

REGULAR MEETING

December 17, 2007

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

Others Present: James VanEpps, Suzenne Miller, Paul Penner, Becky Ryan and GeorgeAnn Almeter

Mayor Treutlein presided.

Meeting was opened with a salute to the flag.

Minutes of previous meeting of December 3, 2007 were approved as submitted by photocopy.

Paul Penner addressed the Board with information regarding the purchase of the Warsaw Cinema. Mr Penner stated that this has been a twenty year dream to open a performance center. He feels that opening this center will benefit the Village by bringing people in from the surrounding area. Mr Penner hopes to provide dinner theater, local groups such as the Barbershoppers, not-for-profit groups to conduct fund raisers and even run some old films for the children. He feels it is important to have things going on in the theater morning, noon and night. It is estimated that it will take eight months to renovate the theater and hope to open by September 5, 2008. Mr Penner stated that they will need \$400,000 just to get top priority projects done to open. He asked the Village if they could pass a resolution in support of the project. This would help in obtaining grant monies and other funding. He also asked if the Village could help in keeping sidewalks shoveled this winter. Mr Penner stated that the third request was to have the first three water/sewer bills waived. Mayor Treutlein asked if studies or research had been done to show desire for live theater in this area. Mr Penner stated that the closest areas are at least one hour away and feels it will work here. This is a not-for-profit organization and is not viable as a business, therefore will request tax-exempt status. The Board thanked Mr Penner for his time and information.

GRANTS – Received a letter from State of New York Department of Transportation to announce the availability of applications for the Safe Routes to School Program. This program is a reimbursement program with 100 percent reimbursement for successful applicants. Municipalities, schools and non-profit organizations may apply.

GRANTS – Received a letter from NYSDOT with a schedule for Safe Routes to School Program workshops.

BUILDING PERMITS – The following permit application was submitted as approved by Building Inspector Williams:

Bruce Reynolds – 84 N Main St – sign

Distributed Minutes of regular meeting of Planning Board held on November 5, 2007

PUBLIC WORKS PROGRESS REPORT: STREETS – Assisted with cleaning of the digester at the WWTP, made electrical repairs at the Beardsley Pool, replaced the alternator and the regulator on the chipper, snow removal as needed, sanitary sewer check at 290 N Main St-okay, painting at the Village Office, relocated the thermostat at the Office, repairs were made to WA-3 at the request of Chief Ingles, Thru-Way Springs replaced the left front springs on Truck 282, straightened and plumed sign posts throughout the Village, cleaned up the tree grindings at 124 Center St, Keith Hotchkiss will be off work for 2 weeks because of health related issues and two employees were

sent to Workplace Health for drug and alcohol testing. WATER DISTRIBUTION – Daily checks and stakeouts, final readings as needed, read meter books A,B,C,D and Industrials, opened Park and bathrooms daily, turned water on at 199 Liberty St, replaced a stuck meter at 63 E Buffalo St, repaired two outside readers and turned water off at 3763 Rt 19 South. WASTERWATER FACILITY – Daily tests and maintenance, monthly samples and reports, drained and cleaned digester, cleaned drying beds and drew off 4,000 gallons of sludge to the drying beds. INFORMATION – Tim Rutherford, Scott Benedict and I met with Steve Perkins concerning the Water Filter Plant Inspection to discuss the required action: Secondary containment for the coagulant, bulk storage tanks, chlorine contact time at the water plant and turn over of water in the tank off Wyoming St. After much discussion it was decided by all, that with some minor changes the secondary containment will be achieved and the required action completed. Chlorine contact time at the water plant does meet the required action based on current flows and calculations. Turn over of water in the tank off Wyoming St was discussed in depth and will not be easily achieved. Steve Perkins is looking into solutions for determining the amount of water to be turned over daily. I will update everyone. WATER FILTER PLANT – Daily tests were performed and all results recorded, daily maintenance was performed and adjustments were made as needed, the power generator is testing successfully, we are still drawing raw water directly from the Headwaters, finished updating our Emergency Plan Book for the Filter Plant, had meeting with Steve Perkins(County Health Dept) to get further clarification of the annual inspection, contact time for chlorine is found to be acceptable at this time, secondary containment for the PC-H180 is acceptable with some minimal modifications, Steve Perkins also inspected the requested improvements at the Filter Plant and found everything to be satisfactory and Tim will meet with Steve on 12/12 to update the Health Dept copy of our Emergency plan.

