

November 11, 2013

Deputy Mayor Bielec opened the Regular meeting at 6:35 pm, followed by the Pledge of Allegiance.

Members present: Deputy Mayor Bielec, Trustees Ianni, Lauer and Busch. Also present was Deputy Clerk Beal, Alex Moretti, Greg Lang and Al Graham of Camden Group, Officer Nati, Howard Owens of the Batavian and several residents. Mayor Peterson was absent.

Al Graham of Camden Group introduced Alex Moretti who is now operating the Village Sewer Plant. Mr. Graham gave a brief sewer plant update (see attached). He also mentioned that ventilation fan is needed for the Grit chamber which wasn't included in the list of materials in the current grant contract. He said that the Village had purchased an explosion proof vent fan a couple years ago for use in a paint booth that was never constructed and that vent fan can be used for the Grit chamber. He said it will result in a change order on the grant for the contractor. He added that the Village will be taking out the northwest window in the Grit chamber and replacing with a louver.

Mr. Graham informed the Board that he had been contacted by the Town of Pembroke regarding setting up Camden Group on a separate contract for taking care of the lift stations and line maintenance in the Pembroke Sewer District. He said that originally the Camden contract with the Village was going to be amended and the additional 3% the Town district users were to be charged was to take care of Town maintenance.

Trustee Ianni mentioned that could be confusing and that anything south of the cemetery should be Village. Mr. Graham responded they are looking at options and what would work best. Trustee Ianni commented that the Village wasn't the one who took the 3% out. Trustee Lauer said the Town wants to pay for its own maintenance and upkeep.

Al Graham further updated the Board that the main contractor fell behind, leading to the subcontractor, electrical and Village waiting for the contractor to catch up. The contractors were talked to, brought in extra men and are working on getting caught up.

Trustee Ianni brought up an issue with the depot lift station regarding bad rails. Greg Lang of Camden Group confirmed that in the flange where it connects a piece rotted off and needs to be fixed. They have fixed it temporarily but need new piping and flange fitting. He also said it will take three to four men to fix it. Mr. Lang said he will get an estimate for the Board. Al Graham said he will check with Valerie at O'Connell's to see if there is any chance it could be included as upgrades in the grant. Deputy Mayor Bielec said if they need approval to let the Board know and Mr. Graham said it would be classed as an emergency fix.

Clerk presented Board with a Bond Resolution Amendment which each member had been previously sent for their review.

Motion was made by Trustee Busch and seconded by Trustee Lauer to move the following resolution:

A RESOLUTION AUTHORIZING, SUBJECT TO PERMISSIVE REFERENDUM, THE ISSUANCE OF AN ADDITIONAL \$621,882.67 BONDS OF THE VILLAGE OF CORFU, GENESEE COUNTY, NEW YORK, TO PAY THE INCREASED COST OF THE CONSTRUCTION OF IMPROVEMENTS TO THE WASTEWATER TREATMENT PLANT AND COLLECTION SYSTEM IN AND FOR SAID VILLAGE.

WHEREAS, the class of objects or purposes described herein has been determined to constitute a Type II Action as defined under regulations of the State of New York promulgated pursuant to the State Environmental Quality Review Act which, by such definition, will not have a significant adverse impact upon the environment; and

WHEREAS, the Board of Trustees of the Village of Corfu, Genesee County, New York previously approved the construction of improvements to the wastewater treatment plant and collection system, in and for said Village of Corfu, Genesee County, New York (the "Village"), including incidental improvements and costs, at a maximum estimated cost of \$1,652,496.33; and

WHEREAS, it has now been determined that the maximum estimated cost of such capital project has increased by \$621,882.67 over that previously authorized; and

WHEREAS, it is now desired to authorize the issuance of an additional \$621,882.67 bonds of said Village for such purpose to pay a portion of the cost thereof; NOW, THEREFORE,

RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the Board of Trustees of the Village of Corfu, Genesee County, New York, as follows:

Section 1. For the class of objects or purposes of paying additional costs of the construction of improvements to the wastewater treatment plant and collection system in and for said the Village of Corfu, Genesee County, New York, including incidental improvements and expenses in connection therewith, there are hereby authorized to be issued an additional \$621,882.67 bonds of the Village of Corfu, Genesee County, New York, pursuant to the provisions of the Local Finance Law.

