

Village of Gowanda
Board Meeting Minutes
April 13, 2021

The Village of Gowanda Board of Trustees meeting was called to order by Mayor Smith at 6:00 PM.

Present: Mayor David Smith, Trustee Paul Zimmermann, Trustee Wanda Koch, Trustee Carol Sheibley, Trustee Aaron Markham

Employees: Clerk Danielle Wagner, Treasurer Traci Hopkins, Attorney Deb Chadsey-*via phone*

Judge Brian Gernatt was on hand to swear in the re-elected Mayor David Smith, Trustee Paul Zimmermann and Trustee Carol Sheibley.

Agenda

Motion 4-170-Motion by Trustee Koch, seconded by Trustee Zimmermann to approve the agenda for April 13, 2021. Motion carried.

Minutes

Motion 4-171-Motion by Trustee Zimmermann, seconded by Trustee Sheibley to approve the minutes from the March 9, 2021 regular board meeting, March 23rd Special Meeting and the March 23rd Budget Hearing. Motion carried.

Official Appointments

The official appointments are 1-year terms as follows:

Deputy Mayor Carol Sheibley	Records Management Danielle Wagner
Village Clerk Danielle Wagner	Officer in Charge Dennis Feldmann
Deputy Clerk Traci Hopkins	Building Inspector Gary Breck, Jason Pickering
Treasurer Traci Hopkins	Historian Phil Palen
Affirmative Action Officer Traci Hopkins	Village Engineer Mark Burr
Registrar Danielle Wagner	Village Attorney Deb Chadsey
Recreation Director Mark Benton	

Motion 4-172-Motion by Trustee Koch, seconded by Trustee Sheibley to approve the official Appointments for 1-year terms as stated. Motion carried.

Official Committee

The committee assignments are one-year terms as follows:

Audit Committee Carol Sheibley and Wanda Koch, Beautification, parks and Trees Aaron Markham, Budget Officer David Smith, Building and sidewalk maintenance Carol Sheibley, Cattaraugus Creek Basin Task Force David Smith and Paul Zimmermann, Employee Negotiation David Smith and Paul Zimmermann, Fire Commissioner Carol Sheibley and Paul Zimmermann, Gowanda Central School David Smith, Police Commissioner David Smith, Solid Waste and Recycling Carol Sheibley and Wanda Koch, Thatcher Brook Task Force Village Board, Water and Waste Water Commission Village Board,

Department Liaisons Building Inspector/Code Enforcement Wanda Koch, Disaster Coordinator Carol Sheibley, Fire Department Carol Sheibley, Highway Department Aaron Markham, Police Department Liaison Wanda Koch, Recreation Department Liaison Carol Sheibley, Village Administration Liaison David Smith, Water Department Liaison Carol Sheibley, Waste Water Department Liaison Paul Zimmermann.

Motion 4-173-Motion by Trustee Zimmermann, seconded by Trustee Koch to approve the committee assignments for one-year terms. Motion carried.

Annual Motions

The board was provided with the annual motions and they are available in the Village office for anyone from the public.

Motion 4-174-Motion by Trustee Sheibley, seconded by Trustee Koch to approve the annual motions. Motion carried.

Mayor Updates

- Thatcher Brook Update-Conference call on 3/8 and 4/12. Continue to work on the PPA agreements and funding portion.
- BOA Update-Zoom meeting on 4/7 working on narrowing down the sites and ideas.
- Cattaraugus County Health Board-Meeting was on 4/7, talks of the rising numbers in Cattaraugus County.
- Springville Performing Arts-Seth Worchrnsky would like to work in conjunction with Gowanda summer recreation in having a performance during the summer program.
- Public Meeting Guidance-Webinar on 3/18, Treasurer Hopkins attended.
- State of the Village and Budget Public Hearing was held on March 23rd.
- Special Meeting to approve the Police Reform Policy was held on March 23rd.
- Academy Place Visit-The Mayor and wife visited Academy Place and stated a ministry, the first one was held on April 3rd.
- Gowanda Vaccine Clinic was on April 7th with 326 shots being given out.
- Gowanda Central School Board of Education-Jill Smith will be running for a school board seat.
- Mayor will speak at the commencement ceremony for the 2021 graduating class.

