

January 5, 2011

The regular meeting of the Cassadaga Village Board was held January 5, 2011 at 7:00 P.M. with Mayor LeeAnn Lazarony presiding. Trustees present were Rudy Abersold, Rodney Waite, Jeff Frick and Mike Lehnen. Also in attendance were Tom Fetter and Attorney Mike Norris.

RESOLUTION # 1

APPROVAL OF MINUTES

Motion made by Trustee Frick, second by Trustee Lehnen to approve the minutes of December 15, 2010 minutes. VOTE: 4 AYES, 0 NAYS.

ACCEPT AGENDA

RESOLUTION #2

A Motion was made by Trustee Waite second by Trustee Frick to approve the agenda. VOTE: 4 Ayes, 0 Nays.

GUESTS:

Alyssa Troutner, Government intern student. Also in attendance were CVCS government class students; Brent Wilcox, Jonathan Scott and Jacob Sadler.

ATTORNEY MIKE NORRIS' REPORT:

- **Mike went over the revisions of Local Law 2 of 2003 regarding Rules and Regulations for the Use of the Public Water system of the Village of Cassadaga. Major changes were discussed and agreed upon as follows.**
 - 1. Debt service will be charged to each establishment even though it is vacant.**
 - 2. An additional fee shall be charged to customers who do not return post card.**
 - 3. Partial payments in advance may be accepted by Village Clerk for debt service.**
 - 4. Water Billing shall be sent on August 1, and February 1st.**
 - 5. If there is imminent health hazard or imminent danger to property exists water may be terminated and not restored until defects are corrected.**
 - 6. Back flow preventers were added to law as amended by Local Law 2 of 2005.**
 - 7. Fees and rates will be made by resolution: Discussed charging \$10.00 on off fee for seasonal residents, \$25.00 non payment turn off fee and \$20 for not returning card on time.**

BOB ARMSTRONG; STEARNS & WHELER REPORT

- **He emailed his report to board.**

MAYOR LAZARONY'S REPORT: No report.

CLERK ASTRY'S REPORT:

- Presented board with required resolutions regarding Date of Caucus, Time and Place and County Registration
- Asked for approval of budget adjustments.

**RESOLUTION # 3
SET DATE FOR CAUCUS**

Trustee Waite moved, second by Trustee Frick to set Caucus on January 18, 2011 at 7:00 PM for Progressive Party with Marie Martin as Party chairman and 7:30 for Taxpayers Party with Regina Burlingame as Party Chairman. VOTE: 4 AYES, 0 NAYS.

**RESOLUTION # 4
SET TIME AND PLACE FOR VILLAGE ELECTION**

Trustee Waite moved, second by Trustee Frick to set Village Election of Tuesday, March 15, 2011 between the hours of noon to 9PM. VOTE: 4 AYES, 0 NAYS.

**RESOLUTION # 5
ACCEPT COUNTY REGISTRATION**

Trustee Waite moved, second by Trustee Frick to accept the County Board of Elections pursuant to NYS law, anyone registered with Board of Elections and living in Village is entitled to vote in Village Election. VOTE: 4 AYES, 0 NAYS.

**RESOLUTION # 6
BUDGET ADJUSTMENTS**

Trustee Waite moved, second by Trustee Frick to make the following budget adjustments as requested by Village Clerk: VOTE; AYES, TRUSTEE FRICK, WAITE AND MAYOR LAZARONY. NAYS: TRUSTEE ABERSOLD AND LEHNEN.

