

*Village Board Meeting Minutes
September 6, 2011*

The Village of Caledonia Board of Trustees held a meeting on Tuesday, September 6, 2011, at 6:30 p.m. at the Village Office.

Members Present: Mayor Joe Caluorie, Deputy-Mayor Scott DiLiberto, Trustees Jerry O'Donoghue, Steve Polo and Teresa Truman. Also present: Code Enforcement Officer Tom Perkins, Police Sergeant Dan Chapman and Working Foreman Chris Buckley.

A **motion** was made by Deputy-Mayor DiLiberto to appoint Dan Chapman as Police Chief; Trustee Polo seconded the motion.

AYE: Mayor Caluorie, Deputy-Mayor DiLiberto, Trustee O'Donoghue, Polo & Truman

NAY: None (Rate of salary will remain the same)

Justice Mark Riggi gave the Oath of Office to Chief Dan Chapman, Police Officer Matt Heneghan and Todd Estabrooks.

Bid Opening: Ann Marie Grattan read the legal notice regarding accepting bids for a 2006 Crown Victoria vehicle. The bids were opened as follows:

- | | | |
|----|-------------------|------------|
| 1) | Brandon Bacon | \$1,507.00 |
| 2) | Chuck Crane | \$1,200.00 |
| 3) | Frank Rose | \$1,019.11 |
| 4) | P.J.'s Auto Parts | \$1,550.00 |
| 5) | David Koch | \$1,750.00 |
| 6) | Grace Quality | \$2,142.00 |

A **motion** was made by Deputy-Mayor DiLiberto to accept Grace Quality Used Cars bid of \$2,142 with no additional costs incurred by the village; Trustee O'Donoghue seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustee O'Donoghue, Polo and Truman

NAY: None

Budget Amendments: a **motion** was made by Deputy-Mayor DiLiberto to accept the following Budget Amendments; Trustee O'Donoghue seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustee O'Donoghue, Polo and Truman

NAY: None

A1010.400 Board Contractual \$1,000 decrease, move to A3120.200 Police Equip

A2665 Sale of Equipment \$2,142 increase, A3120.200 Police Equipment

A1710 Village Work Done \$4,000 increase, A3120.200 Police Equipment

A3120.400 Police Contractual \$1,099.87 decrease, move to A3120.200 Police Equip

A **motion** was made by Deputy-Mayor DiLiberto to approve the August 2, 2011 Board Meeting Minutes; Trustee Polo seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustee O'Donoghue, Polo and Truman

NAY: None

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Bills were audited and ordered paid:

Abstract #390-2		Abstract #246-7	
General	\$111,572.74	Water	\$19,769.03
Water	\$ 2,869.78	Abstract #61	
		Capital	\$2,952.25

A **motion** was made by Trustee Truman to approve the bills paid; Trustee O'Donoghue seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustee O'Donoghue, Polo and Truman

NAY: None

A **motion** was made by Trustee O'Donoghue to approve a payment to the NYS Comptroller's Office \$4,515.50 for court fees; Trustee Polo seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustee O'Donoghue, Polo and Truman

NAY: None

Deputy-Mayor DiLiberto offered the following resolutions with Trustee O'Donoghue moving for adoption:

Joint Village/Town Resolution:

WHEREAS, the Caledonia Village Court is desirous to enter into a joint agreement with the Town of Caledonia Court to apply to the 2011 Justice Court Assistance Program for a \$5,062.63 grant;

WHEREAS, an application requesting funding will be submitted for courtroom and court office renovations,

NOW, THEREFORE, be it resolved, that the Caledonia Village Court is authorized to enter into a joint agreement with the Town of Caledonia Court for a grant,

RESOLVED, that the Court Clerk, Julie Molisani is hereby authorized to execute the application and any and all other required documents related to the grant.

