

VILLAGE OF SPRINGVILLE
2025 MINUTES

February 3, 2025

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 Mary Padasak Jessica Schuster
Village Attorney	Paul Weiss
Superintendent of Public Works	Duane Boberg
Police Officer in Charge	Nick Budney
Code Enforcement Officer	John Baker
Clerk/Treasurer	Jennifer Haberl
Deputy Clerk	Holly Murtiff
Emergency Manager	Todd Catalano
Also Attending	Shane Miller, ECSO ECSO Brad Mohawk ECSO Deputy ECSO Deputy Max Borsuk, Springville Journal Devin Kowalske Chris K. Brett Landsmen

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

1. Minutes Minutes of the Regular Meeting of January 6, 2025 were approved as written by Trustee Schuster, seconded by Trustee Buncy; carried, Mayor Michaels; Trustees Schuster, Buncy, Belscher, Padasak voting yes, none opposed.

Minutes of the Executive Session of January 6, 2025 were approved as written by Trustee Schuster, seconded by Trustee Belscher; carried, Mayor Michaels; Trustees Schuster, Belscher, Buncy, Padasak voting yes, none opposed.

Minutes of Special Meeting of January 13, 2025 were approved as written by Trustee Belscher, seconded by Trustee Buncy; carried, Mayor Michaels; Trustees Belscher, Buncy, Padasak, Schuster voting yes, none opposed.

PUBLIC HEARING

2. Local Law 2-2025 Tax Cap Override – Approved by Trustee Schuster, seconded by Trustee Padasak; carried; Mayor, Michaels; Trustees Schuster, Padasak, Belscher, and Buncy voting yes, none opposed to close the public hearing.

Local Law No. 2 of the year 2025
Village of Springville, County of Erie

A local law authorizing a property tax levy in excess of the limit established in General Municipal Law §3-c

Section 1. Legislative Intent

It is the intent of this local law to allow the Village of Springville to adopt a budget for the fiscal year commencing June 1, 2025 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law § 3-c.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes a local government’s governing body to override the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body.

Section 3. Tax Levy Limit Override

The Board of Trustees of the Village of Springville, County of Erie, is hereby authorized to adopt a budget for the fiscal year commencing June 1, 2025 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

Section 4. Severability

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court’s order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective date

This local law shall take effect immediately upon filing with the Secretary of State.

3. Local Law 3-2025 School Zone Speed Change – Approved by Trustee Belscher, seconded by Trustee Buncy; carried, Mayor Michaels; Trustees Belscher, Buncy, Padasak, Schuster voting yes, none opposed to close the public hearing.

Local Law 3-2025

Add speed zone reduction to Section 180-37 Schedule VII: Speed Limits

Name of Street: North Street 25 mph: From 7:30 am to 9:30 am and 2:00 pm to 4:00 pm

Location: 1351nft West of Newman St. to 1450 1nft East of Newman St.

Springville Elementary School past The Children’s League

PUBLIC COMMENT

There was no public comment this evening.

**DEPARTMENT REPORTS
CLERK/TREASURER**

4. Village Lead Agency for Tax Cap Override LL 2-2025 Resolution – Declare Village as Lead Agency LL2-2025 – Tax Cap Override - Approved by Trustee Buncy, seconded by Trustee Padasak; carried Mayor Michaels, Trustees Buncy, Padasak, Belscher and Schuster voting yes, none opposed.
5. Accept SEQR Negative Declaration LL 2-2025 Resolution – To declare a negative impact for the SEQR Tax Cap Override LL2-2025 - Approved by Trustee Padasak, seconded by Trustee Schuster; carried Mayor Michaels, Trustees Padasak, Schuster, Belscher, Buncy voting yes, none opposed.
6. Adopt Tax Cap Override LL 2-2025 Resolution – Adopt Tax Cap Override LL 2-2025- Approved by Trustee Padasak, seconded by Trustee Schuster; carried Mayor Michaels, Trustees Padasak, Schuster, Belscher, Buncy voting yes, none opposed.
7. Accept 2024 LOSAP Census Resolution – Accept 2024 LOSAP Census - Approved by Trustee Belscher, seconded by Trustee Buncy; carried Mayor Michaels, Trustees Belscher, Buncy, Padasak, and Schuster voting yes, none opposed.

