

**AUGUST 9, 2023**

The regular meeting of the Village of Cassadaga was held on August 9, 2023, at 7:00 PM with Mayor William Dorman presiding. Trustees present included William Astry, Cindy Flaherty, Danna Dubois, and Cathy Cruver. Also present were Attorney Joe Calimeri, Clerk Annette McChesney and Deputy Clerk Roxanne Astry.

**RESOLUTION # 129**

**APPROVAL OF MINUTES**

A motion was made by Trustee Astry to approve the minutes of July 26, 2023, with the following corrections: Trustee Cruver's Report – She reported she will be calling Dan Pacos not that she left a message. Trustee DuBois's Report – She reported that the sign LED lights have a 5 year warranty, not that the sign hadn't worked in 5 years, seconded by Trustee Cruver. VOTE: 5 AYES, 0 NAYS.

**RESOLUTION # 130**

**APPROVAL OF AGENDA**

A motion was made by Trustee DuBois to approve the agenda with the following corrections – Old Business 3. Law 2 of 2023 Short Term Rentals should have been still listed on the agenda, seconded by Trustee Astry. VOTE: 5 AYES, 0 NAYS.

**GUESTS:**

Robert Frank Jr., Fire Chief Cassadaga Volunteer Fire Department, stated that the Cassadaga Fire Department would like the Village of Cassadaga to purchase two sets of Firefighter Turnout Gear out of their annual budget line for gear. One set had been ruined at a past fire and another set was no longer fit for active duty. The department was reimbursed for a portion of the costs of the gear from the neighboring Fire District where the gear was ruined. The cost for each set of turnout gear is \$3,021.60. The department would contribute the \$1,622.70 they were reimbursed, so the remaining cost would be \$4,420.50. He also reported that the Beach Drill was a success between the firefighters and the beach staff. The department would like to have the Rescue Boat docked at the beach during the summer months to ensure faster response times if needed. The board agreed that would be a great idea. If it's docked at the beach would need to make sure there's posted signs to stay off and it will be under video surveillance. Will also need to look into covering it as well. The department and the board of trustees will work together to come up with a plan for next year.

**RESOLUTION # 131**

**APPROVE PURCHASE OF FIREFIGHTER TURN OUT GEAR**

A motion was made by Trustee Astry to purchase two sets of firefighter turnout gear at a cost of \$4,420.50, seconded by Trustee DuBois. VOTE: 5 AYES, 0 NAYS.

#### **ATTORNEY JOE CALIMERI REPORT**

- He stated that he can work with the Village Board of Trustees tonight on the State Environmental Quality Review form that needs to be submitted with the Local Law 2 of 2023 Short Term Rental to the Chautauqua County Planning Board as well as the resolution needed to adopt the Village of Cassadaga as the lead agency
- He also wanted to mention, since there are new trustees as well as a new clerk, that if anyone on the board or in the clerk's office knows of something that could be brought up at a meeting it has to be on the agenda

#### **MAYOR DORMAN'S REPORT**

##### **Updates:**

- Reminder of the dedication ceremony on Friday August 11th at 12:00pm in the Lily Dale Auditorium
- Names of those that gate passes are provided in advance:
  - Roxanne Astry
  - Bill Astry
  - Cathy Cruver
  - Bill Dorman
  - Vi Dorman

##### **New Correspondence:**

- Received verbal complaint from owner at 114 Dale Drive that lawn needs mowing at 87 N. Shore Park. (adjacent property)
  - Followed up with returning call and texting owner.
  - Followed up with Jason Luce who has issued warning letters and will issue citation if not corrected.

#### **CLERK MCCHESENEY'S REPORT**

- She reported that she received a phone call from Kathy Wickmark stating that she had fell in a bad spot on Frisbee Road across from the golf course. The board will have Sam Alaimo check the roadway

#### **DEPUTY CLERK ASTRY'S REPORT -No Report**

#### **OLD BUSINESS**

1. BATHHOUSE AT BEACH-ARPA – No New Updates
2. AUDIT REPORT – Bahgat & Laurito-Bahgat Fiscal Year Ending May 31, 2023, Financial Statement Audit Quote \$10,000.00

#### **RESOLUTION # 132**

##### **APPROVE FUNDS TRANSFER BUDGET LINE**

A motion was made by Trustee Cruver to approve Audit Quote from Bahgat & Laurito-Bahgat in the amount of \$10,000.00 and transfer funds from budget line

landscape Maintenance to budget line Auditor in the amount of \$2,000.00, seconded by Trustee DuBois. VOTE: 5 AYES, 0 NAYS.

