

VILLAGE OF SHERMAN
MINUTES OF THE
REGULAR MEETING OF THE BOARD,
& MEETING OF THE MUNICIPAL ZONING BOARD
Wednesday, October 3, 2023 at 6:00pm

Mayor Meeder called the meeting to order at 6:02pm and lead everyone in the Pledge of Allegiance. Board members Colleen Meeder, Ryan Sanders, Dennis Watson, Gary Emory and Danielle Crane; Clerk-Treasurer Jeanette Ramm; and the press were in attendance.

RES 2023-10-03.1: MINUTES

Motion to accept the previous minutes of the Regular Meeting of the Village Board of Trustees held September 13, 2023.

Moved by Trustee Crane Seconded by Trustee Sanders
Ayes: 5 Nays: 0 Carried

Motion to suspend the regular meeting and enter into the meeting of the Municipal Zoning Board.

Moved by Trustee Watson Seconded by Trustee Emory
Ayes: 5 Nays: 0 Carried

MUNICIPAL ZONING BOARD MEETING:

UPDATES: The position of Enforcement Officer of Code and Zoning is an official ‘officer’ position, recognized by NY State, a uniform and a badge is highly recommended, and throughout NY State, required. (*See attachment: recent announcement on the Enforcement Officer position.*)

Regarding RES 2023-09-13.4, the fence around the Dollar General, the enforcement officer reached out to 6 different fence companies (incl. from Warren, PA, Ashville, Dunkirk, and as far as Buffalo, NY), only two of which responded: Active Fence for \$10,700 and R&R Fence for \$6,800.

RES 2023-10-03.2: ACCEPT THE QUOTE FOR FENCE AROUND DOLLAR GENERAL

Motion to accept the quote from R&R Fence of Gowanda, NY prepared by Bob Field, in the amount of \$6,800; and approve and authorize the enforcement officer to schedule the remediation of the fence as resolved by prior RES 2023-09-13.4.

Moved by Trustee Emory Seconded by Trustee Watson
Ayes: 5 Nays: 0 Carried

ZONING BOARD OF APPEALS

The next Zoning Board of Appeals (ZBA) meeting is scheduled for Wed., Oct. 4, 2023, at 6:30pm.

Motion to close the Municipal Zoning Board Meeting and resume the regular meeting of the Board of Trustees.

Moved by Trustee Crane Seconded by Trustee Sanders
Ayes: 5 Nays: 0 Carried

REGULAR BOARD MEETING:

DEPARTMENTAL REPORTS FROM CHIEF OPERATOR

SEWER

- The Screwpress is working and in operation.
- The existing contract with Paul Fisher expires in December and a renewal contract will be discussed in executive session later in the meeting.
- We were awarded a grant to have our Asset Management done through the state, saving us roughly \$28,000.

WATER

- The mayor has executed the water and sewer agreement with Cherry Creek. This cooperative agreement allows our chief operator, Jay Irwin, to work at Cherry Creek and they will reimburse the Village for his time and expertise.

STREETS

- We have initiated the contract for an additional four street light poles along Route 76.

STORMWATER

- We expect to hear back about the CDBG stormwater grant within the next two weeks.

CAPITAL PROJECT UPDATES

SEWER

- There are a couple of Change Orders which will be addressed under new business.
- We are currently reconciling NYS EFC / WIIA with the project budget so that we can close the project in November. We have already made provisions to repay the 25% of the original \$52,500 study which WIIA excludes from the project.

WATER

- There are still issues with Well #2 / Pump #2, but these are being addressed. The water project will close very soon. We are leaving 2% of the project open to cover the cost of rolling the finances over from short-term to long-term. We don't need to do this with the sewer project, as we are doing our loan and bonds through USDA Rural Development.

OTHER PROJECT UPDATES

NYMS AWARD – Property owners have begun the work on their restoration projects. It has been quite a feat managing all these businesses with the sad passing of Chuck McDonnell, two change of property ownership, and an empty shop. The other discussion still going on is regarding the walkway and awnings project. The cross beams have been removed from the pillars to open up the space. The idea is to open up and let more light in, showing more of the character of actual buildings. There isn't supposed to be anything attached to the face. The village (mayor, streets superintendent and enforcement officer) had to sign a five-year maintenance agreement clarifying what is expected as part of the maintenance of the awning for the next five years. No one can randomly screw things into the face or hang signs without prior approval.

COMPLETE STREETS / CCPEG AWARD – GOBike, CHN (Chautauqua Health Network), and B&L (Barton & Loguidice) are participating in the Complete Streets event on October 10th at 1:30pm. Invitations went out to a variety of known walkers, leaders, and stakeholders with interest in the streets, sidewalks, lighting, placemaking, etc. Golf carts have been arranged for anyone requiring assistance with the walking part of the event.

EV Charging Stations – went online and became available for use on Wed, Sept 27th. The mayor thanked the Department of Environmental Conservation for the award of the \$217,200. It was noted that the Zero Emissions Charging Stations are not intended for local residents, but for the benefit of the businesses, as they draw traffic off I-86 to come into Sherman. Visitors have to go past our businesses and perhaps shop or eat something while waiting for their vehicle to recharge. They are available for anyone to use, but specifically aimed at attracting customers into the village.