Discussion:

- Independent Auditor, BST, working on Fiscal Year End 2024 audit of financials
- Budget packets will be given to Department heads and budget meeting will be scheduled.

SUPERINTENDENT REPORT

8. Account Clerk Typist Motion was made by Trustee Padasak, seconded by Trustee Buncy; carried, Mayor Michaels, Trustees Padasak, Buncy Belscher and Schuster voting yes, none opposed to declaring Julie Nunweiler as a permanent, provisional Account Clerk Typist with the Village of Springville. Julie will have to take and pass the Account Clerk Typist civil service typist the next time it is offered by Erie County. Her score must comply with civil service requirements for hiring.
9. Annual Bids Motion was made by Trustee Padasak, seconded by Trustee Schuster; carried, Mayor Michaels, Trustees Padasak, Schuster, Belscher and Buncy voting yes, none opposed to Superintendent Boberg sending out the annual bids for DELPAC (wastewater chemicals), spooled wire, tree removal and electric poles.
10. Hold and Engagement Letter Motion was made by Trustee Schuster, seconded by Trustee Padasak; carried, Mayor Michaels, Trustees Schuster, Padasak, Belscher and Buncy voting yes, none opposed to authorizing Mayor Michaels to sign a Litigation Hold and Engagement letter for a lawsuit matter retroactive to January 28, 2025.
11. SEQR LL 3-2025 School Speed Zone Motion was made by Trustee Schuster, seconded by Trustee Padasak; carried, Mayor Michaels, Trustees Schuster, Padasak, Belscher and Buncy voting yes, none opposed to declaring the Village of Springville as the Lead Agency for LL 3-2025, Chapter 180-37, Speed Limits.

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Motion was made by Trustee Padasak, seconded by Trustee Schuster; carried, Mayor Michaels, Trustees Padasak, Schuster, Belscher and Buncy voting yes, none opposed to declaring a negative impact for LL 3-2025, Chapter 180-37, Speed Limits.

Motion was made by Trustee Padasak, seconded by Trustee Schuster; carried, Mayor Michaels, Trustees Padasak, Schuster, Belscher and Buncy voting yes, none opposed to adopting LL 3-2025, Chapter 180-37, Speed Limits.

12. Retirement Motion was made by Trustee Padasak, seconded by Trustee Schuster; carried, Mayor Michaels, Trustees Padasak, Schuster, Belscher and Buncy voting yes, none opposed to accept with deep regret the resignation/retirement of David Sullivan, Leadman of the Water/Sewer Division, after 37 years with the Village of Springville.
13. Arbor Day Proclamation Motion was made by Trustee Schuster, seconded by Trustee Padasak; carried, Mayor Michaels, Trustees Schuster, Padasak, Belscher and Buncy voting yes, none opposed to Mayor Michaels signing the 2024 and 2025 Arbor Day Proclamation.
14. Surplus Breaker After explanation by Superintendent Bober, motion was made by Trustee Schuster, seconded by Trustee Buncy; carried, Mayor Michaels, Trustees Schuster, Buncy, Belscher and Padasak voting yes, none opposed to declaring 11 magne-blast circuit breakers from the Electric Division as surplus and sold via Auctions International.

Discussion;

- DPW employee matter will be discussed during Executive Session.
- Alma Brown of Heritage Resources will be looking for grant opportunities for the Village to use to update the HPC's trifold brochure.
- Grant funds are also being sought for demolition costs for a Waverly Street property should the Village obtain possession of that property.

