



INCORPORATED:  
APRIL 18, 1854

# Village of Youngstown

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## Village of Youngstown Board of Trustees Minutes – March 14, 2019

**PRESENT:** Mayor Reynolds, Deputy Mayor Lockhart, Trustee Comerford, Trustee Zastrow, Trustee Fox, Attorney Caserta, Superintendent Muller, Chief Schuey, Building Inspector Stevens, Engineer Keyser, Clerk-Treasurer Brown. **ABSENT:** Grant Writer Rotella.

### **CALL TO ORDER:**

The regular meeting of the Board of Trustees was called to order by Mayor Reynolds at 7:00 p.m. with the Pledge of Allegiance.

**PUBLIC COMMENT--all comments shall be kept to 3 minutes and directed to the Village Board of Trustees.**

With no public comment, Mayor Reynolds moved on to Departmental reports.

### **DEPARTMENTAL REPORTS:**

**POLICE:** Chief Schuey turned his monthly report in. Chief Schuey reported they were prepared for all the events happening in the Village this weekend. Chief Schuey spoke with the representative from Barry Entertainment regarding a summer concert they wish to hold. Chief Schuey advised everything is being handled as far as the Village is concerned.

**DEPARTMENT OF PUBLIC WORKS:** Superintendent Muller reported that they are in need of a trap door for access to the roof by the fire escape. The cost would be approximately \$700.00 to purchase a sliding window to serve this purpose. Superintendent Muller reported that there were sewer problems on Second Street. They have used the camera and have discovered many roots, and a great deal of water pouring in. Superintendent Muller reported that the wiring is complete for the server backup to be completed. Superintendent Muller reported that there is mandatory training for equipment operators in Municipalities. The Town of Porter will be holding a class that our DPW personnel can attend. The trees are down on Second Street and Angry Beaver Tree Service has completed the remaining tree removals. Superintendent Muller reported that the pipe from Northfield Dr. to Lockport St, on Cherry St. is rotted. The cost is

\$3,000.00 for materials that include two catch basins. Superintendent Muller confirmed the water numbers were good. Deputy Mayor Lockhart asked if Superintendent Muller was able to review the sewer numbers. Superintendent Muller set a meeting up with Deputy Mayor Lockhart to review the findings.

**ENGINEER:** Engineer Lannon was absent, but Engineer Keyser was present. Engineer Keyser reported that he spoke with our contact on the LWRP. The Village is able to apply for a larger grant funded 25/75 to move forward. It is a much bigger project and scope than the first phase. Local laws would be reviewed to ensure they are current with State codes, the boundary has been extended into the middle of the River and laws and regulations pertaining to the River would need to be reviewed. The next step is for Engineer Keyser to put a scope of the project together with costs to present to the Village to see if the next phase will be pursued.

**GRANT WRITER:** Absent, no report.

**BUILDING INSPECTOR:** Building Inspector Stevens turned his monthly report in. Building Inspector Stevens and Trustee Fox viewed the building near the North Dock. The building is in overall good shape. There are several small areas that should be addressed and fixed. The roof is in good shape.

**ATTORNEY:** All items will be addressed within the meeting.

**CLERKS OFFICE:** Clerk-Treasurer Brown reported that the February financials were provided to the Board members. Clerk-Treasurer Brown also advised the Board that a draft of the Budget was in their possession to review and to provide feedback and thoughts on.

## **MINUTES**

Motion to approve the Board Minutes from February 14 and 28, 2019 was made by Trustee Comerford, seconded by Deputy Mayor Lockhart. All in favor, motion was carried.

## **CORRESPONDENCE:**

Resignation letter from Recreation Director Kim Cudmore effective March 16, 2019.

So noted.

## **AGENDA:**

### **ABSTRACT OF AUDITED VOUCHERS**

Approval of the Abstract of Audited Vouchers for the period from February 15-March 14, 2019 in the amount of \$49,889.69

General:	\$48,426.63
Water:	\$ 700.85
Sewer:	\$ 602.21
<u>Trust:</u>	<u>\$ 160.00</u>
Total	\$49,889.69

Motion to approve the abstract of audited vouchers was made by Trustee Zastrow, seconded by Trustee Fox. All in favor, motion was carried.

