

Village of Springville
5 West Main Street
Springville, N.Y. 14141-0017

March 18, 2024

7:00 P. M.

BY MOTION OF:

NOTES

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. MINUTES FROM MEETINGS
Regular Meeting Minutes of March 4, 2024 A.1
4. PUBLIC COMMENT
5. DEPARTMENT REPORTS
 - A. ADMINISTRATOR A.2
 - B. SUPERINTENDENT'S REPORT
 - C. POLICE
 - D. FIRE DEPARTMENT
 - E. BUILDING INSPECTOR/CEO
 - F. CONTROL CENTER
6. OLD BUSINESS
7. NEW BUSINESS
8. BILLS
9. CONSENT AGENDA
10. TRUSTEE NOTES & PROJECT REPORTS
11. EXECUTIVE SESSION
13. ADJOURN

DRAFT

ATTACHMENT NO. A1

VILLAGE OF SPRINGVILLE
2024 MINUTES

AGENDA DATE 3/18/24

March 4, 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	Reed Braman Terry Skelton Mary Padasak Lindsay Buncy
Village Administrator	Liz Melock
Superintendent of Public Works	Duane Boberg
Police Officer in Charge	Nick Budney
Village Attorney	Paul Weiss
Code Enforcement Officer	John Baker
Deputy Clerk	Holly Murtiff
Also Attending	Max Borsuk, Springville Journal
Kelly Baker	Russ Belscher
Dennis Dains	Kathy Goodrow
Sheret Jagord	Hunter Hawk
Jessica Schuster	Tara Lowry
Scott Schenk	Ashley Lowry
Seth Wochensky	
Absent	Marc Gentner, Fire Chief

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

1. Minutes Minutes of the Regular Meeting of February 20, 2024, were approved as written by Trustee Braman, seconded by Trustee Skelton; carried, Mayor Michaels, Trustees Braman and Skelton voting yes, Trustees Buncy and Padasak abstaining, none opposed.

Minutes of the Executive Session Meeting of February 20, 2024, were approved as written by Trustee Skelton, seconded by Trustee Braman; carried, Mayor Michaels, Trustees Skelton and Braman voting yes, Trustees Buncy and Padasak abstaining, none opposed.

PUBLIC HEARING

2. 24/25 Preliminary Budget Mayor Michaels opened the duly advertised Public Hearing to discuss the proposed 24/25 Budget. Mayor Michaels presented a power point explanation of the proposed budget. At this time, Mayor Michaels asked if anyone attending would like to comment. There being no questions, motion was made by Trustee Skelton, seconded by Trustee Braman; carried,

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Mayor Michaels, Trustees Skelton, Braman, Padasak and Buncy voting yes, none opposed to closing the Public Hearing.

PUBLIC COMMENT

While no one spoke at this time Public Comment was later reopened during the Administrator's report.

DEPARTMENT REPORTS

ADMINISTRATOR REPORT

3. Landscaping Agreement Motion was made by Trustee Skelton, seconded by Trustee Padasak, carried, Mayor Michaels, Trustees Skelton, Padasak, Braman and Buncy voting yes, none opposed to authorizing Mayor Michaels to sign the landscaping agreement with Chevalier Outdoor Living for landscaping services at Fiddler's Green, Franklin Street, 65 Franklin Street, M&T Bank Park and Heritage Park Skate Park in the amount of \$31,170.
4. Village Property Appraisal Services Motion was made by Trustee Skelton, seconded by Trustee Braman; carried, Mayor Michaels, Trustees Skelton and Braman voting yes, none opposed to authorizing Mayor Michaels to sign an appraisal agreement with Gallagher Bassett for an appraisal of village insured property in the amount of \$14,950.
5. Solar Eclipse Events Motion was made by Trustee Skelton, seconded by Trustee Braman to not close Route 39, East Main Street for the SCA Special Event application for 4/8/24 eclipse events. Discussion put forth regarding a permit application that has been submitted proposing the closing of Main Street to have an event there during the up solar eclipse on April 8, 2024. It is the recommendation of Administrator Melock after discussion with all village department heads, Emergency Manager and the CEO of Bertrand Chaffee Hospital to not approve the closing as it may pose a risk to public safety as it is a main route to Bertrand Chaffee Hospital and a major truck route as well as there being no detour traffic management plan.