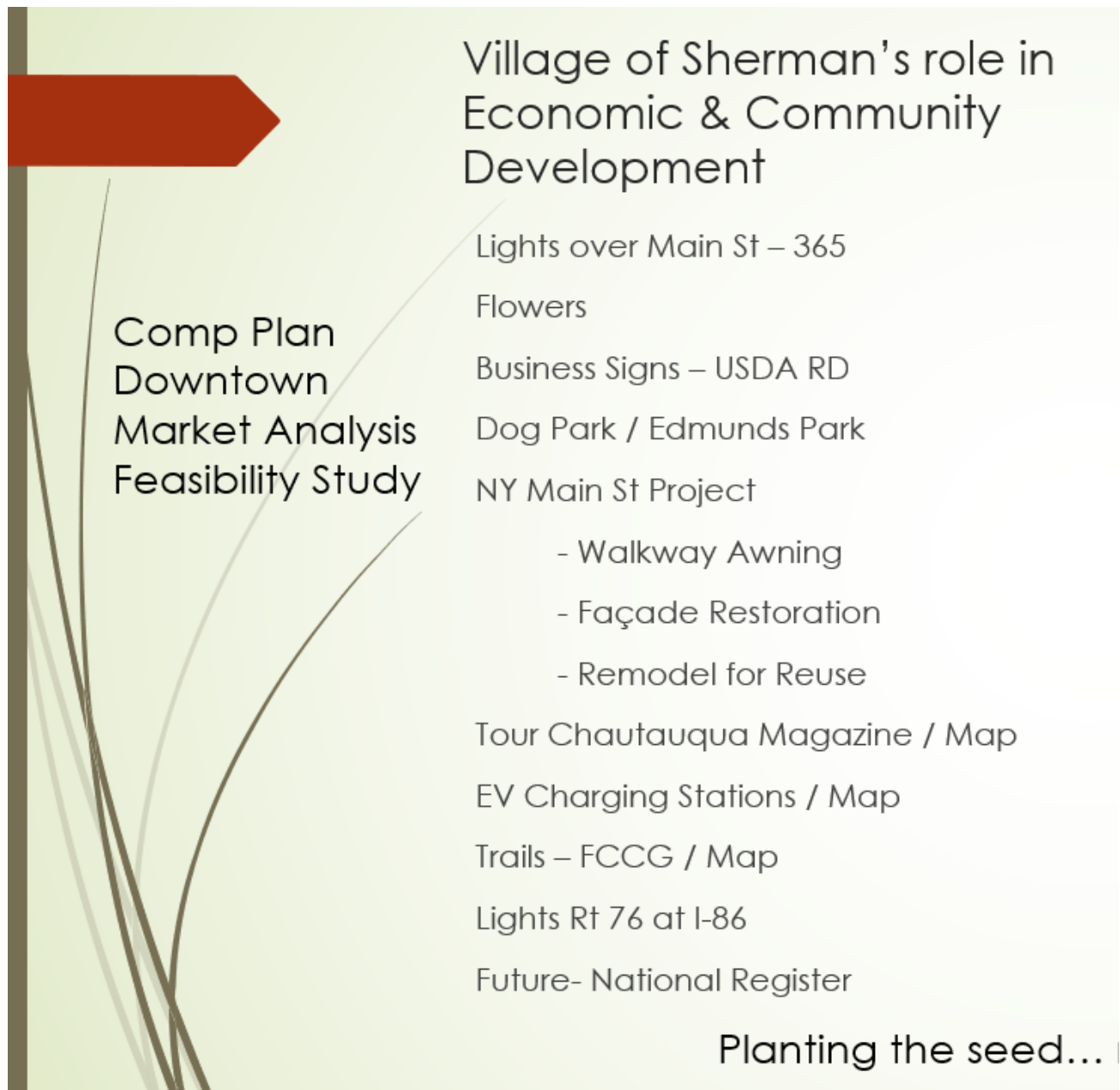
TAG – TECHNICAL ASSISTANCE GRANT – from the Preservation League of NY, regarding the museum, the grant primarily involves repurposing an inauthentic building for community use. The grocery store at the Yorker Museum is a period piece, although it was not originally used as a store, but does correctly depict the intended purpose. The church, which was originally a grocery store, now accurately depicts a church from that era. The TAG grant may not be applicable to our vision, and at this time we may not apply for the grant.

COMMITTEE & AGENCY UPDATES

Sherman Historical Society – meet on Thursday, September 14th at 9am and then meet with CRCF (Chautauqua Region Community Foundation) from 10-Noon to discuss opportunities of community involvement and grants available for those initiatives. They have a limited number of volunteers and resources for the museum, and it is an ongoing project.

Planning Board - met on Monday, October 2nd to discuss:

- Updates on Infrastructure Projects
- Dissolution petition and misinformation, cost, schedule, and process as the result of a valid petition
- Housing Initiatives – how do we become a “Neighborhood”
- Law & Amendments – short-term rentals (particularly in residential districts), signs, establishment of the Business District (sanitation, parking, ‘identity’), etc.
- Business meetings for the collective group of Main St businesses to collaborate
- Our unique Brand/Identity – the awning, flowers and colored lights along Main Street which all take investment. The trails, dog park, additional lights of I-86, etc., to make people want to get off and come into Sherman.



Steering Committee – will meet on Thursday, October 5th at 6:30 to discuss:

- Color of Main St awnings, signs, and other items related to the NYMS Awning Project
- Short-term rental law
- Dissolution

Edmunds Park Committee – will meet on Tuesday, October 24th. The restroom trusses are being installed this week, and the siding has been ordered.

Chautauqua County Emergency Services (CCOES) - coordinated the County's updated Hazard Mitigation Plan with the administration of Barton & Loguidice. The Village of Sherman participated and among the information provided, we included the stormwater mitigation projects, a total of five

projects or phases. September was the final review of the updated plan, soon to be put to the municipalities and county legislature for official execution.

Trails:

Chautauqua County Equestrian Trail Systems, Inc. CCETS held a multi-day conference for strategic planning and development of horse trails for horses and carts. The mayor attended the September 28th evening meeting held at the Trillium Lodge in Cherry Creek following the group's day of visiting key locations, including the Village of Sherman, where they noted the character of the Main Street, the lunch they enjoyed at the Cornerstone Restaurant and the restroom and shower facility going in at Edmunds Park. They also expressed their appreciation for the support letter from the Village of Sherman for the grant application for the North Harmony trail in the State Forest. They discussed the various funding agency support, the successes to date, and the opportunities for future trail advancement. Trails are the 'economic engine' driving tourism growth around trails – "trails are the number one national tourist attraction", said the planning consultant. Trails are the 'economic engine' driving home purchases; national associations recognize the 'proximity of living near a trail' as one of home buyers' top priorities. CCETS wants to educate the businesses in trail communities about these benefits; the health, recreation, and economic benefits to a trail community.

The Rosie Billquist Trail resurfacing grant application sent in by CR2T and Jacob Bodway was not awarded. There were \$2.8M of grant requests, and only \$200,000 of available funds. However, Jacob is investigating funding available through TAP – Transportation Alternatives Program, and we are setting up a meeting with CR2T this month to discuss this.

Friends of the Chautauqua County Greenways (FCCG) is meeting Wed Oct 11 at 6 at Panama Rocks.

Chautauqua County Partnership for Economic Growth (CCPEG) met on September 13th at the Roger Tory Peterson Institute. There was a presentation on "Infrastructure" beyond essential water, sewer, and streets to lighting, trees, plantings, placemaking, murals, sound/music, seating, picnic tables, - what makes the community inviting? What identity or face are we putting forward? What's our brand? The second presentation was of the multiphase Chadakoin River Project, conceptually, the elements and purpose of this large project can be scaled to apply to the development of the parks, trails, and spaces along French Creek.

Chautauqua County Dept of Planning and Development (CCDPD) – 2024 3% Tourism Product Development Grant application offers an opportunity up to \$10,000 (1:1 match) for a project that involves a special tourism product or event development initiative. Virginia King, who has prepared and been awarded grants for the Village in connection with CR2T's in the past, offered her assistance. The deadline for the application was October 1st, and the Village will plan to apply in October 2024.

Chautauqua County Department of Planning and Development (CCDPD) held multiple meetings regarding housing development; MRB Group is conducting a Housing Market Study for the CCDPD. The mayor attended the meeting for village mayors in the southern part of Chautauqua County on Wednesday September 27, at 4pm. This well attended meeting first focused on the challenges we all face maintaining, stabilizing, and improving existing housing. Though there are differences in the communities, there were a number of similarities in the concerns of the municipal leaders with the limited powers of enforcement officers and the frustration with the unsatisfactory

results of cases seen by the court(s). Other trends adding to these challenges are people taking down homes to expand property, out-of-state / absent landlords, vacant properties, and short-term rentals. There is an increase in hoarding and other severely unsafe property maintenance concerns that without access, the enforcement officers cannot work to remedy. After which the mayors discussed the housing development needs including the lack of senior, retirement age, one story accessibly, for those looking to downsize, “affordable” (but not low-income) homes for young families in a quality school district, and homes for rent. Challenges to new development include the cost to build, having available locations, zoning and code complications (size of lot, distance from property lines and right of ways). This led to the Pro-Housing Community initiative, and the model resolution. Each trustee received a copy of the ‘pro-housing’ model resolution from the state to be looked over for discussion at the next board meeting, to be held on November 8th. This resolution will open up additional funding opportunities for the village in the future.

