

August 8, 2022

MAYOR JAMES M. JAROSZYNSKI
TRUSTEE ANTHONY CAVALLARO
TRUSTEE TIMOTHY DUNN-excused
TRUSTEE ALAN GUSTAFSON, JR.
TRUSTEE ANNETTE MILLER

GREGORY PETERSON, ATTORNEY-excused
ANNA L. FALES, VILLAGE CLERK
CINDY CAPESTRANI, PENDING VILLAGE CLERK
BRYCE WEBSTER, FIRE CHIEF
PAUL ANDALORA, CODE ENFORCEMENT OFFICER
CARL CAPRINO, DPW SUPERINTENDENT
LAURIE BECKER, LIBRARY DIRECTOR-excused

The regular meeting of the Village of Falconer Mayor and Board of Trustees was held on Monday, August 8, 2022 at 6:00 P.M. in the Firemen's Exempt Hall with Mayor James Jaroszynski presiding.

Pledge of Allegiance & Roll:

Trustee Dunn-excused. Trustee Gustafson, Trustee Cavallaro, Trustee Miller and Mayor Jaroszynski were all present.

Visitors

Nina Gustafson -Falconer Rotary
Danielle Marra 501 N. Work Street, Falconer, NY
Brian Nelson 22 N. Falconer Street, Falconer, NY
Carlos Andres Contriushvales, 58 Kent Blvd., Salamanca, NY

Minutes

Trustee Cavallaro made a motion, seconded by Trustee Miller, to approve the minutes of the regular Board of Trustee meeting of July 11, 2022, with the following corrections:

- Remove 2 duplicated paragraphs from previous meeting notes.
- Roll: Gustafson: Aye, Miller: Aye, Cavallaro: Aye, and Jaroszynski: Aye. Nays: None. Carried.

Parliamentary Procedure

VISITORS ARE ALLOWED A MAXIMUM OF THREE (3) MINUTES TO ADDRESS THE CHAIR. THIS IS NOT THE PLACE OR TIME TO CONDUCT A DEBATE WITH ANYONE. IT IS A MEETING TO DELIBERATE AS THE MAYOR AND BOARD OF TRUSTEES TO TRANSACT THE BUSINESS OF THE VILLAGE. ALL REPORTS, REQUESTS, IF NECESSARY, WILL BE SUBMITTED TO THE RESPECTIVE COMMITTEE OR COMMISSION FOR FURTHER STUDY, INFORMATION GATHERING AND RECOMMENDATIONS. ALL CORRESPONDENCE RECEIVED HAS BEEN PLACED WITH THE TRUSTEES AND IS ON FILE.

Fire Chief

The chief's July report was reviewed and noted that the department responded to 44 EMS, 18 Cancelled in Route, 3 Structure Fire, 6 Good intent/public service, 3 system or detector malfunction, 1 electrical wiring/equipment problem, 0 False alarm/false call, 1 Unintentional system, 1 mobile property (vehicle) fire, 1 medical assist, 0 combustible/flammable spills & leaks, and 0 chemical release, reaction, or toxic, 1 Unknown, totaling 82 calls in July/530 YTD.

Mutual Aid Breakdown- July,

Given: Jamestown-13, Fly Car-0, Frewsburg-7, Kennedy -5, Randolph-0, Cherry Creek-0, Gerry-2 Town of Ellicott Police 0, totaling 27.

Received: Medic 74-12, Alstar-5, Gerry-2, Kennedy-5, Jamestown-1, Kiantone-2, Fly Car Assist-0, Celeron-1, County 74-1, totaling 29

Trustee Cavallaro made a motion, seconded by Trustee Gustafson to approve membership of Devin Ling into the Hook and Ladder Company, effective immediately. Roll: Gustafson: Aye, Cavallaro: Aye, Trustee Miller: Aye, and Jaroszynski: Aye. Nays: None. Carried. Satisfactory background and medical evaluation documents were reviewed by the board and filed with the clerk.

The application is ready for the 2022/2023 FEMA grant submission Award date sometime in February 2023. We are second in line for a grant writer.

Code Enforcement

The July code officer report was reviewed. It was noted 7 building permits totaling \$200 were issued, 2 building inspections were performed, 1 certificates of occupancy were issued, 0 certificates of compliance, 11 phone calls/personal contact/emails were addressed, 0 complaints received/actions taken. 0 notices of violations mailed, 0 notice of violations resolved, 0 stop work order issued, and 0 stop work order resolved.

