PUBLIC HEARING HELD BY THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY AT 6:15 P.M. ON TUESDAY, JANUARY 14, 2025 IN THE TRUSTEES' ROOM, VILLAGE HALL FOR THE PURPOSE TO HEAR PUBLIC COMMENT REGARDING 2ND 2022 COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING

Mayor Aronstam declared the hearing open at 6:15 p.m. and directed the clerk to read the notice of public hearing.

Roll Call: Trustees Present: Travis Bauman, C. Aronstam, Jerry Sinsabaugh, and Mayor A. Aronstam.

Also present: Clerk Treasurer Michele Wood, and Patti Hanbury

With no one wishing to be heard, Mayor A. Aronstam closed the hearing at 6:22 p.m.

Respectfully submitted,

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Michele Wood, Clerk/Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, JANUARY 14, 2025 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor A. Aronstam called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Kasey Traub, Travis Bauman, Keith Correll, C. Aronstam, Kevin Sweeney, Jerry Sinsabaugh and Mayor A. Aronstam.

Also present: Clerk Treasurer Michele Wood, Police Chief Buesink, and Patti Hanbury.

Press: Johnny Williams

Public Comments: James Hammond, 146 Chemung Street, is concerned about the traffic and the intersection by the St. James Church on corner of Chemung Street and Clark Street.

Ron Keene, 7 Elliott Street, is concerned about the fire damaged houses in the Village.

Tioga County Update: Tioga County Legislator Dennis Mullen reported sales tax revenue is where it was thought to be. Hotel/motel tax is coming back up since the pandemic.

Letters of Communication: The clerk read a letter from the Waverly Free Library requesting their annual $4,000.00 allocation made by the Village. It will be given to the budget committee for review.

Approval of Minutes: Trustee Traub moved to approve the Minutes from December 10, 2024, and December 20, 2024. Trustee Bauman seconded the motion, which carried unanimously.

Department Reports: Reports were received from the Police Department, the Recreation Department and the Court.

NYCLASS Investment Report: The clerk submitted year-to-date investment revenues from NYCLASS.

Month	Avg Yield/Period	Monthly	Fiscal YTD
June 2024	5.2189%	12,378.89	12,378.89
July 2024	5.1871%	16,984.28	29,363.17
August 2024	5.1595%	16,971.88	46,335.05
September 2024	5.0165%	16,152.46	62,487.51
October 2024	4.7014%	15,651.97	78,139.48
November 2024	4.5644%	14,742.98	92,882.46
December 2024	4.4132%	13,984.17	106,866.63

Revenue Comparison Report: The clerk submitted year-to-date revenues December 2023 vs. December 2024. These are only selected recurring revenues, and not a complete revenue statement.

Month	YTD Previous Year	YTD Current Year	Increase/Decrease
June 2024	17,437.26	9,735.22	-7,702.04
July 2024	92,010.33	79,763.08	-12,247.25
August 2024	176,434.48	178,802.12	2,367.94
September 2024	293,418.53	298,578.98	5,160.45
October 2024	418,871.98	420,975.72	2,103.74
November 2024	510,630.47	422,728.48	12,098.01
December 2024	592,583.15	616,621.66	24,038.51

Treasurer's Report: Clerk Treasurer Wood presented the following financial reports:

General Fund 12/1/2024 - 12/31/2024

Beginning Balance	241,229.87	Current Revenues	95,813.28
Deposits	901,149.51	Year to Date Revenue	3,013,335.69
Disbursements	-933,470.97	Current Expenditures	246,594.15
Ending Balance	208,908.41	Year to Date Expended	2,041,874.13

*General Capital Reserve Fund $324,736.74

*Equipment Reserve Fund $36,425.49

Capital Projects Fund 12/1/2024 - 12/31/2024

	DCJS Grant (Police)	Glen Park	Water Project

Beginning Balance	0.00	5,720.80	832,276.57
Deposits/Debits	253,752.00	0.00	0.00
Disbursements/Credits	0.00	0.00	-3,328.00
Ending Balance	253,752.00	5,720.80	828,948.57

*Total Capital Projects Fund Balance $1,088,421.37

Loan Programs 12/1/2024 - 12/31/2024

Business Loans		Rehab Loans	Balances
Beginning Balance	4,026.04	Beginning Balance	27,742.92
Deposits	9.39	Deposits	376.99
Disbursements	0.00	Disbursements	-25,000.00
Ending Balance	4,035.43	Ending Balance	3,119.91
MM/Savings Balance	201,538.34	MM/Savings Balance	229,578.63
Total Fund Balance	205,573.77	Total Available Balance	232,698.54

**outstanding loans $0.00* **outstanding loans $46,141.67*

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General $109,893.32. Trustee C. Aronstam seconded the motion, which carried unanimously.

Election Day Resolution: Trustee Traub offered the following resolution and moved its adoption:

WHEREAS, the Annual Election of the Village of Waverly be held in the Trustees' Room in the Village Hall, at 32 Ithaca Street, Waverly, New York, between the hours of 12:00 o'clock noon and 9:00 o'clock in the afternoon of Tuesday, March 18, 2025, and

WHEREAS, the following be designated as Inspectors of Election: Laura Hoppe, Donna Casterline, Deb Beatty, and Suzanne Urban, and

WHEREAS, each Election Inspector be paid $150.00 for their services, and

WHEREAS, Laura Hoppe be hereby appointed Chairman of the Board, and

WHEREAS, the Board of Trustees gives the Clerk-Treasurer the sole authority to replace any inspector who becomes unavailable prior to election, and

BE IT RESOLVED, the Village of Waverly will hold their General Election on Tuesday, March 18, 2025 for the purpose of electing a Mayor and three (3) Trustees, each for a term of two years; and a Justice for a term of four years.

The resolution was seconded by Trustee Bauman and upon voice vote, unanimously carried.

Lease Addendum: Trustee Bauman moved to approve the signing of the Lease Addendum for Tioga County concerning the Annex. Trustee C. Aronstam seconded the motion, which carried unanimously.

Police Department Painting: Trustee Traub moved to approve the painting of the Police Department by Fassett Painting in the amount of $6,000.00 (labor only). Trustee Bauman seconded the motion, which carried unanimously.

Dry Brook Stream Assesssment Grant (NPG# 141583): Trustee Bauman moved to accept a $75,000 grant from the New York State Department of Environmental Conservation Non Agricultural Nonpoint Source Planning and MS4 Mapping Grant for the Dry Brook Stream Corridor Assessment. Trustee C. Aronstam seconded the motion, which carried unanimously.

Tax Cap Override Local Law: The clerk submitted proposed local law Authoring a property tax levy in excess of the limit established in General Municipal Law §3-c. Trustee Sinsabaugh moved to schedule a public hearing for February 11, 2025 at 6:30 p.m. and the clerk to advertise the same. Trustee Bauman seconded the motion, which carried unanimously.

NYS Department of Labor Requirements: NYS DOL requires commercial construction work contracted by the Village to follow prevailing wage and only be awarded to contractors who are registered on NYS Contractor Registry.

Tax-Aged Exemption: Trustee Traub moved to increase the income limit to $20,000 for the senior citizen property tax exemption which will take effect for the 2026 property taxes. The new exemption chart is as follows:

0 – 14,300	50%
14,301 – 15,300	45%
15,301 – 16,300	40%
16,301 – 17,300	35%
17,301 – 18,200	30%
18,201 – 19,100	25%
19,101 – 20,000	20%

Trustee Bauman seconded the motion, which carried unanimously.

Fire Room Update: Elmira Structures Inc will start Monday January 27, 2025 on the demolition and reconstruction of the storage room involved with the April 2024 fire.

Board Comments: Trustee Traub moved to approve to publish legal ad for bid proposals for the demolition of 458 Waverly Street, with the opening date being February 11, 2025 at the Board of Trustee Meeting. Trustee Sinsabaugh seconded the motion, which carried unanimously.

Adjournment: Trustee Sweeney moved to adjourn at 7:53 p.m. Trustee Bauman seconded the motion, which carried unanimously.

Respectfully submitted,

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Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, JANUARY 28, 2025 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor A. Aronstam called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Kasey Traub, Travis Bauman, Keith Correll, C. Aronstam, Kevin Sweeney, Jerry Sinsabaugh and Mayor A. Aronstam.

Also present: Clerk Treasurer Michele Wood, Police Chief Buesink, and Patti Hanbury.

Press: Johnny Williams

Recreation Volunteer of the Year Award: Recreation Director Eric Reznicek presented Rose Myers with the 2024 Don W. McLelland Outstanding Volunteerism Award. The Board thanked her for her many years of service.

Police VT Report: Police Chief Buesink submitted Vehicle and Traffic report.

Approval of Minutes: Trustee Traub moved to approve the Minutes from January 14, 2025. Trustee C. Aronstam seconded the motion, which carried unanimously.

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General $197,729.74, Recreation $62.99, Rising Stars $365.00. Trustee C. Aronstam seconded the motion, which carried unanimously.

Cemetery Mowing Bids: The clerk stated we received two bids for the mowing services. Mayor A. Aronstam opened Bid #1 from K & K Lawn Service. It was a 3-year bid, as follows: 2025/$46,650, 2026/$47,550, and 2027/$48,840. Mayor A. Aronstam opened the Bid #2 from Randy Robbins. It was a 3-year bid, as follows: 2025/$42,000, 2026/$43,260, and 2027/$44,568. The Board will review the bids and award the bid at a later date.

Water Study RFQ: The clerk stated we received two RFQ's for engineering and administrative services for our water study project. RFQ #1 – Hunt Engineers and RFQ #2 – Nelson Associates. The board will review both submissions and will decide which one could better serve the Village of Waverly.

Water Meter Replacement Grant: Water Plant Operator Pat Roney is submitting a grant request to SRBC in the amount of $308,251 to replace water meters with a required cash match of $43,380. The clerk stated the village can use in-kind services to qualify for the match, which would include cost of wages and use of equipment to install the meters. Village personnel will install them.

Fire Room Update: The clerk stated that NYMIR is going off of Elmira Structures proposal to reconstruct the fire room. They will reimburse us based on their proposal. Trustee Correll moved to hire Elmira Structures to start work on the fire room. Trustee Bauman seconded the motion, which carried unanimously.

Executive Session: Trustee Bauman moved to enter Executive Session at 7:03 p.m. to discuss a litigation, and review the cemetery mowing bids. Trustee Sinsabaugh seconded the motion, which carried unanimously.

Trustee Traub moved to enter Regular Session at 7:23 p.m. Trustee Sinsabaugh seconded the motion, which carried unanimously.

Cemetery Mowing Bid Award: Trustee Sinsabaugh moved to award the cemetery mowing contract to K & K Lawn Service as bid based on work history with the village. Trustee Bauman seconded the motion, which led to a roll call vote, as follows:

Ayes – 7 (Traub, Sweeney, C. Aronstam, Sinsabaugh, Bauman, Correll, A. Aronstam)
Nays – 0
The motion carried.

Adjournment: Trustee Sweeney moved to adjourn at 7:25 p.m. Trustee Bauman seconded the motion, which carried unanimously.

Respectfully submitted,

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Michele Wood, Clerk Treasurer

PUBLIC HEARING HELD BY THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY AT 6:25 P.M. ON TUESDAY, FEBRUARY 11, 2025 IN THE TRUSTEES' ROOM, VILLAGE HALL FOR THE PURPOSE OF PUBLIC COMMENT REGARDING PROPOSED LOCAL LAW 1A-2025, AUTHORIZING A PROPERTY TAX LEVY IN EXCESS OF THE LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3-c

Mayor A. Aronstam declared the hearing open at 6:25 p.m. and directed the clerk to read the notice of public hearing.

Roll Call: Trustees Present: Kasey Traub, Travis Bauman, Keith Correll, C. Aronstam, Kevin Sweeney, Jerry Sinsabaugh and Mayor A. Aronstam.

Also present were Clerk Treasurer Michele Wood and Patti Hanbury.

Mayor A. Aronstam opened the floor for comments.

With no one wishing to be heard, Mayor A. Aronstam closed the hearing at 6:28 p.m.

Respectfully submitted,

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Michele Wood, Clerk/Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, FEBRUARY 11, 2025 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor A. Aronstam called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Kasey Traub, Travis Bauman, Keith Correll, C. Aronstam, Kevin Sweeney, Jerry Sinsabaugh and Mayor A. Aronstam.