Some of the Village housing initiatives to date include:

- Vacancy Law
- Enforcement of laws involving dumpsters, weeds / grass height
- CDBG Single Family Residence Restoration - \$488,500 for 7 homes
- CDBG Single Family Residence Restoration 2nd Application
- MMHR grant application for 4 mobile homes
- CHRIC – HOME grant application (to supplement other housing grants)
- Stay in touch with the Land Bank (stay apprised of other opportunities)
- Speak with area contractors and investors in restoration projects, and rental projects to keep existing homes in safe, habitable conditions, and on the tax roll.

With a number of new junior planners, the CCDPD is traveling to communities to familiarize themselves with projects, community needs, and opportunities. Members of the CCDPD are visiting the Village of Sherman on Tuesday, October 10th, (see attached materials).

Chamber of Commerce – the next meeting is scheduled for Tuesday October 10, at 9am, at the Village Office which will mainly focus on the Lighted Tractor Parade to be held on December 9th.

MAYOR

- **After 6 years since its discovery, the mayor extended her appreciation to the District Attorney’s Office for all their efforts resulting in the restitution, representing a portion, of the loss the Village municipality suffered from the removal of cash by Ann Gilbert, for her own personal use, while she served as the Clerk-Treasurer.** Restitution will be made monthly over three years. This has been a very arduous process that tied up valuable resources from local, state, and county officials for several years before it came to a satisfactory conclusion. She added, “satisfactory in that justice was served”, however she continued, “the investigative auditing, law enforcement, and legal prosecution resources it took to see this case adjudicated is staggering! To see all of what is involved in upholding the law, to be continually met with repeated points of frustration, especially when it is policy driven (and unnecessary), all of which is at the taxpayers’ expense, could be compared to swimming in mud, an exhausting and at times fruitless effort to seek justice, safety, and restitution. What would seem to be a simple case cost our community-at-large so much more than can ever be restored; I can only imagine the expense of what a complicated, more involved case costs our community to see through to closure.”

- **“Consistency, Transparency, Communication”: “Facebook”** – social media is not an effective way for the municipality to exchange information and ideas; there are meetings of the board, planning board, ZBA, various committees, open houses, and public forums for those purposes. The Village FB account was set up for press releases and announcements for residents, businesses, and other Village stakeholders. Recently, FB updated their interface, and now each ‘post’ must be set to restrict comments, where previously the entire account was set up with particular parameters.
- **2023 Audit:** documents were sent to JMA who are beginning the Single Audit of fiscal year 2022-2023, ending 5/31/2023. A Single Audit is required because the Village exceeded the \$750,00 threshold in expending federal funds during that period.
- **Reminder:** “Trick or Treat” hours from 5pm until 7pm on Tuesday, October 31, 2023

PUBLIC PARTICIPATION

There was no public present.

FINANCIAL REPORTS FROM CLERK-TREASURER:

General Checking Account: Balance (10/03/2023) is \$127,194.35 & book balance \$93,704.44
 T&A Account: Balance of \$102,877.29 & book balance \$92,459
 NYS Fund Bank Account: Balance (10/03/2023) is \$30,853.00 & book balance \$30,853.00
 Sewer Project Bank Account: Balance (10/03/2023) is \$210,954.36 & book balance (\$302,000.13)
 Water Project Bank Account: Balance (10/03/2023) is \$94.11 & book balance (\$3,432.64)
 Parks Fund Account: Balance (10/03/2023) is \$69,253.69 & book balance \$17,356.79
 Stormwater Fund Account: Balance (10/03/2023) is \$22.75
 Climate Smart Account: Balance (10/03/2023) is \$25,969.58
 Debt Service Account: \$41,496.80 & new balance \$41,785.10
 Reserve Account: \$13,674.90 & new balance \$13,769.91
 CD Account: Balance (10/03/2023) is \$0
 CD Transfer: N/A
 Account Adjustments: N/A

RES 2023-10-03.3: VOUCHER #5 2024

Motion to accept Voucher #5 for \$607,081.64 for September 2023, of which \$38,652.00 is from the NYS Special Fund, \$512,954.49 is from the Sewer Project Fund, \$2,455.75 is from the Water Project Fund, \$8,249.42 is from the Parks Fund, \$0 is from the Stormwater Project Fund, and \$30,898.80 is from the Climate Smart/Economic Development Fund.

Moved by Trustee Emory Seconded by Trustee Sanders

Ayes: 5 Nays: 0 Carried

OLD BUSINESS:

Previous unresolved and suspended RES 2023-09-13.13

RES 2023-10-03.4: WWTP REVISION OF FORM E #11

At a Meeting of the Village of Sherman, Chautauqua County, New York, held at the Village Hall, in Sherman, New York, on the 3rd day of October, 2023, at 6:00 o'clock p.m., the following resolution was offered by Trustee Emory who moved its adoption, seconded by Trustee Crane, to-wit:

RESOLUTION OF THE VILLAGE BOARD, VILLAGE OF SHERMAN, CHAUTAUQUA COUNTY, NEW YORK, accepting Revisions to the “Village of Sherman

Wastewater Treatment Plant Improvements Project”, Capital Project as administered through USDA Rural Development. The Village Board hereby modifies the following Administrative and Construction budget items to the upcoming Form E #11:

- A.1** Legal to be decreased by \$4,840.25
- A.7** Single Audit to be decreased by \$7,500.00
- B.1** Engineering to be decreased by \$79,053.75
- B.2.a** Resident Inspector to be decreased by \$30,000.00
- B.2.b** Surveying to be decreased by \$85.00

And

- C.1.a** Contract 1A – H&K Services to be increased by \$81,479.00
- C.2.e** Collection System Covers to be increased by \$40,000.00

The reason for these modifications is to update the allocation of costs associated with the project and account for the unspent budget line items, reallocating funds to necessary change orders including the conversion of the West Aeration Tank to a holding tank, cementing the influent lift station and direct in-line pump (DIP), providing new controls and a flowmeter to the influent station, and upgrading the collection system manholes from plastic to stainless steel, (*see change order for specific details*).

THIS BUDGETARY MODIFICATION RESULTED IN NO CHANGE TO THE TOTAL BUDGET.

WHEREAS, the Village of Sherman, Village Board has reviewed the Form E Capital Outlay Budget category and,

WHEREFORE, the foregoing Resolution was put to a vote of the members of the Village Board of the Village on October 3, 2023, the result of which vote was as follows:

Colleen Meeder, Mayor	<u>Aye</u>
Ryan Sanders, Deputy Mayor	<u>Aye</u>
Dennis Watson, Trustee	<u>Aye</u>
Gary Emory, Trustee	<u>Aye</u>
Danielle Crane, Trustee	<u>Aye</u>

The foregoing resolution was thereupon declared duly adopted this 3rd day of October, 2023.

Previous unresolved and suspended RES 2023-09-13.14

RES 2023-10-03.5: WWTP CHANGE ORDER #6 – CONTRACT 1A - GENERAL

Motion to approve and authorize the mayor to sign the sixth Change Order for the Wastewater Treatment Plant Improvement Project with H&K Services, the general contractor, with the following change in scope and \$81,479 increase in contract price.

