

•  
•

**MAYOR JAMES M. JAROSZYNSKI  
TRUSTEE ANTHONY CAVALLARO  
TRUSTEE TIMOTHY DUNN  
TRUSTEE ALAN GUSTAFSON JR.  
TRUSTEE NIKKI PIERCE**

**GREGORY PETERSON, ATTORNEY  
CINDY CAPESTRANI, VILLAGE CLERK  
PAULA SPUNAUGLE, TREASURER  
KEITH BABCOCK, FIRE CHIEF  
PAUL CAPITANO, CODE ENFORCEMENT OFFICER  
AVERY FAULKNER, DPW SUPERINTENDENT  
LAURIE BECKER, LIBRARY DIRECTOR**

The regular meeting of the Village of Falconer Mayor and Board of Trustees was held on Monday, July 14, 2025 immediately following the work session starting at 6:05 pm in the Firemen's Exempt Hall with Mayor James Jaroszynski presiding.

**Pledge of Allegiance & Roll:**

Trustee Gustafson, Trustee Dunn, Trustee Cavallaro, Trustee Pierce and Mayor Jaroszynski were all present.

**Visitors**

Nina Gustafson      Brian Nelson

**PRIVILEGE OF THE FLOOR**

VISITORS ARE ALLOWED A MAXIMUM OF THREE (3) MINUTES TO ADDRESS THE BOARD. THIS IS **NOT** THE TIME OR PLACE FOR A DEBATE. IT IS A MEETING FOR THE BOARD TO CONDUCT VILLAGE BUSINESS. ALL COMPLAINTS/REQUESTS WILL BE CONSIDERED AND REVIEWED AT A LATER TIME.

**Visitor Comments**

- There were no visitor comments.

**Minutes**

Trustee Dunn made a motion, seconded by Trustee Gustafson to approve the minutes of the June 9, 2025 Regular Board of Trustee Meeting. Roll: Gustafson: Aye, Dunn: Aye, Cavallaro: Aye, Pierce: Aye, and Jaroszynski: Aye. Nays: none. Carried.

**Mayors Remarks**

- Mayor Jaroszynski made mention of upcoming events in the village.
  - Band Concerts sponsored by the Falconer Library started last Thursday and will continue every Thursday for the month of July in Davis Park from 6:30 – 8:30 pm.
  - National Night Out sponsored by the Falconer Neighborhood Watch will be held on Tuesday, August 5<sup>th</sup> from 5:30 – 7:30 pm.
  - Mural Festival will be held on Saturday, September 13<sup>th</sup> from 1:00 – 5:00 pm.
- Mayor Jaroszynski wanted to thank Alan Gustafson Sr. for all his work organizing the Memorial Day Parade held in the village on Monday, May 26<sup>th</sup>.

### **Fire Chief**

The Fire Chief's June report was reviewed and reported that the department responded to 30 EMS calls, 18 cancelled in route, 3 alarm system malfunction, 1 dumpster fire, 1 water evacuation, 1 alarm system unintentional, 1 passenger vehicle fire, 1 building fire, 1 smoke detector unintentional, 1 smoke detector malfunction, 2 outside waste fire, 60 total incidents.

#### **Mutual Aid Breakdown – June 2025**

**Given:** Frewburg-5, Kennedy-1, Gerry-1, total 7

**Received:** Medic 74-3, Kennedy-2, Kiantone-3, Alstar-10, Frewburg-1, total 19

### **Code Enforcement**

The code officer report for June was reviewed. There were 10 building permits issued this past month totaling \$250 for a year-to-date total of \$2,140.

#### **Highlights:**

- In the process of sending court appearance notifications to 8 and 11 N. Dow Streets.
- Violation letter sent to 317 W. Everett Street for unregistered vehicle.
- Violation letter sent to 332 W. Main Street for property maintenance.
- Dunkin will be starting work soon on their building at 20 W. Main Street.
- Attended continuing education class for ADA at Highmark Stadium.

### **Department of Public Works**

The DPW report was submitted for the month of June 2025.

#### **Highlights:**

- Reconstruction work began on West James Street between Homestead and Hickory to include the road, drainage, sidewalks and curbing. A few trees were removed as the roots were causing damage to the road, but will be replaced when the road work is completed.
- The crew has been working on road patching, watering flowers, tree removal, mowing & trimming.
- One of the A/C units in the library was not working and was repaired.

### **Library**

The June 9, 2024 – July 14, 2025 Library report was reviewed.