Also present: Attorney Betty Keene, Clerk Treasurer Michele Wood, Police Chief Buesink, Tioga County Legislature Dennis Mullen, and Patti Hanbury.

Press: Johnny Williams

Mayor's Comments: Elderwood has challenged their property tax assessment, which would impact the Village. The new 20 mph speed limit signs are up. One NY Forward grant recipient is planning on starting construction sometime in April.

Tioga County Update: Dennis Mullen reported that sales tax revenue for Tioga County for the year was down 4.9%.

Approval of Minutes: Trustee Traub moved to approve the Minutes from January 28, 2025. Trustee C Aronstam seconded the motion, which carried unanimously.

Department Reports: Reports were submitted by the Police Department, Recreation Department, Code Enforcement and the Court.

NYCLASS Investment Report: The clerk submitted year-to-date investment revenues from NYCLASS.

Month	Avg Yield/Period	Monthly	Fiscal YTD
June 2024	5.2189%	12,378.89	12,378.89
July 2024	5.1871%	16,984.28	29,363.17
August 2024	5.1595%	16,971.88	46,335.05
September 2024	5.0165%	16,152.46	62,487.51
October 2024	4.7014%	15,651.97	78,139.48
November 2024	4.5644%	14,742.98	92,882.46
December 2024	4.4132%	13,984.17	106,866.63
January 2025	4.2526%	12,826.79	119,693.42

Revenue Comparison Report: The clerk submitted year-to-date revenues January 2024 vs. January 2025. These are only selected recurring revenues, and not a complete revenue statement.

Month	YTD Previous Year	YTD Current Year	Increase/Decrease
June 2024	17,437.26	9,735.22	-7,702.04
July 2024	92,010.33	79,763.08	-12,247.25
August 2024	176,434.48	178,802.12	2,367.94
September 2024	293,418.53	298,578.98	5,160.45
October 2024	418,871.98	420,975.72	2,103.74
November 2024	510,630.47	422,728.48	12,098.01
December 2024	592,583.15	616,621.66	24,038.51
January 2025	666,578.84	681,552.39	14,973.55

Treasurer's Report: Clerk Treasurer Wood presented the following financial reports:

General Fund 1/1/2025 - 1/31/2025

Beginning Balance	208,908.41	Current Revenues	64,847.73
Deposits	296,756.17	Year to Date Revenue	3,078,183.42
Disbursements	-268,428.33	Current Expenditures	355,173.78
Ending Balance	237,236.25	Year to Date Expended	2,397,047.91

*General Capital Reserve Fund $325,911.65

*Equipment Reserve Fund $36,557.27

Capital Projects Fund 1/1/2025 - 1/31/2025

	DCJS Grant (Police)	Glen Park	Water Project
Beginning Balance	0.00	5,720.80	828,948.57
Deposits/Debits	253,752.00	0.00	5,498,793.48
Disbursements/Credits	0.00	0.00	-5,563,126.25
Ending Balance	253,752.00	5,720.80	764,615.80

*Total Capital Projects Fund Balance $1,088,421.37

Loan Programs 1/1/2025 - 1/31/2025

Business Loans		Rehab Loans	Balances
Beginning Balance	4,035.43	Beginning Balance	3,119.91
Deposits	9.01	Deposits	6.97
Disbursements	0.00	Disbursements	0.00
Ending Balance	4,044.44	Ending Balance	3,126.88
MM/Savings Balance	202,267.53	MM/Savings Balance	230,409.26
Total Fund Balance	206,311.97	Total Available Balance	233,536.14

**outstanding loans $0.00* **outstanding loans $46,141.67*

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General $40,063.89. Trustee C. Aronstam seconded the motion, which carried unanimously.

Proposed Local Law: Tax Cap Override: Trustee Aronstam moved to adopt the proposed local law (1A-2025) as follows:

A Local Law Authorizing a Property Tax Levy in Excess of the Limit

Established in the General Municipal Law §3-c

Section 1. Legislative Intent

It is the intent of this local law to allow the Village of Waverly 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 (60%) percent of said governing body.

Section 3. Tax Levy Limit Override

The Board of Trustees of the Village of Waverly, County of Tioga, 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 the General Municipal Law §3-c.

Section 5. Effective Date

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

Trustee Correll seconded the motion, which led to a roll call vote and resulted as follows:

Ayes – 7 (Traub, Bauman, Correll, C. Aronstam, Sweeney, Sinsabaugh, A. Aronstam)
Nays – 0
Absent – 0
The motion carried.

Office Furniture Purchase in Police Department: Chief Buesink presented proposal for purchasing of new office furniture for the police department in the amount of $11,662.00.

NYSBOC Annual Conference: Trustee Correll moved to approve Code Officer Chris Robinson to attend the training conference April 8-10, 2025 at a cost to the Village of $400.00. Trustee Sweeney seconded the motion which carried unanimously.

Liquor License Application/Request for Waiver: The clerk submitted a 30-day advanced notice for a new application of a liquor license filed with New York State. Attorney Finlayson, on behalf of Reese's

Hideaway LLC located at 579 Broad Street, submitted the notice. Trustee Sweeney moved to accept the notice with no comment to the State. Trustee C. Aronstam seconded the motion, which carried unanimously.

Code of Ethics Update: The clerk mentioned that the Village Code of Ethics needs updating, as it hasn't been updated in a few years.

2024 Financial Audit: The audit will be posted on the website.

458 Waverly Street, House Demo Bids: Trustee Correll moved to approve hiring O'Rourke Environmental for $2,500.00, plus testing charges, to find out if asbestos is present and whether it can be removed separately from demolition. Trustee Traub seconded the motion, which carried unanimously.

Adjournment: Trustee Sweeney moved to adjourn at 7:52 p.m. Trustee Bauman seconded the motion, which carried unanimously.

Respectfully submitted,

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Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, FEBRUARY 11, 2025 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor A. Aronstam called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Kasey Traub, Travis Bauman, Keith Correll, C. Aronstam, Kevin Sweeney, Jerry Sinsabaugh and Mayor A. Aronstam.

Also present: Attorney Betty Keene, Clerk Treasurer Michele Wood, Code Officer Chris Robinson, and Patti Hanbury.

Mayor's Comments: Business Registrations will be sent out to landlords this Friday.

Approval of Minutes: Trustee Traub moved to approve the Minutes from February 11, 2025. Trustee Correll seconded the motion, which carried unanimously.

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General $36,125.19. Trustee C. Aronstam seconded the motion, which carried unanimously.

Special Event Alcohol Permit: Craig Mening from Taste of the Valley submitted Permit Application for the Waverly Glen for May 16, 2025. Trustee C. Aronstam moved to approve, Trustee Sweeney seconded the motion, which carried unanimously.

Village General Election: The General Election is March 18, 2025.

Water Study Grant: Trustee Traub moved to hire Hunt Engineers for administration and engineering of the Water Study Grant. Trustee Sinsabaugh seconded the motion, which carried unanimously.

Police Department Furniture Bids: Three bids are required for this due to the cost of the furniture.

Executive Session: Trustee Bauman moved to enter Executive Session at 6:45 p.m. to discuss a litigation. Trustee Sinsabaugh seconded the motion, which carried unanimously.

Trustee Traub moved to enter Regular Session at 7:00 p.m. Trustee Sinsabaugh seconded the motion, which carried unanimously.

Adjournment: Trustee Sweeney moved to adjourn at 7:01 p.m. Trustee Bauman seconded the motion, which carried unanimously.

Respectfully submitted,

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Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, MARCH 11, 2025 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor A. Aronstam called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Kasey Traub, Keith Correll, C. Aronstam, Kevin Sweeney, Jerry Sinsabaugh and Mayor A. Aronstam.

Also present: Attorney Betty Keene, Clerk Treasurer Michele Wood, Tioga County Legislator Dennis Mullen, and Patti Hanbury.

Press: Johnny Williams – Morning Times

Public Comments: Joseph Picco, 16 Frederick St, stated a concern with an issue of people for school events parking in his parking lot and in the grass/lawn adjacent to his property.

Ron Keene, 7 Elliott St., stated that there are school buses that are going too fast down Elliott Street and other streets.

Tioga County Update: Legislator Mullen reported that Elderwood property tax reassessment will result in refunds for prior overpayments for the County, Village, School, and Fire Department.

Approval of Minutes: Trustee Traub moved to approve the Minutes of February 25, 2025. Trustee Correll seconded the motion, which carried unanimously.

Department Reports: Department reports received from the Court and the Recreation Commission. Trustee Sweeney moved to approve increasing the lifeguards pay rate to $20.00/hour, effective April 1, 2025. Trustee Correll seconded the motion, which carried unanimously.

The Court was awarded a JCAP grant in the amount of $12,444.96.

NYCLASS Investment Report: The clerk submitted year-to-date investment revenues from NYCLASS.

Month	Avg Yield/Period	Monthly	Fiscal YTD
June 2024	5.2189%	12,378.89	12,378.89
July 2024	5.1871%	16,984.28	29,363.17
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December 2024	4.4132%	13,984.17	106,866.63
January 2025	4.2526%	12,826.79	119,693.42
February 2025	4.2208%	10,872.34	130,565.76

Revenue Comparison Report: The clerk submitted year-to-date revenues February 2024 vs. February 2025. These are only selected recurring revenues, and not a complete revenue statement.

Month	YTD Previous Year	YTD Current Year	Increase/Decrease
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July 2024	92,010.33	79,763.08	-12,247.25
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October 2024	418,871.98	420,975.72	2,103.74
November 2024	510,630.47	422,728.48	12,098.01
December 2024	592,583.15	616,621.66	24,038.51
January 2025	666,578.84	681,552.39	14,973.55
February 2025	786,770.04	775,848.60	-30,921.44

Treasurer's Report: Clerk Treasurer Wood presented the following financial reports:

General Fund 2/1/2025 - 2/28/2025

Beginning Balance	237,236.25	Current Revenues	86,506.58
Deposits	369,139.07	Year to Date Revenue	3,164,690.00
Disbursements	-395,212.82	Current Expenditures	196,954.99
Ending Balance	211,162.50	Year to Date Expended	2,594,002.90

*General Capital Reserve Fund $326,968.67

*Equipment Reserve Fund $36,675.82

Capital Projects Fund 2/1/2025 - 2/28/2025

	DCJS Grant (Police)	Glen Park	Water Project
Beginning Balance	253,752.00	5,720.80	764,615.80
Deposits/Debits	0.00	0.00	0.00
Disbursements/Credits	0.00	0.00	-507,647.90
Ending Balance	253,752.00	5,720.80	256,967.90

*Total Capital Projects Fund Balance $516,440.70

Loan Programs 2/1/2025 - 2/28/2025

Business Loans		Rehab Loans	Balances
Beginning Balance	4,044.44	Beginning Balance	3,126,88
Deposits	8.16	Deposits	533.70
Disbursements	0.00	Disbursements	0.00
Ending Balance	4,052.60	Ending Balance	3,660.58
MM/Savings Balance	202,923.54	MM/Savings Balance	231,156.58
Total Fund Balance	206,976.14	Total Available Balance	234,817.16

**outstanding loans $0.00* **outstanding loans $44,637.83*

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General $60,483.02, Capital Projects $68,270.18. Trustee C. Aronstam seconded the motion, which carried unanimously.

Village General Election: The General Election is March 18, 2025 from the hours of noon to 9:00 p.m.

Purchase Mower for Parks Department: Trustee Traub moved to approve the purchase of a Ferris lawn mower in the amount of $20,200 from Little's Lawn Equipment. This is a state bid price. Trustee Correll seconded the motion, which carried unanimously.

2025-2026 Tentative Budget Summary: The clerk treasurer, on behalf of the Budget Committee, offered a summary of the upcoming Tentative Budget. She stated the 2025-2026 Tentative Budget will be available to the public on March 20, 2025.

Police Department Furniture Bids: Trustee Sinsabaugh moved to approve the purchase of the office furniture from Uline totaling $10,944.07. Trustee Traub seconded the motion, which carried unanimously.

Fire Room Update: The heater and utility sink have been installed, still waiting on window and door installation. They should be installed by the end of March.

Executive Session: Trustee C. Aronstam moved to enter Executive Session at 7:39 p.m. to discuss a litigation. Trustee Sinsabaugh seconded the motion, which carried unanimously.

Trustee Traub moved to enter Regular Session at 8:00 p.m. Trustee Sinsabaugh seconded the motion, which carried unanimously.

Adjournment: Trustee Sweeney moved to adjourn at 8:01 p.m. Trustee Correll seconded the motion, which carried unanimously.