SECTION 00 63 63

CHANGE ORDER NO.: 6

Owner:	Village of Sherman	Owner's Project No.:	C9-6677-02-00
Engineer:	Barton & Loguidice, D.P.C.	Engineer's Project No.:	2056.001.002
Contractor:	H&K Services, Inc.	Contractor's Project No.:	2111
Project:	Wastewater Treatment Plant Improvements Project		
Contract Name:	Contract No. 1A – General Construction		
Date Issued:	October 3, 2023	Effective Date of Change Order:	October 3, 2023

The Contract is modified as follows upon execution of this Change Order:

Description:

This change order includes additional minor improvements at the wastewater treatment plant. A time extension will be provided to allow the contractor to complete these additional improvements.

The improvements include the following:

- Complete additional paving to create a parking area for vehicles at the WWTP. (RFC-08)
- Removal of sludge from the west aeration tank in order to complete demolition of the tank. The Village was unable to empty the tank completely as requested the contractor finish emptying the tank. (RFC-09)
- Install a 90° bend before the cam-and-groove connection for the screw press trailer. (RFC-10)
- Install a man-gate in the fence near the influent pump station to allow for access to the final collection system manhole. This will allow for easier bypass pumping if the influent pump station is every offline. (RFC-11)
- Install a hose bib on the outside of the new headworks building to be able to spray down/clean the SBR tanks. (RFC-12)
- Complete control panel improvements at the influent pump station control panel to allow for flow monitoring. Flow monitoring will allow the operator to monitor when excessive flow may be entering the WWTP that could overwhelm the treatment plant systems. (RFC-13)
- Install additional piping and a pump in the old west treatment tank so it can be used for weekend storage. SBR effluent would be pumped to this tank for storage over the weekend. A sump pump, floats, and alarms will be installed in the tank. See the attached drawing and operation description for these improvements. (RFC-14)
- Pour a concrete floor, install drains, and cut down part of the wall at the existing drying beds. Since the Village now has a screw press, both drying beds are not required. These improvements will allow the Village to use one of the beds to park vehicles or the screw press trailer in a sheltered area. (RFC-15)
- Pour a concrete floor in the bottom of the existing influent pump station to make maintenance and access to the inline pumps easier. (RFC-17)
- Replace the level transducer perforated PVC pipe in the digester with solid PVC pipe. Due to the holes in the current pipe, it is not possible to remove the level transducer. If the PVC pipe is solid, the operator could flush out the pipe to remove anything that is jammed in the pipe and not allowing the level transducer to be removed. (RFC-18)
- Install new drop ceiling in the existing control building above where the old MCC was installed. When the MCC was removed, it was discovered that there was no ceiling above it. (RFC-20)

Change in Contract Price	Change in Contract Times
Original Contract Price:	Original Contract Times:
\$ 4,192,000.00	Substantial Completion: February 16, 2023
	Ready for final payment: March 23, 2023
Increase from previously approved Change Orders:	Increase from previously approved Change Orders:
\$ 76,881.00	Substantial Completion: 197 days
	Ready for final payment: 197 days
Contract Price prior to this Change Order:	Contract Times prior to this Change Order:
\$ 4,268,881.00	Substantial Completion: September 1, 2023
	Ready for final payment: October 6, 2023
Increase from this Change Order:	Increase from this Change Order:
\$ 81,479.00	Substantial Completion: 70 days
	Ready for final payment: 70 days
Contract Price incorporating this Change Order:	Contract Times with all approved Change Orders:
\$ 4,350,360.00	Substantial Completion: November 10, 2023
	Ready for final payment: December 15, 2023

Moved by Trustee Watson Seconded by Trustee Emory
Ayes: 5 Nays: 0 Carried

Previous unresolved and suspended RES 2023-09-13.15

RES 2023-10-03.6: WWTP – MANHOLE COVERS – TWF ACCOUNT

Motion to approve the change to the Wastewater Treatment Plant Improvement Project with the addition of approximately 180 stainless steel insert lids for the manholes in the sanitary sewer collection system, in the amount not to exceed \$40,000, and establish a Technical Work Force Account with NYS EFC to reflect this change.

Moved by Trustee Emory Seconded by Trustee Crane

Ayes: 5 Nays: 0 Carried

NEW BUSINESS:

RES 2023-10-03.7: WWTP CHANGE ORDER #5 – CONTRACT 1B - ELECTRICAL

Motion to approve and authorize the mayor to sign the fifth Change Order for the Wastewater Treatment Plant Improvement Project with BECC Electric, the electrical contractor, extending the duration of the project by 30 days and ready for final payment date to November 5, 2023; with the following changes to scope and no change in contract price.

SECTION 00 63 63

CHANGE ORDER NO.: 5

Owner:	Village of Sherman	Owner's Project No.:	C9-6677-02-00
Engineer:	Barton & Loguidice, D.P.C.	Engineer's Project No.:	2056.001.002
Contractor:	BECC Electric	Contractor's Project No.:	
Project:	Wastewater Treatment Plant Improvements Project		
Contract Name:	Contract No. 1B – Electrical Construction		
Date Issued:	October 3, 2023	Effective Date of Change Order:	October 3, 2023

The Contract is modified as follows upon execution of this Change Order:

Description:

This change order will provide a time extension for final completion to Contract No. 1B to complete additional electrical improvements associated with installing a sump pump in the existing west treatment tank. The addition of the sump pump was requested by the Owner. Improvements associated with installing the pump and piping will be completed by Contract No. 1A. This change order only include electrical improvement associated with the installation of the pump.

Scope of Services:

- Contractor to provide a weatherproof duplex receptacle at the existing West Treatment Tank. Receptacle to be 125-volt, 2-pole, 3-wire, 20-amp, GFCI, heavy duty, duplex, and contain weatherproof in-use bubble cover. Provide necessary stainless steel unistrut to install receptacle to tank handrail at minimum 36" AFG. Coordinate final install location with the owner prior to rough-in.
- Contractor to provide 125-volt, 20-amp, heavy duty, industrial series switch. Provide with single gang box and provide optional lockout device for locking in the on or off position. Provide nameplate label for switch. Install adjacent to panel LP2 within Control Building. Coordinate final install location and nameplate label with the owner prior to rough-in.

- Contractor to utilize spare 20-amp, 1-pole circuit breaker within panel 'LP2' of Control Building to serve the above specified switch and receptacle. Intent is to create a switched outlet at the existing West Treatment Tank. Contractor to update panelboard directory.
- Contractor to provide (2)#12 & #12G, ¾"C for all circuiting.
- Contractor to provide sand-filled duct-bank system as required between Control Building and existing West Treatment Tank.
- Final duct-bank routing and circuitry routing to be confirmed with the owner prior to rough-in.