Section 2. It is hereby determined that the plan for the financing of such \$2,274,379 maximum estimated cost, which class of objects or purposes is hereby authorized thereat, is as follows:

- (i) by the issuance of the \$1,652,496.33 bonds authorized pursuant to a bond resolution dated April 22, 2013; and
- (ii) by the issuance of an additional \$621,882.67 bonds of said Village hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is forty years, pursuant to subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will exceed five years.

Section 4. The faith and credit of said Village of Corfu, Genesee County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Village, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Village Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Village Treasurer, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the serial bonds herein authorized and authorized by bond resolution dated April 22, 2013, including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service and the sale and issuance of any portion thereof to the New York State Environmental Facilities Corporation, shall be determined by the Village Treasurer, the chief fiscal officer of such Village. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Village Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution

are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. Upon this resolution taking effect, the same shall be published in summary form in the official newspaper of said Village designated for such purpose, together with a notice of the Village Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 10. **THIS RESOLUTION IS ADOPTED SUBJECT TO PERMISSIVE REFERENDUM.**

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Voting Aye: Deputy Mayor Bielec, Trustee Ianni, Trustee Lauer and Trustee Busch.

Voting Nay: None

Mayor Ralph Peterson was absent.

The Resolution was thereupon declared duly adopted.

Resident Linda Tucker questioned if the Village intended to set up repayment of the Bond on a benefit assessment system as was previously done with the construction of the Sewer Plant. She was informed that is the current plan.

Communications:

- 1) Rec'd notification of bankruptcy proceedings for Trinsic Communications from US Bankruptcy Court.
- 2) Rec'd notification of open account established for Village by Milton CAT.
- 3) Rec'd ck#133 in amt of \$10,128.00 from Robert Alexander for restitution of missing court fines.
- 4) Rec'd decision & Order re Proceeding against Robert Alexander from Commission of Judicial Conduct
- 5) Rec'd Press release re Proceeding against Robert Alexander from Commission of Judicial Conduct
- 6) Rec'd endorsement for change of vehicles from Floss Insurance.
- 7) Rec'd request for increase in payment levels for case prosecution from Prosecutor Robert Zickl.
- 8) Rec'd ck#480011834 in amt of \$20.00 from Progressive Claims Dept for accident report.
- 9) Rec'd ck#1228 in amt of \$20.00 from Lawrence Strauss Atty for accident report.

- 10) Rec'd \$10.00 cash from Meagan Stringham for fence permit.
- 11) Rec'd ck#1017 in amt of \$33,807.00 from Judge O'Connor for October fines.
- 12) Rec'd ck#1318 in amt of \$55.00 from Genesee Heights for building permit for 66 W Main St Lot #50.

Motion was made by Trustee Ianni and seconded by Deputy Mayor Bielec to approve minutes of the October 22, 2013 joint Planning and Village Board 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	3		1	1
RESULTS	PASS			

Trustee Lauer abstained since he was not present at that meeting.

Motion was made by Trustee Ianni and seconded by Trustee Lauer to approve minutes of the October 28, 2013 Committee 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			

Clerk presented Corrected Treasurer Report for the period 9/9/13 through 10/7/13 due to a direct deposit dated 9/19/13 received from NYS for Aid to Municipalities payment to the Village.

Corrected Copy	Date	Gen. Fund Ckg	Sew.Fund Ckg	Cap. Proj Fund	True Gen Bal
Ckg Balance on hand	09/09/13	106,239.50	(22,296.42)	(18,739.62)	
Receipts to	*10/7/2013	73,487.07	933.92	0	
Balance	10/07/13	179,726.57	(21,362.50)	(18,739.62)	
Disbursements to	10/07/13	(33,170.71)	0.00	-2178.00	
Subtotal	10/07/13	146,555.86	(21,362.50)	(20,917.62)	
Payables	10/07/13	(6,758.24)	(8,104.02)	(9,953.96)	
Ckg Total	10/07/13	139,797.62	(29,466.52)	(30,871.58)	79,459.52
		General Fund	Capital Reserve	Sew. Repair Res	Total Savings
SavingsTotal	08/31/13	178,074.86	247,159.34	35,776.81	461,011.01
Interest Credit					
Interest Credit	09/30/13	21.96	30.47	4.41	56.84
Balance		178,096.82	247,189.81	35,781.22	461,067.85

NOTE: September Savings bank statement did not arrive in time for the October 7, 2013 meeting. This Corrected copy includes September Interest

Motion made by Deputy Mayor Bielec and seconded by Trustee Busch to approve corrected Treasurer's Report.

