

VILLAGE OF SPRINGVILLE
2024 MINUTES

January 2, 2024

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
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 Kelly Baker
Absent	Marc Gentner, Fire Chief

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

1. Minutes Minutes of the Regular Meeting of December 18, 2023 were approved as written by Trustee Buncy, seconded by Trustee Braman; carried, Mayor Michaels, Trustees Braman, Buncy and Padasak voting yes, Trustee Skelton abstaining, none opposed.

PUBLIC HEARING

2. LL 1 of 2024 Tax Cap Override Mayor Michaels opened the duly advertised public hearing for LL 1 of 2024. Administrator Melock explained the need to pass the tax cap override. There being no questions motion was made by Trustee Skelton, seconded by Trustee Braman; carried, Mayor Michaels, Trustees Skelton, Braman, Padasak and Buncy voting yes, none opposed to close the public hearing.

PUBLIC COMMENT

There was no public comment this evening.

DEPARTMENT REPORTS

ADMINISTRATOR REPORT

3. LL 1 of 2024 Tax Cap Override Motion was made by Trustee Skelton, seconded by Trustees Buncy; carried, Mayor Michaels, Trustees Skelton, Buncy, Braman and Padasak voting yes, none opposed to declaring the Village of Springville as the Lead Agency for LL 1 of 2024 – Tax Cap Override.

Motion was made by Trustee Skelton, seconded by Trustee Braman; carried, Mayor Michaels, Trustees Skelton, Braman, Buncy and Padasak voting yes, none opposed to accepting the SEQR/Negative Declaration for LL 1 of 2024 – Tax Cap Override.

Motion was made by Trustee Skelton, seconded by Trustee Braman; carried, Mayor Michaels, Trustees Skelton, Braman, Buncy and Padasak voting yes, none opposed to adopting LL 1 of 2024 as shown below.

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.

4. WWTP Intermunicipal Agreement After discussion, motion was made by Trustee Skelton, seconded by Mayor Michaels; carried Mayor Michaels, Trustees Skelton, Braman, Buncy and Padasak voting yes, none opposed to authorizing a one year extension of the Intermunicipal Agreement with the Village of Alden for a Waste Water Treatment Plant Operator Grade 3 License to be effective immediately.

5. LOSAP Fee Agreement 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 Mayor

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Michaels to sign the Service Award Program 2024 Service Fee agreement with Hometown Firefighter & EMS Services in the amount of \$5,884.

6. 23/24 Budget Modifications Motion was made by Trustee Skelton, seconded by Trustee Braman; carried, Mayor Michaels, Trustees Skelton, Braman, Buncy and Padasak voting yes, none opposed to approving the attached 23/24 Budget – Internal transfers. **010224 A.1**

Motion was made by Trustee Skelton, seconded Trustee Braman; carried, Mayor Michaels, Trustees Skelton, Braman, Buncy and Padasak voting yes, none opposed to modify the 23/24 budget – Auctions Int'l Fire Dept. sale results. Increase revenue line 2650-Sale of scrap by \$852.00 and increase Fire Dept. Equipment Other 3410-0230 by \$852.00

Motion was made by Trustee Skelton, seconded by Trustee Buncy; carried, Mayor Michaels, Trustees Skelton, Buncy, Braman and Padasak voting yes, none opposed to modify the 23/24 budget-Auctions Int'l DPW sale results. Increase revenue line 2650-sale of scrap by \$7,820 and increase streets other equipment 5110-0250 by \$7,820.

7. Accept Resignation Motion was made by Trustee Braman, seconded by Mayor Michaels; carried Mayor Michaels, Trustees Braman, Buncy, Padasak and Skelton voting yes, none opposed to accept the resignation of Nathan Scrivani as a dispatcher from the Control Center effective Dec. 11, 2023.

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 Dec. 2023.
- Budget packets have been given to Dept. heads and budget meetings will be Feb 22nd & 29th tentatively.
- Election information is one the village website www.villageofspringvilleny.com . Please see NYS Board of Election website www.elections.ny.gov for more information or contact your attorney.

SUPERINTENDENT REPORT

8. Circuit Switcher Bid Motion was made by Trustee Skelton, seconded by Mayor Michaels; carried, Mayor Michaels, Trustees Skelton, Braman, Buncy and Padasak voting yes, none opposed to award the bid for two used S&C 115V Mark V circuit switchers to Belyea Company Inc. 2200 Northwood Ave. Easton, PA 18045 in the amount of \$2,500.00 and authorize the Mayor to sign the agreement that was part of the bid packet for the bid date of Dec. 21, 2023.