The following people addressed the Mayor and Board with questions and concerns regarding the April 8, 2024 solar eclipse and the proposed closing of Main Street during the event.

Ashley Lowry	151 East Ave., Springville
Seth Wochensky	30 S. Central Ave., Springville
Sheret Jagord	Sheret's Jewelers, 57 E. Main St., Springville
Hunter Hawk	Sheret's Jewelers, 57 E. Main St., Springville
Tara Lowry	6861 Boston Cross Rd., Boston

After much discussion, a vote was taken to **NOT** close East Main Street.

<u>Aye</u>	<u>Nay</u>
Mayor Michaels	Trustee Braman
Trustee Skelton	Trustee Buncy
	Trustee Padasak

Motion denied.

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Upon the failure to pass the above motion further discussion ensued regarding allowing the closure of Main Street with certain stipulations listed below.

A shorter timeframe than originally proposed

- New allowable timeframe, a shorter duration than in the event application
 - 2:00 pm – 4:30 pm
- New location closure
 - Closure permitted along East Main Street from Buffalo Street to Pearl Street

At this time motion was made by Trustee Padasak, seconded by Trustee Braman; to **ALLOW** closure of East Main Street with the above restrictions, carried,

Aye

Trustee Braman
Trustee Buncy
Trustee Padasak

Nay

Mayor Michaels
Trustee Skelton

Motion passed.

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 Feb. 2024.
- Election information is on the village website www.villageofspringvilleny.com. Please see NYS Board of Election website www.elections.ny.gov for more information or contact you attorney. Election Day is March 19th from Noon until 9 pm. Last day to register with Erie County Board of Elections is March 8th.
- Last day to pay any unpaid water/sewer and lawn mowing invoices is April 22nd. Any accounts left unpaid after that will be releived onto the Village tax bill for June 1st.

SUPERINTENDENT REPORT

6. Street
Sweeper
Vac
Truck

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 the purchase of a Tymco 600 street sweeper/vac truck, from J&J Equipment Brewerton, NY 13029. This truck will be purchased off a piggyback bid (Onondaga County Bid # 7974 ON-GOV-106-19). We are opting for financing over a four-year period with a \$60,000 down payment. This down payment will come out of 23-24 budget split between the funds: \$30,000 or (50%) from General Fund (Streets), \$15,000 (25%) from Electric Fund, \$7500 or (12.5%) from Water Fund and \$7500 or (12.5%) from Sewer Fund. The 4-year financed amount of \$291,365.58 will split among the 4 funds by the percentages listed above in the 24-25 budget. Purchase price for this truck is \$351,365.58. Anticipated delivery is a year out.

7. Electric
Meter
Surplus

Motion was made by Trustee Skelton, seconded by Trustee Braman; carried, Mayor Michaels, Trustees Skelton, Braman, Buncy and Padasak voting yes, none opposed to declaring surplus 33 electric meters. They have been retired and need to be disposed of.

POLICE DEPARTMENT

Officer in Charge Budney reported on the following;

- SPD February 2024 activity
- ECSO February 2024 activity

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FIRE DEPARTMENT

Administrator Melock read the SVFD report on the following;

- Calls
- Training
- Equipment

BUILDING INSPECTOR/CEO

BI/CEO Baker, with input from Village Attorney Paul Weiss, informed every one of the status things with 426 E. Main St.

CONTROL CENTER

The February 2024 Control Center report was read by Trustee Braman;

- Personnel
- Equipment
- Monthly call volume
- Chief's Council meeting is scheduled for 4/16/24

NEW BUSINESS

8. Schuster After explanation from Deputy Clerk Holly Murtiff, motion was made by Trustee Braman, Sewer seconded by Trustee Buncy; carried, Mayor Michaels, Trustees Braman, Buncy, Padasak and Forgiveness Skelton voting yes, none opposed to approving sewer forgiveness of \$165.