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			

Clerk presented the Board with Pay Applications #1 for Nichols, Long & Moore Construction in the amount of \$241,416.86 and for Gerwitz & McNeil Electric in the amount of \$35,460.59 for the Sewer Project Grant. Clerk requested a motion from the Board to approve that the two Pay Applications may be paid upon receipt of the \$250,000.00 check from the Town of Pembroke.

Motion made by Trustee Busch and seconded by Trustee Lauer to approve payment of Pay Applications #1 for Nichols, Long & Moore Construction in the amount of \$241,416.86 and for Gerwitz & McNeil Electric in the amount of \$35,460.59 for the Sewer Project Grant upon receipt of the \$250,000.00 check from the Town of Pembroke.

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			

Brief discussion took place regarding Prosecutor Robert Zickl's request for an increase in pay rate for cases. The Board agreed that an increase has not been budgeted for in this budget, but it will be reviewed for next year's budget.

Clerk requested Board to approve closing the Office the day after Thanksgiving and that she and Court Clerk would use either a Floating Holiday or personal day for the extra day off.

Motion was made by Trustee Ianni and seconded by Trustee Lauer to approve closing the Village Office on Friday November 28, 2013 for the Thanksgiving Holiday.

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			

Officer Gene Nati gave a brief Police update. He mentioned that Officers Lute and Petritz had recovered a stolen car during a checkpoint. He also said all the Officers love the new Crown Victoria. He is working with the union on getting comments and specs on the Police locker room. He said he plans to meet with the Union rep the first week in December. He also reported that the lawsuit is continuing and the Board should receive some correspondence soon. He added that the Police are on track with their budget and hours.

Trustee Lauer mentioned that when meeting with the union for negotiations it should include two Board members and the Village attorney. He was informed that until Officer Nati meets with them there is nothing to negotiate as details need to be determined.

Resident Al Graham questioned if there is a possibility of dissolution of the Village if the cost of union negotiations is necessary. Trustee Ianni responded that the Board can't stop legislating no matter whether it does or does not dissolve. Mr. Graham agreed and brief discussion took place between him and Trustee Ianni regarding the potential locker room and shower facilities in the Sewer Plant. Trustee Ianni said he would look into what the drainage situation is for the shower.

The subject of the stolen car was mentioned again to point out that one of the Officer's did inform Charlie Lenhard who, as crossing guard, was able to prevent the kids from walking through the area where the stolen car was being processed. It was also mentioned that there were some loose wires on the crossing signal, which DOT has put tape over.

Officer Nati questioned if the Board plans on granting Officer Lute and Officer Petritz civil service competitive status. He said that both Officers have taken their Civil Service test and are on the list now. He mentioned this would allow both Officers to work over 19.5 hours per week. After having received a letter from civil service regarding non-competitive officers not being able to work over 19.5 hours, there had previously been a motion made to not allow any part-time Officers to work over 19.5 hours, but it failed to pass due to lack of quorum.

Two estimates for rail installation on Depot Street were presented to the Board. Trustee Busch said he has spoken to the Chips representative and it would be considered allowable for Chips reimbursement. Trustee Lauer questioned if it would be possible for our Maintenance guys to do it. He was told that it would consist of rebuilding the concrete top and replacing the railing.

Resident Todd Skeet mentioned that Trustee Busch should check with Tim Hens at the County as he believes the county is responsible for the ones on Depot Street and Water Street.

Resident Pam Ware gave an update on the Winterfest. She said it consists of 60% new vendors so far. She added that they are still trying to put together a dance for Friday night as a fundraiser for Ben Falker. She mentioned letters had been sent to the local Fire Departments requesting their assistance. She was informed that the fire department is not clear what they are expected to do.

Ms. Ware also mentioned she had confirmation from Birds of Prey who will be at the event from noon until 5:00 pm with owls, falcons, etc. She requested approval for the Village to pay a \$100.00 deposit for Birds of Prey.

Motion was made by Deputy Mayor Bielec and seconded by Trustee Ianni to approve paying a \$100.00 deposit to Birds of Prey.

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			

Deputy Mayor Bielec informed the Board that the grant writer for the Dissolution study would possibly be attending the December 9th meeting.