Correspondences

- NYS DOT bridge repair project Cattaraugus County will begin next year.
- Senator Borrello letter to Governor Cuomo-Pause Prison Closure Request.
- Enchanted Mountains NY Chapter Support to active-duty service personnel.
- NYMIR boiler claim denial letter
- FEMA Point Peter time extension request.

Official Business

Highway-Liaison Aaron Markham

The Cattaraugus County shared services contract renewal. This is a standard contract for shared services with the County.

Motion 4-175-Motion by Trustee Markham, seconded by Trustee Wanda to approve the Cattaraugus County Shared Service contract for 2021-2025. Motion carried.

The spring tree planting will take place in the business district with 5 trees being planted.

Motion 4-176-Motion by Trustee Markham, seconded by Trustee Zimmermann to approve the tree planting plan. Motion carried.

Sewer-Liaison Paul Zimmerman

The roof repair bids have been opened and a recommendation was provided from Wendel to award RMG Custom Metal at \$173,800 for the roof repair of the control building and the digester building.

Motion 4-177-Motion by Trustee Sheibley, seconded by Trustee Koch to award the roof repair at the waste water treatment plant to RMG Custom Metal for \$173,800.00 Motion carried.

When the bid was developed two alternates were included so the board could decide one to choose based on how the bids came in. One is for a lower roof at the control building, this roof is about 10-12 years old. It does not currently have any issues. Two is for the roof at the pump station. That roof is leaking and has some issues. This roof is 30 years old. The recommendation is to approve alternate two, with funds from this fiscal year and next fiscal year.

Motion 4-178-Motion by Trustee Zimmermann, seconded by Trustee Markham to approve alternate number two of the roof repairs. Motion carried

Wendel has provided a construction administration contract proposal to the board to provide the all the construction management for the roof repair project.

Motion 4-179-Motion by Trustee Koch, seconded by Trustee Sheibley to approve the construction Management contract with Wendel. Motion carried.

Water-Liaison Carol Sheibley

A water hearing was held on April 12, 2021 with a resident who had a water line break that caused a leak. A recommendation was made to the board of a reduction of \$28.00 on the sewer portion of the billing.

Motion 4-180-Motion by Trustee Zimmermann, seconded by Trustee Markham to approve the water hearing recommendation. Motion carried.

Clerk-Danielle Wagner

Motion 1-178-Motion by Trustee Koch, seconded by Trustee Markham to approve the water/sewer relevy total \$54,560.06. Motion carried.

Motion 1-180-Motion by Trustee Markham, seconded by Trustee Sheibley to approve the Event application for a wedding ceremony at Gateway Park Amphitheater on May 16th from 1:30-4:30. Motion carried.

Police-Liaison Wanda Koch

Motion 1-182-Motion with regrets by Trustee Sheibley, seconded by Trustee Markham to accept the retirement of Pat Nixon effective 3/15/21. Motion carried.

Motion 1-183-Motion by Trustee Koch, seconded by Trustee Markham to accept the resignation of Shannon Worner effective 3/30/20. Motion carried.

Motion 1-184-Motion by Trustee Koch, seconded by Trustee Zimmermann to accept the resignation of William Mackey effective 2/20/21. Motion carried.

Legal-Deb Chadsey

The board was provided the resolution for the Final Environmental Impact Statement regarding Dollar General that needs approval.

Motion 1-185-Motion by Trustee Zimmermann, seconded by Trustee Sheibley to approve the Final Environmental Impact Statement for Dollar General. Motion carried.

A negative declaration SEQRA for the parking lot project has been prepared. The board needs to adopt the negative declaration.