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 #263 – 2277 of 2023/2024 total of \$195,833.86 for the General, Water/Sewer, Electric, Trust and Agency Funds by motion of Trustee Skelton, seconded by Trustee Padasak; carried, Mayor Michaels, Trustees Skelton, Padasak, Buncy and Braman voting yes, none opposed.

PERMITS AND APPLICATIONS

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 permits and applications below.

Building applications received by the CEO Baker, Planning Board, Zoning Board of Appeal and Historic Preservation Commission as follows:

PROJECT: 0000010469 - EVENT
PROPERTY: 290 N BUFFALO ST HS
ISSUED DATE: 2/27/2024
ISSUED TO: SPRINGVILLE STAMPEDE
290 N BUFFALO ST
SPRINGVILLE, NY 14141

TYPE: EVENT

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PROJECT: 0000010470 - EVENT-ART CRAWL TYPE: EVENT
PROPERTY: 37 N BUFFALO ST
ISSUED DATE: 2/28/2024
ISSUED TO: SPRINGVILLE CENTER FOR THE ART
P.O. BOX 62
SPRINGVILLE, NY 14141

PROJECT: 0000010471 - EVENT-ART CRAWL AFTER PARTY TYPE: EVENT
PROPERTY: 37 N BUFFALO ST
ISSUED DATE: 2/28/2024
ISSUED TO: SPRINGVILLE CENTER FOR THE ART
P.O. BOX 62
SPRINGVILLE, NY 14141

PROJECT: 0000010472 - EVENT-SOLAR ECLIPSE PARTY TYPE: EVENT
PROPERTY: 37 N BUFFALO ST
ISSUED DATE: 2/28/2024
ISSUED TO: SPRINGVILLE CENTER FOR THE ART
P.O. BOX 62
SPRINGVILLE, NY 14141

VILLAGE ATTORNEY REPORT

Village Attorney Paul Weiss nothing further to report this evening

TRUSTEE NOTES & PROJECT REPORTS

None of the Trustees or the Mayor had anything to report this evening.

9. Adjourn

Motion was made by Trustee Skelton, seconded by Trustee Padasak; carried, Mayor Michaels, Trustees Skelton, Padasak, Buncy and Braman voting yes, none opposed to adjourn the Regular Session at 7:52 pm.

Respectfully submitted,

Holly Murtiff
Deputy Clerk

Administrator's report

March 18, 2024

ATTACHMENT NO. A2
AGENDA DATE 3/18/24

Resolutions:

1. Adopt 2024-2025 Budget. Tax rate of \$20.01649. Tax levy \$2,121,903. Proposed Adopted Budget is same as the Tentative Budget and is on the village web site www.villageofspringvilleny.com.
2. Authorize Mayor to Sign Certificate of Substantial Completion for Franklin St Water Main Replacement. See attached.
3. Authorize Mayor to Sign Change Order #1 for Fairway Contracting for a decrease in the amount of \$28,045.70 for a final contract price of \$484,832.30 for the Franklin St Water Main Replacement per Barton & Loguidice, village engineers for the project. See attached.
4. Accept Resignation from Eric Tuberdyke from the Historic Preservation Commission effective May 1, 2024.

Discussions:

1. Election Day is March 19th from Noon till 9 pm.
2. Last day to pay any unpaid water/sewer and lawn mowing invoices is April 22nd. Any accounts left unpaid after that will be releived onto the Village tax bill for June 1st.
3. Reorganization Meeting April 1, 2024 at 7 pm.
4. Parking Ban ends April 1st.

