

ORGANIZATIONAL MEETING  
PUBLIC HEARING – VILLAGE 2016-17 BUDGET  
WEDNESDAY, APRIL 13, 2016  
7:00 P.M.

- PRESENT: Mayor Kerr, Trustees Stoltenberg, Ellis, Rupp and Strickland, Clerk/Treasurer Stockman, SPW and Village Justice Smuda.
- ALSO PRESENT: PVCS Government Class students Autumn Johnson, Michela Everett and Thomas Mitchell. Dayton Town Clerk Ruth Bennett also attended this meeting (arr. 7:55 P.M.).
- CALL TO ORDER: Mayor Kerr called the meeting to order at 7:00 P.M. and led in reciting the Pledge of Allegiance.
- OATHS OF OFFICE: Trustee Stoltenberg, Trustees Ellis, Village Justice Smuda and Clerk/Treasurer Stockman all recited the Oath of Office and signed the Oath of Office book.
- SUSPEND ORDER FOR BUDGET HEARING: Mayor Kerr suspended the normal order of business and opened the Public Hearing on the proposed 2016-17 Village Budget. Mayor Kerr opened the Public Hearing at 7:02 P.M.
- PURPOSE: Mayor Kerr stated that the purpose of the Public Hearing is to answer questions and hear comments on the proposed 2016-17 Village Budget.
- COMMENTS: It was noted that the Village of South Dayton passed a Local Law at the March 9, 2016 meeting, allowing the Village to override the tax cap. The proposed budget exceeds the allowable increase in the tax levy by \$137.00. Mayor Kerr also outlined for the Board some of the changes that were made to the proposed budget as compared to what was adopted last year.  
No one from the Public attended this hearing.
- CLOSE HEARING: Mayor Kerr closed the Public Hearing at 7:10 P.M.
- ADOPT BUDGET: Trustee Stoltenberg moved to adopt the 2016-17 Village Budget as presented. Trustee Strickland seconded the motion. Carried. The 2016-17 Village Budget was adopted by the Board of Trustees of the Village of South Dayton on April 13, 2016.

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Paula J. Stockman  
Clerk of the Board

RESUME  
NORMAL  
ORDER OF  
BUSINESS:

Mayor Kerr resumed the normal order of business and provided the Board with copies of the organizational Resolutions to be adopted. The Resolutions introduced are as follows:

BE IT HEREBY RESOLVED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF SOUTH DAYTON to allow the Treasurer to invest money not currently in use in savings accounts and certificates of deposit without Board approval in order to take advantage of interest gains to the Village budget and she shall be allowed to transfer funds from the accounts as needed within each fund.

ALSO BE IT FURTHER RESOLVED to set the value of fixed assets to be inventoried yearly at more than \$1,500.00. All other items are considered supplies or materials.

BE IT FURTHER RESOLVED to adopt the Procurement Plan and Emergency Response Plan currently in place after being reviewed by the Board of Trustees.

ADVANCE APPROVAL OF CLAIMS

WHEREAS, the Board of Trustees has determined to authorize payment in advance of audit of claims for public utility services, postage, freight, and express charges, and

WHEREAS, all such claims shall be presented at the next regular meeting for audit, and

WHEREAS, the claimant and officer incurring or approving the same shall be jointly and severally liable for any amount disallowed by the Board of Trustees,

NOW, THEREFORE BE IT RESOLVED that the Board of Trustees authorizes payment in advance of audit of claims for public utility services, postage, freight and express charges and all such claims shall be presented at the next regular meeting for audit and the claimant and officer incurring or approving the same shall be jointly and severally liable for any amount disallowed by the Board of Trustees.

MILEAGE ALLOWANCE

WHEREAS, the Board of Trustees has determined to pay a fixed rate for mileage as reimbursement to officers and employees of the Village who use their personal vehicles while performing their official duties on behalf of the Village,

NOW, THEREFORE BE IT RESOLVED that the Board of Trustees shall approve reimbursement to such officers and employees at the rate of \$.50 per mile.

RESOLUTIONS  
CONT'D:

ATTENDANCE AT SCHOOLS AND CONFERENCES

WHEREAS, there is to be held during the coming official year meetings, seminars, conferences and training schools for village employees and elected officials, and

WHEREAS, it is determined by the Board of Trustees that attending by certain municipal officials and employees at one or more of these meetings, conferences or schools benefits the municipality,

NOW, THEREFORE BE IT RESOLVED that the employees and elected officials are hereby authorized to attend the necessary schools, meetings, seminars and conferences.

Trustee Strickland moved to adopt all of the above Organizational Resolutions. Trustee Rupp seconded the motion. Carried.

The Organizational Resolutions were adopted by the Board of Trustees of the Village of South Dayton on April 13, 2016.

