

June 24, 2013

Mayor Peterson opened the Committee meeting at 6:31 pm. Mayor Peterson began the meeting with the Pledge of Allegiance and described procedure for public comments which would be held at the end of the meeting. He cautioned that if anyone speaks out of turn, the second time they will be asked to leave the meeting.

Members present were Mayor Peterson, Trustees Bielec, Busch, Ianni and Lauer. Also present were Deputy Clerk Denise Beal, Court Clerk Pam Yasses, Village Attorney Mark Boylan, Village Police officers Mike Okal and Gene Nati, Paul Chatfield and Jon Hinman of Chatfield Engineers, Mark Masse from GCEDC, Matt Calderon from Pembroke School District, Jeff Smith of Municipal Solutions, Howard Owens of the Batavian and several Village residents.

Paul Chatfield was introduced and addressed the project bid opening that was held on Wednesday June 12, 2013. He said the bids came in a considerable amount over the anticipated budget. He continued by saying the major reason for the differences included the preliminary cost estimates having been prepared in 2009, with inflation costs on materials and equipment increasing overall costs. He also mentioned delays in receiving the executed contract from NYS DEC lead to the project being bid during a busy time of year for contractors resulting in fewer bidders.

He enumerated some additional items in the bid documents and potential cost saving measures. He also said that the Town of Pembroke bids came in under budget and that the Town has tentatively offered to transfer approximately \$419,000 of their project budget to the Village to help offset the Village overage. There is also a possibility that the GCEDC will be transferring \$250,000 originally earmarked for the Pembroke Sewer Project to the Village.

Mr. Chatfield then presented a summary of project costs with a comparison between best case and worst case scenario. Complete set of Chatfield's documents with these figures is available at the Village Office.

Mr. Chatfield said that the NYS DEC has to give formal approval to transfer funds, so a formal resolution cannot be passed until final notice from the DEC is received. He fielded several questions from the Mayor and Board members, including whether the overall financing of the project will remain the same. Attorney Boylan said he had spoken to Bond Counsel and was assured that no change needs to be made. It was noted that in return for their financial assistance, the Town of Pembroke is requesting the Town users pay the same rate as Village users.

Matt Calderon from the Pembroke School presented a letter from the school district reflecting the importance of the project to the school and surrounding community. (See attached).

Mark Masse from GCEDC spoke about the dependence of the Buffalo East Tech Park on the sewer going in as planned. He mentioned the state prefers to award grant money if you have a project at hand that will create money for jobs.

Mayor Peterson mentioned to Mr. Masse that he would like to see business growth in the Village of Corfu. Mr. Masse said the GCEDC would be willing to help, but the Village would need a detailed plan showing what areas are available for future development.

Mayor Peterson thanked everyone involved in the project and asked if there were any further questions from the general public. When no further questions were asked, Paul Chatfield and Jon Hinman left the meeting.

The topic of Camden employee Al Graham having been banned from the sewer plant by Mayor Peterson was brought up. Trustee Ianni mentioned that Mr. Graham has information on the grant and operation of the Sewer plant. Trustee Ianni said he would like to encourage the removal of the ban on Mr. Graham.

Mayor Peterson said if he got Dave Bielec's approval, he would withdraw his ban.

Motion was made by Trustee Ianni and seconded by Trustee Bielec that Camden Employee Al Graham now has the right to go to the sewer plant for professional purposes.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Ralph Peterson			X	
Trustee Keith Busch	X			
Trustee Dave Bielec	X			
Trustee Art Ianni	X			
Trustee Ken Lauer	X			
VOTE TOTAL	4		1	
RESULTS	PASS			

Mark Boylan was questioned as to the Bond Maintenance Proposal with Municipal Solutions. It was noted that Attorney Boylan had felt the proposal was too all-encompassing and he is working on it with Mary from Municipal Solutions.

The topic of the Local Law to change the Sewer rate was addressed. Attorney Boylan said the Local Law can state an amendment allowing the Board to change the sewer rates without having to pass a local law each time. The new rate will be unable to start until October billing since the new quarter will have already begun before a public hearing can be set. It was suggested that the public hearing be set for July 8, 2013. Clerk will check on advertising with the July Fourth holiday coming up as the ad must run at least 10 days prior to the public hearing.

Clerk questioned the status of the letter of omission or disclaimer suggested by electrician Norm Waff which was read at the previous meeting stating that the Village would not be responsible for any errors or omissions on the plans prepared by Chatfield Engineers.

Clerk requested approval to issue the \$100.00 bid deposit refunds to those Contractors that have returned their plans and specs.