Village of Springville Adopted Budget for 2024-2025

Adopted by the Village Board on March __, 2024

	General Fund	Water Fund	Sewer Fund	Electric Fund
Appropriations (Expenditures)	\$ 4,028,480	\$ 1,145,100	\$ 1,652,711	\$ 4,793,185
Estimated Revenue (other than Real Property Taxes)	\$ 1,576,578	\$ 1,145,100	\$ 1,652,711	\$ 4,793,185
Reserve Fund Revenues	\$ -	\$ -	\$ -	\$ -
Appropriated Fund Balance	\$ 330,000	\$ -	\$ -	\$ -
Total Funding Sources	\$ 1,906,578	\$ 1,145,100	\$ 1,652,711	\$ 4,793,185

Balance of Appropriations To be raised by Real Property Tax Levy	\$ 2,121,903			
NYS Tax Cap for 2024-2025 (2%) Tax Cap Override Passed on 1/2/2024	\$ 2,089,769		\$ 32,134	amt over tax cap
Taxable Property Assessed Valuation Equalization Rate 2024-2025 Taxable Status Date Valuation Date	106,007,730 32% 3/1/2023 7/1/2022		\$ 106,087,388	2023-2024 assess val
			\$ (79,658.00)	loss of assessment

2024-2025 Village Tax Levy \$ 2,121,903

2024-2025 Tax Rate per \$1000 20.01649

19.25087 2023-2024 Tax Rate

3.82% Tax rate increase

2024-2025 Levy Percentage Increase 3.75%

\$2,042,274 2023-2024 Levy

State Aid Received GF (estimated)	
AIM - State Revenue Sharing	\$ 35,518
CHIPS	\$ 106,409
Mortgage Tax	\$ 30,000
Other General State Aid	\$ -
Total State Aid Received General Fund	\$ 171,927

**ADOPTED BUDGET
VILLAGE OF SPRINGVILLE
2024-2025**

SECTION 00 65 16

CERTIFICATE OF SUBSTANTIAL COMPLETION

Owner:	Village of Springville	Owner's Contract No.:	
Contractor:	Fairway Contracting	Contractor's Project No.:	
Engineer:	Barton & Loguidice, D.P.C.	Engineer's Project No.:	2725.002.001
Project:	Franklin Street Water Main Replacement	Contract Name:	No. 1 – General Construction

This final Certificate of Substantial Completion applies to:

- All Work The following specified portions of the Work:

November 13, 2023
Date of Substantial Completion

The Work to which this Certificate applies has been inspected by authorized representatives of Owner, Contractor, and Engineer, and found to be substantially complete. The Date of Substantial Completion of the Work or portion thereof designated above is hereby established, subject to the provisions of the Contract pertaining to Substantial Completion. The date of Substantial Completion in the final Certificate of Substantial Completion marks the commencement of the contractual correction period and applicable warranties required by the Contract.

A punch list of items to be completed or corrected is attached to this Certificate. This list may not be all-inclusive, and the failure to include any items on such list does not alter the responsibility of the Contractor to complete all Work in accordance with the Contract.

The responsibilities between Owner and Contractor for security, operation, safety, maintenance, heat, utilities, insurance, and warranties upon Owner's use or occupancy of the Work shall be as provided in the Contract, except as amended as follows:

Amendments to Owner's responsibilities: None As follows

Amendments to Contractor's responsibilities: None As follows:

The following documents are attached to and made a part of this Certificate:

This Certificate does not constitute an acceptance of Work not in accordance with the Contract Documents, nor is it a release of Contractor's obligation to complete the Work in accordance with the Contract.

EXECUTED BY ENGINEER:		RECEIVED:		RECEIVED:	
By:	<u>[Signature]</u> (Authorized signature)	By:	_____	By:	<u>[Signature]</u> Contractor (Authorized Signature)
Title:	Engineer II	Title:	_____	Title:	<u>Partner</u>
Date:	11/28/2023	Date:	_____	Date:	<u>11/29/23</u>

SECTION 00 63 63

CHANGE ORDER

Change Order No. 001

Date of Issuance:	11/28/2023	Effective Date:	11/28/2023
Owner:	Village of Springville	Owner's Contract No.:	
Contractor:	Fairway Contracting	Contractor's Project No.:	
Engineer:	Barton & Loguidice, D.P.C.	Engineer's Project No.:	2725.002.001
Project:	Franklin Street Water Main Replacement	Contract Name:	No. 1 - General Construction

The Contract is modified as follows upon execution of this Change Order:

Description: This change order modifies quantities to account for final quantities at the completion of the project.

