

VILLAGE OF SPRINGVILLE  
2024 MINUTES

August 12, 2024

7:00 P. M.

The Regular Meeting of the Trustees of the Village of Springville was held at the Village Municipal Building, 65 Franklin Street, Springville, New York at the above date and time. Present were:

Mayor	Timothy Michaels
Trustees	Russel Belscher Lindsay Buncy Jessica Schuster
Superintendent of Public Works	Duane Boberg
Officer in Charge	Nicholas Budney
Village Attorney	Paul Weiss (attending remotely)
Deputy Clerk	Holly Murtiff
Code Enforcement Officer	John Baker
Emergency Manager	Todd Catalano
Also Attending	Dennis Dains Cheryl Dash Michael Wolniewicz
Absent	Mary Padasak, Trustee Marc Gentner, Fire Chief

Mayor Michaels called the meeting to order at 7:00 PM.

1. Minutes Minutes of the Regular Meeting of July 15, 2024 were approved as written by Trustee Schuster, seconded by Trustee Buncy; carried, Mayor Michaels, Trustees Schuster, Buncy and Belscher voting yes, none opposed.

Minutes of the Executive Session of July 15, 2024 were approved as written by Trustee Schuster, seconded by Trustee Belscher; carried, Mayor Michaels, Trustees Schuster, Belscher, Buncy and Padasak voting yes, none opposed.

**PUBLIC COMMENT**

There was no public comment this evening.

**DEPARTMENT REPORTS**

**~~ADMINISTRATORS REPORT~~**

**SUPERINTENDENTS REPORT**

2. Proxy Voting Motion was made by Trustee Buncy, seconded by Trustee Schuster; carried, Mayor Michaels, Trustees Buncy, Schuster and Belscher voting yes, none opposed to approve the proxy voting resolutions for the NYMPA and MEUA semi-annual meetings.

RESOLUTION (with proxy)

At a regular meeting of the Board of Trustees of the Village of Springville, New York, held on September 16, 2024, the following resolution was adopted:

Moved by Trustee Lindsay Buncy, seconded by Trustee Jessica Schuster

WHEREAS, the Board of Trustees of the Village of Springville, New York, is a municipal member of the Municipal Electric Utilities Association of New York State, and

WHEREAS, the Annual Conference of the Municipal Electric Utilities Association of New York State has been called on October 1 - 3, 2024 to be held at the Hotel Canandaigua, Canandaigua, NY, and,

WHEREAS, in accordance with the bylaws of the Municipal Electric Utilities Association of New York State, each municipal member may cast one vote on each transaction properly brought before this meeting,

NOW THEREFORE BE IT RESOLVED, that MEUA Executive Committee or another delegate as the municipal may desire be and is hereby designated as the accredited delegate of the Village of Springville, New York.

3. Gernatt Spray Foam Bid Award Motion was made by Trustee Buncy, seconded by Trustee Schuster; carried, Mayor Michaels, Trustees Buncy, Schuster and Belscher voting yes, none opposed to award the bid to Gernatt Spray Foam, Inc. to clean, prime and repaint the foam on the ceiling at 65 Franklin Street in the fire bays, the cost is \$23,370.00.
4. Nason Blvd. LTC inspect/ Upgrade bid Award Motion was made by Trustee Schuster, seconded by Trustee Buncy; carried, Mayor Michaels, Trustees Schuster, Buncy and Belscher voting yes, none opposed to awarding the bid for Nason Blvd.'s LTC inspections and upgrades to Reinhausen Manufacturing. The cost is \$47,597.68 for both load tap changers. They are a sole source because the equipment is specific to the upgrades.

**POLICE DEPARTMENT**

Officer in Charge Budney reported on the following;

- SPD calls for June and July 2024
- ECSO calls for June and July 2024

**FIRE DEPARTMENT**

SFD report was read by Mayor Tim Michaels as follows:

- SFD has received confirmation from NYSDOT that a traffic light will be installed in front of the 405 W. Main St. firehall
- July 2024 calls
- There are now 4 more certified E'T's
- Delivery was taken and training will begin on the new stairchair
- Weekly trainings continue

**CODE ENFORCEMENT OFFICER**

CEO Baker updated the Mayor and Board on the following;

- Recent discussions with Village Attorney Paul Weiss regarding several abandoned or properties in disrepair

**CONTROL CENTER**

The Control Center report was read by Mayor Michaels as follows:

- Personnel
- Equipment
- Call volume for July 2024

At this time Trustee Schuster asked Mayor Michaels if he would like her to reach out to John Alessi, Village Bond Counsel, to discuss financing of the needed computer console to which he said yes.

