

**OCTOBER 12, 2022**

The regular meeting of the Village of Cassadaga was held on October 12, 2022, at 7:00 PM with Mayor William Dorman presiding. Trustees present included Bill Astry, Cindy Flaherty, Rachyl Krupa and Mark Wilson. Also in attendance was Attorney Joe Calimeri.

**Pledge Of Allegiance**

**RESOLUTION # 117  
APPROVAL OF MINUTES**

A motion was made by Trustee Astry to approve minutes, second by Trustee Wilson minutes of September 28, 2022. VOTE: 4 AYES, 0 NAYS.

**RESOLUTION # 118  
APPROVAL OF AGENDA**

A motion was made by Trustee Astry to approve agenda, second by Trustee Flaherty. VOTE: 4 AYES, 0 NAYS.

**GUESTS:**

John Sipos, Historian, 5 Pennington, Judith Garncarek, 182 Dale Drive, Sue Asquith, 186 Dale Drive, Jeff Kozak, 74 Maple Ave., Tom Freese, 2936 Renaissance Blvd., Rudy Abersold, 43 Putnam.

**GUEST COMMENTS:**

John Sipos stated that the Betsy Ross Flag did not have a white stripe in the middle as shown in Spirit of 76.

Sue Asquith had flyer from Cassadaga Property Alliance Spooktacular House Decorating contest.

Judy Garncarek asked if agenda can be changed during meeting. Attorney Calimeri stated it can and also stated if a question or comment made does not have to be answered.

Jeff Kozak wondered why moratorium wasn't voted on end of month. Board stated that a tabled motion can be removed from the table at any time. He also felt that Clerk Astry misrepresented conversation they had regarding past due tax.

**ATTORNEY JOE CALIMERI REPORT**

- He has the County Fire Contract ready to be passed. NYS law requires that local governments have to bill for ambulance calls. The County agreed to do the billing at cost of \$33 per claim. If someone does not have insurance, they will not get billed.
- The NYS Uniform Fire Prevention and Building code & energy conservation law has to be completed by end of year. Wendy Spinuzza made comments and recommendations to the law. He will finalize by next meeting in November. The Public Hearing can be done in December and adopted by end of year.

- Explained the FOIL law request. The ones that have been coming into Roxanne are not proper. They have to be more specific. The records have to be held in the office. She can not create a document to fill request or answer a question. She has 5 days to respond and another 20 days to complete.
- Explained that training sessions are for public officials, not the whole village. Public officials will meet in other forums and should not discuss local business if there are 3 or more in attendance.

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

- He read the Arbor Day Proclamation to observe Arbor Day in the Village of Cassadaga

**WHEREAS in 1872, the Nebraska Board of Agriculture established a special day to be set aside for the planting of trees, and**

**WHEREAS this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and WHEREAS Arbor Day is now observed throughout the nation and the world, and**

**WHEREAS trees can be a solution to combating climate change by reducing the erosion of our precious topsoil by wind and water, cutting heating and cooling costs, moderating the temperature, cleaning the air, producing life-giving oxygen, and providing habitat for wildlife, and**

**WHEREAS trees are a renewable resource giving us paper, wood for our homes, fuel for our fires, and countless other wood products, and**

**WHEREAS trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community, and**

**WHEREAS trees — wherever they are planted — are a source of joy and spiritual renewal.**

**NOW, THEREFORE, I Deputy Mayor of the Village of Cassadaga, do hereby proclaim October 29, 2022, as ARBOR DAY in the Village of Cassadaga, and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and FURTHER, I urge all citizens to plant trees to gladden the heart and promote the well-being of this and future generations. DATED THIS 12<sup>th</sup> day of October 2022.**

#### **CLERK ASTRY'S REPORT**

- Read thank you note from Cassadaga, Lily Dale, Stockton Senior Citizen group.
- Received letter from Roberta Pacos asking for permission to put a bench at the beach in memory of her son Frank Rossotto who loved the beach so much growing up in Cassadaga.
- Met with Randy Graham today and went over application for insurance coverage for 2022-2023. Will have Sam review equipment list and values.
- The Tree committee will be planting trees on October 29<sup>th</sup> at properties on High Street and Maple Avenue. Letters were sent to

residents on High Street, Maple Ave. from Miller to Putnam and South Main. No decision was made on types of trees yet.

- Local Law 1 of 2022 was filed with NYS on September 22, 2022.
- The website is down at the moment. Our account has been with Weebly and they were bought by Square and they are treating us like a business that is selling items and I can't get through application without putting me and my social security number in. Would not allow me to put Village name in and TIN. I spent 45 minutes on hold and was cut off after finally finding a number to call. Will continue to rectify the issue.
- We are also experiencing problems with our copier. I have a repair person coming Friday.