Attachments: See attached cost breakdown for Change Order No. 1

CHANGE IN CONTRACT PRICE	CHANGE IN CONTRACT TIMES
Original Contract Price: \$ <u>512,878.00</u>	Original Contract Times: Substantial Completion: <u>75 days</u> Ready for Final Payment: <u>100 days</u>
Change from previously approved Change Orders: \$ _____	Increase from previous Change Orders: Substantial Completion: _____ Ready for Final Payment: _____
Contract Price prior to this Change Order: \$ <u>512,878.00</u>	Contract Times prior to this Change Order: Substantial Completion: <u>75 days</u> Ready for Final Payment: <u>100 days</u>
Decrease from this Change Order: \$ <u>-28,045.70</u>	Increase from this Change Order: Substantial Completion: _____ Ready for Final Payment: _____
Contract Price incorporating this Change Order: \$ <u>484,832.30</u>	Contract Times with all approved Change Orders: Substantial Completion: <u>75 days</u> Ready for Final Payment: <u>100 days</u>

RECOMMENDED:
By: [Signature]
Title: Engineer II
Date: 11/28/2023

ACCEPTED:
By: _____
Title: Owner (Authorized)
Date: _____

ACCEPTED:
By: [Signature]
Title: Contractor (Authorized)
Date: 11/29/23

Attachment No. 1 – Cost Breakdown

CHANGE ORDER No: 1
 PROJECT: Franklin Street Water Main Replacement
 OWNER: Village of Springville
 CONTRACT No.: 1 – General Construction
 CONTRACTOR: Fairway Contracting

DATE: 11/28/2023
 FILE: 2725.002.001

Description and Reason for Change Order:

This change order will modify the quantities of the following payment items in order to account for final quantities at the completion of the project.

Item #	Description	Unit	Bid QTY	Final QTY	Unit Price	Change in Estimated Total Contract
3	12-Inch Ductile Iron Water Main and Appurtenances	LF	1,940	1,920	\$110.67	-\$2,213.40
7	3/4-inch Water Service Transfer	EA	21	23	\$2,093.30	\$4,186.60
8	1-inch Water Service Transfer	EA	3	1	\$2,201.80	-\$4,403.60
10	3/4-inch Type K Copper Water Service Piping	LF	600	623	\$6.00	\$138.00
11	1-inch Type K Copper Water Service Piping	LF	50	40	\$8.00	-\$80.00
12	1-1/2-inch Type K Copper Water Service Piping	LF	50	36	\$13.00	-\$182.00
13	Pipe Bedding	CY	400	333	\$26.40	-\$1,768.80
14	Granular Fill	CY	800	355	\$20.50	-\$9,122.50
15	Village Road Pavement Restoration	SF	900	848	\$8.80	-\$457.60
16	Asphalt Driveway Restoration	SF	900	1,678.65	\$7.70	\$5,995.61
17	Asphalt Gutter Restoration	SF	1,000	802.5	\$8.80	-\$1,738.00
18	6-inch Thick Sidewalk/Driveway Restoration	SF	160	0	\$15.00	-\$2,400.00
19	Trench Dam	EA	2	1	\$1,000.00	-\$1,000.00

24	Contingency Allowance	AL	1	0	\$15,000.00	-\$15,000.00
Total						-\$28,045.70

This Change Order will result in a **decrease** of: **\$28,045.70**

The total contract price will decrease from **\$512,878.00** to **\$484,832.30**

VILLAGE OF SPRINGVILLE
March 18, 2024
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PERMITS AND APPLICATIONS

Building applications received by the CEO Baker, Planning Board, Zoning Board of Appeal and Historic Preservation Commission as follows:

Minutes of the Historic Preservation Commission on January 8, 2024. **CA.1**

PROJECT: 0000010473 - ROOFING
PROPERTY: 185 E MAIN ST
ISSUED DATE: 3/01/2024
ISSUED TO: CPO ROOFING LLC
639 BEACH ROAD
CHEEKTOWAGA, NY 14225
TYPE: ROOF

