Board of Trustees --- Proceedings by Authority

State of New York

Village of Celoron ss:

Community Center

A regular meeting of the Board of Trustees of the Village of Celoron, New York was held on Monday, February 13, 2023 at 6:00 P.M.

Members Present: Mayor Schrecengost, Trustees Burley, Burnett, Moss and Murphy

Others Present: Clerk-Treasurer Shirley A. Sanfilippo, MMC/CMFO, Village Attorney John D. Vanstrom, Highway Supervisor Terry W. Schrecengost, MEO Barry Archer and two members of the public

Mayor Schrecengost called the meeting to order, asked the Clerk to call the roll and led the Pledge of Allegiance.

**MAYOR’S COMMENTS:**

Mayor Schrecengost accepted with regret the resignation of Dog Control Officer Pamela Piazza. He expressed appreciation for her years of service to the Village of Celoron.

**OPPORTUNITY FOR PUBLIC COMMENT:**

None

**APPROVAL OF MINUTES:**

Trustee Burley motioned, seconded by Trustee Murphy to approve the minutes of the Regular Meeting of January 9, 2023.

Carried: 5 ayes

**COMMITTEE REPORTS**

PUBLIC SAFETY – The Board reviewed the Code Enforcement Officer’s reports for December, 2022 and January 2023.

ANIMAL CONTROL – Trustee Burnett – none

PARKS – Trustee Burnett and the Board discussed The Resource Center’s request to use Lucille Ball Memorial Park. They discussed the option of requiring renters to pay for an attendant at the amenities building rather than provide portable toilets. No action was taken at this time.

HIGHWAY AND EQUIPMENT – Trustee Moss and the Board discussed the construction of a new highway garage. Highway Supervisor Schrecengost discussed replacing the box on one of the trucks. So far, he has received one quote.

PLANNING – Trustee Burnett – none

SANITATION – Trustee Moss - none

CORRESPONDENCE – none

FINANCE – Entire Board/Clerk – Clerk-Treasurer Sanfilippo asked for approval of Abstract #16 in the amount of $29,070.37, check #5766 thru 5775, dated January 10-31, 2023; Trust & Agency Abstract #8 in the amount of $3,893.82, check #5366 thru 5373, dated January 31, 2023; and Abstract #17 in the amount of $18,943.56, check #5776 thru 5795, dated February 1-13, 2023.

Trustee Burnett moved, seconded by Trustee Murphy to approve the abstracts.

Carried: 5 ayes

The Board discussed a possible proposal from Chautauqua County to transfer 12 Melvin Avenue to the Village of Celoron. No definite numbers have been received from the County.

AUDIT – Trustee Moss – none

INSURANCE – Trustee Murphy - none

BUILDING – Trustee Moss – none

RECREATION – Trustee Burley – none

SPECIAL EVENTS – Trustee Burley - none

ZONING – Trustee Murphy – none

**OLD BUSINESS**

None

**NEW BUSINESS**

None

**RESOLUTIONS:**

**Resolution #10 – 2022-23**

RESOLVED, That the Clerk Treasurer be and she hereby is authorized to make the following amendments to the 2022-2023 General Operating Budget:

REVENUES

INCREASE: A2401 Bank Interest $ 7,500.00

A2770 Misc. Revenue $36,000.00

A3005 Mortgage Tax $ 7,500.00

Total $51,000.00

APPROPRIATIONS

DECREASE: A9010.8, State Retirement $4,800.00

INCREASE: A1950.4, Taxes/Assessments $19,800.00

A5110.2, Streets Equipment $36,000.00

Trustee Burnett moved, seconded by Trustee Moss to approve the resolution.

