

**OCTOBER 17, 2018**

The regular meeting of the Village of Cassadaga was held on October 17, 2018 at 7:00 PM with Mayor Mary Jo Bauer presiding. Trustees present included Cynthia Flaherty, Bill Astry, Amanda Kalfas and Teri Seibert. Also in attendance Deputy Clerk Bonita Mazzone, Supt. of Public Works Sam Alaimo.

**RESOLUTION # 315  
APPROVAL OF MINUTES**

A motion was made by Trustee Flaherty second by Trustee Astry to approve the minutes of September 14, 2018. VOTE: 4 AYES, 0 NAYS. (Please note: Meeting of October 3<sup>rd</sup> was cancelled for lack of quorum)

**RESOLUTION # 316  
APPROVAL OF AGENDA**

A motion was made by Trustee Seibert, second by Trustee Kalfas to approve the agenda. VOTE: 4 AYES, 0 NAYS.

**GUESTS:**

Nancy Wickmark, 39 Pettit Place. She addressed the board not as owner of the Red House but as a Village resident. She explained that she grew up in Cassadaga and moved away after graduation and returned in 2008. At that time Cassadaga was sort of frumpy and now it is a vibrant community. We have lots of things going on that are positive within the village such as activities by the CBC and we have an award winning Food Bank. People care about Cassadaga. The board has a role for the residents and community to continue to see stability and prosper. She asks the board to go forward with changing the zoning to add Historic sites. The Red House alone makes an impact on small businesses in the area by bringing in \$300,000 by holding events there. It makes an impact in the community and the county and our businesses with guests utilizing local businesses such as Cassadaga Shurfine, Whiskey Hill, Jo Jo Café, County Club, Gilberts Cabins and small businesses such as florists, salons, photographers, hotels etc. She hope the board reconsider the new zoning amendment and maintain and stabilize the community. Trustee Seibert and Mayor Bauer asked how she came up with the \$300,000.

Guests: Steve Wickmark, 39 Pettit Place here to observe.

Carol Baker, 8022 Frisbee Rd spoke in favor of the Red House.

Chuck Battaglia, 125 Maple Ave. presented a petition with approximately 150 village residents signatures requesting the Village Board and Zoning Board of Appeals take action so the Red House may continue operating. Please allow a 2<sup>nd</sup> hearing, provide a variance or change the zoning so this may happen.

**Bill Baker, 8022 Frisbee Rd spoke in favor of the Red House and stated that Nancy Wickmark gave good report.**

**Wally Thorp, 95 Frisbee Rd. spoke in favor of Red House and thinks the board should support them.**

**Chief Chris Wichlacz reported to board that they purchased a 12 lead heart monitor, received \$10,000 grant from Senator Cathy Young to purchase new stretcher for ambulance and the Firemen's Auxiliary donated over \$8,000 for the stretcher. They are also trying to submit a grant for a new rescue truck within the next 3 days. If they do not receive a grant the Village Board needs to consider purchasing one. Should consider raising the contract of Town of Arkwright and Stockton when they come due.**

**MAYOR BAUER'S REPORT:**

- **Received letter of resignation from Attorney William Duncanson Jr. dated September 20, 2018 effective immediately. She is looking into getting another attorney.**

**RESOLUTION # 317**

**ACCEPT RESIGNATION OF ATTORNEY WILLIAM DUNCANSON JR.**

**Trustee Astry moved, second by Trustee Flaherty to accept the resignation of Attorney William Duncanson, Jr. VOTE 4 AYES, 0 NAYS.**

- **Mayor reported that Tim Bulger would like to resign as ZBA member. (Clerk Astry noted we have not received letter)**

**RESOLUTION # 318**

**ACCEPT RESIGNATION OF TIM BULGER, ZBA MEMBER**

**Trustee Astry moved to accept, second by Trustee Flaherty to accept the resignation of Tim Bulger as ZBA member. VOTE: 4 AYES, 0 NAYS.**

- **Mayor would like to remove Tony Lazarony as member of ZBA for lack of duties.**

**RESOLUTION # 319**

**REMOVE TONY LAZARONY, ZBA MEMBER**

**Trustee Astry moved, second by Trustee Kalfas to remove Tony Lazarony as ZBA member for not fulfilling duties. VOTE: 4 AYES, 0 NAYS.**

- **Mayor Bauer stated that she will appoint new members to the ZBA Board, Matthew Cassatt, 56 Frisbee Road to replace Tim Bulger and Amanda Lancaster, 1 Frisbee Road, to replace Tony Lazarony. Trustee Astry asked why she would not appoint alternate Bill Dorman as a member in place of one. She said she did not have to.**

**RESOLUTION # 320**

**APPOINT NEW MEMBERS TO ZBA, MATTHEW CASSATT AND AMANDA LANCASTER**

Trustee Kalfas moved, second by Trustee Seibert to appoint new members Matthew Cassatt as ZBA member to replace Tim Bulger and Amanda Lancaster to replace Tony Lazarony as ZBA member. VOTE: AYES: TRUSTEE SEIBERT, TRUSTEE KALFAS, NAYS: TRUSTEE ASTRY, TRUSTEE FLAHERTY. MAYOR BAUER VOTED AYE TO BREAK TIE.