**NEW BUSINESS**

5. Village Registrar Appointment  
Due to an oversight the Village Registrar was not appointed at the annual reorganizational meeting on April 1, 2024 therefore;  
Motion was made by Trustee Schuster, seconded by Trustee Buncy; carried, Mayor Michaels, Trustees Schuster, Buncy and Belscher voting yes, none opposed to retroactively appointing Darlene Schweikert as Registrar for the Village of Springville effective April 2, 2024 – April 6, 2026.  
Motion was made by Trustee Schuster, seconded by Trustee Buncy; carried, Mayor Michaels, Trustees Schuster, Buncy and Belscher voting yes, none opposed to retroactively appointing Stephanie Bacon as Deputy Registrar for the Village of Springville effective April 2, 2024 through August 2024.  
Motion was made by Trustee Schuster, seconded by Trustee Buncy; carried, Mayor Michaels, Trustees Schuster, Buncy and Belscher voting yes, none opposed to appoint income Deputy Registrar Laura Safford effective August 1, 2024 – April 6, 2026.
6. Planning Board Resignation  
Motion was made by Trustee Schuster, seconded by Trustee Belscher; carried, Mayor Michaels, Trustees Schuster, Belscher and Buncy voting yes, none opposed to accepting the resignation of Edward Young from the Planning Board effective July 23, 2024.
7. Forest Avenue Water/Sewer Easement  
Motion was made by Trustee Belscher, seconded by Trustee Buncy; carried, Mayor Michaels, Trustees Belscher, Buncy and Schuster voting yes, none opposed to approve the below water/sewer easement for Forest Avenue.

**RESOLUTION**

**RESOLUTION OF THE VILLAGE OF SPRINGVILLE, ERIE COUNTY, NEW YORK,  
ACCEPTING A UTILITY EASEMENT UPON PROPERTY WITHIN THE VILLAGE OF  
SPRINGVILLE.**

**WHEREAS**, the Village of Springville Department of Public Works maintains water and sewer utility lines which run across a property within the Village of Springville at a heretofore unnumbered address at Forest Avenue, such property being described in a deed recorded in the Erie County Clerk’s Office on April 6, 2023, in Liber 11415 of Deeds at Page 7949, at present owned by **RICHARD WELLS** and **VIRGINIA WELLS** (the “Grantors”), and

**WHEREAS**, the **VILLAGE OF SPRINGVILLE** (the “Grantee”) and the Grantors have equitably sought to create and record a Water Line and Sewer Easement and Agreement (the “Easement”) (“**Exhibit A**”), attached hereto and made a part hereof, to preserve the rights of each party as set forth therein, and

**NOW THEREFORE, BE IT RESOLVED** that the Mayor of the Village of Springville is authorized to sign and execute the Easement for water and sewer lines, and related appurtenances, running across the property of the Grantor, to Grantee, the Village of Springville, as set forth in the Easement (“**Exhibit A**”).

- 8. Disaster Response Plan      Motion was made by Trustee Schuster, seconded by Mayor Michaels; carried, Mayor Michaels, Trustees Schuster, Belscher and Buncy voting yes, none opposed to adopt the Disaster Response/Emergency Operations Plan. **08122024 A.1**
  
- 9. Tax Assessment Law Suits      At this time all attending discussed two tax assessment challenges that have been received. The two are Walmart and 3D Springville, LLC. After discussion it was decided that Village Attorney Paul Weiss will reach out to the Town of Concord and find out who the Town Attorney is that will be handling this matter and return back to the Village Board with that information.
  
- 10. Village CFO      In order to file for an extension for USDA audit filings the Village must name a CFO in the absence of a Village Administrator. Motion was made by Trustee Schuster, seconded by Trustee Buncy; carried, Mayor Michaels, Trustees Schuster, Buncy and Belscher voting yes, none opposed to naming Deputy Treasurer, Maura Schepis, as the Chief Financial Officer for the Village of Springville until a new Administrator, Clerk/Treasurer is appointed.
  
- 11. HPC Alternate Member      Motion was made by Trustee Schuster, seconded by Trustee Buncy; carried, Mayor Michaels, Trustees Schuster, Buncy and Belscher voting yes, none opposed to naming Mike Wolniewicz as an alternate member of the Historic Preservation Commission.

**OLD BUSINESS**

There was no Old Business to discuss this evening. Trustee Schuster asked is the Rules of Order topic could be discussed at the September Board meeting and all agreed that would be a good idea.