AYE: Deputy-Mayor DiLiberto, Trustee O'Donoghue, Polo and Truman

NAY: None

Deputy-Mayor DiLiberto offered the following resolutions with Trustee O'Donoghue moving for adoption:

National Grid Resolution:

WHEREAS, the Village of Caledonia is desirous to enter into an agreement with National Grid regarding the removal of street lighting facilities located in the downtown business district on Main and State Streets,

RESOLVED, Niagara Mohawk Power Corporation is hereby authorized and directed to do the following work in the Village of Caledonia, St. Light Account No. 72995-93004 (Energy -Only Service),

RESOLVED, remove four-100 watt high-pressure sodium ground mounted floodlights served via underground distribution owned and maintained by the Village of Caledonia once system is connected to new-metered service. This will eliminate the Village's Energy-Only account.

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RESOLVED, Niagara Mohawk Power Corporation is hereby authorized and directed to do the following work in the Village of Caledonia, St. Light Account No. 15938-82100,

RESOLVED, remove 2-150 whps lamps and cobrahead luminaries, one wood street light only pole 5-1 fed from underground system, 15-250 whps lamps and cobrahead luminaries, 5-400 whps lamps and cobrahead luminaries and associated underground street light conductor,

RESOLVED, that the Board of Trustees does hereby authorize and direct the Clerk of the Village to forward a copy of this Resolution to National Grid, 5100 East Main Street, Batavia, NY 14020.

AYE: Deputy-Mayor DiLiberto, Trustee O'Donoghue, Polo and Truman

NAY: None

Ann Marie Grattan presented the Clerk-Treasurer Report for the month of August.

Additional property taxes received amounted to \$6,315. The DPW received \$12,346 from the Livingston County East River Road Project. Court fees received were \$8,675. Total general revenues were \$33,519. Total water revenues were \$14,274. Expenses totaled \$110,775. Payroll and contractual budget reports were submitted to Recreation-Betty McClenney, DPW-Chris Buckley and Police-Dan Chapman. Submitted was the Financial Report, which details general and water checking, savings and reserve cash available compared to last year. The balance sheets, which include a detail of revenues and expenditures to date, were submitted for the General, Water, Capital and Trust & Agency accounts. A **motion** was made by Trustee Polo to accept the report; Trustee Truman seconded the report.

AYE: Deputy-Mayor DiLiberto, Trustee O'Donoghue, Polo and Truman

NAY: None

A **motion** was made by Trustee Polo to accept the 2011 Fiscal Report & Log; Trustee Truman seconded the report.

AYE: Deputy-Mayor DiLiberto, Trustee O'Donoghue, Polo and Truman

NAY: None

A **motion** was made by Trustee Polo to add a \$25 return check fee to the village Fee Schedule; Trustee Truman seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustee O'Donoghue, Polo and Truman

NAY: None

Justice Mark Riggi presented the annual court report. Trustee Truman performed the annual audit on August 22, 2011. Anticipated court revenues for 2011-2012 are \$34,000. To date, court revenues total \$24,898; up \$8,502 from September 2010. A **motion** was made by Deputy-Mayor DiLiberto to accept the report; Trustee Truman seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustee O'Donoghue, Polo and Truman

NAY: None

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Tom Perkins presented the CEO Report for the month of August. Completed building permits were for two fences, three sheds, one addition, one pool and one pole barn. Violation notices pertaining to property maintenance was sent to four homeowners. One stop work order was issued and one fire safety inspection completed. A **motion** was made by Trustee Truman to accept the report; Deputy-Mayor DiLiberto seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustee O'Donoghue, Polo and Truman

NAY: None

Chris Buckley presented the DPW Report for the month of August. New York Leak Detection surveyed the water distribution system. Three small leaks were found on North Meadows, Leicester and Mill Street. The East Avenue road project, phase I, is complete. Mowing and repairs continue in all parks. A **motion** was made by Trustee Polo to accept the report; Trustee O'Donoghue seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustee O'Donoghue, Polo and Truman

NAY: None

Deputy-Mayor DiLiberto presented the Police Report for the month of August for Chief Chapman. There were 117 calls for service, 36 traffic tickets issued, ten town assists, one assist to the State Police, 92 property checks, three accident reports, six arrests and one warrant issued. A **motion** was made by Trustee O'Donoghue to accept the report; Deputy-Mayor DiLiberto seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustee O'Donoghue, Polo and Truman

NAY: None

Planning Board and Zoning Board of Appeals – one vacant position is available for each board.

