Village Election on March 19, 2024.

APPROVE POLLING LOCATION

WHEREAS, the Village of Springville has one election district for the entire Village; and **WHEREAS**, the village will not be having a village registration day, voters may register with the Erie County Board of Elections by March 8, 2024; and **BE IT RESOLVED**, the polling location for the village election on March 19, 2024 will take place at the Public Safety Complex located at 65 Franklin St – 2nd floor enter in the rear of the building at the court entrance- between the hours of noon and 9 pm.

4. LL 1 of 2024 After explanation by Administrator Melock, motion was made by Trustee Padasak, seconded by Trustee Braman; carried, Mayor Michaels, Trustees Padasak, Braman and Buncy voting yes, none opposed to setting a public hearing for LL 1 of 2024 – Tax Cap Override as outlined below. The public hearing will take place at the 1/2/24 Board meeting and will be at 7:01 pm and will be advertised in the appropriate publication. Trustee Braman took this opportunity to remind everyone that this is standard yearly policy to pass this Local Law.

Local Law No. 1 of the year 2024
Village of Springville, County of Erie

A local law authorizing a property tax levy in excess of the limit established in General Municipal Law §3-c

Section 1. Legislative Intent

It is the intent of this local law to allow the Village of Springville to adopt a budget for the fiscal year commencing June 1, 2024 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law § 3-c.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes a local government’s governing body to override the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body.

Section 3. Tax Levy Limit Override

The Board of Trustees of the Village of Springville, County of Erie, is hereby authorized to adopt a budget for the fiscal year commencing June 1, 2024 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

Section 4. Severability

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court’s order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective date

This local law shall take effect immediately upon filing with the Secretary of State.

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Administrator Melock discussed the following items with the Board;

- Village Offices are closed a half day on Dec 22nd & Dec 29th 11 am (DPW) or 11:30 am (Village Office) and Dec 25th & Jan 1st for the Christmas holidays.
- January board meetings will on Tuesdays - Tuesday Jan 2nd due to Village offices being closed on Jan 1st for New Years and Tuesday Jan 16th due to Village offices being closed for Martin Luther King Jr. holiday on Jan 15th.
- Election information is on the village website www.villageofspringvillenyny.com. Please see NYS Board of Election website www.elections.ny.gov for more information or contact your attorney.

SUPERINTENDENT REPORT

Superintendent Boberg had no report this evening.

POLICE DEPARTMENT

Officer in Charge Budney reported on the following;

- The 6th annual Shop with a Cop was held on 12/9/23 and 30 local children participated. Officer in Charge Budney thanked everyone for their donations and participation. The children really enjoyed themselves and it was a wonderful event.
- The SPD Officers recently completed their first annual night shooting training. This is now a requirement for insurance.

FIRE DEPARTMENT

There was no Fire report this evening.

BUILDING INSPECTOR/CEO

BI/CEO Baker had no report this evening.

CONTROL CENTER

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

- Personnel
- Equipment
- Calls for Nov. 2023

NEW BUSINESS

There was no new business to discuss this evening.

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 #185 – 199 of 2023/2024 total of \$310,627.25 for the General, Water/Sewer, Electric, Trust and Agency Funds by motion of Trustee Braman, seconded by Trustee Padasak; carried, Mayor Michaels, Trustees Braman, Padasak and Buncy voting yes, none opposed.

PERMITS AND APPLICATIONS

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

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PROJECT: 0000010432 - UTILITY CHANGES-ELECTRIC TYPE: ELECTRIC
PROPERTY: 135 S CASCADE DR
ISSUED DATE: 11/29/2023
ISSUED TO: EMERLING CHRYSLER DODGE JEEP R
135 S CASCADE DR
SPRINGVILLE, NY 14141

PROJECT: 0000010433 - HISTORIC PRESSERVATION-SIGN TYPE: SIGNS
PROPERTY: 227 W MAIN ST DEPOT
ISSUED DATE: 12/01/2023
ISSUED TO: RETZLAFF, MATTHEW
227 W MAIN ST
SPRINGVILLE, NY 14141

PROJECT: 0000010434 - UTILITY CHANGES-ELECTRIC TYPE: ELECTRIC
PROPERTY: 34 SPRING ST
ISSUED DATE: 12/06/2023
ISSUED TO: RANDOLPH, KIMBERLY
34 SPRING ST
SPRINGVILLE, NY 14141

PROJECT: 0000010435 - SWIMMING POOLS TYPE: SWIMMING
PROPERTY: 185 N CENTRAL AVE POOLS
ISSUED DATE: 12/07/2023
ISSUED TO: JAMIESON, KIMBERLY
185 N CENTRAL AVE
SPRINGVILLE, NY 14141

PROJECT: 0000010436 - UTILITY CHANGES-ELECTRIC TYPE: ELECTRIC
PROPERTY: 19 W MAIN ST
ISSUED DATE: 12/12/2023
ISSUED TO: CLARK, KEITH
427 FRANKLIN ST
SPRINGVILLE, NY 14141

VILLAGE ATTORNEY REPORT

Village Attorney Paul Weiss had no report this evening.

TRUSTEE NOTES & PROJECT REPORTS

Trustee Braman thanked the DPW for all their hard work.

Trustee Padasak congratulated everyone at the SVFD for their wins in the recent election.

Trustee Buncy had no report this evening.

Mayor Michaels commented that Rails-to-Trails has received a grant for a pedestrian bridge. Mayor Michaels took this time to wish everyone a safe and happy holidays.

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5. Tree Committee Report There was a tree committee meeting this evening and the following was discussed;
- Devin Kowalske will submit a Tree City application and we should receive back by 2/24.
 - There will be a tree inventory taken.
 - New trees are set to be planted next fall to replace the one that fell down this past summer.
 - The next tree committee meeting will be sometime after 2/24.
6. Adjourn Motion was made by Trustee Braman, seconded by Trustee Padasak; carried, Mayor Michaels, Trustees Braman, Padasak and Buncy voting yes, none opposed to adjourn the Regular Session at 7:08 pm.

Respectfully submitted,

Holly Murtiff
Deputy Clerk