

Deputy Mayor Norman Itjen moved to open the meeting of the Village of Elba Board of Trustees at 6:00 PM, seconded by Trustee Loren Pflaumer and carried.

Present: Trustees: Norman Itjen, Loren Pflaumer, Nathan Buczek, Amy Vlack, DPW Denis Rohan, Clerk/Treasurer Kathy Yungfleisch, Zoning Officer Mark Mikolajczyk, Loraine Damon, Mary Ellen & Crosby Lamont Jr. Absent Mayor Scott Schuler

Amend April 3, 2017 minutes for annual vacation for full time employees prior to calendar year should be January 1st. Deputy Mayor Norman Itjen moved to approve the amendment and then approve the minutes, seconded by Trustee Nathan Buczek and carried.

The vouchers for payment were reviewed and signed. After signing and reviewing the vouchers for payment, Deputy Mayor Norman Itjen moved to approve the vouchers for payment, seconded by Trustee Loren Pflaumer and carried.

The abstract of already paid vouchers were presented as follows:

Abstract No. 11 19100 – 19115	General Fund \$ 4,064.72
Abstract No. 11 7917 – 7926	Sewer Fund \$ 5,865.95
Abstract No. 11 6633 – 6635	Water Fund \$ 183.14

After signing and reviewing the abstracts of already paid vouchers, Deputy Mayor Norman Itjen moved to approve the vouchers for payment, seconded by Trustee Loren Pflaumer and carried.

Mr. Lamont addressed the Village Board. He stated that their neighbors at 51 South have horses stabled in their garage. As there is a zoning law that prohibits farm animals in the Village the violation was reported to Mark Mikolajczyk. Mr. Lamont also listed various changes made to their fencing at 51 South Main St.

6:05 Maureen Torrey arrived at the meeting.

The Village Board thanked Lamonts for coming and will follow up with Mark Mikolajczyk.

Crosby and Mary Ellen Lamont left the meeting at 6:10 PM

Lorraine Damon lives next to the park on the south side. She stated that about 25 years ago they deeded over 20 feet to the Village of Elba to create an in and out driveway to the Village Park. Conditions to the donation were a fence is installed along the edge of the new driveway and the bushes between the driveways stay as they are for privacy. The Village started to remove the trees that divided the driveways without discussing it with her. After Lorraine made a complaint to the Village Office several attempts were made to contact her. Denis explained to Mrs. Damon that the Village is replacing the trees and showed her a detailed diagram of what the Village was planting. The trees will be planted on May 17th, by volunteers from the Untied Way day of caring. Lorraine also told him that there is a pothole that needs to be filled in and the sidewalk needs fixing. Lorraine stated that if there is development in the back of the park and a road was established it was to be called Damon's Drive. She would like it changed to Rains Way.

The board agreed to change the name of the road if established for development behind the park. Therefore Deputy Mayor Norman Itjen resolved to change the name of road if established from Damon's Drive to Rain's Way, seconded by Trustee Loren Pflaumer and carried by a vote as follows:

Mayor Scott Schuler	Absent
Deputy Mayor Norman Itjen	aye
Trustee Loren Pflaumer	aye
Trustee Nathan Buczek	aye
Trustee Amy Vlack	aye

Maureen sent a letter to the Village Board disputing the water/sewer bill for the second quarter (6/30/2015) for 3 Mechanic Street. The letter was presented for review to the Village Board. In the letter it listed the current and previous readings for just the second quarter going back from 2012 to 2016. Maureen stated that the water usage of the building did not change except for the quarter in 2015. She would like to pay both the water and sewer bill based on the average of the four years not in question and would pay the penalties accrued. Discussion followed.

Deputy Mayor Norman Itjen resolved to accept Maureen Torreys proposal with out the penalties incurred, seconded by Trustee Loren Pflaumer and carried by a vote as follows:

Mayor Scott Schuler	Absent
Deputy Mayor Norman Itjen	aye
Trustee Loren Pflaumer	aye
Trustee Nathan Buczek	aye
Trustee Amy Vlack	aye

Maureen Torrey and Loraine Damon left the meeting at 6:50 PM

Mark Mikolajczyk passed out his zoning report for review to the Village Board. Mark went over his documentation starting when he received the call about the horses on 51 South Main St. He then stated that they were sited for violation of Zoning Ordinance harboring farm animals and given 10 days to comply. As the 10 days have concluded and the foals are still there, Mark asked the Board what they would like to do. The Village Attorney will not be able to represent the Village at court. Mark suggested hiring Attorney Dave Schubel to represent the Village. The Village Board agreed with Mark's suggestion. Mark will contact David Schubel to represent the Village for zoning violation at 51 South Main St.

Deputy Norman Itjen resolved to use Attorney Dave Schubel to represent the Village of Elba, seconded by Trustee Nathan Buczek and carried by a vote as follows:

Mayor Scott Schuler	Absent
Deputy Mayor Norman Itjen	aye
Trustee Loren Pflaumer	aye
Trustee Nathan Buczek	aye
Trustee Amy Vlack	aye

Jeff Smith arrived at the meeting 7:10 PM

Mark also advised the Village Board, to have a backup Zoning/Code Enforcement Officer in case he is unavailable. He recommended Mike Morris from Byron, and has spoken with him. He agreed to be backup for the Village of Elba for Zoning/Code Enforcement Officer.

Deputy Mayor Norman Itjen resolved to use Mike Morris for backup Zoning/Code Enforcement Officer, seconded by Amy Vlack and carried by a vote as follows:

Mayor Scott Schuler	Absent
Deputy Mayor Norman Itjen	aye
Trustee Loren Pflaumer	aye
Trustee Nathan Buczek	aye
Trustee Amy Vlack	aye

Mark left meeting 7:30 PM.

Kathy presented a bill from Clark Patterson in the amount of \$32,076.00 to pay out of the Water System BAN. Trustee Nathan Buczek resolved to pay Clark Patterson out of the Water System BAN, seconded by Deputy Mayor Norman Itjen and carried by vote as follows:

Mayor Scott Schuler	Absent
Deputy Mayor Norman Itjen	aye
Trustee Loren Pflaumer	aye
Trustee Nathan Buczek	aye
Trustee Amy Vlack	aye

The Board will have an end of the fiscal year meeting on Wednesday, May 24, 2017 at 6:00 PM in the Village Office. This will take the place of the June meeting. Kathy will advertise in the Batavia Daily News the change in meeting times. Trustee Loren Pflaumer moved to change the meeting times seconded by Trustee Nathan Buczek and carried.

Kathy received a call from Leo Starowitz asking if the culvert on West Avenue in front 48 West Avenue could be replaced when infrastructure is being replaced. Denis said he would check it out to see if it was feasible.

The Village Board discussed raising the water rates at the last meeting. Jeff Smith from Municipal Solutions proposed new rates for water usage as follows: minimum charge of \$35.00 for 3,000 gallons. Over 3,000 gallons would be \$4.40.

Norm left meeting 7:47 PM

Jeff also recommended getting quotes from Town of Batavia and Village of Albion for water testing and Sewer maintenance. Discussion followed.

As there was no further business Trustee Loren Pflaumer moved to adjourn the meeting at 8:15PM, seconded by Trustee Nathan Buczek and carried

Respectfully submitted,

Kathy Yungfleisch
Clerk/Treasurer