The following motion was made at the June 7, 2011 Board Meeting:

Sale of Water Agreement – between the village and Iroquois Road, LLC. A **motion** was made by Deputy-Mayor DiLiberto to approve the contract with one change. Jim Coniglio will add in the unit cost for 99 minimum units. Trustee O'Donoghue seconded the motion.

To date, Mayor Caluorie has not received a corrected contract, therefore a motion was made by Trustee Truman to rescind the motion made on June 7, 2011; Trustee O'Donoghue seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustee O'Donoghue, Polo and Truman

NAY: None

Park regulations – tabled.

Noise control – tabled.

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A **motion** was made by Trustee O'Donoghue to approve Merritt Holly of CMCS an Amusement Permit for the Homecoming Parade on September 30, 2011; Trustee Truman seconded the motion. The parade will start by the American Legion on Church Street and end at 99 North Street, the school.

AYE: Deputy-Mayor DiLiberto, Trustee O'Donoghue, Polo and Truman

NAY: None

A **motion** was made by Trustee Polo to remove the \$1 yard sale permit fee from the village Fee Schedule; Trustee O'Donoghue seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustee O'Donoghue, Polo and Truman

NAY: None

A **motion** was made by Trustee Polo to approve Heavy Hitting Productions an Amusement Permit to hold the second chance demolition derby on September 20, 2011; Trustee O'Donoghue seconded the motion. The event will be held at the Caledonia Fair Grounds.

AYE: Deputy-Mayor DiLiberto, Trustee O'Donoghue, Polo and Truman

NAY: None

Alcohol Beverage License Renewal Application was received from Donald & Kathy Estabrooks of the Estabrooks Iroquois Hotel. Clerk-Treasurer Ann Marie Grattan presented it to the village board and will provide an application copy to Chief Chapman.

A **motion** was made by Trustee Polo to approve Gail Milner's request to close Jersey Street to Grand Avenue by the corner of East Avenue on Saturday, September 10, 2011; Trustee O'Donoghue seconded the motion.

AYE: Deputy-Mayor DiLiberto, Trustee O'Donoghue, Polo and Truman

NAY: None

Remembrance of 9/11 Resolution: Trustee Polo offered the following resolution with Trustee O'Donoghue moving for adoption:

**Village of Caledonia Joining the National Moment of Remembrance of the
10th Anniversary of September 11th**

WHEREAS, the governing body of the Village of Caledonia expresses their support of the United State's Senate regarding coming together as a Nation and ceasing all work or other activity for a moment of remembrance beginning at 1:00 p.m. Eastern Daylight Time on September 11, 2011, in honor of the 10th anniversary of the terrorist attacks committed against the United States on September 11, 2001; and

WHEREAS, at 8:46 a.m., on September 11, 2011, hijacked American Airlines Flight 11 crashed into the upper portion of the North Tower of the World Trade Center in New York City, New York; and

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WHEREAS, 17 minutes later, at 9:03 a.m., hijacked United Airlines Flight 175 crashed into the South Tower of the World Trade Center, and

WHEREAS, at 9:37 a.m., the west wall of the Pentagon was hit by hijacked American Airlines Flight 77, the impact of which caused immediate and catastrophic damage to the headquarters of the Department of Defense; and

WHEREAS, at approximately 10:00 a.m., the passengers and crew of hijacked United Airlines Flight 93 acted heroically to retake control of the airplane and thwart the taking of additional American lives by crashing the airliner in Shanksville, Pennsylvania, and, in doing so, gave their lives to save countless others; and

WHEREAS, nearly 3,000 innocent civilians were killed in the heinous attacks of September 11, 2001; and

WHEREAS, tens of thousands of individuals narrowly escaped the attacks at the Pentagon and World Trade Center and, as witnesses to this tragedy, are forever changed; and

WHEREAS, countless fire departments, police departments, first responders, governmental officials, workers, emergency medical personnel, and volunteers responded immediately and heroically to those horrific events; and