	Date	Gen. Fund Ckg	Sew.Fund Ckg	Cap. Proj Fund	True Gen Bal
Ckg Balance on hand	10/07/13	139,797.62	(29,466.52)	(30,871.58)	
Receipts to	11/11/13	49,887.91	11,860.06	0	
Balance	11/11/13	189,685.53	(17,606.46)	(30,871.58)	
Disbursements to	11/11/13	(39,787.93)	(3,678.05)	-1405.69	
Subtotal	11/11/13	149,897.60	(21,284.51)	(32,277.27)	
Payables	11/11/13	(4,654.33)	(4,469.41)	(13,144.50)	
Ckg Total	11/11/13	145,243.27	(25,753.92)	(45,421.77)	74,067.58
		General Fund	Capital Reserve	Sew. Repair Res	Total Savings
SavingsTotal	09/30/13	178,096.82	247,189.81	35,781.22	461,067.85
Interest Credit	10/31/13	22.69	31.50	4.56	58.75
Balance		178,119.51	247,221.31	35,785.78	461,126.60

Vouchers: #216304 thru 216333

General Fund – Total Am't = \$44,442.26
Sewer Fund - Total Am't = \$ 8,147.46
Capital Project Fund - Total Am't = \$14,550.19

Motion made by Trustee Ianni and seconded by Trustee Busch to pay general, sewer and Capital Project bills.

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			

Motion made by Deputy Mayor Bielec and seconded by Trustee Busch to approve Treasurer's Report.

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			

Board discussed whether there would be a quorum available for the November 25th and December 23rd meetings. Deputy Mayor Bielec will be out of town for the November 25th meeting, but the three Trustees said they should be here. They will discuss the December 23rd meeting at the next meeting.

The floor was opened for public comments.

Resident Todd Skeet questioned if the Village Board has talked about pursuing a civil suit against Robert Alexander for the cost of legal fees incurred due to the Court issues. Trustee Ianni said we would have to question our attorney on whether it would be a possible alternative. Brief discussion took place regarding the results of the court appearance by Brandi Watts. It was mentioned that Judge Noonan still has to approve the sentencing of Ms. Watts. Deputy Mayor Bielec said he would check with the Village Attorney regarding the civil suit possibility.

Howard Owens interjected that the date of the failed motion to limit all part-time officers to 19.5 hours per week was on May 29, 2013.

One resident raised the question if the Board had any update on Dollar General. They were informed that we are still waiting for Dollar General Board to put Corfu on their agenda.

Resident Todd Skeet questioned if the Village has looked into the legality of Mayor Peterson going on paid sick leave and continuing to work his other job and attend non-Village related functions. He was told that as long as he has the doctor's excuse there is nothing the Village can do.

Resident Al Graham commented that when he and Todd Skeet were on the Board they went through a lot of ridicule and accusations regarding the Court issues and Mayor Peterson's support of the Judge. He wanted to point out in light of the recent court decision and admission of guilt by prior Court Clerk Watts, and the decision of the Judicial Conduct Committee against former Judge Alexander, he feels that he and former Mayor Skeet have been vindicated. He mentioned there are a lot of issues coming up for the current Board and he hopes the Board will stand strong with the Police lawsuit and other issues and will do right for the Village residents.

Brief discussion took place regarding the prior motion regarding limiting all part-time officers to 19.5 hours per week.

Motion was made by Trustee Ianni and seconded by Trustee Lauer to limit all part-time police officers to 19.5 hours per week.

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			

Motion was made by Trustee Busch and seconded by Trustee Lauer 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 8:25 pm.

Sandra Thomas
Clerk Treasurer



November, 11 2013

November 2013 Board Report
Village of Corfu
116 East Main St
Corfu NY 14036

- Passed all monthly limits
- Scheduling annual generator inspections on portable and Depot units.
- Continuing work on Pretreatment Permits for Kutter Cheese.
- Continuing work on Sewer Use Law for Village and Town.
- Sludge Storage Tank- Walls are complete, Inside crease needs to be poured, Back Filled Aeration system needs to be installed and piping
- Grit Chamber- Walls and roof section have been removed, Water Lines and Curb Stop are installed, New foundation is being formed and poured this week, Venting?
- Clairifier Building- Electrical is being installed, Blower shed Pad and roof are built and door should be installed this week.
- Working on contract with Town of Pembroke
- Letter to Pembroke High School should be sent informing them of need to have smoke and dye testing done before being allowed to hook in.

Al Graham
Senior Area Manager
The Camden Group

CAMDEN GROUP