Respectfully submitted,

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Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, MARCH 25, 2025 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor A. Aronstam called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Kasey Traub, Travis Bauman, Keith Correll, C. Aronstam, Jerry Sinsabaugh and Mayor A. Aronstam.

Also present: Attorney Betty Keene, Clerk Treasurer Michele Wood, Police Chief Buesink, and Patti Hanbury.

Public Comments: Margaret Prinzi, 447 Chemung Street, commented that she would like to see another blinking crossing light at the intersection of Chemung Street and Ithaca Street.

Approval of Minutes: Trustee Traub moved to approve the Minutes from March 11, 2025. Trustee C. Aronstam seconded the motion, which carried unanimously.

Department Reports: Department report received from the Police Department.

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General $65,072.82. Trustee C. Aronstam seconded the motion, which carried unanimously.

2025 Reorganizational Meeting: Trustee Sinsabaugh moved to schedule the 2025 Reorganization Meeting for April 7th, 2025 at 6:00 p.m. Trustee Traub seconded the motion, which carried unanimously.

Non-Licensed Cannabis Stores/Illegal Business: Letters will be sent out next week to the property owners to educate them on the recently adopted Local Law for Business Registrations.

1985 WWTP Ford Jet Rodder Truck: Trustee Correll moved to declare the 1985 Ford (3FDPF70H8FVA05918) Sewer Jet Rodder truck as surplus. Trustee Traub seconded the motion, which carried unanimously.

Trustee Correll moved to sell the 1985 Ford Truck through State Line Auto Auction. Trustee Traub seconded the motion, which carried unanimously.

NYCOM Annual Conference: Trustee Traub moved to approve Mayor-Elect Keith Correll to attend the NYCOM Annual Conference May 28-30, 2025, in Bolton Landing NY. Trustee C. Aronstam seconded the motion, which carried unanimously.

NYS Change to .gov Domain/Emails: Clerk Treasurer Wood stated that she has contacted Tioga County IT department to see what is involved with getting the Village's website and emails changed to .gov per legislation passed by Governor Hochel.

2025-2026 Tentative Budget / Public Hearing: Trustee Traub moved to schedule a Public Hearing on April 7, 2025 at 6:15 p.m. to hear comments in regards to the 2025-2026 Tentative Budget, and the Clerk to advertise the same. Trustee Correll seconded the motion, which carried unanimously.

WWTP SPDES Inspection: The clerk stated we received a rating of Satisfactory from the NYSDEC annual compliance inspection of the WWTP.

2025 Poll Site Agreement: The clerk presented a poll site agreement from Tioga County Board of Elections for elections to be held, as follows: Primary Election on June 24, 2025 from 5:00 a.m. to 10:00 p.m., and the General Election on November 4, 2025 from 5:00 a.m. to 10:00 p.m. These elections will be conducted in our community room, and will accommodate three polling districts. Trustee Correll moved to approve the agreement as presented. Trustee Bauman seconded the motion, which carried unanimously.

Cell Tower: Attorney Keene stated the school district has been working with Verizon to install a cell tower on Lincoln Street across from the elementary school. She stated she will send a letter to Verizon concerning Village code.

Executive Session: Trustee C. Aronstam moved to enter Executive Session at 7:20 p.m. to discuss contractual issue and a personnel request. Trustee Sinsabaugh seconded the motion, which carried unanimously.

Trustee Traub moved to enter Regular Session at 8:10 p.m. Trustee Sinsabaugh seconded the motion, which carried unanimously.

Trustee Traub moved to approve vacation buyout request of Deputy Clerk Treasurer Hanbury of 39.62 hours. Trustee Correll seconded the motion which carried unanimously.

Adjournment: Trustee Traub moved to adjourn at 8:11 p.m. Trustee Correll seconded the motion, which carried unanimously.

Respectfully submitted,

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Michele Wood, Clerk Treasurer

REORGANIZATION MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:00 P.M. ON MONDAY, APRIL 7, 2025 IN THE TRUSTEES' ROOM, IN THE VILLAGE HALL

Present were Trustee Courtney Aronstam, Trustee Kevin Sweeney, Trustee-Elect Kasey Traub, Trustee-Elect Travis Bauman, Trustee-Elect Jerry Sinsabaugh, and Mayor-Elect Keith Correll

Also Present: Clerk Treasurer Michele Wood, Deputy Clerk Treasurer Patti Hanbury, and Attorney Betty Keene

Call to Order: Mayor-Elect Correll called the meeting to order at 6:00 p.m.

Mayor's Oath of Office: Clerk Treasurer Wood administered the Oath of Office to Mayor-Elect Keith Correll. His parents, Lloyd and Beverly Correll, shared in the observance and held a bible for his oath.

Appointment of Trustee: Mayor Correll appointed Michael Gorman as Trustee to fill the vacancy of his trustee term.

Oaths of Office: Clerk Treasurer Wood administered the Oaths of Office to Trustees-Elect: Jerry Sinsabaugh, Travis Bauman, Kasey Traub, and newly appointed Michael Gorman.

Approval of Mayor's Appointments: Mayor Correll offered his appointments as follows:

Name	Appointed To	Term
Jerry Sinsabaugh	Deputy Mayor	1
Betty Keene	Village Attorney	1

Michele Wood	Clerk Treasurer	2
Patricia Hanbury	Deputy Clerk Treasurer	1
Chris Robinson	Code Enforcement Officer	1
Michael Myers	Associate Justice	1
Lynette Nickels	Justice Clerk	1
Todd Atchison	Zoning Board of Appeals	3
Jim Birney	Recreation Commission	5
Kyle Kinsley	Planning Board	5
Matt Jilson	Sewer Commissioner	5
Jeff Wheeler	Water Commissioner	5
Morning Times	Official Publication	1
Chemung Canal Trust Co Chase Bank NYCLASS	Official Depositories	1
Regular Meeting	2nd Tuesday of each month	1

Trustee Sweeney moved to approve Mayor Correll's appointments. Trustee C. Aronstam seconded the motion, which carried unanimously.

Check Signature Resolution: Trustee Traub offered the following resolution and moved its adoption:

RESOLVED, that checks drawn on any Village of Waverly account be payable on the signatures of two (2) of the following persons: Clerk Treasurer Michele Wood, Deputy Clerk Treasurer Patricia Hanbury, Mayor Keith Correll, and Trustee Jerry Sinsabaugh.

Trustee C. Aronstam seconded the motion, which carried unanimously.

Committee Assignments: Mayor Correll offered the following assignments to the board members, as follows:

Police	Sinsabaugh		
Street	Traub		
Recreation	C. Aronstam	Bauman	
Sewer	Sweeney		

Water	Bauman		
Planning	Gorman	Correll	
Cemetery	Traub		
Buildings & Grounds	Correll	Sinsabaugh	
Finance	Sinsabaugh	Bauman	Gorman
Tioga County (COG) Council of Governments	Correll		

Trustee Sinsabaugh moved to approve Mayor Correll's committee assignments. Trustee Bauman seconded the motion, which carried unanimously.

With all reorganized business resolved, Mayor Correll closed the meeting at 6:13 p.m.

Respectfully submitted,

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Michele Wood, Clerk/Treasurer

PUBLIC HEARING HELD BY THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY AT 6:15 P.M. ON MONDAY, APRIL 7, 2024 IN THE TRUSTEES' ROOM, VILLAGE HALL FOR THE PURPOSE OF PUBLIC COMMENT REGARDING THE 2024-2025 TENATIVE BUDGET

Mayor Correll declared the hearing open at 6:15 p.m. and directed the clerk to read the notice of public hearing.

Roll Call: Trustees Present: Kasey Traub, Travis Bauman, Michael Gorman, Courtney Aronstam, Kevin Sweeney, Jerry Sinsabaugh and Mayor Correll.

Also present: Clerk Treasurer Michele Wood, Attorney Betty Keene, and Patti Hanbury

Mayor Correll stated the Budget Committee and the Department Heads worked closely and thanked them for their efforts. He opened the floor for comments regarding the 2024-2025 Tentative Budget.

With no one else wishing to be heard, Mayor Correll closed the hearing at 6:29 p.m.

Respectfully submitted,

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Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON MONDAY, APRIL 7, 2025 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Kasey Traub, Travis Bauman, Michael Gorman, C. Aronstam, Jerry Sinsabaugh, Kevin Sweeney and Mayor Correll.

Also present: Attorney Betty Keene, Clerk Treasurer Michele Wood, Police Chief Buesink, and Patti Hanbury.

Public Comments: No comments were offered.

Mayor's Comments: Mayor Correll thanked Andy Aronstam for his dedication and commitment to improving the Village of Waverly during his term as Mayor.

Approval of Minutes: Trustee Traub moved to approve the Minutes from March 11, 2025. Trustee C. Aronstam seconded the motion, which carried unanimously.

Letters and Communications: Town of Barton will be holding electronics recycling the last Monday of the month starting April 28th from 9:00 a.m. to 12:00 p.m.

Approval of Minutes: Trustee Traub moved to approve the Minutes from March 25, 2025. Trustee Bauman seconded the motion, which carried unanimously.

Department Reports: None

NYCLASS Investment Report: The clerk submitted year-to-date investment revenues from NYCLASS.

Month	Avg Yield/Period	Monthly	Fiscal YTD
June 2024	5.2189%	12,378.89	12,378.89
July 2024	5.1871%	16,984.28	29,363.17
August 2024	5.1595%	16,971.88	46,335.05
September 2024	5.0165%	16,152.46	62,487.51
October 2024	4.7014%	15,651.97	78,139.48
November 2024	4.5644%	14,742.98	92,882.46
December 2024	4.4132%	13,984.17	106,866.63
January 2025	4.2526%	12,826.79	119,693.42
February 2025	4.2208%	10,872.34	130,565.76
March 2025	4.1898%	13,587.95	144,153.71

Revenue Comparison Report: The clerk submitted year-to-date revenues March 2024 vs. March 2025.

These are only selected recurring revenues, and not a complete revenue statement.

Month	YTD Previous Year	YTD Current Year	Increase/Decrease
June 2024	17,437.26	9,735.22	-7,702.04
July 2024	92,010.33	79,763.08	-12,247.25
August 2024	176,434.48	178,802.12	2,367.94
September 2024	293,418.53	298,578.98	5,160.45
October 2024	418,871.98	420,975.72	2,103.74
November 2024	510,630.47	422,728.48	12,098.01
December 2024	592,583.15	616,621.66	24,038.51
January 2025	666,578.84	681,552.39	14,973.55
February 2025	786,770.04	775,848.60	-30,921.44
March 2025	870,974.56	918,174.19	47,199.63

Treasurer's Report: Clerk Treasurer Wood presented the following financial reports:

General Fund 3/1/2025 - 3/31/2025

Beginning Balance	211,162.50	Current Revenues	203,393.42
Deposits	433,254.69	Year to Date Revenue	3,368,083.42
Disbursements	-292,748.44	Current Expenditures	248,681.86
Ending Balance	351,668.75	Year to Date Expended	2,842,684.76

*General Capital Reserve Fund $328,134.15

*Equipment Reserve Fund $36,806.52

Capital Projects Fund 3/1/2025 - 3/31/2025

	DCJS Grant (Police)	Glen Park	Water Project
Beginning Balance	253,752.00	5,720.80	256,967.90
Deposits/Debits	0.00	0.00	0.00
Disbursements/Credits	-68,270.18	0.00	0.00
Ending Balance	185,481.82	5,720.80	256,967.90

*Total Capital Projects Fund Balance $448,170.52

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General $32,252.96, Rising Stars $438.00, and Unemplyment $4.80. Trustee C. Aronstam seconded the motion, which carried unanimously.

2025-2026 Budget Adoption: The clerk stated the Board of Water Commissioners and the Board of Sewer Commissions have recommended adoption of their respective budgets as submitted. Trustee Sinsabaugh moved to adopt the 2025-2026 Tentative Budget as final. The total budgets are: General Fund $3,907,577; Water Fund $1,192.059; and Sewer Fund $1,3,66,120. Trustee Bauman seconded the motion, which led to a roll call vote, and resulted as follows:

Ayes – 6 (Traub, Bauman, C. Aronstam, Sweeney, Sinsabaugh)
Nays – 0
Abstain – 1 (Gorman)
Absent – 0
The motion carried. The 2025-2026 Budget was adopted as presented.