Motion was made by Trustee Ianni and seconded by Mayor Peterson to approve clerk to issue the \$100.00 bid deposit refunds to those Contractors that have returned their plans and specs.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Ralph Peterson	X			
Trustee Keith Busch	X			
Trustee Dave Bielec	X			
Trustee Art Ianni	X			
Trustee Ken Lauer	X			
VOTE TOTAL	5			
RESULTS	PASS			

Discussion took place regarding the status of the Police Lawsuit. Trustee Lauer mentioned that he thought that they had agreed as a Board that all officers would stay at 19.5 hours. Mayor Peterson said some of overage is due to the officers punching in earlier and out later than their scheduled shift. He also mentioned during July we will have approximately 250,000 people going through the Village. He said he has met with the head of security at Darien Lake regarding helping with traffic control. He was told we would have had a better chance had we gone to them in October when they were doing their budget. A letter has been submitted by Mayor Peterson as a formal request.

Mayor Peterson said they are going to shoot for three officers per concert. Officer Nati pointed out that he had worked here 17 _ hrs the previous day for the concert. He also mentioned that the officers are working hand-in-hand since the Mayor took over.

Motion was made by Trustee Lauer and seconded by Trustee Ianni to approve Minutes from 5/29/13 meeting.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Ralph Peterson		X		
Trustee Keith Busch	X			
Trustee Dave Bielec	X			
Trustee Art Ianni	X			
Trustee Ken Lauer	X			
VOTE TOTAL	4	1		
RESULTS	PASS			

Communications:

- 1) Rec'd ck#8146 in amt of \$799.36 from Denise Beal for Health Ins. Payment.
- 2) Rec'd notification from NYCOM of Uniform Notice of Claim Act resolution due into NYS Secretary of State by 7/15/13.
- 3) Rec'd notice of intent to renew liquor license from Diana Stine for Dadio's Central.
- 4) Rec'd email from Heather Pavelites re: willing to serve on ethics committee.
- 5) Rec'd email from Judge Robert Alexander re: revised foil request and response.
- 6) Rec'd ck#587636 in amt of \$4.84 from Granite Telecommun. For Utility Tax pymt.
- 7) Rec'd ck# 7000400520 in amt of \$1022.83 from Nat'l Grid for Utility Tax pymt.

- 8) Rec'd ck#33852 in amt of \$50.00 for building permit for 7 Longs Lane.
- 9) Rec'd planning board minutes for May 28, 2013 meeting & agenda for June 25, 2013 planning board meeting.

A copy of an email from Mayor Peterson removing Trustee Lauer as appointed head of the Village Office and staff dated 6/17/13 was read into record, the copy of which follows. It was questioned if the misspelling of Trustee Lauer's name in the first paragraph was intentional.

"As Mayor and Executive Officer of the Village of Corfu and in accordance with Village Law I am here by removing my designation of Kenneth Liar as my appointed Department Head of the Village Office and staff, effective immediately.

Because of my Mayoral responsibilities and accountability as Executive Officer of the Village, I am hereby assuming my legal supervision of the Village Office and Staff which I appoint or remove by law.

It is my intent to evaluate with what ever resources and evaluation tools necessary, the entire working process as well as reporting, accounting, record management, as well as security of the Office and records that are presently in place. After this evaluation I will institute what ever changes necessary to insure that the Village Office and the staff are functioning at the highest levels of professionalism, efficiency and accountability."

Clerk referred to handout given to the Board regarding final dates newsletter entries were needed for the July 2013 and upcoming issues. Clerk also questioned if the Board planned to follow the previously agreed upon format of a collaborative effort.

Mayor Peterson was questioned regarding his request of Office staff to provide Police Officers with the combination to the Office safe. He used the possible scenario of the Officers confiscating a large amount of money on an arrest in the middle of the night. After brief discussion it was agreed not to utilize the Office safe.

The status of the Judge Alexander Court shortfall was discussed. It was mentioned he had not picked up the collection letter that had been sent to him. It was mentioned that the Judge is obligated by law to pay and that in the event of criminal prosecution the Village should be able to collect from the Insurance Company.

Motion was made by Trustee Ianni and seconded by Trustee Bielec to have Village Attorney Mark

Boylan follow through on pursuit of the collection of the missing Court funds.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Ralph Peterson		X		
Trustee Keith Busch			X	
Trustee Dave Bielec	X			
Trustee Art Ianni	X			
Trustee Ken Lauer	X			
VOTE TOTAL	3	1	1	
RESULTS	PASS			

Board was informed that the Town of Pembroke has agreed to renew the Village lease for a one year period. Paperwork will be sent as soon as it is ready.