At this time Superintendent Boberg discussed with the Mayor and Board the recent calls he has been receiving about the regrettable yet unavoidable lawn damage done during sidewalk plowing.

POLICE DEPARTMENT

Officer in Charge Budney reported on the following;

- December 2023 SPD calls handled
- December 2023 ECSO call handled
- 2023 annual stats distributed

FIRE DEPARTMENT

Administrator Melock read the Fire report in the absence of Chief Gentner

- Calls for December 2023
- Training
- Grants and budget update

BUILDING INSPECTOR/CEO

BI/CEO Baker updated the Board on the following;

- recent planning board meeting with the owners of the Springville Depot
- Court date (1/3/24) for 426 E. Main St.
- No developments on the Dygert Farm proposed project

CONTROL CENTER

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

- Personnel
- Equipment
- Calls for December 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 #200 – 214 of 2023/2024 total of \$148,299.79 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, Padasak and Buncy voting yes, none opposed.

PERMITS AND APPLICATIONS

There was no Consent Agenda report this evening.

VILLAGE ATTORNEY REPORT

Village Attorney Paul Weiss discussed with the Board the upcoming trial and arraignment for 426 E. Main Street.

TRUSTEE NOTES & PROJECT REPORTS

Trustee Braman had no report this evening.

Trustee Padasak had no report this evening.

Trustee Buncy had no report this evening.

Trustee Skelton had no report this evening.

Mayor Michaels announced that the Village has received a Erie County Municipal Planning Grant of up to \$50,000 to update the Comprehensive Master Plan.

9. Tree
Committee
Report

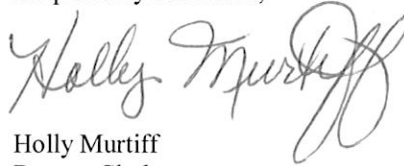
There was no Tree Committee report this evening.

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10. Executive Session Motion was made by Trustee Braman, seconded by Trustee Skelton; carried, Mayor Michaels, Trustees Braman, Skelton, Buncy and Padasak voting yes, none opposed to adjourn to Executive Session at 7:30 pm.
11. Court Personnel Upon return from Executive Session, 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 Katie Cooper working 10 additional hours per week up to 60 working day, as approved by Erie County Civil Service personnel effective immediately.
12. Adjourn Motion was made by Trustee Skelton, seconded by Trustee Braman; carried, Mayor Michaels, Trustees Skelton, Braman, Padasak and Buncy voting yes, none opposed to adjourn the Regular Session at 7:39 pm.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Holly Murtiff". The signature is written in black ink and is positioned to the right of the typed name.

Holly Murtiff
Deputy Clerk

Amount	From Account	To Account
General Fund		
\$ 13,345.00	1990-0400	1420-0400
\$ 153.00	5110-0110	5110-0120
\$ 7,000.00	5110-0440	5110-0410
\$ 602.00	7110-0410-002	7110-0410-001
\$ 700.00	7110-0410-002	7110-0420-001
\$ 1,430.00	5142-0100	8170-0100
\$ 920.00	5142-0100	8510-0100
\$ 24,150.00	Total GF	

Sewer Fund		
\$ 608.00	8130-0441-002	8130-0205
\$ 22,000.00	8130-0461-001	8130-0411-001
\$ 1,328.00	8130-0121-001	9040-0800-003
\$ 23,936.00	Total Sewer	