**CLERK-TREASURER ASTRY REPORT:**

- She reported that we need to add title Street and Water Maintenance worker under Civil Service for County.
- Unpaid Village taxes were sent to County in the amount of \$ 8,754.65.
- Reported that property on Frisbee Road went up for auction yesterday through the Sheriff's Department.
- Reported that she received call from Winston Woodard, 4 Bard Road asking about drive through for Tim Horton's. It was the decision of the NYS D.O.T where the drive ways are.
- Read letters from Kim Coon owner of Whiskey Hill, Paul and Trisha Lehnen owners of Shurfine, JoJo Asian Café, and Janet Kosloski all in favor of the Red House.
- She reported that she called NYCOM (Conference of Mayors) who we belong to and they are there to answer any questions. After talking to Wade Beltramo, General Counsel to NYCOM she found out that the ZBA only needs to have a meeting to reconsider the motion of the Use Variance request of the Red House because it was a tie vote. No action is actually taken when a majority vote is not met. She has notified the ZBA Chairman Tom Beichner and other members of her findings. A ZBA meeting is scheduled for November 1<sup>st</sup>.

**RESOLUTION # 321**

**APPROVE CIVIL SERVICE LISTING FOR VILLAGE**

Trustee Astry moved, second by Trustee Seibert to add Civil Service Listing of Street and Water Maintenance Work (Non-competitive Class) to the Villages employee listing. VOTE: 4 AYES, 0 NAYS.

**RESOLUTION # 322**

**SET HALLOWEEN HOURS**

Trustee Seibert moved, second by Trustee Astry to set Trick or Treat Hours from 5PM to 7PM in the village. VOTE: 4 AYES, 0 NAYS.

**DEPUTY CLERK BONITA MAZZONE:**

**SUPERINTENDENT OF PUBLIC WORKS: SAM ALAIMO-**

- The new leaf vacuum works great and wants to wait until next year to set up an actual Brush and Leaf Policy as wants to see how things go this fall. Brush and sticks will be picked up on a different day than leaves at this time. Once we put plow on truck we will not be

able to use wood chipper. It was decided to put flyer in the water bills to residents about brush and Christmas trees left at curb.

- At some point would like to divide the compost pile with stone at one end and brush and leaves for compost at other end.

**TRUSTEE KALFAS REPORT:**

- Discussion held on Board of Elections bringing and picking up voting machine.
- Discussion held on chickens being a nuisance in the village and would like to change our Village Law regarding domestic animals.

**TRUSTEE ASTRY'S REPORT:**

- The infrared heaters need to be serviced in each of the buildings.
- He would like to see the board act upon the zoning change that was recommended to move it to the County Planning Board in regards to adding Historical Venue site. Discussion held with questions.
- He also would like to see the village have our own Zoning Officers and will have recommendation hopefully by next meeting.

**RESOLUTION # 323**

**APPROVE SERVICING INFRARED HEATERS**

Trustee Astry moved, second by Trustee Seibert to have all the infrared heaters maintained and serviced. VOTE; 4 AYES. 0 NAYS.

**RESOLUTION # 324**

**RECONSIDER SENDING ZONING CHANGE TO COUNTY PLANNING BOARD**

Trustee Astry moved, second by Trustee Flaherty to send a draft of Zoning Change to add Historical Site Venue to County Planning Board before it can be proposed as a Local Law. VOTE: 4 AYES, 0 NAYS.

**TRUSTEE FLAHERTY'S REPORT:**

- She received request from So. Tier Triathlon for next year's events.
- Received grant for concrete at curb in front of library.

**RESOLUTION # 325**

**APPROVE CALENDAR EVENTS SO. TIER TRIATHLON**

Trustee Flaherty moved, second by Trustee Astry to approve request for So. Tier Triathlon Club for events at Cassadaga Beach. VOTE: 4 AYES, 0 NAYS.

**TRUSTEE SEIBERT'S REPORT:**

- She received more contacts about recycling bins and will make calls and review and report at next meeting.
- Asked Sam to get out banners that we previously purchased.
- The snowman and reindeer have been repainted for the park.

**RESOLUTION # 326**

**APPROVAL OF THE FINANCIAL STATEMENTS**

Trustee Kalfas moved, second by Trustee Astry to approve the Financial Statement for October 3, 2018 and October 17, 2018 with ending balance as shows below. VOTE: 4 AYES, 0 NAYS.

GENERAL FUND:	\$ 228,306.98
WATER FUND	\$ 135,623.34
RESERVE CVFD EQUIPMENT	\$ 10,189.24
RESERVE DPW	\$ 9,930.23
RESERVE WATER REPAIRS	\$ 45,078.41
RESERVE FOR DEBT SERVICE	\$ 182,400.67

**RESOLUTION # 327**

**APPROVAL OF THE BILLS AND PAYROLL**

A motion was made by Trustee Kalfas, second by Trustee Astry to pay the following; VOTE: 4 AYES, 0 NAYS.

Payroll of Oct. 5, 2018 General Cks: 5307-5308	\$ 2,013.95
Payroll of Oct. 5, 2018 Water-Direct Dep.	\$ 1,967.87
Payroll of Oct. 19, 2018 General Cks: 5309-5310	\$ 2,127.26
Payroll of Oct. 19, 2018 Water-Direct Deposit	\$ 2,081.17
Abstract of Oct. 3, 2018 General Cks: 8189-8206	\$ 6,863.62
Abstract of Oct. 3, 2018 Water cks: 8189-8206	\$ 630.73
Abstract of Oct. 17, 2018 General Cks: 8207-8219	\$ 3,110.47
Abstract of Oct. 17, 2018 Water Cks: 8207-8219	\$ 1,325.73

Being no further business, Trustee Astry moved to adjourn the meeting, second by Trustee Kalfas at 8:47 PM. VOTE: 4 AYES, 0 NAYS.

Respectfully submitted,

Roxanne Astry  
Clerk Treasurer





