

## REGULAR MEETING

December 15, 2008

PRESENT: Mayor Treutlein, Trustees Appleton, Benedict, Hollister and Robinson, Building Inspector Williams, Superintendent Stearns and Clerk Hoffmeister

Others Present: Gary Cousins, Ann Cousins and William Wilkinson

Mayor Treutlein presided.

Meeting was opened with a salute to the flag.

Minutes of previous meeting of December 1, 2008 were approved as submitted by photocopy.

Gary Cousins addressed the Board in regard to the adoption of the Cold War property tax exemption. The exemption became effective as of January 2008. This exemption is for veterans who served in the military during peacetime. These people still served the country and should be allowed the property exemption. The Village may set their limit for the percentage that they are comfortable with. The Village may start at a lower percentage to see how it affects them and change the following year if they can allow for additional exemption. Veterans are not required to register where they live, making it difficult to know how many live in the Village of Warsaw. Mr Cousins asked that the Village consider this exemption and honor our Veterans. Asked if anyone had questions and then thanked them for their time.

JUSTICE COURT – Received a letter from Justice Munger requesting a pay increase for the Court Clerks.

INSURANCE - Sent a letter to Lynn Knoop, CSEA Labor Relations Specialist in response to her letter regarding Health Insurance.

BUILDING PERMITS – The following permit applications were submitted as approved by Building Inspector Williams:

Diane Horn – 10 Mt View Ave – alterations  
Edward Hulme – 12 Genesee St – demolition  
C of O Issued:  
Chinese Restaurant – 63 N Main St

Distributed minutes of regular meeting of Planning Board held on December 1, 2008

The Mayor asked if the sign for The Stage could be dimmed. Does not feel it is within the theme of Downtown. Building Inspector Williams stated that the application did state it was for a lighted sign and the Planning Board did approve it. Building Inspector Williams would see if the sign could be dimmed.

Building Inspector Williams has been in touch with Randy Hare from the Harenton Hotel and he has stated that he has additional funding.

PUBLIC WORKS PROGRESS REPORT: **STREETS** – Plowing, sanding and hauling snow, plowed sidewalks, sanded school parking lots, cleaned main sanitary sewers, sanitary sewer checks at the Amber and 68 Jefferson St, repairs made to an exterior light at the Fire Hall, replaced window glass at the Erie Fire Hall, equipment repair and maintenance, all employees attended an informal meeting for insurance and scraping and painting trash receptacles. **PARK** – Cleaned Legion Hall as needed, snow removal as needed, scraping and painting picnic tables, replacing and staining 2X seating for bleachers, replacing U joints, upper radiator hose and repaired the transmission shift lever on the pickup. **WATER DISTRIBUTION** – Daily checks and stakeouts, final reading as needed, read Industrial meters, daily samples of NWD, turned water off for winter at 59 Park St, and 3763 S Warsaw Rd, set a meter at 240 Summit Ave Apt 1, read meter Books A, B, C & D, shut water off for non-payment at 19 Culver Ave and received four backflow reports. **WASTEWATER** – WYCO discharged 8,000 gallons of septage, daily tests and maintenance, monthly samples and reports and the Bar Screen may be delivered in late January. **INFORMATION** – Fringe benefits to be included in the contract extensions for NYSDOT snow and ice contracts for 2006 & 2007, which have been completed and mailed to Susan Erdel. Letter sent to Drew Shapiro, Wyo Co Planning & Development, stating there has been no new street development between January 1, 1999 and December 31, 2008. Letter sent to Heather Christie concerning water being pumped from the residence causing ice on the sidewalk and street. I also enclosed a copy of Warsaw Code 123-16. Letter sent to Daniel Judd, NYSDEC concerning sanitary sewer rehabilitation work completed in 2007 & 2008. Listed are costs for new and used balers: New – Ohio Baler (Selco) \$10,644.00 & Bailey Technology (PTR) \$11,400.00 and Used-Ohio baler (McLain) \$7,650.00. West Seneca Welding (Marathon) \$4,500.00 and Enviro Solutions (Economy) \$4,375.00. Allan Bliss, Community Action, has requested an estimate to increase the size of the cross culvert going into the Industrial Park and to adjust the road grade. Apparently monies are available from the grant to address this issue. **PARK** – Daily tests were performed and all results recorded, daily maintenance was performed and adjustments made as needed, power generator is testing successfully, drawing water directly from the Creek supply, Jaimie Herman (New York Rural Water Assoc) finished mapping out the transmission main from the Headwaters to the Plant, collected samples and sent them out for our yearly Metals 1 & 2, Voc's and other required samples, have been updating our Emergency Plan Book and Rural Water has agreed to put on lab school in Warsaw March 18, 2009, have list of about 22 operators from around the area that will attend. This will fulfill the mandatory requirement for us to have at least 5 hours of lab school training for license renewal at cost of \$5.00 per operator.