Change in Contract Price		Change in Contract Times	
Original Contract Price:		Original Contract Times:	
\$ <u>983,765.00</u>		Substantial Completion: <u>February 16, 2023</u>	
		Ready for final payment: <u>March 23, 2023</u>	
No Change from previously approved Change Orders:		Increase from previously approved Change Orders:	
\$ <u>0</u>		Substantial Completion: <u>197 days</u>	
		Ready for final payment: <u>197 days</u>	
Contract Price prior to this Change Order:		Contract Times prior to this Change Order:	
\$ <u>983,765.00</u>		Substantial Completion: <u>September 1, 2023</u>	
		Ready for final payment: <u>October 6, 2023</u>	
No Change from this Change Order:		Increase from this Change Order:	
\$ <u>0</u>		Substantial Completion: <u>0 days</u>	
		Ready for final payment: <u>30 days</u>	
Contract Price incorporating this Change Order:		Contract Times with all approved Change Orders:	
\$ <u>983,765.00</u>		Substantial Completion: <u>September 1, 2023</u>	
		Ready for final payment: <u>November 5, 2023</u>	

Moved by Trustee Watson Seconded by Trustee Sanders
Ayes: 5 Nays: 0 Carried

RES 2023-10-03.8: RECORDED MANAGEMENT - DISPOSAL

Motion to accept the Assistant District Attorney's opinion that the records held regarding the Ann Gilbert Case no longer need to be retained; and to approve the clerk-treasurer to dispose of the documents in accordance with the Village of Sherman's Record Retention Policy LGS-1.
(LGS – Local Government Schedule)

Moved by Trustee Watson Seconded by Trustee Emory
Ayes: 5 Nays: 0 Carried

RES 2023-10-03.9: ENGAGEMENT OF LEGAL SERVICES

Motion to approve and authorize the mayor to engage the services of Barclay Damon, LLP and Peter Clark for the purposes of validating a petition of the electorate, if one is presented to the clerk-treasurer, to be paid at the contracted rate.

Moved by Trustee Watson Seconded by Trustee Sanders
Ayes: 5 Nays: 0 Carried

RES 2023-10-03.10: B&L VDE AMENDMENT #2 FOR DISSOLUTION CONSULTATION

Motion to approve the amendment to the Master Service Agreement between the Village of Sherman and Barton & Loguidice as the Village Designated Engineer for Technical Assistance for Potential Dissolution Petition, when requested, not to exceed \$4,000.

Technical Assistance for Potential Dissolution Petition - Consultant's Scope of Services
B&L will assist the Village with the following general technical assistance services, when requested:

1. Clarifying the Dissolution Process Timeline
2. Identifying Key Elements and Milestones in the Dissolution Process
3. Developing a Fact-Based Potential Dissolution Outcome White Paper
4. Assisting the Village Board with Constituent Questions Regarding Dissolution

Moved by Trustee Emory Seconded by Trustee Crane

Ayes: 5 Nays: 0 Carried

Motion to move into Executive Session at 7:37pm to discuss legal and contractual issues, with possible action to be taken following the executive session.

Moved by Trustee Crane Seconded by Trustee Emory

Ayes: 5 Nays: 0 Carried

Returned to the regular meeting at 8:43pm.

No action was taken.

Motion to adjourn the meeting at 8:44 pm.

Moved by Trustee Crane Seconded by Trustee Sanders

Ayes: 5 Nays: 0 Carried

Respectfully submitted

Jeanette Ramm

Clerk-Treasurer

Next Meeting: Regular Meeting November 8, 2023 at 6pm.

Attachments:

- Code Enforcement Letter from Mayor
- State's Model Resolution regarding Pro-Housing
- CCDPD Junior Planners information from October 10th

Let us introduce you to Officer Greg Gormley. Officer Gormley is the Enforcement Officer of Code and Zoning, along with serving as the Fair Housing Officer, and other appointed titles. There are several 'Codes', the most common of which is NYS Building Code. There is also Municipal Code, meaning local Village Law. Throughout the Village's history it has had a Constable position.



The Village Mayor under the Laws of New York State is tasked with the responsibility to "provide for the enforcement of all laws, local laws, rules and regulations and to cause all violations thereof to be prosecuted". One of Officer Gormley's essential tasks, having been appointed by the mayor, is serving as the **liaison** for the Village with other law enforcement departments, including the DEC, DOH, even the FBI, amongst others, but most routinely with the CC Sheriff's Dept and NY State Troopers.

As is often the case, if you are good at your job, and issues are thwarted before they start, they are therefore unnoticed or unrealized. This is very good for our community! Due to the confidential and sensitive nature of circumstances that arise, examples will not be given. However, Officer Gormley has professionally served in the position dealing with various complicated and difficult situations. He recognizes problems and alerts the Sheriff Deputies or Troopers to the specific needs of the Village.

Unfortunately, the issues the world is currently facing do not stop at our boundary. The troubles seen in urban areas are seen here as well, creeping into rural communities, only in smaller volumes.

Code Enforcement Officers (outside of Chautauqua County) are often required to dress in uniform that appropriately identifies them and provides them with the resources they need, including a vest for safety. It is also under the advisement of the insurance agent that the enforcement officer is provided with the support he needs.

Recently, a visitor referred to him as the Swiss Army Knife of the Village. His familiarity with the community, its residents, and outreach with businesses serves a multitude of roles including an unofficial neighborhood watch - identifying issues and deterring others.

There are several agencies, authorities, and official officers that serve our community preserving the health, safety, welfare, and quality of living we enjoy. To **ALL** of them, we owe our deepest appreciation!

Mayor Meeder

Pro-Housing Communities Model Resolution

Any city, town, or village government in New York State can take part in addressing the housing crisis by adopting the Pro-Housing Communities pledge. The resolution must be adopted as written below by the highest body of elected officials (e.g., town board or council). The final resolution document must include a signature from the municipal clerk verifying the authenticity of the resolution and indicating the date of passage. Local governments should then designate a primary contact person to complete the online registration form and upload the resolution as part of their submission to the Pro-Housing Communities program by following the steps at [new HCR website section].

RESOLUTION No: **[INSERT RESOLUTION NUMBER]**

[Member of highest body of elected officials] _____ moved and [other member of highest body of elected officials] _____ seconded that

WHEREAS, the City/Town/Village of _____ (hereinafter “local government”) believes that the lack of housing for New York residents of all ages and income levels negatively impacts the future of New York State’s economic growth and community well-being;

WHEREAS, the housing crisis has negative effects at regional and local levels, we believe that every community must do their part to contribute to housing growth and benefit from the positive impacts a healthy housing market brings to communities;

WHEREAS, we believe that supporting housing production of all kinds in our community will bring multiple benefits, including increasing housing access and choices for current and future residents, providing integrated accessible housing options that meet the needs of people with sensory and mobility disabilities, bringing economic opportunities and vitality to our communities, and allowing workers at all levels to improve their quality of life through living closer to their employment opportunities;

WHEREAS, we believe that evidence showing that infill development that reduces sprawl and supports walkable communities has significant environmental and public health benefits; and

WHEREAS, we believe that affirmatively furthering fair housing and reducing segregation is not only required by law, but is essential for keeping our community strong and vibrant;

NOW, THEREFORE, IT IS HEREBY RESOLVED that City/Town/Village of _____, in order to take positive steps to alleviate the housing crisis, adopts the Pro-Housing Communities pledge, which will have us endeavor to take the following important steps:

1. Streamlining permitting for multifamily housing, affordable housing, accessible housing, accessory dwelling units, and supportive housing.
2. Adopting policies that affirmatively further fair housing.
3. Incorporating regional housing needs into planning decisions.