POLICE DEPARTMENT

Officer in Charge Budney reported on Police stats for January 2025.

ECISO Deputy Shane Miller reported on the following:

- January 2025 statistics.
- He is currently working with Walmart loss prevention to see if anything extra can be done to curb the amount of thefts.

FIRE DEPARTMENT

The Fire report was read by Emergency Manager Todd Catalano.

- Delivery of the engine purchased from the Hy-view Fire Department should be approximately 2/15/25.
- Certifications and trainings have been recently completed.
- A new background check program has been offered. Chief Gentner highly recommended this program.
- Total calls for January 2025.

CODE ENFORCEMENT OFFICER

CEO Baker updated the Mayor and Board on the following:

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- Updates on
 - 227 Mill Street
 - 128 Waverly Street
 - 426 East Main Street
- He recently completed a 3 day training course
- There are expected NYS Building Code revisions coming out
- The annual report has been completed

CONTROL CENTER

The Control Center report was read this evening by Mayor Timothy Michaels outlining:

- Personnel
- Equipment
- Calls for January 2025
- Chief's Council Meeting

NEW BUSINESS

There was no new business this evening.

OLD BUSINESS

There was no old business this evening.

BILLS

Bills, as examined by members of the Board of Trustees, were approved for payment in accordance with Abstracts #201-221 of 2024/2025 total of \$893,954.40 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, Buncy and Padasak voting yes.

CONSENT AGENDA

The motion was made by Trustee Schuster, seconded by Trustee Padasak; carried, Mayor Michaels, Trustees Schuster, Padasak and Belscher voting yes, Trustee Buncy abstaining, none opposed to accepting the permits and applications below.

Minutes of the Historic Preservation Commission meeting on October 15, 2024.

PROJECT: 0000010787 - FIRE INSPECTION

TYPE: FIRE INSPECTION

PROPERTY: 25 E MAIN ST UPR

ISSUED DATE: 1/14/2025

ISSUED TO: EAST MAIN HOLDINGS GROUP LLC

29 MECHANIC STREET

SPRINGVILLE, NY 14141

PROJECT: 0000010788 - HISTORIC PRESSERVATION-DOOR

TYPE: HISTORIC

PROPERTY: 53 E MAIN ST ENTIRE

PRESERV REVIEW

ISSUED DATE: 1/14/2025

ISSUED TO: BUNCY, KEVIN

89 S CENTRAL AVE

SPRINGVILLE, NY 14141

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PROJECT: 0000010789 - HISTORIC PRESERVATION-DOOR
PROPERTY: 49 E MAIN ST
ISSUED DATE: 1/14/2025
ISSUED TO: BUNCY, KEVIN
89 S CENTRAL AVE
SPRINGVILLE, NY 14141

TYPE: HISTORIC
PRESERV REVIEW

VILLAGE ATTORNEY REPORT

Village Attorney Paul Weiss gave a labor matter update.

TRUSTEE NOTES & PROJECT REPORTS

Trustee Padasak had nothing to report this evening.

Trustee Schuster commented on the following;

- SVFD Installation dinner
- 3 E. Main Street has received a \$200,00 2024 NY Main Street anchor grant
- SVFD compressor grant update
- Comprehensive Plan update
- Condolences to the family of SVFD life member David Dains on his recent passing

Trustee Belscher had nothing to report this evening.

Trustee Buncy had nothing to report this evening.

Mayor Michaels commented on the outstanding services offered by the SVFD to our community.

TREE COMMITTEE

There was no Tree Committee report this evening.

PUBLIC COMMENT

There was no additional public comment this evening.

15. Adjourn Motion was made by Trustee Schuster, seconded by Trustee Buncy, carried Mayor Michaels, Trustees Schuster, Buncy, Belscher and Padasak voting yes, none opposed to adjourning the Regular Session at 7:45 pm.

Respectfully submitted,

Holly Murtiff
Deputy Clerk