CDBG Deferred Loan Subordination: Trustee Traub moved to approve the Village of Waverly be moved to 3rd lien position on a village mortgage for James and Dawn Willis. They wish to get a home improvement loan from their bank. The clerk stated their village deferred loan will be satisfied in approximately one year. Trustee Bauman seconded the motion, which carried unanimously.

Repeal Local Law: Tax Cap Override: The clerk submitted proposed Local Law 1B to Repeal Local Law that Authorizes a property tax levy in excess of the limit established in General Municipal Law §3-c. Trustee Sinsabaugh moved to approve to Local Law 1B. Trustee Bauman seconded the motion, which carried unanimously.

Amend Non Contractual Employee Good Friday Holiday: Trustee Traub moved to approve working a full day on Good Friday in exchange for full day off for Christmas Eve, for the non-contractual employees. Trustee C. Aronstam seconded the motion, which carried unanimously.

Adjournment: Trustee Traub moved to adjourn at 6:48 p.m. Trustee Sinsabaugh seconded the motion, which carried unanimously.

Respectfully submitted,

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Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, APRIL 22, 2025 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Kasey Traub, Travis Bauman, Michael Gorman, C. Aronstam, Kevin Sweeney and Mayor Correll.

Also present: Attorney Betty Keene, Clerk Treasurer Michele Wood, Police Chief Buesink, and Patti Hanbury.

Press: Johnny Williams Morning Times

Public Comments: No comments were offered.

Letters and Communications: Tioga County will be holding a Paint Collection Event for NYS residents on Saturday, May 10th, from 9:00 am to 1:00 pm at 477 Route 96, Owego, NY.

Approval of Minutes: Trustee Traub moved to approve the Minutes from April 7, 2025. Trustee C. Aronstam seconded the motion, which carried unanimously.

Department Reports: March reports were submitted from the Police Department, the Court, Code Enforcement, and Recreation Department.

Finance Committee/Approval of Abstract: Trustee C. Aronstam presented the following abstracts for approval: General $82,329.24. Trustee Bauman seconded the motion, which carried unanimously.

Fair Housing Month: Trustee Traub offered the following resolution, and moved its adoption:

WHEREAS, in accordance with the Title VIII Fair Housing Policy of the Civil Rights Act of 1968 and the Fair Housing Amendments Act of 1988 and,

WHEREAS, the month of April 2021 has been designated by the U.S. Department of Housing and Urban Development's Office of Fair Housing and Equal Opportunity as Fair Housing Month.

NOW, THEREFORE, BE IT RESOLVED, that the Village Board of the Village of Waverly hereby declares and proclaims April 2025 as Fair Housing Month in the Village of Waverly.

Trustee Bauman seconded the motion, which carried unanimously.

OSC Fiscal Stress Score: Clerk Treasurer Wood presented the annual State Comptroller's Fiscal Stress Report. She was pleased to announce that the Village of Waverly's score was 5.0. The range of fiscal stress is:

0 - 44.9 No Designation
45 – 54.9 Susceptible Stress
55 – 64.9 Moderate Stress
65 – 100.0 Significant Stress

NY Forward Grant Update: The contract has been signed for the Small Project Funds – next step is to hire grant administration. There is no contract yet for the East Waverly Park/Broad Street project.

Tax Cap – Repeal Local Law: Clerk stated that after speaking with NYCOM it is no longer necessary to repeal local law if it wasn't needed due to not going over the tax cap.

Executive Session: Trustee C. Aronstam moved to enter Executive Session at 7:15 p.m. to discuss mitigation issue. Trustee Bauman seconded the motion, which carried unanimously.

Trustee Sweeney moved to enter Regular Session at 7:57 p.m. Trustee Bauman seconded the motion, which carried unanimously.

Trustee C. Aronstam moved to approve appointing Trustee Kasey Traub to Tioga County Planning Board. Trustee Bauman seconded the motion, which carried unanimously.

Adjournment: Trustee Traub moved to adjourn at 7:58 p.m. Trustee Sweeney seconded the motion, which carried unanimously.

Respectfully submitted,

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Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, MAY 13, 2025 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Kasey Traub, Travis Bauman, Michael Gorman, C. Aronstam, Kevin Sweeney, Jerry Sinsabaugh and Mayor Correll.

Also present: Attorney Betty Keene, Clerk Treasurer Michele Wood, and Patti Hanbury.

Press: Johnny Williams Morning Times

Public Comments: Christine Howe - 119 Elm St; Lucille Henson - 117 Elm St, and James Berton – 111 Elm St are concerned about the drain not working between 111 and 117 Elm St. When it rains the whole street floods.

Ron Keene - 7 Elliott Street, commented on the pothole on Chemung Street., burned house on Cayuta Avenue, Howard Street/Erie Street bridge, and tanker trucks getting water for pool fills.

Tioga County Update: Former Mayor A. Aronstam will be sworn in as Tioga County Legislator on June 10, 2025 in replacement of Dennis Mullen, who resigned.

Letters and Communications: Shawn Ward submitted letter inquiring about any municipality owned building that might be available for mural painting.

Trustee Sweeney moved to approve a proclamation declaring June 17, 2025 as Leprino's Day. Trustee Traub seconded the motion, which carried unanimously.

Tioga County Water Quality Coordinating Committee brought down 20 rain barrels to be given away to residents of the Village of Waverly.

Approval of Minutes: Trustee Traub moved to approve the Minutes from April 22, 2025. Trustee Bauman seconded the motion, which carried unanimously.

Department Reports: March reports were submitted from the Court, Code Enforcement, and Recreation Department.

Trustee Traub moved to approve the hiring of Ethan Perry and Zachary Vanderpool as summer help for Rec and Parks Department. Trustee Sinsabaugh seconded the motion, which carried unanimously. Trustee Sweeney moved to approve up to $100 towards the purchase of steel toed boots required for work. Trustee Bauman seconded the motion, which carried unanimously.

Amendment with Trane Contract: Trustee Traub moved to approve an amendment to the Trane Contract for filter changes and coil cleaning to three times a year in the amount of $1,674.00. Trustee C. Aronstam seconded the motion, which carried unanimously.

NYCLASS Investment Report: The clerk submitted year-to-date investment revenues from NYCLASS.

Month	Avg Yield/Period	Monthly	Fiscal YTD
June 2024	5.2189%	12,378.89	12,378.89
July 2024	5.1871%	16,984.28	29,363.17
August 2024	5.1595%	16,971.88	46,335.05
September 2024	5.0165%	16,152.46	62,487.51
October 2024	4.7014%	15,651.97	78,139.48
November 2024	4.5644%	14,742.98	92,882.46
December 2024	4.4132%	13,984.17	106,866.63
January 2025	4.2526%	12,826.79	119,693.42
February 2025	4.2208%	10,872.34	130,565.76
March 2025	4.1898%	13,587.95	144,153.71
April 2025	4.1643%	13,120.32	157,274.03

Revenue Comparison Report: The clerk submitted year-to-date revenues March 2024 vs. March 2025. These are only selected recurring revenues, and not a complete revenue statement.

Month	YTD Previous Year	YTD Current Year	Increase/Decrease
June 2024	17,437.26	9,735.22	-7,702.04
July 2024	92,010.33	79,763.08	-12,247.25
August 2024	176,434.48	178,802.12	2,367.94
September 2024	293,418.53	298,578.98	5,160.45
October 2024	418,871.98	420,975.72	2,103.74
November 2024	510,630.47	422,728.48	12,098.01
December 2024	592,583.15	616,621.66	24,038.51
January 2025	666,578.84	681,552.39	14,973.55
February 2025	786,770.04	775,848.60	-30,921.44
March 2025	870,974.56	918,174.19	47,199.63
April 2025	944,006.99	979,824.90	35,757.91

Treasurer's Report: Clerk Treasurer Wood presented the following financial reports:

General Fund 4/1/2025 - 4/30/2025

Beginning Balance	351,668.75	Current Revenues	77,394.67
Deposits	80,216.15	Year to Date Revenue	3,445,478.09
Disbursements	-242,250.29	Current Expenditures	230,227.35
Ending Balance	189,634.61	Year to Date Expended	3,072.912.11

*General Capital Reserve Fund $329,299.63

*Equipment Reserve Fund $36,937.22

Capital Projects Fund 4/1/2025 - 4/30/2025

	DCJS Grant (Police)	Glen Park	Water Project
Beginning Balance	185,481.82	5,720.80	256,967.90
Deposits/Debits	0.00	0.00	0.00
Disbursements/Credits	0.00	0.00	-1,418.10
Ending Balance	185,481.82	5,720.80	255,549.80

*Total Capital Projects Fund Balance $446,752.42

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General $76,455.63 and Recreation Department $1,181.59. Trustee C. Aronstam seconded the motion, which carried unanimously.

2025-2026 Tax Rate Resolution: Trustee Traub offered the following resolution and moved its adoption:

WHEREAS, the Board of Trustees, finalized the annual budget for the fiscal year, commencing June 1, 2025 and ending May 31, 2026; and,

WHEREAS, the total of taxable property assessments in said Village as shown on the current assessment roll has been determined to be $143,240,571; and,

WHEREAS, the Board of Trustees of the Village of Waverly, by resolution dated the same date appropriated the sum of $3,907,577; less estimated revenues of $1,447,998 or a balance of $2,459,579 to be raised by real estate taxes, said Board of Trustees hereby levies the following tax pursuant to the provisions of the Real Property Tax Law of the State of New York upon the taxable property of the Village of Waverly, to wit: upon all taxable property of the Village of Waverly; and,

BE IT RESOLVED, that the tax rate on account of said levy be set at the rate of $17.1709 per each $1,000 of assessed valuation; and,

BE IT FURTHER RESOLVED, that the Village Clerk/Treasurer be directed to extend and carry out upon the tax roll of the Village of Waverly, the amount to be levied against the value of each parcel of real property owed thereon; and,

It further appearing that the Board of Water Commissioners of the Village of Waverly has filed with the Clerk, its certificate in writing, indicating certain unpaid water rents and penalties thereon, as of May 1, 2025 with the properties against which said unpaid water rents are charged.

NOW, THEREFORE, BE IT RESOLVED, that a total amount of such unpaid water rents in the amount of $22,178.64 be levied pursuant to the provision of the Village Law against said properties, as set forth on said certificate, and in the amount set forth, and,

It further appearing that the Board of Sewer Commissioners of the Village of Waverly has filed with the Clerk, its certificate in writing, indicating certain unpaid sewer rents and penalties thereon, as of May 1, 2025 with the properties against which said unpaid sewer rents are charged.

NOW, THEREFORE, BE IT RESOLVED, that a total amount of such unpaid sewer rents in the amount of $36,345.79 be levied pursuant to the provision of the Village Law against said properties, as set forth on said certificate, and in the amount set forth, and,

It further appearing that the Board of Sewer Commissioners of the Village of Waverly has filed with the Clerk, its certificate in writing, indicating certain unpaid sewer debt service charges (capital charges) and penalties thereon, as of May 1, 2025 with the properties against which said unpaid capital charges are charged.

NOW, THEREFORE, BE IT RESOLVED, that a total amount of such unpaid sewer debt service charges (capital charges) in the amount of $19,738.51 be levied pursuant to the provision of the Village Law against said properties, as set forth on said certificate, and in the amount set forth, and,

NOW, THEREFORE, BE IT RESOLVED, that a total amount of $2,175.00 of unpaid grass and weeds removal be levied pursuant to the provision of the Village Law against said properties, as set. Forth, on said certificate, and,

BE IT FURTHER RESOLVED, that the Village Clerk be directed to extend and carry out upon said tax roll of the Village of Waverly the amount so levied against the several parcels of real property:

Trustee Sweeney seconded the motion, and duly put to a roll call vote, resulting as follows:

Ayes – 7 (Traub, Bauman, Gorman, C. Aronstam, Sweeney, Sinsabaugh, Mayor Correll)
Nays – 0
The motion passed

SRBC Consumptive Use Mitigation Grant, Water Meter Replacement: The Village of Waverly Water Department was awarded a grant in the amount of $216,901.00 for the upgrade/replacement of water meters in the Village.

NYS CDBG Project Completion: Village of Waverly successfully met all contractual obligations and the OCR approved the closeout of the grant.

Zoning Application Fees: Trustee C. Aronstam moves to increase the application fees for the Planning Board and the Zoning Board to $30, due to the increase in publishing costs. Trustee Bauman seconded the motion, which carried unanimously.

Trees: Trustee Gorman, Trustee Traub and Mayor Correll will get guidelines as to how to handle Village trees that are dying and need to be cut down.