3. **Law 2 of 2023 Section 644 Short Term Rentals-**
  - **Letter from Kim Collins' Attorney's Office was discussed with Village Board of Trustees and Village Attorney Joe Calimeri with each point being taken into careful consideration with no changes being made. The board thanks them for their input.**
  - **The Village Board of Trustees and the Village Attorney Joe Calimeri went through each question on the (SEQR) State Environmental Quality Review and discussed in detail to complete the form**

**Village of Cassadaga**

**Resolution 133 and Resolution 134**

**Whereas**, on August 9, 2023, at a regularly scheduled Village of Cassadaga Board Meeting, the Board reviewed Local Law 2 of 2023 "Short Term Rentals" and sought a finding as it relates to the State Environmental Quality Review Act (SEQR), and


**Whereas**, the Board reviewed and completed a Short Form Environmental Assessment Form, and

**Whereas**, that the Village of Cassadaga Board voted to serve as the Lead Agency pursuant to the State Environmental Quality Review Act, 6 NYCRR Part 617 *et seq.*, and upon review of the Part 1 Short Environmental Assessment Form classified the Project as an unlisted action under the State Environmental Quality Review Act.

**Now therefore**, following a careful and thorough review, makes the following resolutions, it is hereby

**BE IT RESOLVED**, that, absent any express concerns raised by any involved agency on or before September 9, 2023, the Village of Cassadaga has determined that Local Law 2 of 2023 would not have a negative adverse impact on the environment and the Village of Cassadaga hereby issues a negative SEQR declaration pursuant to 6 NYCRR Part 617. Part 2 and Part 3 of the Short Environmental Assessment Form are completed and attached hereto.

**PASSED AND ADOPTED BY THE VILLAGE OF CASSADAGA** on the 9<sup>th</sup> day of August 2023

  
William Dorman, Village Mayor

## **NEW BUSINESS:**

- 1. UTILITY WORKER POSITION TITLE-While Biancca Riggle is training, per Chautauqua County, she needs to be listed as a Utility Worker Trainee not a Utility Worker.**

## **RESOLUTION # 135**

### **APPROVE CHANGE POSITION TITLE**

**A motion was made by Trustee Astry to change the position title of Biancca Riggle from Utility Worker to Utility Worker Trainee, seconded by Trustee Cruver.**

**VOTE: 5 AYES, 0 NAYS.**

## **SUPT. OF PUBLIC WORKS SAM ALAIMO REPORT – Given by Trustee Astry**

- He reported that Sam and Biancca have been busy mowing**
- He also reported they have been working with neighboring municipalities and have oiled & stoned approximately 10 miles of road within the Town of Stockton**

## **TRUSTEE ASTRY's REPORT – No Report**

## **TRUSTEE FLAHERTY'S REPORT**

- She reported the beach has had 2,680 visitors not including the events**
- She also reported the Department of Health has notified the beach staff that the beach must have a landline and the lifeguards are now required to have yearly CPR & First Aid certifications. Quotes for different landline options have been requested and the staff is working on setting up a yearly certification for both CPR & First Aid to help control costs**
- The beach has had an ongoing bee problem so she has purchased another garbage can with a lid to try and help with bee control**
- She wanted to thank all of the beach staff and the volunteers for the hard work they did recently at the beach. The beach crew stayed after their shifts ended to work with volunteers Chris & Thadeus Wichlacz who took time off work as well to install the grills, the message board, and the bench on the beach grounds**
- There was \$312.00 extra left from funds raised for the bench which was donated to the Waldameer Beach Trip**
- She reported the basketball lock is missing requested Sam install new from stock if he has one**
- She asked if Sam had looked into getting 50-amp service for Ames Common for food trucks. Trustee Astry reported that it may be possible after looking it over just need to come up with a plan**
- She also noted problem with the erosion on Lakeview Avenue and asked if gravel placement could possibly stop some of this from happening**