ID ACCOUNT	DATE	DESCRIPTION	ADJUSTMENT	ORIGINAL BUDGET	PREVIOUS ADJUSTMENTS	NEW BUDGET	BUDGET BALANCE
5-1990-0400-001	1/02/2024	BUD ADJ 01022024	13,345.00-	45,799.00	32,454.00-	0.00	0.00
CONTINGENT ACCOUNT							
DEPT: CONTINGENCY							
5-1420-0400-001	1/02/2024	BUD ADJ 01022024	13,345.00	30,000.00	0.00	43,345.00	13,713.62
LAW CONTRACTUAL EXPENSE							
DEPT: LAW OFFICE							
5-5110-0110-001	1/02/2024	BUD ADJ 01022024	153.00-	8,000.00	1,385.00-	6,462.00	200.31
TEMPORARY WAGES							
DEPT: STREET MAINTENANCE							
5-5110-0120-001	1/02/2024	BUD ADJ 01022024	153.00	3,000.00	197.00	3,350.00	1.30
OVERTIME							
DEPT: STREET MAINTENANCE							
5-5110-0440-001	1/02/2024	BUD ADJ 01022024	7,000.00-	25,000.00	826.00	18,826.00	14,448.87
STREETS CONTRACTED SERVICE							
DEPT: STREET MAINTENANCE							
5-5110-0410-001	1/02/2024	BUD ADJ 01022024	7,000.00	85,000.00	5.00-	91,995.00	74,407.99
STREETS SUPPLIES & MATERIALS							
DEPT: STREET MAINTENANCE							
5-7110-0410-002	1/02/2024	BUD ADJ 01022024	602.00-	2,000.00	0.00	698.00	698.00
SKATE PARK SUPPLIES/MATERIALS							
DEPT: PARKS							
5-7110-0410-001	1/02/2024	BUD ADJ 01022024	602.00	29,000.00	528.00-	29,074.00	4,637.39
PARKS SUPPLIES & MATERIALS							
DEPT: PARKS							
5-7110-0410-002	1/02/2024	BUD ADJ 01022024	700.00-	2,000.00	0.00	698.00	698.00
SKATE PARK SUPPLIES/MATERIALS							
DEPT: PARKS							
5-7110-0420-001	1/02/2024	BUD ADJ 01022024	700.00	9,000.00	0.00	9,700.00	2,333.70
PARKS UTILITIES							
DEPT: PARKS							
5-5142-0100-001	1/02/2024	BUD ADJ 01022024	1,430.00-	50,000.00	1,879.00-	45,771.00	39,541.82
SNOW REMOVAL PERSONAL SERV.							
DEPT: SNOW REMOVAL							
5-8170-0100-001	1/02/2024	BUD ADJ 01022024	1,430.00	2,400.00	3,500.00	7,330.00	3.70
STREET CLEANING PERSONAL SERV							
DEPT: STREET CLEANING							
5-5142-0100-001	1/02/2024	BUD ADJ 01022024	920.00-	50,000.00	1,879.00-	45,771.00	39,541.82
SNOW REMOVAL PERSONAL SERV.							
DEPT: SNOW REMOVAL							

ND ACCOUNT # 000307 ----- DATE DESCRIPTION ADJUSTMENT ORIGINAL BUDGET PREVIOUS ADJUSTMENTS NEW BUDGET BUDGET BALANCE

1 5-8510-0100-001 1/02/2024 BUD ADJ 01022024 920.00 1,750.00 7,400.00 10,070.00 4.68
 COMM.BEAUTIFICATION - PERS.SFR
 DEPT: COMMUNITY BEAUTFICATION

3 5-8130-0441-002 1/02/2024 BUD ADJ 01022024 608.00- 0.00 4,400.00 3,792.00 3,792.00
 CONTRACTED SERVICES-CAPITAL PR
 DEPT: TREATMENT - DISPOSAL

3 5-8130-0205-001 1/02/2024 BUD ADJ 01022024 608.00 0.00 6,200.00 5,808.00 0.50
 ROOF -DIGESTER BLDG
 DEPT: TREATMENT - DISPOSAL

3 5-8130-0461-001 1/02/2024 BUD ADJ 01022024 22,000.00- 60,000.00 0.00 38,000.00 38,000.00
 WWTP CHEMICALS
 DEPT: TREATMENT - DISPOSAL

3 5-8130-0411-001 1/02/2024 BUD ADJ 01022024 22,000.00 46,000.00 3,000.00 71,000.00 4,919.55
 SUPPLIES & MATERIAL-COMMODITY
 DEPT: TREATMENT - DISPOSAL

1 5-8130-0121-001 1/02/2024 BUD ADJ 01022024 1,328.00- 20,000.00 0.00 18,672.00 12,075.72
 OVERTIME, COMMODITY
 DEPT: TREATMENT - DISPOSAL

1 5-9040-0800-003 1/02/2024 BUD ADJ 01022024 1,328.00 3,560.00 0.00 4,828.00 0.63
 WORKMEN'S COMPENSATION
 DEPT: WORKERS COMP

TOTAL IN PACKET-- 0.00

NO WARNINGS ***
 NO ERRORS ***

*** END OF REPORT ***