Recreation Commission Board Appointment: Trustee Traub moved to approve the appointment of Theresa Robinson to the Recreation Commission Board. Trustee Bauman seconded the motion, which carried unanimously.

458 Waverly Street House: Trustee Bauman moved to approve the bid not to exceed $58,000.00 for demolition of the house at 458 Waverly Street. Trustee Traub seconded the motion, which carried unanimously.

NY Forward Grant Update: Working on getting the Village contract filled out and filed with NYS.

Executive Session: Trustee C. Aronstam moved to enter Executive Session at 7:42 p.m. to discuss litigation issue. Trustee Bauman seconded the motion, which carried unanimously.

Trustee Sweeney moved to enter Regular Session at 8:30 p.m. Trustee Bauman seconded the motion, which carried unanimously.

Adjournment: Trustee Traub moved to adjourn at 8:31 p.m. Trustee Sweeney seconded the motion, which carried unanimously.

Respectfully submitted,

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Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, MAY 27, 2025 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Kasey Traub, Travis Bauman, Michael Gorman, C. Aronstam, Kevin Sweeney, Jerry Sinsabaugh and Mayor Correll.

Also present: Police Chief Buesink, Attorney Betty Keene, Clerk Treasurer Michele Wood, and Patti Hanbury.

Press: Matt Freeze, Morning Times

Public Comments: Margaret Prinzi, 447 Chemung Street, complained about garbage out back of 449 Chemung Street, and also the kids on bikes/e-bikes are going to fast.

Letters and Communications: Jessica Schillmoeller would like permission for Tinsel & Lights on December 12, 2025. Trustee C. Aronstam moved to approve request. Trustee Sweeney seconded the motion, which carried unanimously.

Guthrie/Lourdes Mammo on the Move will be in front of the Waverly Free Library on Friday June 27, 2025 from 10:00 a.m. to 4:00 p.m.. Trustee Bauman moved to approve the request. Trustee C. Aronstam seconded the motion, which carried unanimously.

Approval of Minutes: Trustee Traub moved to approve the Minutes from May 13, 2025. Trustee Bauman seconded the motion, which carried unanimously.

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General (May) $200,930.13, and (June) $8226.34. Trustee C. Aronstam seconded the motion, which carried unanimously.

Department Reports: Police Chief Buesink submitted report for April 2025.

OCM Notification: Notification of microbusiness cannabis license application submitted for Puff Plaza LLC at 561 Broad St Waverly NY.

2024-2025 Budget Transfers: Trustee Traub moved to approve the following budget amendments. Trustee Bauman seconded the motion, which carried unanimously

2025-2026 Budget Transfers, General Fund:

Line Item	Description	Transfer In:	Transfer Out:
A 1010.0400	trustees-contractual exp		-350
A 1110.0100	court-full-time		-800
A 1110.0142	court-part-time		-600
A 1110.0145	court-sick	1,344	
A 1210.0400	mayor-contractual expense	350	
A 1325.0100	treasurer-full-time	3,180	
A 1325.0145	treasurer-sick	68	
A 1325.0148	treasurer-holiday	580	
A 1325.0149	treasurer-vacation		-1,500
A 1355.0400	assessment-expense	113,231	
A 1410.0100	clerk-full-time		-4,500
A 1410.0145	clerk-sick	391	
A 1410.0146	clerk-overtime		-2,000
A 1410.0148	clerk-holiday	10	
A 1410.0149	clerk-vacation		-1,400
A 1410.0200	clerk-equipment		-500
A 1410.0401	clerk- supplies		-1,901
A 1410.0402	clerk-other expense	1,901	
A 1420.0142	law-part-time	1	
A 1450.0400	elections-contractual exp	241	
A 1620.0403	bldg-repairs	10,000	
A 1620.0405	bldg-telephone	50	
A 1620.0406	bldg-IT services	8,330	

A 1910.0400	unallocated insurance	357	
A 1920.0400	municipal assoc dues		-2,700
A 1990.0400	contingency		-198,285
A 3120.0145	police-sick	3,026	
A 3120.0146	police-overtime	35,000	
A 3120.0200	police-equipment		-8,900
A 3120.0401	police-supplies	4,000	
A 3120.0403	police-radio repairs		-1,500
A 3120.0404	police-car repairs	2,500	
A 3120.0407	police-misc		-2,500
A 3620.0142	code-part-time		-1,200
A 3620.0400	code-contractual exp		-800
A 5110.0142	street-part-time		-7,200
A 5110.0145	street-sick	4,673	
A 5110.0146	street-overtime	1,000	
A 5110.0149	street-vacation	550	
A 5110.0404	street repairs	3,000	
A 5110.0406	street-gasoline		-2,000
A 5110.0407	street-electric		
A 5110.0408	street-paint		-3,000
A 5110.0409	street-storm sewers		
A 5110.0410	street-fuel, heat		-1,000
A 5110.0411	street-street signs	1,000	
A 5110.0412	street-misc		-2,000
A 5410.0400	sidewalks	2,100	
A 7110.0145	parks-sick	1,523	
A 7110.0146	parks-overtime	875	
A 7110.0201	parks-equipment	10,000	
A 7110.0401	parks-materials/supplies	1,000	
A 7110.0402	parks-electric		-1,800
A 7110.0403	parks-bldg repairs	2,000	
A 7110.0404	parks-equip repairs	750	
A 7110.0406	parks-gasoline		-1,000
A 7310.0100	rec-full-time	3,400	
A 7310.0142	rec-part-time		-6,000
A 7310.0145	rec-sick		
A 7310.0148	rec-holiday		-750
A 7310.0149	rec-vacation		-2,000
A 7310.0200	rec-equipment		-1,200
A 7310.0401	rec-misc supplies	2,500	
A 8160.0400	refuse and garbage	200	
A 8810.0142	cemetery-mowing	25	
A 8810.0401	cemetery-supplies	2,500	
A 9010.0800	employee retirement		-16,829
A 9015.0800	police retirement	45,499	

A 9040.0800	workmans comp ins		-11,790
A 9060.0800	health insurance	40,750	
A 9060.0801	health insurance SRO		-21,000
A 9901.0905	trans to debt svc interest		-900
		307,905	-307,905

2024-2025 Budget Amendments, General Fund: Trustee Traub moved to approve the following budget amendments. Trustee Bauman seconded the motion, which carried unanimously.

	Revenues/Grants				Expense Offset	
A 510 Estimated Revenues				**A 960 Estimated Appropriations**		
A 2610	fines & forfeit bail	10,000		A 1110.0401	court supplies	12,445
A 2192	cemetery services	3,000		A 1355.0400	assessment exp	46,600
A 2260	public safety	8,600		A 1620.0403	bldgs repairs	9,500
A 2350	youth rec svcs	3,000		A 1620.403.10	bldgs fire claim	58,390
A 2401	interest earned	8,000		A 1990.0400	contingency	198,285
A 2412	rental real property	6,000		A 7110.0201	parks equip	10,000
A 2440	rental gov utilities	3,500				
A 2665	sale of equip	11,000				
A 2680	insurance recovery	56,180				
A 2690	other comp recovery	2,210				
A 2705	gifts and donations	10,000				
A 3089	DCJS (court grant)	15,445				
A 9000	appr fund balance	198,285				
	Total	335,220			Total	335,220

458 Waverly Street House: All demolition permits have been applied for. Trustee Traub moved to approve O'Rourke, Inc. to do the air monitoring. Trustee Sweeney seconded the motion, which carried unanimously.

Tree Committee: The clerk presented a list of trees that need to be looked at for possible removal.

Board Comments: Trustee Traub attended his first Tioga County Planning Board Meeting in May.

Trustee C. Aronstam would like to know what new businesses are coming into the Village from the Planning Board Meetings.

Executive Session: Trustee C. Aronstam moved to enter Executive Session at 7:27 p.m. to discuss mitigation issue. Trustee Traub seconded the motion, which carried unanimously.

Trustee Sweeney moved to enter Regular Session at 8:17 p.m. Trustee Bauman seconded the motion, which carried unanimously.

DPW/Teamster Bargaining Agreement: After review of the tentative agreement, Trustee Gorman moved to approve the tentative DPW/Teamster Bargaining Agreement as final. The agreement is in effect from June 1, 2025 through May 31, 2028. Trustee Traub seconded the motion, which led to a roll call vote, and resulted as follows:

Ayes – 7 (Traub, Bauman, Gorman, C. Aronstam, Sweeney, Sinsabaugh, Correll)
Nays – 0
Absent – 0
The motion carried.

Adjournment: Trustee Traub moved to adjourn at 8:19 p.m. Trustee Sweeney seconded the motion, which carried unanimously.

Respectfully submitted,

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Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, JUNE 10, 2025 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Kasey Traub, Travis Bauman, Michael Gorman, C. Aronstam, Kevin Sweeney, Jerry Sinsabaugh and Mayor Correll.

Also present: Attorney Betty Keene, Clerk Treasurer Michele Wood, and Patti Hanbury.

Press: Johnny Williams, Morning Times

Public Comments: Steve Mauerberg, 217 William Street, property nuisance complaint about 221 William Street.

Dave Coleman, 117 Moore Street, would like the Village of Waverly code reviewed. He also commented on open fires in the Village and lack of enforcement and that there is no code covering open fires. He would also like to see a Village code on the number of dogs that can be owned by a person in the Village.

Shawn Ward, 75 Lincoln Street, would like to know where the $23,000 in cannabis sales tax is going to be spent and what the unused NY Forward grant money is going towards.

Mayor's Comments: 318- 320 Broad Street buildings were placarded for Code and Fire issues.

Tioga County Update: Andrew Aronstam is the newly appointed Tioga County Legislator for District 5.

Approval of Minutes: Trustee Traub moved to approve the Minutes from May 27, 2025. Trustee Bauman seconded the motion, which carried unanimously.

Department Reports: Police, Court, and Recreation Commission submitted reports for May 2025.

NYCLASS Investment Report: The clerk submitted year-to-date investment revenues from NYCLASS.

Month	Avg Yield/Period	Monthly	Fiscal YTD
June 2025	4.1455%	12,885.31	12,885.31

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General Fund 2025 $20,862.94 and 2026 $13,463.24. Rising Stars $221.95 and Capital Projects $7,931.89. Trustee C. Aronstam seconded the motion, which carried unanimously.

Special Event Liquor Permit: Trustee Traub moved to approve a special event permit application for Craig Mennig for August 9, 2025 at the Waverly Glen Park. Trustee C. Aronstam seconded the motion, which carried unanimously.

2025 CDBG Housing Rehab Application: Trustee Traub moved to applying for the 2025 CDBG Housing Rehab Grant. Trustee Bauman seconded the motion, which carried unanimously.

Trustee Bauman moved to approve hiring Thoma Development for the 2025 CDBG Planning Application at a cost of $7,500. Trustee Traub seconded the motion, which carried unanimously.

Dry Brook Stream Corridor Assessment: Village of Waverly was awarded a $75,000 grant from the New York State Department of Environmental Conservation Non Agricultural Nonpoint Source Planning and MS4 Mapping Grant program, which provides important support to communities to plan for the protection and restoration of water resources.

NY Forward Grant Administration: Trustee C. Aronstam moved to approve hiring Thoma Development for assistance with the NY Forward Public Project Application/Contract. Trustee Bauman seconded the motion, which carried unanimously.

Jet Rodder Truck Bond & Storage: Mayor Correll stated the Sewer Board approved the purchase of a jet rodder truck, however, the Street Department also has uses for it to pump out and flush drains. Trustee Bauman moved to approve the Village to pay the interest portion of the bond for the jet rodder truck. Trustee Sweeney seconded the motion, which carried unanimously.

House at 358 Waverly Street: Demolition is scheduled for June 19, 2025.

Handicap Doors for Village Hall: Trustee Sinsabaugh will follow up with contractor for bid submittal.

Executive Session: Trustee C. Aronstam moved to enter Executive Session at 7:18 p.m. to discuss mitigation issue. Trustee Traub seconded the motion, which carried unanimously.

Trustee Sweeney moved to enter Regular Session at 8:13 p.m. Trustee Bauman seconded the motion, which carried unanimously.

Adjournment: Trustee Traub moved to adjourn at 8:14 p.m. Trustee Sweeney seconded the motion, which carried unanimously.

Respectfully submitted,

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Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, JUNE 24, 2025 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Travis Bauman, Michael Gorman, C. Aronstam, Kevin Sweeney, Jerry Sinsabaugh and Mayor Correll.