**ITEMS:**

Reminder that the Lion's Club Cash Bash is Saturday March 16, 2019 from 1:00 p.m.-4:00 p.m. at the Youngstown Fire Company. See any member for tickets.

So noted.

Reminder the O'Riordan St. Patrick's Day Parade is Saturday, March 16, 2019 beginning at noon on Main Street. Come celebrate St. Patrick's Day.

So noted.

The Saint Patrick's Day Rock'n 5k race to benefit the Youngstown Fire Company will be held Sunday March 17, with a start time of noon.

So noted.

Discussion regarding acceptance of the Town of Porter proposed sewer rate.

Attorney Caserta stated that the proposed rate for sewer for the Town of Porter going forward is \$.65/thousand of metered water flow, down from \$1.70/thousand. This is a result of the litigation between the Village and Town. Mayor Reynolds asked if approving this effects the ongoing litigation in any way. Attorney Caserta stated that the contract will still have to be submitted and approved sometime in April. Deputy Mayor Lockhart started to make a motion, Trustee Zastrow asked for more detail on the contract. Attorney Caserta and Trustee Zastrow discussed the history of previous contracts. Deputy Mayor Lockhart cited past issues that have redirected funds over the years, such as the bond payment the Village has to make to the Town of Lewiston Water Pollution Control Plant, that was not passed on to residents and the cost of the water meter installation project. Trustee Fox stated that the lower rate is an indication that we were correct in our litigation with the Town regarding the rates. Deputy Mayor Lockhart made a motion to accept the rate going forward for 2019 of shared facilities with the Town of Porter in the amount of \$.65/thousand based on metered water flow. Trustee Fox seconded the motion. All in favor, motion was carried.

Discussion regarding increases to the water and sewer rates for the Village.

Mayor Reynolds stated that the rates had not been raised for the Village over the last few years. The surplus funds have been used to cover extra expenses such as a bond payment owed to Lewiston Treatment Plant and installation of new transponders on the water meters in the Village. By utilizing the funds available, the Village did not have to raise the rates. Going forward expenses are at a point that the rates will need to be changed to meet all the Village obligations. Motion to hold a public hearing on the proposed rates on Thursday, March 28<sup>th</sup> was made by Trustee Zastrow, seconded by Trustee Comerford. All in favor, motion was carried.

Discussion regarding a fee assessment of \$100.00 for any item that must have a relevy placed on the property owner's tax assessment bill.

Mayor Reynolds discussed the need for a fee to place relieved items on the tax rolls. Trustee Zastrow asked about the work involved by the Clerk's Office. Clerk-Treasurer Brown advised that it takes approximately 5 days at 6 hours a day to process all the necessary documentation for the County. Trustee Zastrow proposed that the fee should be \$150.00 versus \$100.00. The Board will take the amount under consideration. Motion to set a public hearing on Thursday, March 28, 2019 regarding the fee assessment was made by Deputy Mayor Lockhart, seconded by Trustee Zastrow. All in favor, motion was carried.

Recreation Commission's recommendation to appoint Brian Harrison to Recreation Director Position effective 3/18/2019.

Mayor Reynolds stated the Board met with Mr. Harrison regarding the position. The Board is in support of the Recreation Commissions decision and agrees hiring Mr. Harrison. Trustee Zastrow asked what the salary is for the positon. Clerk-Treasurer Brown stated the salary would remain at \$14,987.00 a year. Motion was made to approve Mr. Harrison as the new Recreation Director P/T by Trustee Comerford, seconded by Deputy Mayor Lockhart. All in favor, motion was carried.

#### **BUILDING USE:**

Request from Youngstown Lion's Club to use the Board Room for golf meetings on Wednesday nights at 6:30 p.m. through May. Insurance has been received.

Motion was made by Trustee Fox to approve the use, seconded by Trustee Comerford. All in favor, motion was carried.