- She reported that it has been brought to her attention on numerous occasions that there is a large puddle that pools when it rains on Park Avenue that the residents would like fixed if possible
- She also stated that there is room in the Deputy Clerk Budget Line to pay Roxanne Astry for the work she did on the Tree Inventory Grant
- She noted that the house located at 72 Lakeview Avenue appears to be an unsafe structure and the Code Enforcement Officer has sent letters with no action being taken by the owner to correct
- She also commented that she has been noticing all of the improvements residents' have been making to their properties and how they all look great, the entire board concurred
- Upcoming Events:
  - August 12, 10am STTC Kids Triathlon by Wilson Endurance Sports
  - August 18, 5:30pm Beach Picnic at Cassadaga Beach-Kids activities, swim lessons awards, etc., bring a dish
  - August 20, Beach Program ends, the beach continues to be open but no lifeguards on duty
  - August 20, 5-7pm Osborn Nash (Country, Folk, Pop) on the floating stage (Concert will be at the fire hall or legion if bad weather)

#### **RESOLUTION # 136**

#### **AUTHORIZE CEO TO INSPECT PROPERTY**

A motion was made by Trustee Flaherty to authorize the Code Enforcement Officer to inspect the property at 72 Lakeview Avenue to determine if the property and it's structures are unsafe and a public hazard, and to report back at next meeting, seconded by Trustee DuBois. VOTE: 5 AYES, 0 NAYS.

#### **TRUSTEE CRUVER'S REPORT**

- She reported that she had a conversation with Matt Zarbo and will discuss at next meeting
- She also brought concerns from Bob & Denise Afton, 19 Pennington, of a dead tree that is touching power lines, it was recommended that they contact National Grid
- She also brought concerns from Richard Lazarczyk, 6 Pennington, once the road is paved, he is concerned the crown of the road will cause flooding in his basement and garage
- She also reported she left a message for Dan Pacos

#### **TRUSTEE DUBOIS' REPORT**

- She requested the address for the ballfields so the Cassadaga Volunteer Fire Department can work on their 100<sup>th</sup> year celebration plans for 2024, It is 197 Maple Avenue
- She also reported that the Cassadaga Fire Department's Board of Directors has appointed Robert Frank Jr. as the new Fire Chief

- She also wanted to commend the beach staff for their involvement with the fire department during the drill at the beach they all learned new things from one another
- She also wanted to thank the Citizens for a Better Cassadaga, as well as Mayor Dorman who donated his winnings, from the 50/50 to the Cassadaga Volunteer Fire department

**RESOLUTION # 137**

**APPROVAL OF FINANCIAL STATEMENTS**

A motion was made by Trustee Astry to approve financial reports for July 31, 2023 and August 9, 2023, seconded by Trustee Flaherty VOTE: 5 AYES, 0 NAYS.

GENERAL FUND 7/31/2023	\$	394,533.58
WATER FUND 7/31/2023	\$	16,194.48
GENERAL FUND 8/09/2023	\$	427,264.40
WATER FUND 8/09/2023	\$	15,808.86
RESERVE CVFD EQ.	\$	20,934.57
RESERVE DPW EQ.	\$	12,463.68
RESERVE WATER REPAIRS	\$	50,323.54
RESERVE FOR DEBT SERVICE	\$	338,821.49

**RESOLUTION # 138**

**APPROVAL OF BILLS AND PAYROLL**

A motion was made by Trustee Flaherty to approve bills & payroll as follows, seconded by Trustee Cruver: VOTE: 5 AYES, 0 NAYS.

PAYROLL General Fund, 8/04/2023	cks: 5943-5947	\$	8,958.26
PAYROLL Water Fund, 8/04/2023	cks: 5943-5947	\$	2,244.74
ABSTRACT August 9, 2023	General Cks: 9912-9923	\$	13,087.98
ABSTRACT August 9, 2023	Water Cks: 9912-9923	\$	414.29

Being no further business, Trustee Cruver moved to adjourn, seconded by Trustee DuBois at 9:18PM.

Respectfully Submitted,

Annette McChesney  
Clerk Treasurer