RESOLUTION #174 of 2008

GARBAGE & REFUSE: Baler

Motion made by Trustee Hollister  
Seconded by Trustee Robinson

RESOLVED – That authorize Superintendent Stearns to purchase used baler pending condition of equipment at cost not to exceed \$4,500.00.

CARRIED

RESOLUTION #175 of 2008

SNOW & ICE REMOVAL:

Motion made by Trustee Robinson  
Seconded by Trustee Hollister

RESOLVED – That authorize cost increase of sanding Warsaw Central School parking lots from \$50.00 to \$65.00 per sanding due to increased cost of materials.

CARRIED

RESOLUTION #176 of 2008

LEGION HALL USE:

Motion made by Trustee Benedict  
Seconded by Trustee Appleton

RESOLVED – That the following requested use of the Legion Hall be hereby approved:

Scott Nichols – 1/24/09 – NWTF banquet w/alcohol

CARRIED

BUILDING AND FIRE CODE ENFORCEMENT – 20 Fire Inspections submitted by Ingles.

TREASURER – Proof of collateral for the month of November 2008 was submitted and ordered filed.

MEETINGS:

Fire Committee – Mon 12/29 – 6:00 pm Fire Hall

Contract Workshop & Streets Committee – Mon 12/22 – Village Office 4:15 pm

RESOLUTION #177 of 2008

BUDGET APPROPRIATIONS:

Motion made by Trustee Robinson

Seconded by Trustee Hollister

RESOLVED – That the following budget appropriations be hereby approved:

1. Park – mower parts (A7140.400A)	\$ 1,069.07
2. Street Cleaning – parts for sweeper (A8170.400)	373.92
3. Garbage/Recycle – tires for Truck 281B (A8160.400)	548.85

CARRIED

RESOLUTION #178 of 2008

TAXATION-ASSESSMENT /TAX ROLLS:

Motion made by Mayor Treutlein

Seconded by Trustee Appleton

RESOLVED – That Wyoming County Real Property Tax Service is hereby authorized to produce tax roll and bills for the Village of Warsaw at a fee of \$1.00 per parcel for the tax year 2009-10.

CARRIED

RESOLUTION # 179 of 2008

LAW – Demolition – 12 Genesee Street

Motion made by Trustee Robinson

Seconded by Trustee Hollister

WHEREAS, the Mayor of the Village of Warsaw had called an emergency meeting on October 23, 2008 to address the issue of property located at 12 Genesee Street in the Village of Warsaw.

WHEREAS, it appeared that the building located at 12 Genesee Street in the Village of Warsaw was damaged, decayed, dilapidated and structurally unsafe as it is partially collapsed and is dangerous and unsafe to the health, property and safety of the public; and

WHEREAS, it appears to be in the best interest of the public and Village of Warsaw to prohibit the building at 12 Genesee Street to remain standing; and  
WHEREAS, the Village Board of the Village of Warsaw had an opportunity to review the property located at 12 Genesee Street in the Village of Warsaw and felt that it was in the best interest of the Village to proceed with legal action to immediately demolish the building located at 12 Genesee Street in the Village of Warsaw; and  
WHEREAS, legal action was commenced on against the Estate of Alfred J Taylor and Timothy Taylor, Temporary Executor, the owners of 12 Genesee Street on 11/21/08.  
WHEREAS, the owners of the building are now in agreement with having the building demolished at their own expense and shall seek to obtain reimbursement for the Village of Warsaw in the amount of \$1,137.00, the cost incurred from hiring an Engineer to assess the structure at 12 Genesee Street; and  
WHEREAS, the owner's attorney, Theron Foote, Esq has drawn up a Stipulation attached hereto as Exhibit A for the parties to sign, setting this legal action against 12 Genesee Street in the Village of Warsaw, New York.  
NOW ON MOTION OF Trustee Robinson, which has been duly seconded by Trustee Hollister, therefore, be it  
RESOLVED, that the Village Board of the Village of Warsaw hereby approves to have the Mayor execute the Stipulation to settle the legal matter with regards to 12 Genesee Street and said owner agreeing to demolish the property located at 12 Genesee Street in the Village of Warsaw.

CARRIED

JUSTICE COURT – Will request more information from Judge Muner before considering his request for pay increases for the Clerks.

RESOLUTION #180 of 2008

AUDIT AND PAY BILLS:

Motion made by Trustee Appleton  
Motion made by Trustee Appleton

RESOLVED – That the bills be allowed as read; that checks in payment thereof be issued; that Mayor Treutlein be and hereby is authorized to sign General Abstract #14 in the amount of \$37,816.77, Water Abstract #14 in the amount of \$8,423.32 and Sewer Abstract #14 in the amount of \$5,561.28.

CARRIED

Moved and Seconded to adjourn at 8:50 p.m.

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Linda K Hoffmeister, Clerk