4. Increasing development capacity for residential uses.
5. Enacting policies that encourage a broad range of housing development, including multifamily housing, affordable housing, accessible housing, accessory dwelling units, and supportive housing.

October 10, 2023

Welcome to



Photo courtesy of
**Barton
& Loguidice**

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Village of Sherman

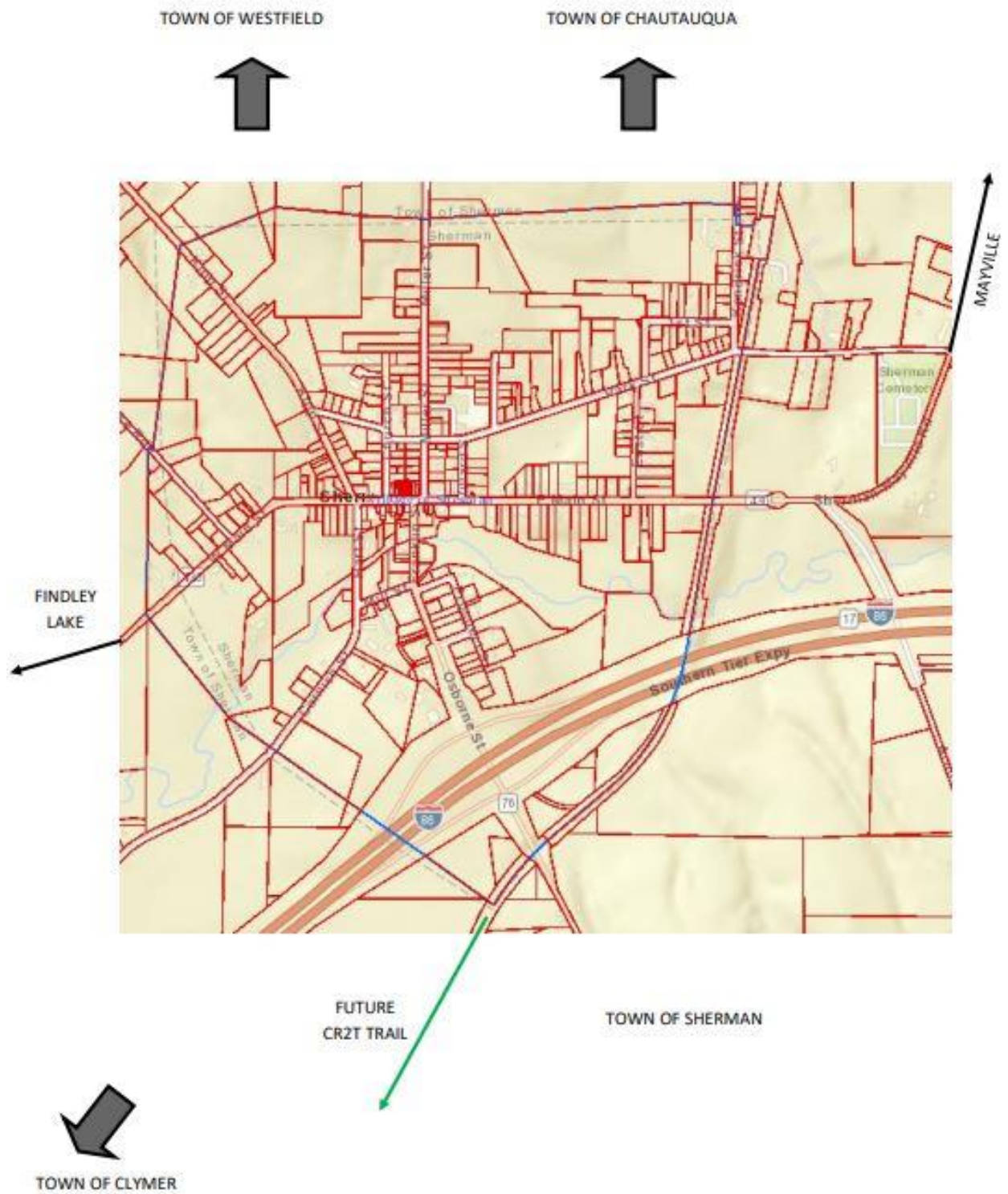




Photo Courtesy of
**Barton
& Loguidice**

VILLAGE OF SHERMAN BUS TOUR

Village Office

Triple E Manufacturing

Future Trail Head (alongside Transfer Station)

Rt 76 / I-86 (4) New Street Lights

["Vacant corner off of I-86"](#) for potential commercial development (<3 acres and an additional 9 acres)

County Bridge (Rt 15 – bike route to connect 'Erie to Pittsburgh Trail')

Water Treatment Bldg, entry to WWTP, 30 Hart St (*moving Dog Park to Nature Center*)

Alley to "Creskide Lane"

Edmund's Park (Volleyball Court, Restrooms, Playground)

(Pick up additional riders)

Part of the greater "French Creek Parks Plan"

Sheldon French Creek Park

CR2T - Rosie Billquist Trail Head - along French Creek

Future: campsites w/ application to CC's Occupancy Tax Grant

["Historic Mill"](#) E Main St

["Weise Garage"](#) E Main St., old Sherman Theatre (Estate is selling, 2 floors 24,000 sq ft in total)

E Main St house restoration – previously vacant

Need for an E Main St 'gateway' - location of a pedestrian bridge over Rt 430/E Main St

at the Village Boundary, safely connecting the CR2T trail

Note new homes on Armenian Rd and all around the Village, from Amish growth

Other end of Rosie Billquist Trail

["Masonic Hall"](#)

["Old Farmer's Mill"](#)

["Old Central Tractor"](#)

CR2T – Titus Rd

Kendrick St – trail improvements and potential development

Nature Center (and Dog Park)

170 Park St

Athletic Field, School, Fire Hall, Library

French Creek Yorker Museum (Property owned by the Village of Sherman,
managed by the Sherman Historical Society)

North Haven (Over 55, ADA or income eligible)

Community Solar Array

New WWTP Plant (Completing \$7M upgrade to a nearly 45 yr old treatment plant)

Infrastructure Open house in June 2024

["Chase Antiques"](#)

["Old Ford Garage"](#) 130 W Main St. (Village Owned, 2 floors 11,000 sq ft in total)

*121, 123, 129 W Main St restoration & reuse (Donated by Van McConnon to the Village of Sherman,

Recently sold and awarded NY Main Street grant funds)

NYMS Façade Restoration Projects and Awning Project (incl. CCPEG \$25,000 Award)

["Graham's Market"](#) 104 Church St

ZEV Charging Station

Main Street Businesses ...



