

**Board of Trustees-Regular Board Meeting  
October 14, 2014  
6:00 pm**

**PRESENT: Mayor David Truax, Trustees Robert Carter, Bonnie Golish, and Rick Bull.  
Officer in Charge Jim Rumfelt.**

**PUBLIC: BJ Cornell, Mary Ann Weber, Amber Niedermaier, Nick Lopez and Phil Barner.**

The minutes from the regular board meeting were reviewed, on a motion made by Richard Bull, and seconded by Robert Carter, the Board approved the minutes from the regular meeting on September 9, 2014.

On a motion made by Robert Carter and seconded by Rick Bull Abstract 5 was approved for the following amounts; General \$70,843.24, Electric \$19153.35, and Water \$4996.60.

**PUBLIC PARTICIPATION:**

- Amber Niedermaier and Nickolas Lopez sat in on the meeting for participation in Government and Economics class.
- Rev. Phil Barner would like to be the Village Police Chaplin. He has been a Police and Fire Chaplin in the past. Just asking the board for permission at this point.
- Jim Rumfelt will have to look into a ride along policy. Has already checked with insurance company, this will not affect our insurance.
- On a motion made by Bonnie Golish and seconded by Rick Bull the Board approved Phil Barner as Police Chaplin for the Village of Andover.

**REPORTS:**

Jeff Smith submitted his Public Works monthly report to all Board Members.

- Board is ok with the changes that were made to the clothing allowance changing to 350.00 per DPW employee and selling back Forty hours of vacation time back to Village. These changes were made at Budget Meetings.
- Ready to energize Substation, waiting to hear back from NYPA. This will require an eight hour shut down.
- Jeff would like to limit brush pick up to the third Friday of each month. If it falls on a holiday it move to the next business day.
- On a motion made by Robert Carter and seconded by Bonnie Golish the Board approved the Brush pick up schedule as the Third Friday of each Month, next business day if it falls on a holiday.
- Old dump is available to Village Residents as well for brush purposes.
- Leaf pickup will begin within the next two weeks for Barney Street, Rochambeau Ave. and Baker Street.
- No signs are allowed to be attached to any of the utility poles.. This is a code violation.
- The Church Foundation has Larry Cornell available to trim trees. Talk to Melanie Thorp with any questions.
- Jody Wood would like to have the security light on her property taken down.

On a motion made by Bonnie Golish and seconded, by Robert Carter the Board approved Jeff Smith's report.

Officer in Charge James Rumfelt submitted the Justice Report to all Board Members.

- People are finally paying off fines for past tickets.
- Gary Briggs was charged from the DEC for unreasonable odor.

On a motion made by Robert Carter and seconded by Rick Bull, the Board accepted the monthly Justice report.

Officer in Charge James Rumfelt submitted his oral report to all Board Members.

- Jim is looking into a shared service grant for police coverage with the Town.
- The Grove has been vandalized. Put cameras up at the Little League Field, the cost was around \$500.00. Rick Bull and David Truax approved the cameras.
- Jim is working on a few rape cases.
- There has been vandalism at the Ponds as well. The Town owns the Ponds so the Village will not be putting up cameras there.
- Cannot get anyone to sign a complaint for the smell at 3 Baker Street so Jim cannot do anything about it.
- Gas card is up and running.

On a motion made by Robert Carter and seconded by Rick Bull the Board accepted Jim Rumfelts oral Police Report.

Chuck Cagle submitted his monthly report to the Board, Chuck was not present.

- Bonnie Golish is very happy with Chuck's monthly reports. They are short and to the point.
- Chuck has contacted Karl Graves about his house on Elm Street. Karl told Chuck he was harassing him.

On a motion made by Bonnie Golish and seconded by Robert Carter the Board accepted the Code Enforcement Report.

#### **OLD BUSINESS:**

- Cats are still a big problem in the Village.

**STATE OF NEW YORK**  
**Village of Andover**  
**County of Allegany**

**Res # 5/2014-15**

In the Matter of the Renewal of the Cable Television Franchise Held by **TIME WARNER CABLE NORTHEAST LLC** in the Village of Andover, Allegany County.

#### **RESOLUTION**

An application has been duly made to the Board of the Village of Andover, County of Allegany, New York, by **TIME WARNER CABLE NORTHEAST LLC** ("**Time Warner**"), a

partnership organized under the laws of the state of New York doing business at 2604 Allegany Avenue, Niagara Falls, NY 14305, and holder of a cable television franchise in the Village of Andover for approval of an agreement to renew Time Warner's cable television franchise for an additional fifteen (15) years. The Franchise Renewal Agreement would bring the franchise into conformity with certain provisions of the Federal Cable Communications Policy Act of 1984, as amended and certain court rulings.

A public hearing was held in the Village of Andover on October 14, 2014 at 5:30 pm and notice of hearing was published in the Wellsville Daily Reporter on September 23, 2014.

**NOW, THEREFORE,** the Board of the Village of Andover finds that;

1. Time Warner has substantially complied with the material terms and conditions of its existing franchise and with applicable law; and
2. The quality of Time Warner service, including signal quality, response to customer complaints and billing practices has been in light of community needs; and
3. Time Warner has the financial, legal and technical ability to provide these services, facilities and equipment as set forth in its proposal attached: and
4. Time Warner can reasonably meet the future cable-related community needs and interests, taking into account the cost of meeting such needs and interests.

**BE IT FURTHER RESOLVED** that the Board of the Village of Andover hereby renews the cable television franchise of Time Warner in the Village of Andover for fifteen (15) years commencing on the date of approval by the Public Service Commission.

**BE IT FURTHER RESOLVED** that the Board of the Village of Andover hereby confirms that this Franchise Renewal Agreement replaces the original franchise last amended.

On a motion made by Robert Carter, and seconded by Bonnie Golish The Board agrees to renew the Time Warner Cable franchise agreement.

David T Truax – Mayor  
Robert Carter – Deputy Mayor  
Melanie Thorp – Trustee- not present  
Bonnie Golish – Trustee  
Richard Bull – Trustee

The foregoing having received a yea/nay vote was thereby declared adopted.

October 14, 2014

*Maria E Wood*  
Village of Andover Clerk

**NEW BUSINESS:**

- November Board Meeting will be changed to Thursday November 13, 2014 due to Veterans Day falling on Tuesday November 11, 2014.
- Halloween Hours will be Friday October 31<sup>st</sup> from 6-8:00 pm.
- Would like to approve a Farm Animal Law.
- Would like to look into getting a new Village Attorney.

**RESOLUTION**  
**N (with proxy)**

**Res # 6/2014-15**

At a regular meeting of the Board of Trustees of the Village of Andover, New York held on October 14, 2014, the following resolution was adopted:

Moved by Richard Bull, and seconded by Robert Carter

WHEREAS, in accordance with the bylaws of the New York Municipal Power Agency, each municipal member may cast one vote on each transaction properly brought before this meeting.

NOW THEREFORE BE IT RESOLVED, that (the NYMPA Board of Directors or another delegate as the municipal may desire) **Michael Trivisonoli** be and is hereby designated as the accredited delegate of the Village of Andover, New York.

**On roll call:** Affirmative: 4    Negative: 0

I certify that this resolution was adopted by the Board of Trustees of the Village of Andover, New York on the 10<sup>th</sup> day of October, 2014

*Maria E Wood*  
*Andover Village Clerk / Treasurer*

On a motion made by Bonnie Golish, and seconded by Robert Carter, the Board meeting was adjourned at 7:30 pm.