Motion 1-186-Motion by Markham, seconded by Trustee Zimmermann to adopt the Negative Declaration Resolution for the Parking Lot SEQRA. Motion carried.

Treasurer-Traci Hopkins

The final 2021-2022 Fiscal Budget has been prepared.

Motion 1-187-Motion by Trustee Koch, seconded by Trustee Sheibley to approve the 2021-2022 Fiscal Budget starting June 1, 2021. Motion carried.

The funds the Village received for the parking lot from the Erie County CDBG the contract with Erie County needs to be executed by the Mayor.

Motion 1-188-Motion by Trustee Markham, seconded by Trustee Koch to approve the Mayor to execute the CDBG contract with Erie County. Motion carried.

Wendel has created a proposal to provide the construction documents, survey, bidding and construction management of the parking lot project.

Motion 1-189-Motion by Trustee Markham, seconded by Trustee Zimmermann to approve the Parking Lot Engineering bid preparation contract with Wendel. Motion carried.

Through the Villages Water Front Development Project with Empire State Development a budget amendment to alien the budget categories had to be done. The Village received the updated GDA to include that budget amendment. It does not decrease the amount of the Villages award. It just adjusts the budget accordingly. Board approval is needed for the Mayor to execute the updated grant disbursement agreement with Empire State Development to include budget amendments one and two.

Motion 1-190-Motion by Trustee Koch, seconded by Trustee Zimmermann to approve the amended Smart Growth GDA. Motion carried.

The Village employee's health insurance needs to be renewed. The Village will continue with BlueCross Blue Shield and the health reimbursement account with Health Now.

Motion 1-191-Motion by Trustee Koch, seconded by Trustee Markham to approve the health insurance renewal with BlueCross/BlueShield and the Health Now effective June 1, 2021. Motion carried.

NYSEG has disputed the unpayment of gross receipts, they have requested a hearing. The board needs to decide how they would like to continue, to follow NYCOM's guidance or to stop the process moving

forward. NYCOM's guidance is NYSEG's request for a hearing is premature. The Village can enter into a contract with NYSEG to receive future gross receipts tax. The board was provided a drafted letter to move forward with getting future gross receipts tax that the Village wasn't receiving before.

Motion 1-192-Motion by Trustee Koch, seconded by Trustee Sheibley to approve the NYSEG gross receipts tax response letter. Motion carried.

Budget Modification request #7 was provided to the board for approval.

Motion 1-193-Motion by Trustee Zimmermann, seconded by Trustee Markham to approve budget modification request #7 as provided. Motion carried.

Abstract bills to pay was provided to the board for approval.

Motion 1-194-Motion made by Trustee Sheibley, seconded by Trustee Zimmermann to approve the Abstract bills to pay as follows General Fund \$14,326.94, Water Fund \$5,603.35 and Sewer Fund \$27,171.72. Motion carried.

Next Meeting

The next meeting for the Village of Gowanda will be on May 11, 2021 at 6 PM with a workshop at 5:30 for a big trash day discussion for next year.

Executive Session

The board recessed into executive session at 7:22 PM to discuss an ongoing legal matter with no formal motion being done.

The board adjourned executive session and the regular meeting at 7:31PM

Motion 1-195-Motion by Trustee Zimmermann, seconded by Trustee Markham to adjourn the regular board meeting at 7:32 PM. Motion carried.

Public Hearing

The public hearing was opened at 7:32 PM, in attendance via telephone Melissa Ballard-Broadway Group, Frank Armento Fisher Associates, Marc Romanski. Public present Janet Vogtli.

The purpose of the public hearing is the review site plan application for the Dollar General. Dollar General addressed several comments that they received and presented their site plan.

Janet Vogtli is very happy that Dollar General is coming and it will improve Gowanda.

Phil Palen through attorney Chadsey would like the trees preserved in front of 240 Buffalo St.

The public hearing was closed at 8:19 PM.

Respectfully Submitted
Danielle Wagner