RESOLUTION #182 of 2007

LEGION HALL USE:

Motion made by Trustee Benedict
Seconded by Trustee Hollister

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

Barbara Upright – 5/5/08 – CSEA meeting
Kathy Hare – 8/22 & 23/08 – wedding reception w/alcohol
Julie Yunker – 12/6/08 – CSEA Christmas party w/alcohol

CARRIED

TREASURER - Proof of collateral for the month of November 2007 was submitted and ordered filed.

MEETINGS:

Police Committee – 12/20 – Village Office – 4:00 pm

RESOLUTION #183 of 2007

VILLAGE PROSECUTOR:

Motion made by Mayor Treutlein
Seconded by Trustee Robinson

RESOLVED – That hereby appoint David M DiMatteo, Attorney at Law, as Village Prosecutor for the Warsaw Village Court, for the sum of \$325.00 per appearance for a trial period of three to six months.

CARRIED

RESOLUTION #184 of 2007

BUDGET APPROPRIATIONS:

Motion made by Trustee Appleton
Seconded by Trustee Robinson

RESOLVED – That the following requested budget appropriation be hereby approved:

Fire – replace overhead door panels (A3410.400)	\$1,135.00
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CARRIED

RESOLUTION #185 of 2007

GRANT: Consultant agreement

Motion made by Mayor Treutlein
Seconded by Trustee Hollister

RESOLVED – That authorize consultant service agreement to include “There will be no out-of-pocket expenses for the Village of Warsaw except Village Attorney fees”, with Wyoming County Community Action Inc to act on behalf of the Village of Warsaw for the sole purpose of applying for a Rural Business Enterprise Grant.

CARRIED

RESOLUTION #186 of 2007

TAXATION-ASSESSMENT/TAX ROLLS:

Motion made by Trustee Benedict
Seconded by Trustee Hollister

WHEREAS, all Village Board Members, having due notice of said meeting, and that pursuant to Section 94 of the Public Officers Law (Public Meetings Law), said meeting was open to the general public and due and proper notice of the time and place whereof was given as required by law; and

WHEREAS, Wyoming County Community Action is owner of property known as Lot 5 in the Industrial Park and said property is exempt from real property taxes and special assessment; and

WHEREAS, Wyoming County Community Action is offering to remit annual payments to the Village of Warsaw in lieu of real property taxes; and

WHEREAS, the Village of Warsaw will accept such offer and authorized the Mayor to sign an Agreement with Wyoming County Community Action to accept such offer and to evidence the exempt status for property tax purposes.

BE IT RESOLVED, that the Village Board of the Village of Warsaw hereby authorizes and empowers the Mayor, Scott Treutlein, the execute and enter into such an Agreement on behalf of the Village of Warsaw.

CARRIED

GARBAGE –REFUSE - Jim VanEpps asked the Board if something could be done to have the owner of the property behind the Fire Hall, Ted Aldrich remove all the tires he has piled on his property. The matter will be addressed with Don Williams, Code Enforcement Officer.

FIRE DEPARTMENT - Jim VanEpps stated that he had read an article in the paper stating that the old ambulance had been sold to Silver Springs. He said that he didn't even know that bids had been sent out or if the ambulance had been declared surplus. Trustee Appleton stated that it had been declared surplus and that bids were advertised, however no bids have been received. Attorney DiMatteo stated that you are not required to bid surplus equipment, just receive fair market value.

COMPREHENSIVE PLAN – Becky Ryan stated that she attended a ZBA meeting as was concerned to find that all members of the ZBA do not have copies of the Comprehensive Plan. Becky feels that they need to be familiar with this when making decisions. Attorney DiMatteo stated that the Comprehensive Plan is just that, a plan, and is good to be used as a guide not as law when making final decisions.

VILLAGE CODE – Suzanne Miller asked if the code could be put on the website and the Mayor stated that it would be very costly and not very efficient. When needing to download info, you would have to download the entire code rather than just info needed for a specific code.

RESOLUTION #187 of 2007

AUDIT AND PAY BILLS:

Motion made by Trustee Robinson
Seconded 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 \$28,755.49, Water Abstract #14 in the amount of \$6,002.62 and Sewer Abstract #14 in the amount of \$6,445.78.

CARRIED

Moved and Seconded to adjourn at 8:25 p.m.

Linda K Hoffmeister, Clerk