- 518 W. Falconer – LSS to begin demo. Paul to give Fire Chief LSS number – would like to use for training purpose
- 14 W. Phetteplace – grass concern, will follow up
- 45 Cross Street (UPS) – Certificate of Occupancy complete
- 235 W. Main St & 400 W. Main Street – issued Uninhabitable Notice
- E. Pearl – can we move forward to condemn – fire over 3 years ago
- N. Work Street – conversation to sell – Paul to post No Admittance Sign

Department of Public Works

The DPW report was reviewed for the period July 11-August 4, 2022.

The board reviewed the 8/4/2022 bid opening results for the Falconer Highway Building Trench Drains bid. One bid was submitted.

Lewis Construction \$30,500

Trustee Miller made a motion, seconded by Trustee Cavallaro to accept the bid of \$30,500 from

Lewis Construction for the DPW Trench. Roll: Gustafson: Aye, Miller: Aye, Cavallaro: Aye and Jaroszynski: Aye. Nays: None. Carried

Superintendent Caprino updated the board on the DPW Roof Replacement by Lewis Construction as being 4-6 weeks before they can start as they are waiting for IOS board. Asked board if they wanted to award bid to next lowest bidder. As per Lewis Contracting, once work begins project should be completed in approximately 1 week. Board wants to stay with current contract unless they cannot fulfill the contracted work.

Chadakoin Clean-up: Mayor Jaroszynski met with the contractors who cleared the river in the city, they already have the approval from the DEC to do the work. He asked them for a written proposal to bring to the board. It has been over 3 weeks and no proposal has been received. Mayor Jaroszynski will follow up with Supervisor from the Town of Poland as they are on board with the clean-up.

Trustee Cavallaro made a motion, seconded by Trustee Gustafson, to approve the purchase of a X-TREME VAC BY ODB MODEL LCB50014 Leaf Box-SKU LCB50016 from Stephenson Equipment for a total cost of \$16,211.50. Sourcewell Contract # 031121-ODB dated 7/27/22. Roll: Gustafson: Aye, Cavallaro: Aye, Miller: Aye, and Jaroszynski: Aye. Nays: None. Carried

Supervisor Caprino mentioned that the old village sign and 10-wheeler leaf box are scheduled to be sold at auction by Auction International.

Library

The July 11-August 8, 2022 library report was reviewed. This month the library received \$13.51 for fines, \$39.00 for copies and faxes, \$3,648 book sale, \$1766.42.00 for gifts & donation, and other \$2,463.77.

The summer reading program "Oceans of Possibilities" was a huge success. A total of 191 people were signed up.

The Annual Book Sale in conjunction with Christmas in July was held July 21-23rd. The sale was very successful with all proceeds going towards purchasing new books for the library.

Summer Band concerts were all well attended this summer. The Glen Colton Concert, sponsored by a grant from the United Arts Appeal, is scheduled for August 11th at Davis Park with games starting at 2:30 pm.

Laurie Becker is very thankful to Gary Henry and Fancher Chair for the donation of a beautiful rocking chair and children's book to the library. The next library board meeting is scheduled for Thursday, September 22, 2022 in the library at 8:00 AM.

Committees:

Finance:

FY 21/22 is now closed, OSC AUD is completed, final transfers to reserves to be completed. Last step for the FY 21/22 is the August 8, 2022 abstract approval request.

For Fiscal year 22/23 Treasurer Trask reported that 91.9% of the \$882,001 property taxes due have been collected as of 8/3/22. The first quarter sales tax revenue was received on 8/4/22 in the amount of \$100,492 (31.17% of total FY budget and \$19,895 over budgeted quarter).

The Village received the remaining 50% of its ARPA funding in the amount of \$115,230.41 on 7/21/22.

Public Safety:

The Dog Control Report for July 2022 was reviewed. Received a complaint of a dog barking all the time at 211 W. Falconer Street. Spoke to Mr. Davis regarding the issue and also informed him that his dog must be licensed in the Town of Ellicott as he recently moved here from Jamestown.

SPCA has an overpopulation problem and if full, villages & towns will need a holding center with all guidelines followed. Village of Falconer does not have a holding facility. Need to look into if Village of Falconer falls under Town of Ellicott contract. Town of Ellicott will remain in full contract since SPCA is in the town. Partial contracts to be awarded.

Animal Control Contract with Belin Security effective June 1, 2022 – May 31, 2023 was presented for approval. Revision #6 added to contract this year regarding new policy for picking up stray dogs.