**BILLS**

Bills, as examined by members of the Board of Trustees were approved for payment in accordance with Abstracts # 40 – 60 of 2024/2025 total of \$511,106.98 for the General, Water/Sewer, Electric, Trust and Agency Funds by motion of Trustee Schuster, seconded by Trustee Belscher; carried, Mayor Michaels, Trustees Schuster, Belscher and Buncy voting yes, none opposed.

**CONSENT AGENDA**

Motion was made by Trustee Schuster, seconded by Trustee Buncy; carried, Mayor Michaels, Trustees Schuster, Buncy and Belscher voting yes, none opposed to accepting the consent agenda below.

Minutes of the Planning Board meeting on June 25, 2024. **CA.1**  
July 2024 Financial reports. **CA.2**

PROJECT: 0000010652 - RESIDENTIAL ALTERATION      TYPE: RESIDENTIAL  
PROPERTY: 271 W MAIN ST      ALTERATION  
ISSUED DATE: 7/09/2024  
ISSUED TO: MILLS, JUSTIN  
7659 ABBOTT HILL ROAD  
BOSTON, NY 14025

PROJECT: 0000010653 - DRIVEWAY      TYPE: DRIVEWAY  
PROPERTY: 104 EAST HILL RUN  
ISSUED DATE: 7/09/2024  
ISSUED TO: HALLSTROM, BRIAN  
104 EAST HILL RUN  
SPRINGVILLE, NY 14141

PROJECT: 0000010654 - ROOFING      TYPE: ROOF  
PROPERTY: 167 NEWMAN ST  
ISSUED DATE: 7/10/2024  
ISSUED TO: HARKINS, CHRISTINA  
167 NEWMAN ST  
SPRINGVILLE, NY 14141

PROJECT: 0000010655 - RESIDENTIAL ALTERATION      TYPE: RESIDENTIAL  
PROPERTY: 47 WOODLAND DR      ALTERATION  
ISSUED DATE: 7/12/2024  
ISSUED TO: MARTIN, DAWN  
47 WOODLAND HEIGHTS  
SPRINGVILLE, NY 14141

PROJECT: 0000010656 - DECKS      TYPE: DECKS  
PROPERTY: 32 FOREST AVE  
ISSUED DATE: 7/12/2024  
ISSUED TO: BLACK, WALTER & NANCY  
32 FOREST AVE  
SPRINGVILLE, NY 14141

PROJECT: 0000010657 - FENCES      TYPE: FENCES  
PROPERTY: 164 S EDGEWOOD DR  
ISSUED DATE: 7/15/2024  
ISSUED TO: DYGERT, J PETER  
164 S. EDGEWOOD DR.  
SPRINGVILLE, NY 14141

PROJECT: 0000010658 - ROOFING      TYPE: ROOF  
PROPERTY: 33 N EDGEWOOD DR  
ISSUED DATE: 7/18/2024  
ISSUED TO: RIPSTEIN, SUZANNE H  
33 N. EDGEWOOD DR.  
SPRINGVILLE, NY 14141

PROJECT: 0000010659 - SWIMMING POOLS TYPE: SWIMMING POOLS  
PROPERTY: 99 CHURCH ST  
ISSUED DATE: 7/18/2024  
ISSUED TO: BOND, JAMIE  
99 CHURCH ST  
SPRINGVILLE, NY 14141

PROJECT: 0000010660 - SHEDS, UP TO 144 SQ.FT. TYPE: SHEDS  
PROPERTY: 99 CHURCH ST  
ISSUED DATE: 7/18/2024  
ISSUED TO: BOND, JAMIE  
99 CHURCH ST  
SPRINGVILLE, NY 14141

PROJECT: 0000010661 - ROOFING TYPE: ROOF  
PROPERTY: 202 WAVERLY ST  
ISSUED DATE: 7/19/2024  
ISSUED TO: HITCHCOCK, BRUCE III  
202 WAVERLY ST  
SPRINGVILLE, NY 14141

PROJECT: 0000010662 - VIOLATION-GRASS TYPE: VIOLATION  
PROPERTY: 165 MAPLE AVE  
ISSUED DATE: 7/19/2024  
ISSUED TO: COMMERFORD, MARY  
165 MAPLE AVE  
SPRINGVILLE, NY 14141

PROJECT: 0000010663 - GARAGE SALE TYPE: GARAGE SALES  
PROPERTY: 70 ALBRO AVE  
ISSUED DATE: 7/24/2024  
ISSUED TO: WADKINS, FRANCESCA  
70 ALBRO AVE  
SPRINGVILLE, NY 14141