Also present: Police Chief Buesink, and Clerk Treasurer Michele Wood.

Proclamation: Waverly High School Skeet Team won 1st place 2025 New York State Clay Target League Skeet Tournament.

Mayor's Comments: Pavilion at Waverly Glen needs a new roof. Mayor Correll offered to redo the roof at no labor charge and a cost of $1,084.00 in lumber. Trustee Sweeney moved to approve the purchase of the lumber. Trustee Sinsabaugh seconded the motion, which carried unanimously.

Updates to the Employee Handbook being looked at to include safety. Trustee Gorman and Trustee Sinsabaugh will work with Mayor Correll on this.

A letter to the OCM is getting drafted by Attorney McKertich concerning the Village's disappointment with their oversight regarding illegal cannabis shops and sticker stores.

Music Fest is scheduled for August 9, 2025 at the Waverly Glen starting at 12:00 p.m.

Tioga County Update: Legislator Aronstam will follow up with the County about Village Hall cleaning.

Approval of Minutes: Trustee Bauman moved to approve the Minutes from June 10, 2025. Trustee Gorman seconded the motion, which carried unanimously.

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General Fund (2025) $10,590.31 and (2026) $121,668.03. Trustee C. Aronstam seconded the motion, which carried unanimously.

Special Event Liquor Permit: Trustee Bauman moved to approve a special event permit application for DB Brewing for August 9, 2025 at the Waverly Glen Park. Trustee C. Aronstam seconded the motion, which carried unanimously.

Tree Risk Assessment: Bid request will be accepted for the tree removal with deadline of July 8, 2025 at 4:30 p.m.

2025 CDBG Housing Rehab Application: Minutes from June 10, 2025 meeting correction needed in fee amount.

Housing Conditions Rehab Application: Trustee Sinsabaugh moved to approve hiring Thoma Development to do a housing conditions survey through CDBG. Trustee Bauman seconded the motion, which carried unanimously.

Handicap Doors for Village Hall: Trustee Sinsabaugh will follow up with contractor for bid submittal.

NY Forward Grant Update: Trustee Sweeney moved to approve hiring Thoma Development to help with getting the contract ready. Trustee Bauman seconded the motion, which carried unanimously.

Adjournment: Trustee Traub moved to adjourn at 7:35 p.m. Trustee Sweeney seconded the motion, which carried unanimously.

Respectfully submitted,

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Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, JULY 8, 2025 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Kasey Traub, Michael Gorman, C. Aronstam, Kevin Sweeney, Jerry Sinsabaugh and Mayor Correll.

Also present: Attorney Betty Keene, Clerk Treasurer Michele Wood, and Patti Hanbury.

Press: Johnny Williams, Morning Times

Public Comments: Steve Mauerberg, 217 William Street, asked for an update about his complaint regarding property nuisance at 221 William Street.

Ken Goodwin, 135 Center Street, complaining of the garbage smell coming from 221 William Street, and stated their dog gets loose and runs 2-3 times a week.

Bonnie Rice, 225 William Street, complaining that she is getting critters in the yard from the garbage at the neighboring house.

Evelyn Mattson, 216 William Street, complaining about the junk at 221 William Street.

Mona Tracy, 37 Cadwell Avenue, complaining about the motorized scooters/e-bike.

Ron Keene, 7 Elliott Street, complaining about the lack of code enforcement in the Village.

Dave Coleman, 117 Moore Street, would like the Village of Waverly code reviewed. He also commented on open fires in the Village and lack of enforcement and that there is no code covering open fires. He would also like to see a Village code on the number of dogs that can be owned by a person in the Village.

Heather Ruegg, 10 Lincoln Avenue, feels that Code Enforcement should be able to issue fines for issues without going through the court.

Presentation: Tioga County Pro Housing: Sean Lanning from Tioga County Economic Development and Planning informing the Village of all of the grant opportunities that are available.

Tioga County Update: Legislator Aronstam commented on the grants available for Pro Housing.

Mayor's Comments: We received a $1,500.00 donation from Dandy for the Glen Park. Tioga State Bank car show at East Waverly July 16, 2025 at 5:00 pm.

Department Reports: Police, Court, and Recreation Commission submitted reports for May 2025.

Chief Buesink announced Sergeant Mitchell retirement effective 8/1/2025.

Trustee Traub moved to approve Officer Harvey be promoted to Sergeant effective 8/2/2025. Trustee Sweeney seconded the motion, which carried unanimously.

Trustee Traub moved to approve recruitment of person to fulfill the 11th police officer position. Trustee Sweeney seconded the motion, which carried unanimously.

NYCLASS Investment Report: The clerk submitted year-to-date investment revenues from NYCLASS.

Month	Avg Yield/Period	Monthly	Fiscal YTD
June 2025	4.1371%	12,475.93	12,475.93

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General Fund (2025) $149.74 and (2026) $23,702.65, and Rec Commission $2,120.67. Trustee C. Aronstam seconded the motion, which carried unanimously.

Summer Help in Recreation: The Clerk submitted a list to hire the following personnel for the five-week Summer Recreation Program, as follows:

Chenelle Huddleston	25 hours/week	17.00/hour Head Counselor
Olivia Nittinger	25 hours/week	16.50/hour Assistant Counselor
Thomas Morley	25 hours/week	15.50/hour Counselor
Alyvia Daddona	25 hours/week	15.50/hour Counselor
Mac Talada	25 hours/week	15.50/hour Counselor
Brielle DeKay	25 hours/week	15.50/hour Counselor
Abigal Blauvelt	25 hours/week	15.50/hour Counselor
Braylon DeKay	25 hours/week	15.50/hour Counselor
Kendal Shaffer	25 hours/week	15.50/hour Counselor
Jake VanHouten	25 hours/week	15.50/hour Counselor
Brilynn Belles	25 hours/week	15.50/hour Counselor
Kierstyn Ward	25 hours/week	15.50/hour Counselor
Ella Robinson	25 hours/week	15.50/hour Counselor

Trustee C. Aronstam moved to hire the personnel for the Summer Recreation Program as presented. Trustee Sinsabaugh seconded the motion, which carried unanimously.

Tree Opening Bids: Trustee Sinsabaugh moved to award the bid from Ernest Pozzi Quality Tree Service in the amount of $34,800. Trustee Traub seconded the motion, which carried unanimously.

Insurance Claim: Police car damage from recent accident were $16,089.22 to fix. Insurance will cover the cost of repairs, less the $1,000 deductible.

Downtown Design Guide: Trustee Traub moved to accept the Downtown Design Guidelines from Thoma Development as presented. Trustee Gorman seconded the motion, which carried unanimously.

2025 CDBG Housing Rehab, Set First Public Hearing: Trustee Traub moved to schedule the public hearing for July 22, 2025 at 6:15 p.m. Trustee Gorman seconded the motion, which carried unanimously.

NY Forward Grant – Bids for Small Fund Administration: Trustee C. Aronstam moved to hire Thoma Development for the NY Forward Small Fund Grant Administration at the cost of 10% of the total awarded grant, which is the standard. Trustee Traub seconded the motion, which carried unanimously.

NY Forward Grant Small Project Committee: Committee of preferably 5 people will need to be formed to review applications. Persons cannot be on the Village Board, or officers of the village.

NYCOM Fall Training School: Trustee Gorman moved to approve Michele Wood and Patti Hanbury to attend NYCOM's Fall Training School in Lake Placid from September 15-19, 2025. Trustee C. Aronstam seconded the motion, which carried unanimously.

Street Milling & Paving: Street milling will start July 16-17. Paving will start the week of July 21, 2025 weather permitting.

Executive Session: Trustee C. Aronstam moved to enter Executive Session at 7:57 p.m. to discuss mitigation issue. Trustee Traub seconded the motion, which carried unanimously.

Trustee Sweeney moved to enter Regular Session at 8:40 p.m. Trustee Bauman seconded the motion, which carried unanimously.

Adjournment: Trustee Traub moved to adjourn at 8:41 p.m. Trustee Sweeney seconded the motion, which carried unanimously.

Respectfully submitted,

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Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, JULY 22, 2025 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Kasey Traub, Michael Gorman, C. Aronstam, Jerry Sinsabaugh and Mayor Correll.

Also present: Attorney Betty Keene, Clerk Treasurer Michele Wood, and Patti Hanbury.

Press: Johnny Williams, Morning Times

Public Comments: Margaret Prinzi, 447 Chemung St Waverly NY, would like to state that traffic control was handled very well during the hydrant replacement project.

Approval of Minutes: Trustee Traub moved to approve the Minutes of June 24, and July 8, 2025. Trustee C. Aronstam seconded the motion, which carried unanimously.

Revenue Comparison Report: The clerk submitted year-to-date revenues May 2024 vs. May 2025. These are only selected recurring revenues, and not a complete revenue statement.

Month	YTD Previous Year	YTD Current Year	Increase/Decrease
June 2024	17,437.26	9,735.22	-7,702.04
July 2024	92,010.33	79,763.08	-12,247.25
August 2024	176,434.48	178,802.12	2,367.94
September 2024	293,418.53	298,578.98	5,160.45
October 2024	418,871.98	420,975.72	2,103.74
November 2024	510,630.47	422,728.48	12,098.01
December 2024	592,583.15	616,621.66	24,038.51
January 2025	666,578.84	681,552.39	14,973.55
February 2025	786,770.04	775,848.60	-30,921.44
March 2025	870,974.56	918,174.19	47,199.63
April 2025	944,006.99	979,824.90	35,757.91
May 2025	1,126,017.90	1,169,434.50	47,199.63

The clerk submitted year-to-date revenues June 2025 vs. June 2026,

Month	YTD Previous Year	YTD Current Year	Increase/Decrease
June 2025	9,735.22	13,654.33	3,919.11

Treasurer's Report: Clerk Treasurer Wood presented the following financial reports:

General Fund 5/1/2025 - 5/31/2025

Beginning Balance	189,634.61	Current Revenues	189,963.60
Deposits	320,181.85	Year to Date Revenue	3,635,287.49
Disbursements	-456,026.20	Current Expenditures	428,096.36
Ending Balance	53,790.26	Year to Date Expended	3,501,023.47

*General Capital Reserve Fund $330,460.89
*Equipment Reserve Fund $37,067.49

Capital Projects Fund 5/1/2025 - 5/31/2025

	DCJS Grant (Police)	Glen Park	Water Project
Beginning Balance	185,481.82	5,720.80	255,549.80
Deposits/Debits	0.00	0.00	500,000.00
Disbursements/Credits	0.00	0.00	-5,174.80
Ending Balance	185,481.82	5,720.80	750,375.00

*Total Capital Projects Fund Balance $941,577.62

General Fund 6/1/2025 - 6/30/2025

Beginning Balance	53,790.26	Current Revenues	2,473,266.79
Deposits	2,113,582.60	Year to Date Revenue	2,476,266.79
Disbursements	-1,087,846.57	Current Expenditures	248,676.12
Ending Balance	1,079,526.29	Year to Date Expended	248,676.12

*General Capital Reserve Fund $331,546.25
*Equipment Reserve Fund $37,189.27

Capital Projects Fund 6/1/2025 - 6/30/2025

	DCJS Grant (Police)	Glen Park	Water Project
Beginning Balance	185,481.82	5,720.80	750,375.00
Deposits/Debits	0.00	0.00	0.00
Disbursements/Credits	-7,931.89	0.00	-495.00
Ending Balance	177,549.93	5,720.80	749,880.00

*Total Capital Projects Fund Balance $933,150.73

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General Fund (2025) $56,435.81. Trustee C. Aronstam seconded the motion, which carried unanimously.

Appraisal of Leprino Foods Company: Trustee Traub moved to pay $2,000 towards the appraisal fee for Leprino Food Company. There are 17 New York Properties for the Tax Certiorari proceedings. Trustee Sinsabaugh seconded the motion, which lead to a roll call vote:

Ayes – 6 (Sinsabaugh, C. Aronstam, Gorman, Bauman, Traub, Correll)
Nays – 0
Absent – 1 (Sweeney)

Transfer of Designated Legal Files: The clerk stated we received letter from Coughlin & Gerhard LLP informing the Village that the primary attorney that we worked with at the firm will be leaving Coughlin & Gerhard LLP on July 31, 2025. Trustee Sinsabaugh moved to hire Robert H. McKertich and to continue as an attorney for the village, and authorize the transfer of all or designated legal files to Attorney Robert H. McKertich. Trustee Bauman seconded the motion, which carried unanimously.