PROJECT: 0000010474 - ROOFING
PROPERTY: 52 PEARL ST
ISSUED DATE: 3/04/2024
ISSUED TO: BUFFALO RC LLC
5565 TRANSIT ROAD
WILLIAMSVILLE, NY 14221
TYPE: ROOF

PROJECT: 0000010475 - FENCES
PROPERTY: 57 S VAUGHN ST
ISSUED DATE: 3/05/2024
ISSUED TO: GIESE, ERIC
57 S VAUGHN ST
SPRINGVILLE, NY 14141
TYPE: FENCES

PROJECT: 0000010476 - NONRESIDENTIAL NONSTRUCTURAL
PROPERTY: 6 E MAIN ST
ISSUED DATE: 3/06/2024
ISSUED TO: MAHAR, MICHAEL
100 W GENESEE ST
LOCKPORT, NY 14094
TYPE: NONRES
NONSTRUCTURAL

PROJECT: 0000010477 - ROOFING
PROPERTY: 104 EAST HILL RUN
ISSUED DATE: 3/07/2024
ISSUED TO: TOMPKINS, KASEY
925 EXCHANGE ST
ROCHESTER, NY 14608
TYPE: ROOF

PROJECT: 0000010478 - SHEDS, UP TO 144 SQ.FT.
PROPERTY: 14 HILLTOP DR
ISSUED DATE: 3/08/2024
ISSUED TO: BURKHALTER, BRUCE
14 HILLTOP DR
SPRINGVILLE, NY 14141
TYPE: SHEDS

VILLAGE OF SPRINGVILLE
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PERMITS AND APPLICATIONS

PROJECT: 0000010479 - SIGNS
PROPERTY: 27 E MAIN ST
ISSUED DATE: 3/08/2024
ISSUED TO: SPRINGVILLE CENTER FOR THE ART
P.O. BOX 62
SPRINGVILLE, NY 14141

TYPE: SIGNS

PROJECT: 0000010480 - UTILITY CHANGES
PROPERTY: 95 ZOAR RD LWR 2
ISSUED DATE: 3/12/2024
ISSUED TO: TURNER, DONALD JR
95 ZOAR RD
SPRINGVILLE, NY 14141

TYPE: UTILITY CHANGES

ATTACHMENT NO. CA 1
AGENDA DATE 3/18/24

*Village of Springville
Historic Preservation Commission*

January 8, 2024 7:00 pm

A meeting of the Historic Preservation Commission of the Village of Springville was held at the Municipal Building, 65 Franklin Street, Springville, New York at the above date and time. Present were:

Members: Bill Skura Chairman
Helen Brogan
Don Orton
John Baronich-Vice Chairman
Eric Tuburdyke-absent

Also present:

Clerk: Jennifer Blumenstein

After the Pledge of Allegiance, Chairman Skura called the meeting to order at 7:00p.m.

Chairman Bill Skura asked for a motion to approve the minutes from October 23, 2023 meeting.

John Baronich made the motion to approve the minutes, seconded by Helen Brogan. Don Orton abstained. All in favor, none opposed.

The minutes from the December 11, 2023 meeting are TABLED until the next meeting.

There were no Certificates of Appropriateness before the Board today.

The Board took this time to do a final review of the Mural Guidelines Draft. After going through the document, the board made four (4) grammatical changes.

Chairman Bill Skura asked for a motion to approve the Mural Guidelines.

John Baronich made the motion to approve the Mural Guidelines with the changes requested, seconded by Don Orton. All in favor, none opposed.

John Baronich stated that he will remain the representative for the Historic Preservation Commission on the Springville Public Art Advisory Committee (SPAAC)

The Board discussed drafting a letter to send to all expired Certificate of Appropriateness holders to inform that new paperwork and approval will be needed for any projects since the time frame has expired on the outstanding CoA.

Helen Brogan made a motion to adjourn at 7:45pm, seconded by John Baronich. All in favor, none opposed.

Respectfully Submitted,

Jennifer Blumenstein