Regarding the NYS DOT Route 77 project in the Village, Mayor Peterson said he had stopped at the DOT office in Rochester. He said they were unable to find any paperwork about the sidewalk they are installing. It was mentioned that it is DOT property so they are going to do what they want to do.

Jenny McMartin questioned who will be responsible if problems develop? She was told the Board will check further into the issue.

Trustee Ianni questioned if it had been determined whether the Village needs to replace the Zoning Officer that recently resigned. Deputy Clerk Beal said she would check with Planning Board Chairman Dave Saleh.

Trustee Ianni also mentioned he feels the Village should have a representative at Town of Pembroke meetings.

Brief discussion took place regarding the newly hired Court security officer Dave Drozdiel being guaranteed pay for 4 hours per court night or 8 hours per month. It was mentioned that should he go over 8 hours, it will be addressed when the time comes.

Motion was made by Trustee Busch and seconded by Mayor Peterson to guarantee pay for 4 hours per court night or 8 hours per month for newly hired Court security officer Dave Drozdiel.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Ralph Peterson	X			
Trustee Keith Busch	X			
Trustee Dave Bielec	X			
Trustee Art Ianni	X			
Trustee Ken Lauer	X			
VOTE TOTAL	5			
RESULTS	PASS			

Discussion took place regarding a hire date for Maintenance summer help. It was mentioned that the department shouldn't need the summer help until actual in-house work begins on the Sewer Project. It was decided to hold off until that time.

Mayor Peterson informed the Board that two people were made eligible for seasonal officers for the month of July. It was mentioned that they had already been hired. The mayor was informed they can't be hired without Board approval. Mayor Peterson mentioned they have their own equipment.

Trustee Busch left the meeting at 8:45 pm.

Mayor Peterson suggested a resolution to formally appoint the officers that had not been hired properly. Some discussion took place whether applications had been received for the officers, whether they had already put in hours and that the Mayor would need to identify those officers and present them to the Board.

Brief discussion took place regarding the Police committee. Mayor Peterson said it will be a separate entity from the Village. He said Dave Stehlar has agreed to chair the committee and that he would pick the people for on the committee. It was also agreed that the Board representative on the committee would be Trustee Ianni.

When questioned about the proposed Ethics committee, Mayor Peterson said they will be working on a policy.

It was questioned if the previous officers currently employed were hired properly with full Board approval. It was suggested a resolution be enacted to formalize their approval.

Motion was made by Trustee Lauer and seconded by Mayor Peterson to move the following resolution; **RESOLVED** that the Village of Corfu Board of Trustees formally approves and acknowledges the hiring of the officers that are currently employed without the Board having followed proper procedure for their hire.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Ralph Peterson	X			
Trustee Keith Busch				X
Trustee Dave Bielec	X			
Trustee Art Ianni	X			
Trustee Ken Lauer	X			
VOTE TOTAL	4			1
RESULTS	PASS			

Mayor Peterson opened the floor for public comments.

Resident Greg Lang questioned motions from previous meeting requesting the Mayor turn in the file cabinet keys and desist from setting up an office in the same office as the clerks, and his disregard for those Board motions. Mayor Peterson said he has the authority to access the records. Mr. Lang responded that the clerks should be aware of what he is accessing.

Mr. Lang also questioned if the Mayor is administrator of the Police force. The Mayor responded they report to him and he can delegate. Mr. Lang questioned other officers being paid to do scheduling and paperwork.

Resident Debbie Graham requested the name of the person Mayor Peterson spoke to at Darien Lake regarding financial assistance. She also questioned the motion regarding the 19.5 hours for all part-time police officers. It was mentioned that the public doesn't want to see the Board agree to things just to keep from arguing.

Resident and Camden employee Al Graham said when the Mayor called his boss Ken Scherrieble and told Mr. Scherrieble he (the Mayor) didn't want Al Graham in the sewer plant the Mayor had referred to it as an agreement between himself and Mr. Scherrieble. Mr. Graham wanted to clarify that Mr. Scherrieble did not agree with the Mayor.

Resident Glenn Russ mentioned when he was a Trustee he recalls there had been a comprehensive study done of where we want to go with the Village. He also mentioned the trees need to be trimmed on the way to the Presbyterian Church on Allegheny.

Resident Linda Ianni questioned if an office procedure could be set up which logs who is accessing office files.

Resident Ed Fauth questioned if the Mayor had established office hours as of yet,

Motion was made by Trustee Lauer and seconded by Trustee Ianni to adjourn the meeting.