Corrected Tax Bills: Trustee Traub moved to approve the corrected tax bill for 213 William Street of $432.07, a reduction of $974.94. Trustee Gorman seconded the motion, which carried unanimously.

Trustee Traub moved to approve the corrected tax bill for 15 Frederick Street to $0.00, a reduction of $ 34.32, as this is a property of Waverly Central School District. Trustee Gorman seconded the motion, which carried unanimously.

Budget Amendments: Trustee Traub moved to approve the following budget transfers as presented. Trustee Bauman seconded the motion, which carried unanimously.

Revenues/Grants

A 510 Estimated Revenues		*Credit*
A9000	Fund bal	40,000
TOTAL	**Revenue**	**47,000**

Expense Offset by Special Rev/Grants

A 960 Estimated Appropriations		*Debit*
A 8560.0400	Trees	40,000
A 1110.0200	Court grant	7,000
TOTAL	**Expenditures**	**47,000**

NY Forward Grant Small Program Committee: Committee of preferably 5 people will need to be formed to review applications. Persons cannot be on Village Board or village officers.

Handicap Doors: Still waiting on quotes.

Dry Brook Stream Corridor Assessment: Village was advised to decline the grant. Trustee Sinsabaugh moved to deny the grant. Trustee Traub seconded the motion, which carried unanimously.

Board Comments: Trustee Traub presented a quote for a new dump truck for the DPW. State bid came in at $118,926.50.

Trustee Traub presented information on pricing of a columbarium for the Waverly Glen Cemetery. A one-sided 24 unit was roughly $23,000 plus cost for installation and a concrete pad (base). He also stated that the lift in the mausoleum doesn't work.

Executive Session: Trustee Sinsabaugh moved to enter Executive Session at 7:23 p.m. to discuss an employee evaluation. Trustee Bauman seconded the motion, which carried unanimously.

Trustee Sweeney moved to enter Regular Session at 7:58 p.m. Trustee Bauman seconded the motion, which carried unanimously.

Adjournment: Trustee Traub moved to adjourn at 8:03 p.m. Trustee Bauman seconded the motion, which carried unanimously.

Respectfully submitted,

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Michele Wood, Clerk Treasurer

SPECIAL MEETING HELD BY THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY AT 9:00 A.M. ON TUESDAY, JULY 28, 2025 IN THE TRUSTEES' ROOM AT VILLAGE HALL

Mayor Correll called the meeting to order at 9:00 a.m.

Roll Call: Trustees Present: Kasey Traub, Mike Gorman, Jerry Sinsabaugh and Mayor Correll.

Also present: Clerk Treasurer Wood

Street Sweeper: Trustee Traub moved to approve the public hearing on August 12, 2025 at 6:30 p.m. to hear comments regarding purchasing a new street sweeper with some financial aid through the USDA. Trustee Sinsabaugh seconded the motion, which carried unanimously.

Dump Truck: Trustee Traub moved to purchase a 2024 RAM dump truck with plow, through the state bid, in amount of $118,926.50 from Ferrario Auto Team, and to expend the funds from the General Capital Reserve, if necessary. Trustee Sinsabaugh seconded the motion, which led to a roll call vote, as follows:

Ayes – 4 (Traub, Sinsabaugh, Gorman, Correll)
Nays – 0
Absent – 3 (Sweeney, Bauman, C. Aronstam)
The motion carried.

Adjournment: Trustee Traub moved to adjourn at 9:20 a.m. Trustee Bauman seconded the motion, which carried unanimously.

Respectfully submitted,

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Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, AUGUST 12, 2025 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Kasey Traub, Michael Gorman, C. Aronstam, Jerry Sinsabaugh and Mayor Correll.

Also present: Attorney Betty Keene, Clerk Treasurer Michele Wood, and Patti Hanbury.

Press: Johnny Williams-Morning Times

Public Comments: Steve Mauerberg, 217 William Street, requesting an update on his prior property nuisance complaint about 221 William Street.

Connie Henson, 96 West Pine St Waverly NY, asking about the trees that are getting cut down.

Mona Tracy, 37 Cadwell Avenue Waverly NY, complaining about the motorized scooters/e-bike.

Nick Saraceno, Waverly Alliance Christian Church, stated their Back-to-School Event will be held August 16, 2025 from 2:00 pm to 4:00 pm. He requested that Cadwell Avenue be blocked off during that time for the safety of the attendees. Chief Buesink was ok with that. Trustee Bauman moved to approve as presented. Trustee Traub seconding the motion, which carried unanimously.

Dave Coleman, 117 Moore Street Waverly NY, would like the Village of Waverly code reviewed.

Tioga County Update: Legislator Aronstam reported on the Leprino property tax issue and said that he has asked the county to get involved.

Department Reports: Reports from Recreation Commission, Court and Code Enforcement.

Approval of Minutes: Trustee Traub moved to approve the Minutes from July 8, 2025 and June 17, 2025. Trustee C. Aronstam seconded the motion, which carried unanimously.

NYCLASS Investment Report: The clerk submitted year-to-date investment revenues from NYCLASS.

Month	Avg Yield/Period	Monthly	Fiscal YTD
June 2025	4.1371%	12,475.93	12,475.93
July 2025	4.1362%	15,614.96	28,090.89

Revenue Comparison Report: The clerk submitted year-to-date revenues July 2024 vs. July 2025. These are only selected recurring revenues, and not a complete revenue statement.

Month	YTD Previous Year	YTD Current Year	Increase/Decrease
June 2025	9,735.22	13,654.33	3,919.11
July 2025	79,763.08	107,939.70	28,176.62

Treasurer's Report: Clerk Treasurer Wood presented the following financial reports:

General Fund 7/1/2025 - 7/31/2025

Beginning Balance	1,079,526.29	Current Revenues	110,881.18
Deposits	519,394.60	Year to Date Revenue	2,584,147.97
Disbursements	-1,269,608.27	Current Expenditures	212,746.40
Ending Balance	329,312.62	Year to Date Expended	441,491.88

*General Capital Reserve Fund $331,713.09
*Equipment Reserve Fund $32,320.16

Capital Projects Fund 7/1/2025 - 7/31/2025

	DCJS Grant (Police)	Glen Park	Water Project
Beginning Balance	177,549.93	5,720.80	749,880.00
Deposits/Debits	0.00	0.00	0.00
Disbursements/Credits	0.00	-5,720.80	-4,457.50
Ending Balance	177,549.93	0.00	745,422.50

*Total Capital Projects Fund Balance $922,972.43

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General Fund $304,952.06 and Recreation Commission $4,407.46. Trustee C. Aronstam seconded the motion, which carried unanimously.

CPA Audit Engagement Letter: Trustee Sinsabaugh moved to approve Insero & Company to complete the annual court audit for $2,100.00, and the annual audit for $17,900.00. Trustee C. Aronstam seconded the motion, which carried unanimously.

Amish Contractors: Mayor commented that an alternative needs to be figured out for liability insurance and workers compensation.

Village Hall Janitorial Services: Mayor Correll commented that there are some issues with the janitorial services at Village Hall on the Police end and the Clerks end.

Set Public Hearing for CDBG Housing Rehab Program: Trustee Traub moved to approve setting the public hearing for August 25, 2025 at 6:15 p.m. Trustee Gorman seconded the motion, which carried unanimously.

Purchase of Street Sweeper (Authorize Mayor or Deputy Mayor to sign USDA Contract):

Trustee Traub moved to approve to authorize Deputy Mayor Jerry Sinsabaugh to sign the USDA Contract for the purchase of the street sweeper in the amount of $280,211.00 with USDA grant of $126,211.00. Trustee Bauman seconded the motion, which led to a roll call vote, as follows:

Ayes – 7 (Traub, Bauman, Sweeney, C. Aronstam, Sinsabaugh, Gorman, Correll)

Nays – 0

Absent – 0

The motion carried.

NY Forward Grant, Program Committee: People are still needed for the Committee

Dry Brook Stream Corridor Assessment Grant: Trustee Traub moved to reinstate the acceptance of the grant. Trustee Gorman seconded the motion, which carried unanimously.

Board Comments: Trustee Bowman expressed concerns that the VFW is having with the roadway behind the building.

Mayor Correll stated that there is still an issue with the trains stopping for extended periods of time and blocking road access for emergency personnel.

Executive Session: Trustee Gorman moved to enter Executive session at 7:49 p.m. to discuss an insurance claim. Trustee C. Aronstam seconded the motion, which carried unanimously.

Trustee C. Aronstam moved to enter Regular Session at 8:21 p.m. Trustee Bauman seconded the motion, which carried unanimously

Adjournment: Trustee Traub moved to adjourn at 8:22 p.m. Trustee Bauman seconded the motion, which carried unanimously.

Respectfully submitted,

_____
Michele Wood, Clerk Treasurer

PUBLIC HEARING HELD BY THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY AT 6:15 P.M. ON MONDAY, AUGUST 25, 2025 IN THE TRUSTEES' ROOM, VILLAGE HALL FOR THE PURPOSE TO HEAR PUBLIC COMMENT REGARDING 2022 COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING

Mayor Correll declared the hearing open at 6:15 p.m. and directed the clerk to read the notice of public hearing.

Roll Call: Trustees Present: Travis Bauman, C. Aronstam, Mike Gorman, and Mayor Correll.

Also present: Clerk Treasurer Michele Wood

With no one wishing to be heard, Mayor Correll closed the hearing at 6:30 p.m.

Respectfully submitted,

_____
Michele Wood, Clerk/Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, AUGUST 26, 2025 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Kasey Traub, Travis Bauman, Michael Gorman, Courtney Aronstam, Jerry Sinsabaugh and Mayor Correll.

Also present: Attorney Betty Keene, Clerk Treasurer Michele Wood, and Patti Hanbury.

Press: Matt Freeze with Morning Times

Letters and Communications: Red Door would like to close off Pennsylvania Avenue, from Broad Street to DePumpo Lane, for an event on Sept 6th from 8 a.m. to 3p.m. Trustee Bauman moved to approve the street closure. Trustee Traub seconded the motion, which carried unanimously.

Trustee Bauman moved to approve classifying old football jerseys as surplus to be able to sell them at Game Day. Trustee C. Aronstam seconded the motion, which carried unanimously.

Approval of Minutes: Trustee Traub moved to approve the Minutes from August 12, 2025 and August 25, 2025. Trustee Gorman seconded the motion, which carried unanimously.

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General Fund $17,455.28 and Recreation Commission $528.58 Trustee C. Aronstam seconded the motion, which carried unanimously.

Letter of Resignation: Trustee Traub moved to accept the resignation of Ken Parks, Jr., effective September 25, 2025. Trustee Bauman seconded the motion, which carried unanimously.

Trustee Traub moved to approve the posting of the vacancy of MEO with CDL in the DPW department. Trustee Bauman seconded the motion, which carried unanimously.

Support Resolution for Natural Gas Ban: Mayor Correll offered the following resolution from Congressman Nick Langworthy and moved to support it.

Police Body Cameras: Trustee Traub moved to approve to replace all current body cameras with 17 new ones for a term of 60 months at a cost of $52,278.82. Trustee Sinsabaugh seconded the motion, which carried unanimously.

Application for Peddler's Permit: Needs to be reviewed.

E-Scooter and E-Bike Draft Local Law: Tabled until next workshop meeting.

USDA Community Facilities Grant Agreement: Trustee Traub moved to authorize Mayor Correll to sign the agreement for the purchase of the street sweeper. Trustee Bauman seconded the motion, which carried unanimously.

NY Forward Grant, Small Project Program Committee: Trustee Gorman moved to approve the following committee members: Eric Knolles, Laura Hoppe, Dean Burt, Elaine Jardine, Ron Keene. Trustee Bauman seconded the motion, which carried unanimously.

NY Forward Grant, Public Projects Update: Proposals are being reviewed, with 3 to be selected for interviews.

Handicap Doors for Village Hall: No update

Dry Brook Stream Corridor Assessment Grant: Working with Tioga County Soil and Conservation.

Board Comments: Mayor Correll stated that the Village needs to come up with requirements for Amish contractors for obtaining a contractors license.

Executive Session: Trustee Gorman moved to enter Executive Session at 7:47 p.m. to discuss an insurance claim. Trustee C. Aronstam seconded the motion, which carried unanimously.

Trustee C. Aronstam moved to enter Regular Session at 7:56 p.m. Trustee Bauman seconded the motion, which carried unanimously.