#### **Highlights:**

- The library is full of color inside and out for the “Color Our World” summer reading program. There are 71 adults, 20 teens and 75 children signed up in the reading challenge. Thank you to Tops Friendly Markets, Wendy's, Burger King, Tim Hortons and Elevation Jump Park for prize donations.
- Ashley Nelson is providing library outreach to the summer recreation program by visiting weekly with planned activities. She is also working with Historian, Brenda Cavallaro on a rock painting activity in preparation for the Paint CHQ Mural Festival planned for September.
- “Colorful Tuesday” activities to go with the summer reading theme have been well attended. The first activity, “Colorful S'mores and More” with Ro Woodard, Natash Patchen and Anita Gaston had 47 participants. The second activity, “Colorful Fabric Wreaths” with Sandy Theis, had 22 participants.
- Summer band concerts are scheduled in Davis Park from 6:30 – 8:30 pm on July 10, 17, 24 and 31<sup>st</sup>. Thank you to the DPW for their help with providing chairs and blocking off traffic for these concerts.
- Painting Unlimited completed the drywall work and painted around the front door. Laz Theofilactidis of El Greco Woodworking will now add the final trim work around the book drop. He also provided the library with a new book collection box and sign. Once the last steps to the doorway construction project are completed, the final report can be submitted to the state.
- The next library board meeting will be on Thursday, September 11<sup>th</sup> at 8:00 am.

**Finance:**

- ***Resolution #18-2025 to Amend Budget for FY 25/26***

Resolution #18-2025 is needed to correct a calculation error in the adopted FY 25/26 budget.

Budget lines were selected after looking at last years' expenses and adjusted to the figures as per the list below in order to have a zero-balanced budget.

8664.4	Code Enforcement Contractual	\$2,500
1325.2	Clerk/Treasurer Equipment	\$2,000
1325.4	Clerk/Treasurer Contractual	\$22,000
1420.6	Legal Expense-Annexation	\$1,000
1420.7	Legal Expense-Economic Development	\$3,000
1620.2	Building & Grounds - Equipment	\$6,000
1620.4	Building & Grounds – Contractual	\$6,000
3020.42	Animal Control – Contractual	\$8,500
5110.2	Maintenance of Roads - Equipment	\$20,000
7140.4	Parks & Recreation - Contractual	\$14,000
8510.4	Beautification/Tree Services	\$8,500
9060.8	Employee Benefits-Hospital and Medical Ins	\$87,162
9916.8	Community Building Reserve	\$25,000
9953.9	Street Equipment Reserve	\$35,000

Trustee Gustafson made a motion, seconded by Trustee Dunn to authorize the amending of the FY 25/26 Budget as proposed in Resolution #18-2025. Roll: Gustafson: Aye, Dunn: Aye, Cavallaro: Aye, Pierce: Aye, and Jaroszynski: Aye. Nays: none. Carried.

- ***Resolution #19-2025 to Allocate Fund Balance for FY 24/25***

- Treasurer Spunaugle reported a surplus of \$150,088.87 from the FY 24/25 budget. Resolution #19-2025 budget modification proposes to allocate \$115k of the surplus from the unassigned fund balance to the FY 25/26-line items as noted on the resolution. The remaining balance of \$35,088.87 would stay in the unassigned fund balance and can be reviewed in August for any additional modifications.
- Many of the proposed modifications restore amounts in the FY 25/26 Budget that were amended in Resolution #18-2025. Trustee Gustafson questioned the increase of \$15k to Beautification, \$20k to Economic Development and an increase of \$5k to Farmers Market since they were higher than the adopted budget.
- Trustee Cavallaro noted there is a greater need to move the extra \$15k marked for Beautification to the Community Building Reserve. Needed parapet repairs that have been talked about for several years are projected to cost over \$100k. Mayor Jaroszynski explained that the additional Economic Development funds were assigned to be used for a consultant to assist with the upcoming NY Forward Grant or start-up money for a Local Development Corporation.
- Trustee Gustafson noted that we need to think about allocating some of the extra unassigned funds for the engineering study that has been discussed at previous meetings.

A917	Unassigned Fund Balance	\$115,000
A5110.2	Street Equipment	\$30,000
A1620.2	Building and Grounds Equipment	\$4,000
A1620.4	Building and Grounds Contractual	\$4,000
A8510.4	Beautification	\$15,000
A6989.4	Economic Development	\$20,000
A7140.45	Farmers Market	\$5,000
A7140.42	Park Security/Cameras/WIFI	\$12,000
9953.9	Street Equipment Reserve	\$25,000

Trustee Dunn made a motion, seconded by Trustee Pierce to approve Resolution #19-2025 Budget Modification to FY 25/26 with the modification of Beautification Funds in the amount of \$15k being transferred to the Community Building Reserve and the Farmers' Market Funds in the amount of \$5k being left in the unassigned fund balance. Roll: Gustafson: Aye, Dunn: Aye, Cavallaro: Aye, Pierce: Aye, and Jaroszynski: Aye. Nays: none. Carried.