#### **ANNOUNCEMENTS:**

The next work session will be March 28, 2019 at 7:00 p.m. which will include two public hearings. The next Board meeting will be April 11, 2019 at 7:00 p.m.

So noted.

The Board will move into Executive session following the regular meeting for litigation purposes.

So noted.

**OLD BUSINESS:** None

**NEW BUSINESS:** None

**BOARD REPORTS:**

Trustee Fox stated that he continues to work on the Street lighting project. Trustee Fox continues to reach out to other municipalities and he believes the National Grid option will be a better solution for the size of our Village when the maintenance issue is taken into consideration.

Trustee Zastrow reported the Board will be marching in the parade on Saturday and wondered if the Town would be as well. Mayor Reynolds advised the Town did not contact him, but they have every year. Mayor Reynolds stated the Senior Van will be in the parade with the Citizen of the Year from the Village, and perhaps the Town of Porter, and a driver is needed. Trustee Zastrow agreed to drive. Trustee Zastrow asked if the Village was aware of new grants for waterline replacement projects were available. Mayor Reynolds suggested the Trustee Zastrow contact Grant Writer Rotella regarding the grants.

Trustee Comerford reported that the minutes from the Recreation Commission meeting had been provided for their review. Trustee Comerford reported that Basketball on Tuesday and Thursday were finishing. Everything is in order for the Nancy Price run on May 11, 2019. This will be the 25<sup>th</sup> year for the Nancy Price run and the Price family will be attending. The next Recreation Commission meeting will be March 25<sup>th</sup>.

Deputy Mayor Lockhart reported that he has continued to meet with the Clerk's Office and the budget draft has been provided to the Trustees for review and input. Deputy Mayor Lockhart reported that he had a site review with Mr. Hellner at his current cold storage site. Deputy Mayor Lockhart reported that the business seems quiet and low key. Mr. Hellner is exploring historical grants. Deputy Mayor Lockhart advised Mr. Hellner that the Board would entertain a reasonable offer on a first in basis. Deputy Mayor Lockhart also reported that he spoke with Engineer Keyser on the LWRP. The next phase is a sizeable project and this should be considered when deciding to move to the next phase. Deputy Mayor Lockhart stated the LWRP Committee should be contacted and he recommends Engineer Keyser lead the efforts. Trustee Fox asked about being able to bill volunteer hours to the project. Engineer Keyser stated it is an approved expense. Engineer Keyser added that this would look at all the Village codes, and the

fact they have moved the boundary to in the River. Engineer Keyser stated GHD is in the process of putting together what the scope of the project will be and will present that to the Board for consideration in moving forward to the next phase.

Mayor Reynolds reported that the Board may need to consider changes to the August 10th Community Picnic as the Lewiston Arts and Music Festival and Fort Niagara's Soldiers of the Revolution are both on that day along with Celebrity Bartending. Trustee Comerford reported the wrong date was stated for Celebrity Bar tending, it is August 3rd. Mayor Reynolds continued on reporting that for tire recycling day in the Village, Modern Disposal has changed the parameters of the program. Tires on rims, or Agricultural tires are no longer accepted. The Village would be charged \$200.00 a tire for any non-acceptable items that end up in the dumpster. The Town of Porter has opted out of the program as it is not possible to monitor any longer. The Board discussed the issue that even if the dumpster is behind locked gates, the possibility exists for someone to leave tires outside the fence that the Village would be responsible for. The Board agreed the Village can no longer participate in this program based on the changes Modern has implemented.

With no further Board reports, Mayor Reynolds opened the meeting the public comment again.

**PUBLIC COMMENT--all comments shall be kept to 3 minutes and directed to the Village Board of Trustees.**

With no further public comment, motion was made to adjourn the regular meeting and enter into Executive session by Trustee Comerford, seconded by Trustee Zastrow at 7:58 p.m. All in favor motion was carried.

Motion to adjourn Executive session was made at 8:54 p.m. by Trustee Comerford, seconded by Deputy Mayor Lockhart. All in favor, motion was carried.

Submitted by:

Wendy J. Brown  
Clerk-Treasurer