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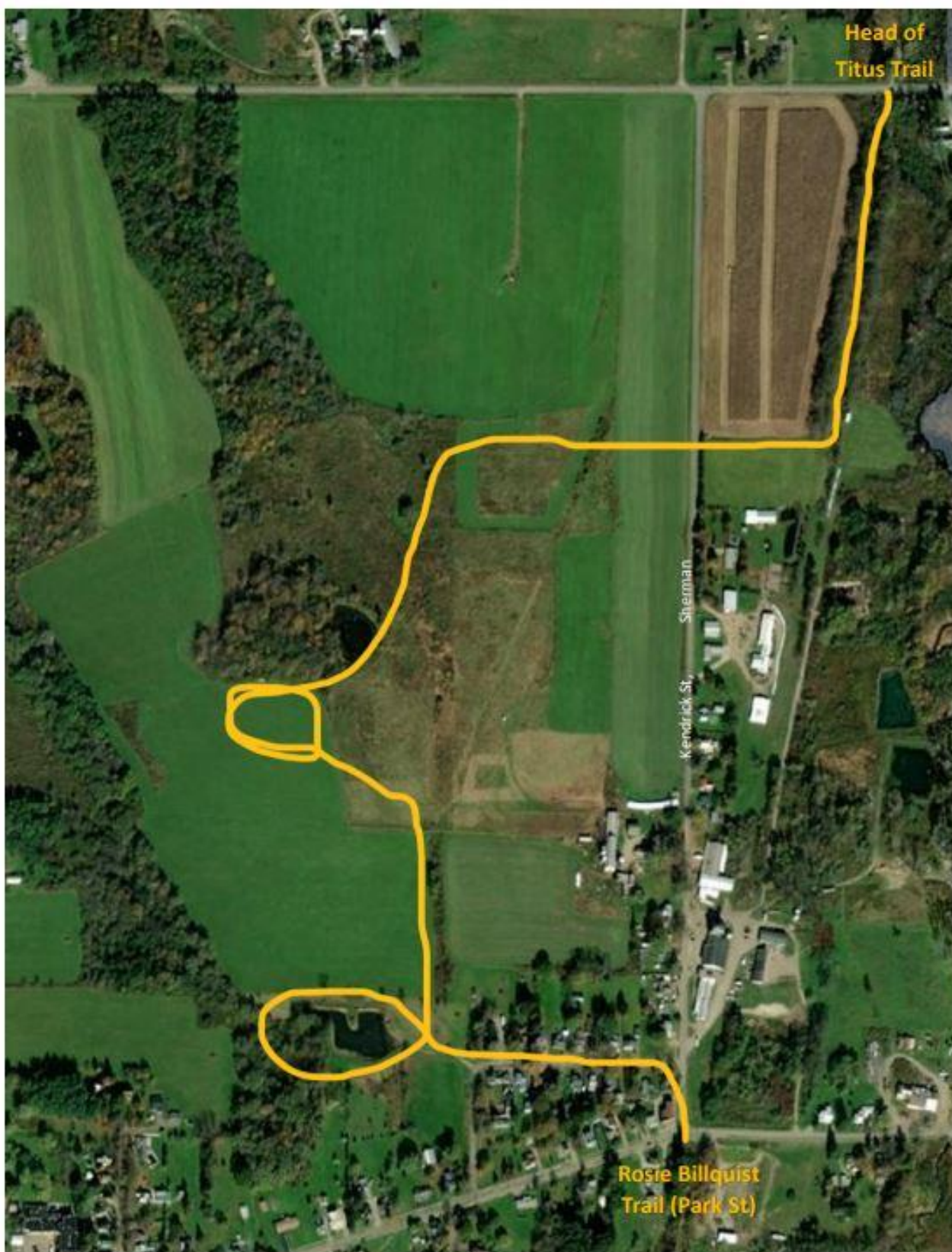
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VILLAGE OF SHERMAN
TRAIL DEVELOPMENT



View from mid point on the hill, overlooking the Nature Center



Parks & Museum





LMNOP GALLERY

ECLECTIC & CLASSICAL
FURNITURE



Local artisans



Village of Sherman's role in Economic & Community Development



Comprehensive Plan Downtown Market Analysis Feasibility Study



Lights over Main St – 365

Flowers

Business Signs – USDA RD

Dog Park / Edmunds Park

NY Main St Project

- Walkway Awning
- Façade Restoration
- Remodel for Reuse

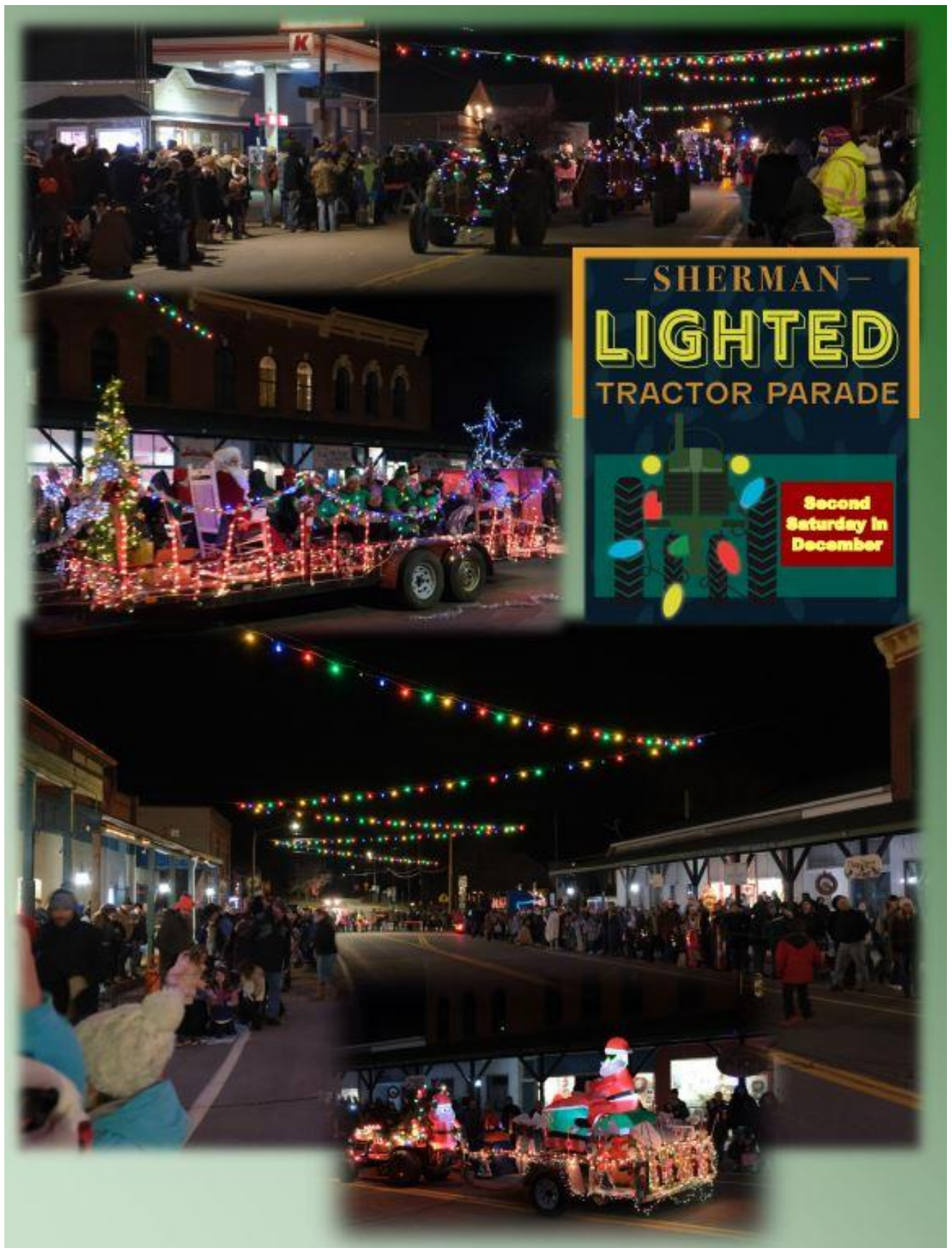
Tour Chautauqua Magazine / Map

EV Charging Stations / Map

Trails – FCCG / Map

Lights Rt 76 at I-86

Future- National Historic Register





WHO ARE WE?