Trustee Cavallaro made a motion, seconded by Trustee Cavallaro to accept the Belin Security Animal Control Contract Roll: Gustafson: Aye, Miller: Aye, Cavallaro: Aye and Jaroszynski: Aye. Nays: None. Carried

Downtown Development

Home Leasing request for funding was once again denied by NYS so the project will be abandoned. Mayor Jaroszynski contacted the IDA to work on marketing the Main Street property and will plan a future work session. Brian Nelson spoke regarding purchasing the Powell property and will level, add stone and use for furniture display. Danielle Marra inquired on the ESD grant letter of intent for the NY Forward program with the deadline for submission being 8/10/22.

Trustee Gustafson made a motion, seconded by Trustee Miller to authorize Mayor Jaroszynski to draft letter of intent for NY Downtown Revitalization and NY Forward. Roll: Gustafson: Aye, Miller: Aye, Cavallaro: Aye and Jaroszynski: Aye. Nays: None. Carried

Farmers Market:

Scott Farms is in Davis Park daily throughout the summer – 10am-6 pm going well.

Parks:

A community meeting was held on Tuesday, July 20th in Falconer Park to discuss planning of park upgrades. Good exchange between the village and community regarding safety, security, and where best to place a dog park. The grant for dog park expires April 2023.

Mayor Jaroszynski informed that former law enforcement officers are providing park security to deter vandalism (Park #1).

The Rotary has a work party scheduled for Saturday, September 17th and is open to the community to clean up pavilions, equipment, etc.

Old Business:

Reminder next board meeting will be Monday, September 19th at 6:00 pm due to NYCOM training.

New Business:

Anna Fales notified board of her resignation from the position of Village Clerk effective Friday, August 5, 2022.

Trustee Miller made a motion, seconded by Trustee Cavallaro to accept the resignation of Anna Fales from the position of Village Clerk effective Friday, August 5, 2022.

Roll: Gustafson: Aye, Cavallaro: Aye, Miller: Aye, and Jaroszynski: Aye. Nays: None. Carried

Cindy Capestrani has been appointed the new Village Clerk, Registrar of Vital Records and Deputy Treasurer for the Village of Falconer.

Trustee Cavallaro made a motion, seconded by Trustee Miller to accept the appointment of Cindy Capestrani for the position of Village Clerk, Registrar of Vital Records and Deputy Treasurer for the Village of Falconer effective Tuesday, August 9, 2022.

Roll: Gustafson: Aye, Cavallaro: Aye, Miller: Aye, and Jaroszynski: Aye. Nays: None. Carried

Trustee Gustafson brought up question regarding residency requirements. Mayor Jaroszynski mentioned predecessors Clerk/Treasurer Braun & Clerk Anderson were not village residents.

Anna Fales has agreed to stay on part time as Deputy Clerk and Registrar of Vital Records effective 8/9/22.

Trustee Miller made the motion, seconded by Trustee Gustafson to approve the appointment of Anna Fales to Deputy Clerk and Registrar of Vital Records. Roll: Gustafson: Aye, Cavallaro: Aye, Miller: Aye, and Jaroszynski: Aye. Nays: None. Carried

Trustee Miller inquired on Treasurer position status and was informed that Larry Trask, current treasurer has agreed to stay on through 11/10/22 while the village looks to fill his position.

Community Development Block Grant Application

Trustee Gustafson read the resolution for the Community Development Block Grant (CDBG) application to support the redevelopment and equipping of a former manufacturing facility within the Village to accommodate a new brass component manufacturing operation.

Trustee Miller made the motion, seconded by Trustee Gustafson to approve the resolution to fix date and notice for the public hearing for Community Development Block Grant Application to be held on August 22, 2022 at 6:00 pm at the Fireman's Exempt Hall, 3 Coleson Drive, Falconer, NY. Roll: Gustafson: Aye, Cavallaro: Aye, Miller: Aye, and Jaroszynski: Aye. Nays: None. Carried

Correspondence:

Trustee Gustafson's letter, dated August 8, 2022, which acknowledged his review of the July 2022 unpaid vouchers on August 8, 2022, and bank reconciliations for M&T Bank and Community Bank on August 8, 2022, was placed into record.

Visitor:

Carlos Andres Contriusvahles part of the Semu Nation in the Caribbean is interested in renting 400 square feet from the village for a 24-month period. Plans to teach people who are either homeless or recovering from substance abuse how to help and provide for themselves. The board instructed him to present the village with a written proposal of his plans.