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Paula J. Stockman  
Clerk of the Board

MAYOR'S  
APPOINTMENTS:

Mayor Kerr made the following appointments:

Village Clerk/Treasurer/RMO	Paula Stockman
Superintendent of Public Works	Stephen Smuda
Assistant SPW	James Pryll
Code Enforcement Officer	Gary Brecker
Dog Control Officer	Kathy Hagner
Village Attorney	James Musacchio
Village Historian	Ruth Bennett
Fair Housing Officer	Paula Stockman
Affirmative Action Officer	Paula Stockman
Deputy Mayor	Lynn Rupp

Mayor Kerr also announced the following:

Board of Trustees regular meeting shall be the second Wednesday of each month.

Official Banks: Evans Bank and Cattaraugus County Bank

Official Newspaper: Jamestown Post Journal

MAYOR'S  
COMMITTEES:

Mayor Kerr announced he will have his committee appointments ready for the May meeting.

MINUTES:

Copies of the minutes from the last meeting (3/9/16), a Public Hearing on Local Law #1-2016 and the regular meeting were given to the Board. Trustee Rupp moved to approve the minutes as presented. Trustee Ellis seconded the motion. Carried.

TREASURER'S  
REPORT:

Copies of the Treasurer's Report were given to the Board.  
Fund balances were as of 3/31/16 and included:

GENERAL FUND:	<b>\$ 82,751.05</b>
Checking	\$ 19,677.07
Savings	47,110.86
Equipment Savings	15,833.12
Village Clerk Petty Cash	80.00
Court Clerk Petty Cash	50.00

SOLID WASTE: **\$ 3,959.54**

Checking	\$ 3,939.54
Petty Cash	20.00

WATER FUND: **\$ 34,377.74**

Checking	\$ 6,998.23
Water Savings	12,411.41
Water Debt	14,968.10

SEWER FUND: **\$ 12,235.15**

Checking	\$ 2,811.18
Sewer Savings	9,423.97

TRUST & AGENCY: **\$ 0.00**

Trustee Rupp moved to accept the Treasurer's Report as presented.  
Trustee Stoltenberg seconded the motion. Carried.

ABSTRACTS OF  
AUDITED  
VOUCHERS #11:

Copies of the Abstracts of Audited Vouchers #11 were given to the Board. Bills presented for payment authorization included:

GENERAL FUND: \$ 5,159.90

SOLID WASTE: \$ 309.39

WATER FUND: \$ 2,180.39

SEWER FUND: \$ 1,062.52

Treasurer Stockman presented an additional bill for the Water Fund – a bill from Slack Chemical Company in the amount of \$1,137.75 for chlorine for the water system. Trustee Strickland moved to authorize the Treasurer to pay the bills presented on the Abstracts of Audited Vouchers #11, including the bill added to the Water Fund Abstract. Trustee Rupp seconded the motion. Carried.

CHANGES TO CELL  
PHONE SERVICE:

Verizon Bill - the Village is currently paying \$40.01 per month for the telemetry portion of the Verizon Wireless bill. A company called Cyclops can provide the same service for \$14.00 per month. The Village would sign a 2-year contract with Cyclops and the service would still be provided by Verizon.

Trustee Stoltenberg moved to authorize the Village to enter into a contract with Cyclops at a monthly cost of \$14.00 for telemetry service for the water tank. Trustee Ellis seconded the motion. Carried.

NEW BACKHOE:

The Board has been looking into getting a different backhoe. The cost of a new one is just under \$92,000.00 (actual \$91,774.16). After some discussion as to whether to purchase new or lease, the Board agreed to purchase a new backhoe and advertise the sale of the old one on Auctions International.

Trustee Ellis moved to authorize the purchase of a new backhoe at a cost not to exceed \$92,000.00 and to authorize the execution of a Statutory Installment Bond at an interest rate not to exceed 3.6%. Trustee Rupp seconded the motion. Carried. The Board further agreed that the purchase would be made in the 2016-17 fiscal year.

ESTABLISHING  
NEW ROAD:

SPW Smuda brought it to the Board's attention that the road going from Dredge Road to the Water Treatment Plant needs an official name. The purpose for doing this is so a 911 number can be assigned to the Water Treatment Plant. The road can also be added to the Village's Highway Inventory.

Trustee Strickland moved to name this road Water Street. Trustee Stoltenberg seconded the motion. Carried.

PUBLIC WORKS:

Sterling – the truck has 24,000 miles on it and is 11 years old. It needs a new dump box. SPW Smuda received a quote from Valley Fab in the amount of \$14,500.00. He would like to pay for this from the equipment savings account and would like to do the work this summer. He would also like to put this out for bids.

DOG CONTROL LAW  
AMENDEMENT:

The following Resolution was brought before the Board of Trustees:

WHEREAS, the Village of South Dayton adopted Local Law #2-1996, entitled Amended Dog Control Law, and

WHEREAS, the Board has determined that Section IV – Penalties for Offenses has not been updated since the adoption of the Local Law, and

WHEREAS, Section IV (D) states that “The schedule of fines imposed for convictions is subject to change by Resolution of the Board of Trustees”,

THEREFORE BE IT RESOLVED by the Board of Trustees of the Village of South Dayton that Section IV, Letter B, number 2 shall be amended to read; “For any second or subsequent conviction by a fine of a minimum of fifty dollars (\$50.00) and not more than two hundred fifty dollars (\$250.00) or imprisonment in the County jail for a period not exceeding fifteen (15) days, or both such fine and imprisonment.