Increase A7310.1 Youth Agencies Personal	\$ 10,253.58	
Decrease A1210.4 Mayor Contractual		\$ 953.58
Decrease A1910.4 Unallocated Insurance		\$3,000.00
Decrease A5110.11 Landscape Maintenance		\$1,200.00
Decrease A5410.4 Sidewalks		\$1,000.00
Decrease A7270.0 Band Concerts		\$ 500.00
Decrease A7310.2 Youth Agencies Eq.		\$ 500.00
Decrease A7550.4 Celebrations		\$ 2,600.00
Decrease A8510.0 Community Beautification		\$ 500.00
TOTAL		\$ 10,253.58
Increase HW8340.41 Putnam Road Waterline	\$ 9,577.95	
Decrease HW8340.2 Remote Meter Replacement		\$9,577.95

SUPERINTENDENT THOMAS FETTER'S REPORT: No report.

TRUSTEE WAITE'S REPORT: No report

TRUSTEE FRICK'S REPORT:

- Reported that we need to replace cab on tractor.
- Reported that Ron Matters asked if he could have a clothing allowance if he didn't want to wear village uniform. Tom will check to see if there is something else besides a button down shirt. Board said they need to wear the supplied uniform.
- Discussion held on cleaning out fire hydrants. There are approximately 50 hydrants and 3 dry.

TRUSTEE ABERSOLD'S REPORT:

- He asked Attorney where we stand with Max Cross documents. Attorney Mike Norris advised no action be taken as no liability set forth.
- Asked question regarding other matter and it needed to go into Executive Session.

RESOLUTION # 7

GO INTO EXECUTIVE SESSION

Mayor Lazarony moved, second by Trustee Frick to Go Into Executive Session to discuss Personnel issue with Attorney at 8:25PM. VOTE: 4 AYES, 0 NAYS.

RESOLUTION # 8

COME OUT OF EXECUTIVE SESSION

Trustee Waite moved, second by Trustee Frick to Come Out of Executive Session at 8:38 PM. VOTE: 4 AYES, 0 NAYS.

Trustee Abersold read to the Board and Village residents a two page letter of his concerns, observations and frustrations and ended with his resignation of office.

RESOLUTION # 9

ACCEPT RESIGNATION

Trustee Waite moved, second by Trustee Frick to accept the resignation of Deputy Mayor/Trustee Rudy Abersold. VOTE: AYES; TRUSTEES FRICK, WAITE AND MAYOR LAZARONY. NAYS; TRUSTEE LEHNEN

Mayor Lazarony appointed Trustee Rodney Waite as Deputy Mayor.

TRUSTEE LEHNEN'S REPORT:

- Discussed the maintenance of the roof on the Community Building and yearly cleaning of the drains should be done by village employees.

- Time sheets aren't being filled out properly and comments should be omitted. Trustee Frick will discuss this with Tom and Ron.

RESOLUTION # 10

APPROVAL OF FINANCIAL STATEMENT

Trustee Lehen moved second by Trustee Frick to approve the Financial Statement of January 5, 2011. VOTE: 3 AYES, 0 NAYS.

GENERAL FUND: \$ 109,665.80
 WATER FUND: \$ 294,378.24
 CAPITAL FUND: \$1,907,256.75
 RESERVE CVFD \$ 60,618.66
 RESERVE DPW \$ 20,055.76

RESOLUTION # 11

APPROVAL OF BILLS AND PAYROLL

A motion was made by Trustee Frick second by Trustee Waite to pay bills as per Abstract of January 5, 2011 and Payroll of December 24, 2010 and January 7, 2011. VOTE: 3 AYES, 0 NAYS

General Abstract January 5, 2011	\$ 6,441.16
Water Abstract January 5, 2011	\$ 2,612.14
Capital Water Abstract Jan. 5, 2011	\$ 12,580.00
Payroll December 24, 2010 General	\$ 2,301.62
Payroll December 24, 2010 Water	\$ 1,589.32
Payroll December 24, 2011 Capital	\$ 129.18
Payroll January 7, 2011 General	\$ 1,765.23
Payroll January 7, 2011 Water	\$ 1,589.33
Payroll January 7, 2011 Capital	\$ 129.18

Being no further business Trustee Waite moved, seconded by Trustee Frick to adjourn at 9:00 PM.

Respectfully submitted,

Roxanne Astry