Abstracts

Motion: It is moved by Trustee Gustafson and seconded by Trustee Miller that Abstract #3, General Fund in the amount of \$ 216,494.11 be approved for payment. Roll: Gustafson: Aye, Cavallaro: Aye, Miller: Aye, and Jaroszynski: Aye. Nays: None. Carried

Motion: It is moved by Trustee Gustafson and seconded by Trustee Cavallaro that Abstract #3, Cemetery Fund in the amount of \$ 590.85 be approved for payment. Roll: Gustafson: Aye, Cavallaro: Aye, Miller: Aye, and Jaroszynski: Aye. Nays: None. Carried

Motion: It is moved by Trustee Miller and seconded by Trustee Gustafson that Abstract #3, Library Fund in the amount of \$ 2,360.65 be approved for payment. Roll: Gustafson: Aye, Cavallaro: Abstain, Miller: Aye, and Jaroszynski: Aye. Nays: None. Carried

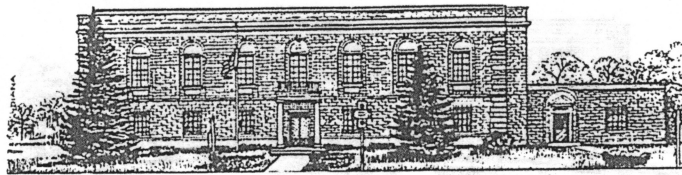
Motion: It is moved by Trustee Cavallaro and seconded by Trustee Miller that Abstract #3, General Fund Hand Items in the amount of \$46,664.93 be approved for payment. Roll: Gustafson: Aye, Cavallaro: Aye, Miller: Aye, and Jaroszynski: Aye. Nays: None. Carried

Trustee Gustafson made a motion, seconded by Trustee Cavallaro to adjourn the meeting at 7:17 pm. Ayes-all. Motion carried.

*Respectfully submitted,
Anna Fales, Village Clerk*

*Transcribed by Cindy Capestrani
Village Clerk*

Village of Falconer



101 West Main Street
Falconer, New York 14733

Phone (716) 665-4400

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Fax (716) 488-9224

RESOLUTION FIXING DATE AND NOTICE FOR THE PUBLIC HEARING FOR COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION

WHEREAS, the Board of Trustees of the Village of Falconer wishes to assess the advisability of submitting a Community Development Block Grant ("CDBG") application to the New York State Office of Community Renewal (the "OCR") for a grant to support the redevelopment and equipping of a former manufacturing facility within the Village to accommodate a new brass component manufacturing operation, and

WHEREAS, the Village of Falconer is required to hold a public hearing to provide information to the public and to consider citizen comments regarding community needs and the project proposal prior to submitting an application for CDBG funding, and

WHEREAS, the Board of Trustees wishes to schedule a special meeting to consider submission of the application for CDBG funding.

NOW THEREFORE, BE IT RESOLVED, that the Village of Falconer Board of Trustees hereby calls for a Public Hearing whereat all interested parties shall be heard regarding the CDBG program, the Village's community development and economic development programs, and the potential funding application; and be it further

RESOLVED, that such Public Hearing shall be held on August 22, 2022 at 6:00 p.m. at the Fireman's Exempt Hall, 3 Coleson Drive, Falconer, New York; and be it further

RESOLVED, that at least eight (8) days' notice of such hearing shall be given by the Village Clerk by the due posting thereof on the Village's website and/or Facebook page, and by publishing such notice at least once in the official newspaper of the Village.

Motion to Approve as written: Trustee Gustafson

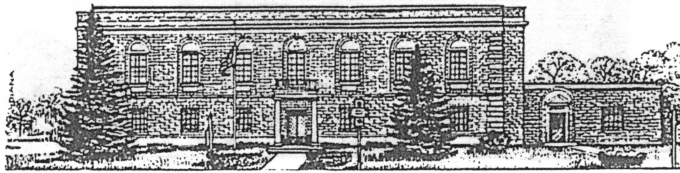
Motion Seconded: Trustee Miller

Roll: Trustee Gustafson Aye, Trustee Miller Aye, Trustee Cavallaro Aye,

Mayor Jaroszynski Aye,

Motion: Carried

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CERTIFICATE

I, Cynthia L. Capestrani, Village Clerk of the Village of Falconer, in the County of Chautauqua, State of New York, HEREBY CERTIFY that the foregoing annexed motions from the minutes of a meeting of the Mayor and Board of Trustees of said Village duly called and held on August 8, 2022, has been compared by me with the original minutes as officially recorded in my office and is a true, complete and correct copy thereof and of the whole of said original motion so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Village this 9th day of August 2022.

Cynthia L. Capestrani
Cynthia L. Capestrani, Village Clerk