The motion was passed on the following vote:

VOTE	YES	NO	ABSTAIN	ABSENT
Mayor Ralph Peterson	X			
Trustee Keith Busch				X
Trustee Dave Bielec	X			
Trustee Art Ianni	X			
Trustee Ken Lauer	X			
VOTE TOTAL	4			1
RESULTS	PASS			

Meeting was adjourned at 9:33 pm.

Sandra Thomas
Clerk Treasurer

Pembroke Central School District



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Matthew E. Calderón
Superintendent of Schools
Linda A. Greig, CPA
School Accountant
Michael J. Nuwer
Supervisor of Buildings & Grounds

June 24, 2013

Dear Mayor Peterson and Board Members of the Village of Corfu,

I come tonight to present this letter on behalf of the Pembroke Central School District and more importantly, on behalf of the students that our School District serves. In my role as Superintendent, it is extremely important that I advocate for what is best for our students, and as a parent of seven Pembroke District children, I have a personal investment that reaches beyond my role as the Superintendent. What happens in our schools and in our community is personal for me, and I want to ensure that the decisions we make as leaders are always in the best interest of our children.

Within the last two weeks, our school district was required to respond to a number of questions for a Standard & Poor Credit Rating Review. In regard to our local economy:

- We shared that the Darien Lake Theme Park continues to be a major employer and economic contributor in Genesee County, making three capital investment projects totaling \$11.3M in the past 5 years.
- We shared that Kutter's Cheese is an employer in our district that is planning a plant expansion and pledging 50 new jobs within 3 years after the expansion is complete.
- We shared that the Genesee County Economic Development Center (GCEDC) owns the Buffalo East Tech Park located directly off exit 48A in the Town of Pembroke, which was built and designed to be a prime location for technology companies because of its location in the NY Power Authority's Hydro Power Zone, among other amenities.
- We shared that in 2013, the Village of Corfu and the Town of Pembroke are expected to complete sewer system upgrades and installation of new sewer lines along Route 77 and Route 5, enabling the Kutter's Cheese expansion and for the BETP to be shovel-ready and open for more growth.
- We shared that the GCEDC is pursuing the development of the WNY Science and Technology Advanced Manufacturing Park (STAMP). The STAMP Project is the development of our State's second shovel-ready mega site designed for advanced manufacturing, nano-tech oriented manufacturing (semiconductor, solar, etc.), and large scale bio-manufacturing projects. The 1,243 acre site has the potential to employ 10,000 workers on site and 20,000 to 30,000 jobs regionally when considering the supply chain and construction effect at full build-out.

As we prepared the responses to Standard & Poor's questions, we also shared how our enrollment has decreased significantly, and our state aid has been cut dramatically over the past few years. We shared that since 2010, the District cut 26 positions, and future consideration for staff reductions will be made based on a number of factors. However, all things considered, we realized that there is hope, that these are exciting times, and that our local economy may actually start to turn around for

"In partnership with the community, the Pembroke Central School District is committed to knowing each individual student's interests, needs, and desires in order to prepare all students for graduation, with the knowledge, skills, and attitudes necessary to lead productive lives."

the better. We realized our enrollment may begin to increase again, which in turn would allow us to better meet the educational needs of all our students. As leaders of the Village of Corfu, you have a unique opportunity to be a part of turning things around for our local economy and by extension, to make a significant difference in the lives of many students' future. So much of this is dependent upon the sewer project coming to fruition, and I strongly encourage you to stay the course. There is a poster hanging in my office that reads, "Kids are worth whatever it takes." I believe that, and I hope you do too. Please do not underestimate how important this sewer project truly is.

In addition to the long-term negative impact that failing to follow-through on the sewer project would bring to the School District and our community, there would also be a more immediate negative ramification for the School District and tax payers. Our architect estimated that it would cost at least \$316,000 to replace our ever-failing septic system, which includes a 20,000 gallon tank and many leach lines. That estimate does not include testing of soils and does account for unforeseen issues that could arise. That being the case, the cost could easily rise near or above the \$500,000 mark. At this point, we simply cannot afford that. Our current plan to connect to the anticipated public sewer line is much less, a little over \$100,000, and maintaining that plan would also allow us to meet other needs that exist in regard our HVAC Controls systems.

In conclusion, I simply ask you to strongly consider any creative solutions that would enable the sewer project to continue as planned. Please position our School District and our community at large in a position where we can turn life around for the better... for our current residents... and our future residents that fill our classrooms throughout each school year.

Respectfully Submitted,

A handwritten signature in black ink that reads "Matthew E. Calderón". The signature is written in a cursive style with a long horizontal flourish extending to the right.

Matthew E. Calderón
Superintendent
Pembroke Central School District