WHEREAS, the Fire Department of New York suffered 343 fatalities on September 11, 2001, the largest loss of life of any emergency response agency in United States history; and

WHEREAS, the Port Authority Police Department suffered 37 fatalities in the attacks, the largest loss of life of any police force in United States history in a single day; and

WHEREAS, the New York Police Department suffered 23 fatalities as a result of the terrorist attacks, and

WHEREAS, the impact of that day on public health continues through 2011, as nearly 90,000 people are at risk of or suffering from negative health effects as a result of the events of September 11, 2001, including 14,000 workers and 2,400 community residents who are sick, and tens of thousands of others whose health is being monitored; and

WHEREAS, 10 years later, the people of the United States and people around the world continue to mourn the tremendous loss of innocent life on that fateful day, and

WHEREAS, 10 years later, thousands of men and women in the United States Armed Forces remain in harm's way defending the United States against those who seek to threaten the United States; and

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WHEREAS, on the 10th anniversary of this tragic day, the thoughts of the people of the United States are with all the victims of the events of September 11, 2001 and their families; and

WHEREAS, the lives of Americans were changed forever on September 11, 2001, when events threatened the American way of life; and

WHEREAS, in 2009, Congress and the President joined together to designate September 11 as a National Day of Service and Remembrance under the Serve America Act (Public Law 111-13; 123 Stat. 1460); and

WHEREAS, in September 2009 and 2010, President Obama issued Proclamation 8413 (74 Fed. Reg. 47045) and Proclamation 8559 (75 Fed. Reg. 56463) proclaiming September 11, 2009, and September 11, 2010, respectively, as Patriot Day and National Day of Service and Remembrance; and

WHEREAS, September 11 will never, and should never, be just another day in the hearts and minds of all people of the United States;

NOW, THEREFORE BE IT RESOLVED, that the governing body of the Village of Caledonia:

- (1) recognizes September 11, 2011 as a day of solemn commemoration of the events of September 11, 2001, and a day to come together as a Nation; and
- (2) offers its deepest and most sincere condolences to the families, friends, and loved ones of the innocent victims of the September 11, 2001, terrorist attacks; and
- (3) honors the heroic service, actions, and sacrifices of first responders, law enforcement personnel, State and local officials, volunteers, and countless others who aided the innocent victims of those attacks and, in doing so, bravely risked and often gave their own lives; and
- (4) recognizes the valiant service, actions, and sacrifices of United States personnel, including members of the United States Armed Forces, the United States intelligence agencies, the United States diplomatic service, homeland security and law enforcement personnel, and their families, who have given so much, including their lives and well-being, to support the cause of freedom and defend the security of the United States; and
- (5) reaffirms that the people of the United States will never forget the challenges our country endured on and since September 11, 2001, and will work tirelessly to defeat those who attacked the United States; and

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BE IT FURTHER RESOLVED that on the 10th anniversary of this tragic day in United States history the governing body of the Village of Caledonia calls upon all of the people and institutions of the United States to observe a moment of remembrance on September 11, 2011, including (i) media outlets; (ii) houses of worship; (iii) military organizations; (iv) veterans organizations; (v) airlines; (vi) airports; (vii) railroads; (viii) sports teams; (ix) the Federal Government; (x) State and local governments; (xi) police, fire, and other public institutions; (xii) educational institutions; (xiii) businesses; and (xiv) other public and private institutions; and

BE IT FURTHER RESOLVED that the governing body of the Village of Caledonia encourages the observance of the moment of remembrance to last for 1 minute beginning at 1:00 p.m. Eastern Daylight Time by, to the maximum extent practicable ceasing all work or other activity; and marking the moment in an appropriate manner, including by ringing bells, blowing whistles, or sounding sirens.

AYE: Mayor Caluorie, Deputy-Mayor DiLiberto, Trustee O'Donoghue, Polo & Truman

NAY: None

There being no further business, the meeting adjourned at 8:25 p.m.

Ann Marie Grattan
Village Clerk-Treasurer