**Legal:**

- Reminder: Tarp Skunk Falconer Night honoring Ray Lindquist – Wednesday, July 23<sup>rd</sup> at 5pm.
- Attorney Peterson received a letter dated July 11<sup>th</sup> from Jason Beckwith, CEO of Lutheran, requesting permission to cut down a few trees, including stump removal, on their campus very close to the property line at Falconer Park. The Lutheran will cover all the cost of removing these trees. Superintendent Faulkner did not have any objections. Trustee Dunn made a motion, seconded by Trustee Cavallaro empower Avery Faulkner to respond to the email and allow Lutheran to cut down the trees as requested. Roll: Gustafson: Aye, Dunn: Aye, Cavallaro: Aye, Pierce: Aye, and Jaroszynski: Aye. Nays: none. Carried.

**Committees:**

**Public Safety:**

- ***Dog Officer Report***  
The June dog officer report was reviewed.

**Downtown Development:**

- The committee for the PAINT CHQ mural project continues to meet monthly to work on the details for the festival. The mural designs were presented to the committee and a design was selected.
- Thank you to Clerk Capestrani for sending out letters regarding Food Trucks and having the application ready.
- The Dunkin project continues to move forward.

**Farmers Market:**

- Trustee Pierce reported that the market is going very well. We have had additional vendors sign up and have live music scheduled for all but 2 Saturdays.
- Looking into get a movie license so that we can have a movie night at the park.
- There have been requests from vendors to extend the market into September and October.
- The Jamestown Farmers Market manager stopped down to discuss possibly moving our market day to Sunday to give many of their vendors another day to sell their products. There are so many new markets that are being offered on Saturday we may want to consider this option in September. Trustee Pierce will look into this further and report back to the board at the next meeting with her recommendation for September and October.

**Parks:**

- The summer recreation program started on June 30 and runs through August 8<sup>th</sup> and is going well.

**Pine Hill Cemetery:**

- Peter Fuller informed the board that he has someone that he would like to add part-time to assist with trimming at the cemetery.

### **Planning/Zoning Board**

- The Planning Board is currently reviewing other municipalities sign laws as they work to update the village's current sign law.

### **Old Business:**

- ***Fire Truck Committee Recommendation – Discussion – Resolution #15-2025***

Trustee Cavallaro made a motion, seconded by Trustee Dunn to approve the Fire Truck Committee to move forward on the purchase of a Ladder Truck for the Falconer Fire Department not to exceed the amount of \$2,302,685. Discussion: Trustee Gustafson asked if the vote could be tabled for a few weeks in order to allow time to review the information presented as well as receive a copy of the purchase contract. Trustee Cavallaro noted that there is a time constraint to get the contract signed before the August 1st price increase that will increase the price by \$70k. Attorney Peterson noted that the resolution should be amended to: "to approve the Fire Truck Committee to move forward on the purchase of a Ladder Truck for the Falconer Fire Department not to exceed the amount of \$2,302,685 and to authorize the mayor to execute a contract subject to approval of counsel". Roll: Gustafson: Nay, Dunn: Aye, Cavallaro: Aye, Pierce: Aye, and Jaroszynski: Aye. Nays: one. Carried.

Attorney Peterson asked that a copy of the contract be emailed to him and all board members. The board appreciates all the work that the Fire Advisory Board Committee has put into this project.

- ***Resolution #16-2025 Bond Resolution Sanitary Sewer System Improvement Project***

Trustee Dunn made a motion, seconded by Trustee Pierce for Resolution #16-2025 Adopting a Bond Resolution for the Sanitary Sewer System Improvement Project. Discussion: The bond resolution is needed as we move forward with the sewer improvement project. If grant money is awarded to fund the project, then the bond will not be needed. Roll: Gustafson: Aye, Dunn: Aye, Cavallaro: Aye, Pierce: Aye, and Jaroszynski: Aye. Nays: none. Carried.

- ***Resolution #17-2025 Authorizing Submission of a WIIA Grant Application & EFC State Revolving Funds Application***

Trustee Dunn make a motion, seconded by Trustee Gustafson to approve Resolution #17-2025 Authorizing Submission of a WIIA Grant Application & EFC State Revolving Funds Application. Discussion: The Water Infrastructure Improvement Act (WIIA) grant is a major funding opportunity for the sewer improvement project. In addition to the grant, a financing application is required to be submitted if the village intends to use state financing for the project, which is recommended since it would be a 0% interest loan.

