**VILLAGE BOARD OF TRUSTEES**

**DECEMBER 16, 2019 MINUTES**

Mayor Michael VandeVelde presiding

MEMBERS: Dennis Lutes, Al Holbrook, Mike Catalano, Rob Cochran

OTHERS: Vince Luce, Becki Paternosh, Ed LeBarron, Rob Genthner, Andrew Thompson, Andrew Webster, Jerry Ruch, Chris Reese, Ed Slate

**MAYOR/BOARD**

MINUTES

**The board made a motion to approve the minutes of 11/18/19 by Trustee Cochran, seconded by Trustee Lutes and was carried unanimously.**

RESOLUTION #19-2019/AUTHORIZING RELEASE OF ANTIQUE SLOT MACHINES

**The board made a motion which was carried, to approve the following Resolution by Trustee Catalano, seconded by Trustee Cochran with Trustee Holbrook abstaining.**

WHEREAS, in or around 2010 the Westfield Police Department, upon the advice of the New York State Gaming Commission, seized three antique slot machines owned by the Westfield Exempt Volunteer Firemen’s Association, allegedly because they were illegal gambling devices; and

WHEREAS, no charges have ever been filed with regard to the machines yet they have been kept in the Police Department’s evidence storage since they were seized; and

WHEREAS, under Section 225.32 of New York’s Penal Law it is an affirmative defense to the charge of possessing an illegal slot machine if it was “neither used nor intended to be used in the operation or promotion of unlawful gambling activity or enterprise and . . . is an antique . . . [and] proof that a slot machine was manufactured prior to nineteen hundred forty-one shall be conclusive proof that such a machine is an antique.”: and

WHEREAS, the slot machines in question here were never used nor intended to be used in unlawful activity and were both manufactured before 1941;

WHEREAS, there appears to be no justification for the continued retention of the machines,

NOW, THEREFORE, BE IT

RESOLVED, that the Village of Westfield Police Department is hereby authorized and requested to release to the Westfield Exempt Volunteer Firemen’s Association, the three slot machines seized from it.

REQUEST EXECUTIVE SESSION TO DISCUSS UNION ISSUE

**POLICE DEPARTMENT**

**The board made a motion to approve the Monthly Report and the Overtime Report of 21 hours by Trustee Lutes, seconded by Trustee Catalano and was carried unanimously.**

**FIRE DEPARTMENT**

MONTHLY REPORT/UPDATE ONGOING PROJECTS

**The board made a motion to approve the Monthly Report by Trustee Catalano, seconded by Trustee Lutes and was carried unanimously.**

REIMBURSEMENT OF CELLPHONE

**The board made a motion to approve the reimbursement of cellphone privileges to the EMS Captain/Manager by Trustee Cochran, seconded by Trustee Catalano and was carried unanimously.**

STATUS REPORT FOR FIRE DEPARTMENT BATHROOM PROJECT

Trustee Holbrook noted that the Exempts had donated $2,500 for the upgrades of the Fire Department bathrooms. The project will take two or three years to have enough funding to complete. A Status Report by the Fire Chief was requested for the next meeting.

**RECREATION DEPARTMENT**

PROGRAM REPORT

**The board made a motion to approve the Recreation Department Program Report by Trustee Holbrook, second by Trustee Catalano an was carried unanimously.**

**CODE ENFORCEMENT**

MONTHLY REPORT

**The board made a motion to approve the Monthly Report by Trustee Cochran, seconded by Trustee Lutes and was carried unanimously.**

**PUBLIC WORKS**

EXECUTIVE SESSION TO DISCUSS PERSONNEL ISSUE

**WATER & SEWER DEPARTMENT**

ACCEPTANCE/AUTHORIZATION FOR PROPOSAL

A proposal was submitted from Wendel for additional engineering/inspection work, and additional funds for the contract with Municipal Solutions that they are paying for to satisfy some of the minority/women owned business requirements. This amount was included in the project budget as it was expected to be needed due to the extension of the construction duration, so the funds are there from EFC.

**The amount has to be specifically approved by the board so EFC will accept it and disburse the funds of $32,500 for Wendel and $16,500 for Municipal Solutions to which the board approved on a motion made by Trustee Holbrook, seconded by Trustee Lutes and was carried unanimously.**

**TREASURER**

REVENUE AND EXPENSE REPORTS

**The board made a motion to approve the Budget Detail by Trustee Lutes, seconded by Trustee Cochran and was carried unanimously.**

**CLERK**

WARRANTS

**The board made a motion to approve the following warrants on a motion made by Trustee Cochran, seconded by Trustee Lutes and was carried unanimously.**

**General W#30 $191,566.34**

**Electric W#36 344,646.72**

**Water W#36 62,826.55**

**Sewer W#33 55,274.02**

**Water Project W#37 78,584.46**

**Capt’l. WPCF upgrade W#15 21,024.20**

**General W#32 53,425.53**

**Electric W#38 86,006.99**

**Water W#40 19,086.80**

**Sewer W#36 33,948.33**

**Water Proj. W#41 110.00**

VISITORS

A question was raised by a resident regarding electric service at the old “fruit stand” near the Thruway and was informed that the service has been shut off for that building.

Also, it was inquired if we accept debit and credit cards for payment, which we do.

**The board made a motion by Trustee Lutes, seconded by Trustee Cochran and was carried unanimously to enter into Executive Session to discuss Union Contract.**

 EXECUTIVE SESSION

**Following Executive Session, the board made a motion to adjourn and re-enter regular session on a motion made by Trustee Cochran, seconded by Trustee Catalano and was carried unanimously.**

ACTION

Action taken as a result of the Executive Session is as follows:

**The board made a motion by Mayor VandeVelde, seconded by Trustee Catalano and was carried unanimously to increase wages as agreed upon to Water/Sewer/Street/and Office employees effective this paycheck retroactive to June 1, 2019. If retro pay is less than $250, Union employees will receive $250.The Mayor further stated he will send something to the Electric and Police departments that the Board has advised him not to negotiate further and it would be necessary to now go to mediation.**

**The board made a motion by Mayor VandeVelde, seconded by Trustee Holbrook and was carried unanimously to pay $250 bonus to all Full Time Non-Contract employees on the 20th as well.**

**There being no further business to come before the board, the meeting was adjourned on a motion by Trustee Catalano, seconded by Trustee Lutes and was carried unanimously.**