Trustee Stoltenberg moved to adopt this Resolution. Trustee Strickland seconded the motion. Carried.

This Resolution was adopted by the Board of Trustees of the Village of South Dayton on April 13, 2016.

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Paula J. Stockman  
Clerk of the Board

RESOLUTION;  
ESTABLISHING  
STANDARD  
WORK DAY:

To be in compliance with the requirements set forth by the NYS Retirement System, the Village must adopt a resolution that establishes a Standard Work Day for elected and appointed officials. The following Resolution was brought before the Board of Trustees:

WHEREAS, the Village of South Dayton must establish a Standard Work Day for Elected and Appointed Officials as outlined on form RS 2418, now

THEREFORE BE IT RESOLVED, that the Village of South Dayton, Location code 40331, hereby establishes the following as standard work days for its employees and will report days worked to the New York State and Local Employees' Retirement System based on the time keeping system or the record of activities maintained and submitted by these members to the clerk of this body.

Title	Standard Work Day (Hrs/day)
Code Enforcement Officer	6
Mayor	6
Trustee	6
Superintendent of Public Works	8
Asst. Superintendent of Public Works	8
Laborer	6
Clerk/Treasurer	6
Justice	6
Court Clerk	6
Dog Control Officer	6

Trustee Rupp moved to adopt this Resolution. Trustee Ellis seconded the motion. Carried.

This resolution was adopted by the Board of Trustees of the Village of South Dayton on April 13, 2016.

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Paula J. Stockman  
Clerk of the Board

STANDARD WORK  
DAYS REPORTED:

The following Resolution was brought before the Board of Trustees, using form RS 2417-A:

BE IT RESOLVED, that the Village of South Dayton, Location code 40331, hereby establishes the following as standard works days for elected and appointed officials and will report the following dates worked to the New York State and Local Retirement System based on the time keeping system records or the record of activities maintained and submitted by these officials to the clerk of this body:

Mayor Scott R. Kerr, term begins 4/1/2015 and ends 3/31/2017 shall have 2.32 days/month reported.

Trustee Dennis D. Ackley, term begins 4/1/2011 and ends 3/31/2013 shall have .97 days/month reported.

Clerk/Treasurer Paula J. Stockman, term begins 4/1/2015 and ends 3/31/2017 shall have 20.53 days/month reported.

Trustee Ellis moved to adopt this Resolution. Trustee Rupp seconded the motion. Carried. This Resolution was adopted by the Board of Trustees of the Village of South Dayton on April 13, 2016.

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Paula J. Stockman  
Clerk of the Board

APPOINT ACTING  
JUSTICE:

The Village of South Dayton requested that the Office of Court Administration appoint Arnold Andolsek as Acting Justice to serve the remainder of Justice Jeffrey Beightol's term, which ends on 3/31/2016. The request was granted. Newly elected Village Justice Stephen Smuda requests that Judge Andolsek continue in that capacity.

Trustee Stoltenberg moved to appoint Judge Arnold Andolsek as Acting Justice for the Village of South Dayton. Trustee Ellis seconded the motion. Carried.

CLERK'S  
REPORT:

Gave the Board copies of the Justice Court report for March.  
Sent sympathy card to the family of Don Gould.  
Commented on some interesting articles in the NYCOM Winter 2016 Municipal Bulletin.

TRUSTEE  
REPORTS:

Trustee Rupp

Asked about the plans for the well blasting. It was decided that the Village will have to borrow money to pay for this and it won't be done until the next budget begins. SPW Smuda will have more information after attending the New York Rural Water Association schooling in May.

TRUSTEES  
CONT'D:

Trustee Strickland

Rail Cars – Bob Dingman wants to store 300 tanker cars along the tracks going through the Village. Trustee Strickland told him he could not store cars within the Village limits. Mr. Dingman will use the tracks past the Village, heading toward Conewango Valley.

Reenactment & Train Excursion – to be held May 28<sup>th</sup>.

Milk Plant – would like the gates fixed and locked. The DPW will try to do this.

Electricity at Milk Plant – NYSEG doesn't want Steuben to be the sole supplier of power to this facility. They would to do a shared agreement.

Trustee Stoltenberg

Nothing to report at this meeting.

MAYOR'S  
REPORT:

Has been spending a lot of time working on next year's budget.

NEXT MEETING:

The next regular meeting will be Wednesday, May 11, 2016 at 7:00 P.M. in the Village Office.

ADJOURNMENT:

Trustee Rupp moved to adjourn this meeting. Trustee Ellis seconded the motion. Carried. The meeting adjourned at 8:40 P.M.

Respectfully submitted,

Paula J. Stockman  
Clerk of the Board