Carried: 5 ayes

**Resolution #11 – 2022-23**

WHEREAS, Chapter 60 of the Village of Celoron Code prohibits open containers of alcoholic beverages on the Village property unless authorized in advance by the Board of Trustees, and

WHEREAS, it is desirable and appropriate to allow the limited consumption of alcoholic beverages at the Celoron Village Park in connection with the Rib-Fest scheduled for June 7, 8, 9, & 10, 2023, it is therefore

RESOLVED, That the Board of Trustees hereby authorizes open containers of alcoholic beverages at the Celoron Village Park in connection with the Rib-Fest scheduled for June 7, 8, 9, & 10, 2023, in accordance with the following terms and conditions:

1. No alcoholic beverages shall be sold, delivered, given away, or allowed to be consumed or in the possession of:
   1. Any person actually or apparently under the age of 21 years old
   2. Any person who is actually or apparently intoxicated
   3. Any person who is loud, obnoxious, belligerent, or otherwise behaving in an inappropriate manner
2. No alcoholic beverages shall be consumed or in the possession of any person except in the area specifically designated by the Village of Celoron for such purpose.
3. Only alcoholic beverages sold by the Celoron Rib-Fest Committee may be consumed or in the possession of any person; no privately supplied alcohol can be consumed or in the possession of any person, including specifically any coolers or other alcoholic beverages of any kind.
4. The Celoron Rib-Fest Committee must have a duly approved alcohol license in advance of the event, a copy of which must be provided to the Village Clerk.
5. The Celoron Rib-Fest Committee must have Dram Shop insurance and public liability insurance of at least $1 million, which insurance must name the Village of Celoron as additional named insured for the purposes of coverage but not the payment of premium, and it is further

RESOLVED, That any person who fails to comply with the terms and conditions of this Resolution shall be in violation of Chapter 60 of the Village of Celoron Code, punishable by a fine not exceeding $250.00, imprisonment for not more than 15 days, or both such fine and imprisonment, for each offense.

Trustee Burnett moved, seconded by Trustee Murphy to approve the resolution.

Carried: 5 ayes

**Resolution #12 – 2022-23**

RESOLVED, That the Village of Celoron, New York applied for financial assistance from the New York State Office of Parks, Recreation and Historic Preservation (“OPRHP”) under Title 9 of the Environmental Protection Act of 1993 for the purpose of funding the Lucille Ball Memorial Park Playground; and be it further

RESOLVED, That the Village of Celoron, New York is authorized and directed to accept these grant funds in an amount not to exceed One Hundred Sixty-Five Thousand Dollars, ($165,000.00) for the project described in the grant application; and be it further

RESOLVED, That the Village of Celoron, New York is authorized and directed to agree to the terms and conditions of the Master Contract with OPRHP for such Lucille Ball Memorial Park Playground; and be it further

RESOLVED, That the Village of Celoron, New York is authorized and directed to agree to the terms and conditions of any required deed of easement granted to OPRHP that affects title to real property owned by the municipality and improved by the grant funds, which may be a duly recorded public access covenant, conservation easement, and/or preservation covenant; and be it further

RESOLVED, That the Board of Trustees of the Village of Celoron, New York delegates signing authority to execute the Master Contract and any amendments thereto, any required deed of easement, and any other certification to the individuals who hold the following elected or appointed municipal office or employment position title: Mayor and/or Village Clerk-Treasurer.

Trustee Murphy moved, seconded by Trustee Burnett to approve the resolution.

Carried: 5 ayes

**Resolution #13 – 2022-23**

RESOLVED, That the Mayor be and he hereby is authorized to accept the Proposal from R. Patti Concrete Excavating LLC, PO Box 3081, Jamestown, NY 14702-3081 in the amount of $17,000, for the demolition of 49 and 51 Boulevard Avenue and 12 Melvin Avenue.

Trustee Moss moved, seconded by Trustee Murphy to approve the resolution.

Carried: 5 ayes

**MAYOR’S COMMENTS:**

None

**OPPORTUNITY FOR PUBLIC COMMENT:**

Barry Archer and Terry Schrecengost from the Village Highway Department questioned the Village sick leave policy. They were concerned that someone who anticipated retiring could use four days of sick leave and work one day a week to use up their accumulated sick time resulting in short staffing of the department. They asked the Board to review the current sick leave policy.

Amber Dewey, 242 Jackson Ave., stated that she had submitted a proposal for a portion of the former Chautauqua Lake Auto property. She asked that her proposal be considered when the Village choses a developer for the property.

Mayor Schrecengost replied that the Village would keep their proposal in mind.

Trustee Murphy motioned to adjourn the meeting. Trustee Burley seconded the motion.

Carried: 5 ayes

The meeting was adjourned at 6:58 p.m.

Shirley A. Sanfilippo, MMC/CMFO

Village Clerk-Treasurer