#### **RESOLUTION # 119**

#### **ALLOW BENCH AT BEACH IN MEMORY OF FRANK ROSSOTTO**

Trustee Astry moved, seconded by Trustee Flaherty to approve a park bench at beach in memory of Frank Rossotto. The cost will be incurred by the family.

**VOTE: 4 AYES, 0 NAYS.**

**DEPUTY CLERK MCCHESENEY – Absent**

#### **OLD BUSINESS**

1. **BATHHOUSE AT BEACH-ARPA** Trustee Astry stated that Chris Cooke will put together the bid documents.

#### **NEW BUSINESS:**

1. **FIRE CONTRACT-COUNTY**
2. **ARBOR DAY PROCLAMATION**-Mayor proclaimed during his report.
3. **LOCAL LAW 2 OF 2022-NYS UNIFORM FIRE PREVENTION AND BUILDING CODE & ENERGY CONSERVATION**-Will be ready on November 9<sup>th</sup> meeting.

#### **RESOLUTION # 120**

#### **ADOPT FIRE CONTRACT WITH COUNTY**

Trustee Astry moved, seconded by Flaherty to adopt Fire Contract with County

**VOTE: 4 AYES, 0 NAYS.**

#### **SUPT. OF PUBLIC WORKS: SAM ALAIMO-Absent**

- Trustee Astry reported that they have been working on Storage Building.
- Bob Frank is done working for the year.
- Waterline was installed for 19 Frisbee Road

#### **TRUSTEE ASTRY'S REPORT**

- He reported that he spoke with Chris Cooke to put bid documents for bathhouse together.

### TRUSTEE FLAHERTY'S REPORT

- Need volunteers to finish up at beach putting things away.
- Did grant from the 3% Grant tax for \$10,000 which includes solar lights, event sign and sign for ball fields. She would like to name the sign for ball fields.
- CBC meeting to be held Thursday to discuss Light Up Cassadaga

### RESOLUTION # 121

Trustee Astry moved, seconded by Trustee Flaherty to name the ballfield the Johnny Fessenden Ball Fields. 90% of kids in the village years ago were taught baseball by Johnny Fessenden and it would be a great honor to have it named after him. VOTE: 4 AYES, 0 NAYS.

### TRUSTEE KRUPA'S REPORT

- She is excited about the Halloween contest.

### TRUSTEE WILSON'S REPORT

- He and Tonia attended the class session in Olean that Southern Tier West sponsored. Topics were Board Duties and Ethics.

### RESOLUTION # 122

#### APPROVAL OF FINANCIAL STATEMENTS

Trustee Astry moved, seconded by Trustee Flaherty to approve the financial reports for September 30, 2022 and October 12, 2022. VOTE: 4 AYES, 0 NAYS.

GENERAL FUND 9/30/22	\$ 284,569.68
WATER FUND 9/30/22	\$ 58,951.51
GENERAL FUND 10/12/22	\$ 276,863.80
WATER FUND 10/12/22	\$ 56,852.85
RESERVE CVFD EQ.	\$ 26,586.65
RESERVE DPW EQ.	\$ 12,442.93
RESERVE WATER REPAIRS	\$ 50,281.65
RESERVE FOR DEBT SERVICE	\$ 283,043.76

### RESOLUTION # 123

#### APPROVAL OF BILLS AND PAYROLL

A motion was made by Trustee Flaherty, seconded by Trustee Krupa to approve the bills and payroll as follows: 3 AYES, 0 NAYS.

PAYROLL General Fund, Oct. 14, 2022, cks: 5846-5848	\$ 4,510.88
PAYROLL Water Fund, Oct. 14, 2022, cks: 5846-5848	\$ 2,107.66
ABSTRACT October 14, 2022 General Cks: 9668-9682	\$ 22,587.03
ABSTRACT October 14, 2022, Water Cks: 9668-9682	\$ 503.27

### RESOLUTION # 124

#### MOVE INTO EXECUTIVE SESSION TO DISCUSS PERSONEL

Trustee Astry, moved, seconded Trustee Flaherty at 8:02 PM  
VOTE: 4 AYES, 0 NAYS

**RESOLUTION #125**

**COME OUT OF EXECUTIVE SESSION**

**Trustee Astry, moved, seconded Trustee Flaherty at 8:34 PM**

**VOTE: 4 AYES, 0 NAYS**

**Being no further business, Trustee Wilson moved to adjourn at 8:35 PM,  
seconded by Trustee Astry. VOTE 4 AYES, 0 NAYS.**

**Respectfully Submitted,  
Roxanne Astry  
Village Clerk Treasurer**