PROJECT: 0000010664 - EVENT-HOMECOMING PARADE TYPE: LICENSES  
PROPERTY: 290 N BUFFALO ST HS  
ISSUED DATE: 7/24/2024  
ISSUED TO: SPRINGVILLE GI HIGH SCHOOL  
290 N BUFFALO ST  
SPRINGVILLE, NY 14141

PROJECT: 0000010665 - ROOFING TYPE: ROOF  
PROPERTY: 176 WAVERLY ST  
ISSUED DATE: 7/24/2024  
ISSUED TO: TREMBLAY, GEMMA  
176 WAVERLY ST  
SPRINGVILLE, NY 14141

PROJECT: 0000010666 - MULTIPLE RESIDENCE TYPE: MULTIPLE RESIDENCE  
PROPERTY: 26 COCHRAN AVE  
ISSUED DATE: 7/25/2024  
ISSUED TO: 103 EAST STREET LLC  
PO BOX 786  
EAST AURORA, NY 14052

PROJECT: 0000010667 - DECKS TYPE: DECKS  
PROPERTY: 10 S EDGEWOOD DR  
ISSUED DATE: 7/25/2024  
ISSUED TO: BAIN, TIMOTHY  
10 S. EDGEWOOD DR.  
SPRINGVILLE, NY 14141

PROJECT: 0000010668 - HOT TUB WITH GAZEBO TYPE: SWIMMING POOLS  
PROPERTY: 326 N BUFFALO ST  
ISSUED DATE: 7/26/2024  
ISSUED TO: GOLABEK, MARLENE  
326 N. BUFFALO ST.  
SPRINGVILLE, NY 14141

PROJECT: 0000010669 - GARAGE SALE TYPE: GARAGE SALES  
PROPERTY: 3 E MAIN ST  
ISSUED DATE: 8/02/2024  
ISSUED TO: WOCHENSKY, SETH  
3 E MAIN ST  
SPRINGVILLE, NY 14141

PROJECT: 0000010670 - ROOFING TYPE: ROOF  
PROPERTY: 39 PROSPECT AVE  
ISSUED DATE: 8/02/2024  
ISSUED TO: EPPOLITO, GARY A  
39 PROSPECT AVE.  
SPRINGVILLE, NY 14141

PROJECT: 0000010671 - UTILITY CHANGES-PLUMBING TYPE: PLUMBING  
PROPERTY: 277 N BUFFALO ST  
ISSUED DATE: 8/05/2024  
ISSUED TO: REDING INC  
431 WAVERLY ST  
SPRINGVILLE, NY 14141

PROJECT: 0000010672 - GARAGE SALE TYPE: GARAGE SALES  
PROPERTY: 370 W MAIN ST  
ISSUED DATE: 8/05/2024  
ISSUED TO: KARKRUFF, JONATHAN  
370 W MAIN ST  
SPRINGVILLE, NY 14141

#### **VILLAGE ATTORNEY REPORT**

Village Attorney Paul Weiss took this opportunity to discuss Village Code Chapter 77, Unsafe Buildings.

**TRUSTEE NOTES & PROJECT REPORTS**

Trustee Buncy had no report this evening but did ask where the new Comprehensive Plan was at this time.

Trustee Belscher informed everyone that the Planning Board moved to approve the request for the dog grooming business at the corner of East Main and South Vaughn streets. At this time Trustee Belscher expressed his frustration with the situation the Village of Springville has been placed in due to the lack of a Village Administrator.

Trustee Schuster updated everyone on the following;

- Broadband study
  - DPW Superintendent Boberg added at this point that a municipal Broadband service will come with astronomical costs.
- Concerts in the Park are going great
- Erie County Assessment meeting coming up on 8/21/24
- Kiwanis 5K run
- Trustee Schuster hosted a Village listening meeting and was asked about the possibility of a walking path link between the Club on Maple Avenue and Heritage Park.
  - DPW Superintendent Boberg responded that this would more than likely not be possible as there were quite a few private properties involved in that area.
- We are eligible for the \$10,000 Clean Energy grant

Mayor Michaels updated the Board on the upcoming meeting with Legislator Lindsay Lorigo on 8/21/24 regarding the proposed Erie County wide Assessment Department.

12. Executive Session Motion was made by Trustee Schuster, seconded by Trustee Buncy; carried, Mayor Michaels, Trustees Schuster, Buncy and Belscher voting yes, none opposed to adjourn to Executive Session at 8:09 pm to discuss electric personnel matters.
13. Adjourn Motion was made by Trustee Schuster, seconded by Trustee Buncy; carried, Mayor Michaels, Trustees Schuster, Buncy and Belscher voting yes, none opposed to adjourn the Regular Session at 9:04 pm.

Respectfully submitted,

Holly Murtiff  
Deputy Clerk