Roll: Gustafson: Aye, Dunn: Aye, Cavallaro: Aye, Pierce: Aye, and Jaroszynski: Aye. Nays: none. Carried.

### **New Business:**

- ***Resolution #12-2025 Standard Work Day – Trustee Nikki Pierce***

Trustee Dunn made a motion, seconded by Trustee Gustafson that Trustee Nikki E. Pierce Standard Workday be set at 1.67 days per month, based on her documented work hours between 2/10/2025 and 5/10/2025. Roll: Gustafson: Aye, Dunn: Aye, Cavallaro: Aye, Pierce: Abs, and Jaroszynski: Aye. Nays: none. Carried.

- ***Resolution #13-2025 Ratifying Agreement and Designating Officer to Execute Closing Papers***

This resolution will authorize the mayor to sign the imminent domain paperwork with NYSDOT. Trustee Pierce made a motion, seconded by Trustee Dunn to approve Resolution # 13-2025 Ratifying an Agreement for Advance Payment and Authorizing James Jaroszynski to Execute

Closing Papers on Behalf of the Village of Falconer. Roll: Gustafson: Aye, Dunn: Aye, Cavallaro: Aye, Pierce: Aye, and Jaroszynski: Aye. Nays: none. Carried.

- ***Resolution #14-2025 To Dispose of Village Surplus Inventory (see attached list)***

Trustee Cavallaro made a motion, seconded by Trustee Pierce to dispose of Village of Surplus Equipment, 1 broken printer, old Library chairs and Avaya phones. Discussion: the resolution was amended to remove the Avaya phones and try to sell them on Auction International since there are companies still using Avaya phones. Roll: Gustafson: Aye, Dunn: Aye, Cavallaro: Aye, Pierce: Aye, and Jaroszynski: Aye. Nays: none. Carried.

- ***Casella Waste – New Trash & Recycling Carts***

Casella Waste will be converting to new trash & recycling carts in the upcoming weeks. This flyer will be sent out to all residents with information and the “Do’s and Don’ts” for the new program.

- ***Midget Football Helmet Drive Request***

The board did not have any objection to the Midget Football League conducting their annual helmet drive on 8/9/25 from 10am-2pm on East Avenue.

### **Correspondence:**

- ***Abstract Audit – Trustee Gustafson***

Trustee Gustafson’s letter, dated July 14, 2025, which acknowledged his review on July 13-14, 2025 of the unpaid vouchers for Abstract #2 (FY 25/26) and bank reconciliations from M&T Bank, Community Bank and NYCLASS for the month of May 2025 was placed into record.

- ***Thank you note – Memorial Donation to the Falconer Library in honor of Eric Kanouff’s father.***

### **Abstracts**

**Motion:** It is moved by Trustee Dunn and seconded by Trustee Cavallaro that Abstract #2, General Fund in the amount of \$116,464.44 be approved for payment. Roll: Gustafson: Aye, Dunn: Aye, Cavallaro: Aye, Pierce: Aye, and Jaroszynski: Aye. Nays: none. Carried.

**Motion:** It is moved by Trustee Gustafson and seconded by Trustee Dunn that Abstract #2, Cemetery Fund in the amount of \$378.11 be approved for payment. Roll: Gustafson: Aye, Dunn: Aye, Cavallaro: Aye, Pierce: Aye, and Jaroszynski: Aye. Nays: none. Carried.

**Motion:** It is moved by Trustee Pierce, and seconded by Trustee Gustafson that Abstract #2, Library Fund in the amount of \$3,366.58 be approved for payment. Roll: Gustafson: Aye, Dunn: Aye, Cavallaro: Abstain, Pierce: Aye, and Jaroszynski: Aye. Nays: none. Carried.

**Motion:** It is moved by Trustee Cavallaro and seconded by Trustee Pierce that Abstract #2, General Fund Hand Items in the amount of \$5,379.55 be approved for payment. Roll: Gustafson: Aye, Dunn: Aye, Cavallaro: Aye, Pierce: Aye, and Jaroszynski: Aye. Nays: none. Carried.

Trustee Pierce made a motion, seconded by Trustee Dunn, to adjourn the regular meeting at 7:12 p.m. Ayes: all. Nays: none. Motion carried.

*Respectfully submitted,  
Cindy Capestrani, Village Clerk*