Our history + culture



Farmland + green open space



Main Street



Our community



WHAT MAKES US UNIQUE?

LOOK WHAT WE'VE DONE IN THE LAST 5 YEARS



Wastewater Treatment Plant

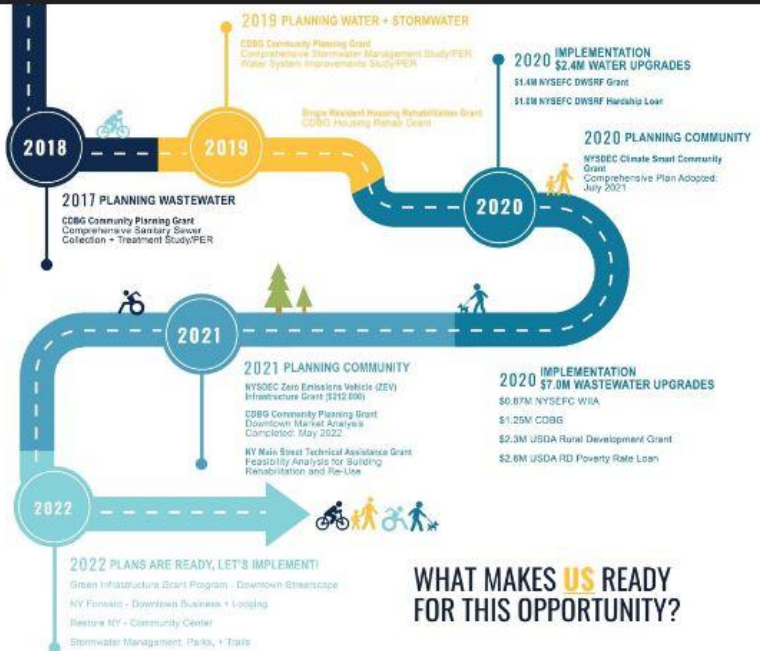


Stormwater Infrastructure Engineering Study



Drinking Water Improvement Project

PLANNING FOR THE FUTURE



WHAT MAKES US READY FOR THIS OPPORTUNITY?

VILLAGE OF SHERMAN

OUR VISION

The Village of Sherman has transformed from its historic roots as a sawmill and dairy farming community to become a Village which cultivates economic, educational, and recreational opportunities for families and residents of all ages. We value our historic character and take pride in our heritage as a hardworking, self-sufficient community. The presence of the Sherman Central School District campus, our traditional Main Street, and the Village's convenient proximity to I-86 has served as the catalyst for our economic growth and prosperity. Sherman's small-scale and tight-knit settlement pattern is complemented by its natural resources, such as French Creek, which provide environmental, recreational, and aesthetic benefits. We value our relationship with the local Amish community, Town of Sherman, and Chautauqua County. The Village and its partners will continue to work with all residents to preserve our assets, keep true to our heritage, and provide a high quality of life for current and future generations.



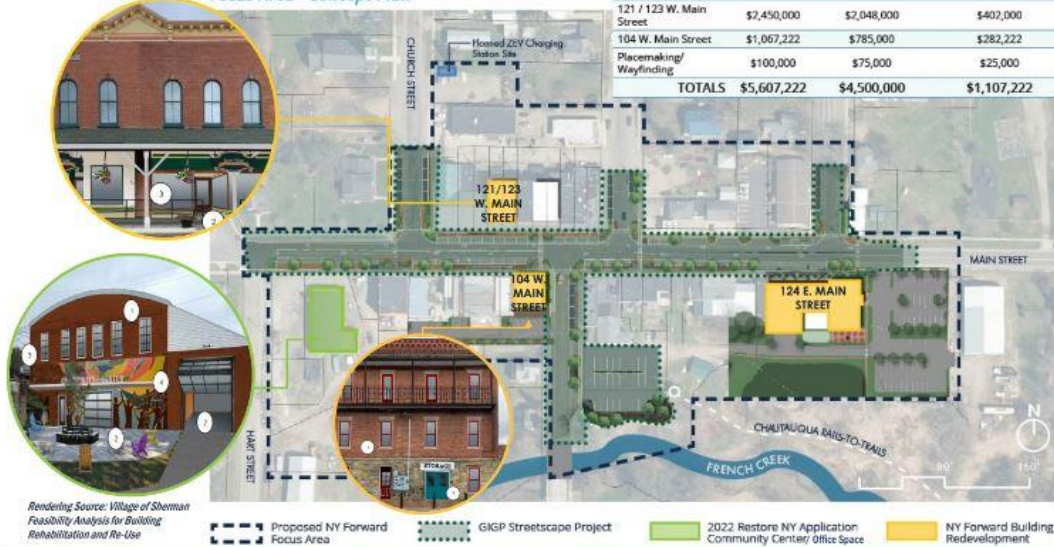
To achieve this vision, the Village of Sherman will:

- Cultivate local economic development opportunities;
- Provide diverse residential living options and preserve existing property values;
- Protect natural resources and open spaces;
- Showcase the Village's spirit through culture, recreation, and community design; and
- Maintain quality community services to better serve businesses and residents.

VILLAGE OF SHERMAN

OUR BIG IDEAS

Focus Area - Concept Plan



VILLAGE OF SHERMAN

PROJECT 1 121 /123 W. MAIN STREET

'Hostel-like' Hotel - Short-term Lodging



Key Map

Why this approach?

- Ideal location for an exciting mixed-use concept with affordable lodging on the 2nd floor
- Renovated to accommodate up to seven (7) smaller short-term lodging rooms that would be attractive to trail users
- Capitalize on proximity to the Erie to Pittsburgh Trail and surrounding trail networks
- Meet an existing need and increase overnight visitation to the Village and generate new spending in local business

2nd Floor



PROPERTY OVERVIEW

Building Size: Approximately 5,500 SF (2nd Floor only)

Lot Size: 0.24 Acre

Number of Levels/Stories: 2

Year Built: 1900

Property Features:

- Frontage on Main Street & Common Alleyway
- Current use: retail, former residential (vacant)
- Full market value from tax records: \$77,800



Concept Rendering - Rear of Building (Clinton Brown Company Architecture, PC)

VILLAGE OF SHERMAN

PROJECT 2 124 E. MAIN STREET

Brewery + Marketplace Destination



Key Map

Why this approach?

- Underutilized property but occupies a key location as the eastern anchor of Sherman's Main Street
- Property is currently for sale and offers an opportunity for creative reuse / unique destination
- Five large bays on Main Street would be transformed into an eclectic mix of spaces for local and regional craftspeople, artists, entrepreneurs, etc. to showcase and sell products
- Potential to capitalize on target markets in addition to local households such as: highway transients, regional winery and outdoor recreation visitors, snowmobilers, and others



Concept Plan



Existing Condition



VILLAGE OF SHERMAN