Trustee Traub moved to approve sending the referral to the Tioga County Planning board for review. Trustee Sinsabaugh seconded the motion, which carried unanimously.

Adjournment: Trustee Traub moved to adjourn at 7:59 p.m. Trustee Bauman seconded the motion, which carried unanimously.

Respectfully submitted,

_____

Michele Wood, Clerk Treasurer

YXM REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, SEPTEMBER 9, 2025 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Kasey Traub, Travis Bauman, Michael Gorman, C. Aronstam, Kevin Sweeney, and Deputy Mayor Jerry Sinsabaugh.

Also present: Clerk Treasurer Michele Wood, and Patti Hanbury.

Press: Johnny Williams – Morning Times

Public Comments: Steve Mauersberg, 217 William Street, asking for update on the house at 211 William Street. He has noticed some clean up but the porch has not been touched.

Linda Vogel, Waverly Historical Society, 10th Anniversary celebration October 5, 2025 from 12:00 pm to 4:00 pm. She is requesting a proclamation from the Village honoring them achieving their 10th year.

Rosanne VanWie, 60 Orange Street, stated issues she saw with the tree removal such as not letting people know about moving vehicles, and rude employees. Also inquiring on whether the village still has a "Tree Board" and what the protocol is for dealing with trees in the Village.

Letters and Communications: Red Door would like to reschedule the street closing for an event on September 13th from 8:00 am – 3:00 pm from Broad Street to DePumpo Lane. Trustee Traub moved to approve the street closure. Trustee Gorman seconded the motion, which carried unanimously.

Approval of Minutes: Trustee C. Aronstam moved to approve the Minutes of August 26, 2025, as presented. Trustee Traub seconded the motion, which carried unanimously.

Department Reports: Reports were submitted from the Court and Recreation Department.

Trustee Sweeney moved to hire Thomas Morley for Temporary Labor position for Parks Department. He will start immediately at a rate of $15.50. Trustee Traub seconded the motion, which carried unanimously.

NYCLASS Investment Report: The clerk submitted year-to-date investment revenues from NYCLASS.

Month	Avg Yield/Period	Monthly	Fiscal YTD
June 2025	4.1371%	12,475.93	12,475.93
July 2025	4.1362%	15,614.96	28,090.89
August 2025	4.1336%	14,977.16	43,068.02

Revenue Comparison Report: The clerk submitted year-to-date revenues August 2024 vs. August 2025. These are only selected recurring revenues, and not a complete revenue statement.

Month	YTD Previous Year	YTD Current Year	Increase/Decrease
June 2025	9,735.22	13,654.33	3,919.11
July 2025	79,763.08	107,939.70	28,176.62
August 2025	172,155.21	219,086.67	46,931.46

Treasurer's Report: Clerk Treasurer Wood presented the following financial reports:

General Fund 8/1/2025 - 8/31/2025

Beginning Balance	329,312.62	Current Revenues	119,691.56
Deposits	463,610.18	Year to Date Revenue	2,703,839.53
Disbursements	-540,445.55	Current Expenditures	478,701.55
Ending Balance	252,477.25	Year to Date Expended	970,144.04

*General Capital Reserve Fund $333,883.02
*Equipment Reserve Fund $37,451.38

Capital Projects Fund 8/1/2025 - 8/31/2025

	DCJS Grant (Police)	Glen Park	Water Project
Beginning Balance	177,549.93	5,720.80	749,880.00
Deposits/Debits	0.00	0.00	0.00
Disbursements/Credits	0.00	-5,720.80	-4,457.50
Ending Balance	177,549.93	0.00	745,422.50

*Total Capital Projects Fund Balance $922,972.43

Finance Committee/Approval of Abstract: Trustee Sweeney presented the following abstracts for approval: General Fund $198,393.57. Trustee Bauman seconded the motion, which carried unanimously.

Public Hearing – Moratorium on Placement of Portable Shipping Containers: Trustee Traub moved to schedule a public hearing on September 23, 2025 at 6:15 p.m. Trustee Sweeney seconded the motion, which carried unanimously.

USDA Community Facilities Grant Agreement, Purchase of Street Sweeper: The clerk stated the street sweeper has been ordered.

NY Forward Grant, Small Project Program Committee: Meetings are being scheduled.

NY Forward Grant, Public Projects Update: Interviews are being done with the top three engineering proposals.

Adjournment: Trustee Traub moved to adjourn at 7:02 p.m. Trustee Bauman seconded the motion, which carried unanimously.

Respectfully submitted,

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Michele Wood, Clerk Treasurer

PUBLIC HEARING HELD BY THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY AT 6:15 P.M. ON MONDAY, SEPTEMBER 23, 2025 IN THE TRUSTEES' ROOM, VILLAGE HALL FOR THE PURPOSE TO HEAR PUBLIC COMMENT REGARDING LOCAL LAW FOR MORATORIUM ON SHIPPING CONTAINERS

Mayor Correll declared the hearing open at 6:15 p.m. and directed the clerk to read the notice of public hearing.

Roll Call: Trustees Present: Travis Bauman, Kevin Sweeney, Jerry Sinsabaugh, C. Aronstam, Mike Gorman, and Mayor Correll.

Also present: Clerk Treasurer Michele Wood, Patti Hanbury.

Margaret Prinzi commented that she is opposed to allowing containers in the Village.

With no one else wishing to be heard, Mayor Correll closed the hearing at 6:27 p.m.

Respectfully submitted,

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Michele Wood, Clerk/Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, SEPTEMBER 23, 2025 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Travis Bauman, Kevin Sweeney, Jerry Sinsabaugh, C. Aronstam, Mike Gorman, and Mayor Correll.

Also present: Clerk Treasurer Michele Wood, and Patti Hanbury.

Public Comments: None

Recreation Presentation: Waverly Booster Club presented check to Waverly Recreation in the amount of $1,305.00 for fall sports scholarhships.

Tioga County Update: Tioga County Legislator Andrew Aronstam presented sales tax numbers.

Rep. Langworthy Ban on Natural Gas: Mayor Correll offered the following resolution and moved its adoption:

A RESOLUTION IN SUPPORT OF CONGRESSMAN NICK LANGWORTHY'S ENERGY CHOICE ACT (H.R. 3699, S. 1945) AND IN OPPOSITION TO GOVERNMENT-MANDATED NATURAL GAS BANS

WHEREAS, affordable and reliable energy is essential to the health, safety, and economic prosperity of New York families, businesses, and communities; and

WHEREAS, natural gas remains a dependable, cost-effective, and clean-burning energy source used by millions of New Yorkers to heat their homes, cook their food, and power their businesses; and

WHEREAS, in 2019, New York State enacted the Climate Leadership and Community Protection Act (CLCPA), which mandates aggressive emissions reductions and serves as the foundation for sweeping energy restrictions, including efforts to phase out natural gas; and

WHEREAS, building on the CLCPA, Governor Kathy Hochul and the New York State Legislature in 2023 enacted provisions in the state budget banning natural gas and other fossil fuel hookups in most new residential and commercial buildings, effective 2026 for smaller buildings, and 2029 for larger buildings, thereby eliminating consumer choice and limiting access to affordable energy; and

WHEREAS, Governor Hochel has publicly supported these bans and related measures as part of her administration's climate and energy agenda, despite widespread concerns that such mandates will increase costs, strain grid reliability, and restrict energy diversity; and

WHEREAS, these top-down policies undermine affordability, threaten reliability during peak demand, and strip away the freedom of consumers and businesses to choose the energy sources that best meet their needs; and

WHEREAS, Congressman Nick Langworthy of New York and Senator Jim Justice of West Virginia introduced the Energy Choice Act (H.R. 3699, S. 1945), federal legislation that ensures state and local governments cannot restrict consumer access to natural gas and other affordable energy sources, thereby protecting freedom of choice for New Yorkers and all Americans; and

WHEREAS, the Energy Choice Act would safeguard households, small businesses, hospitals, farmers, and manufacturers from harmful government overreach and preserve access to an "all-of-the-above" energy strategy that strengthens reliability and affordability;

NOW, THEREFORE, BI IT RESOLVED, that the Village of Waverly Board of Trustees strongly supports the Energy Choice Act as introduced by Congressman Landworthy (H.R. 3699) and Senator Justice (S. 1945) and stands firmly opposed to New York State's natural gas bans, the CLCPA-driven restrictions, and other state energy mandates that eliminate consumer choice; and

BE IT FURTHER RESOLVED, that the Village of Waverly Board of Trustees urges Congress to pass the Energy Choice Act to defend consumer choice, protect energy affordability, and preserve reliable access to
natural gas for New Yorkers; and

BE IT FURTHER RESOLVED, that copies of this resolution be sent to Congressman Nick Langworthy, Senator Jim Justice, the New York Congressional delegation, Senators Chuck Schumer and Kirsten Gillibrand, Governor Kathy Hochul, and leadership of the New York State Legislature.

Trustee Mike Gorman moved to support the Energy Choice Act as presented. Trustee Sinsabaugh seconded the motion, which led to a roll call vote, as follows:

Ayes - 6	Trustee Travis Bauman
	Trustee Mike Gorman
	Trustee Courtney Aronstam
	Trustee Kevin Sweeney
	Trustee Jerry Sinsabaugh
	Mayor Keith Correll
Nays - 0	
Absent – 1	Trustee Kasey Traub

Letters and Communications: None

Approval of Minutes: Trustee Gorman moved to approve the minutes from September 9, 2025. Trustee

Sinsabaugh seconded the motion, which carried unanimously.

Department Reports: Reports were submitted from the Court and Recreation Department.

Trustee Sweeney moved to approve Thomas Morley for fall help for Parks Department. Trustee Traub seconded the motion, which carried unanimously.

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General Fund $53,171.12, Water $318,946.34, and Water Capital $14,423.80.. Trustee C. Aronstam seconded the motion, which carried unanimously.

Moratorium on Placement of Portable Shipping Containers: Trustee Gorman moved to approve the moratorium on Placement of Portable Shipping Containers as local law. Trustee Sinsabaugh seconded the motion, which led to a roll call vote, as follows:

Ayes - 6	Trustee Travis Bauman
	Trustee Mike Gorman
	Trustee Courtney Aronstam
	Trustee Kevin Sweeney
	Trustee Jerry Sinsabaugh
	Mayor Keith Correll
Nays - 0	
Absent – 1	Trustee Kasey Traub

Committee of Mayor Correll, Trustee Sweeney and Trustee Gorman will go over the rough draft of the law.

Glen Park Project Update: Clerk Treasurer Wood reported that we received the final payment for the Glen Park Project.

Letter of Resignation: Mayor Correll accepted the letter of resignation from ZBA Todd Atchison. Mayor Correll appointed Kyle Sorensen to finish out Mr. Atchison's term.

Chusid Symposium, Glen Park: On September 12, in Geneva, NY, at the historic Dove Block Project, we recognized eight Central New York sites where diverse voices engage with economic development, heritage, climate resiliency and equity to recognize and build place and a sense of community. The day offered panels, site tours and opportunities to engage with community leaders from across New York State. Recreation Director Eric Reznicek accepted certificate of recognition for Waverly Glen Park.

NY Forward Grant, Small Project Program Committee: Meetings are being scheduled.

NY Forward Grant, Public Projects Update: Trustee Gorman moved to approve accepting Hunt Engineering proposal for Public Projects Professional Engineering Services. Trustee Sinsabaugh seconded the motion, which led to a roll call vote, as follows:

Ayes - 6	Trustee Travis Bauman
	Trustee Mike Gorman
	Trustee Courtney Aronstam
	Trustee Kevin Sweeney
	Trustee Jerry Sinsabaugh
	Mayor Keith Correll
Nays - 0	
Absent – 1	Trustee Kasey Traub

Handicap Doors for Village Hall: Tabled.

E-Scooter and E-Bike Draft Local Law: Tabled.

Dry Brook Stream Corridor Assessment Grant: Tabled.

Application for Peddler's Permit: Tabled.

Adjournment: Trustee Gorman moved to adjourn at 8:03 p.m. Trustee Bauman seconded the motion, which carried unanimously.

Respectfully submitted,

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Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, OCTOBER 13, 2025 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Travis Bauman, Kevin Sweeney, Jerry Sinsabaugh, C. Aronstam, Mike Gorman, and Mayor Correll.

Also present: Attorney Betty Keene, Clerk Treasurer Michele Wood, and Patti Hanbury.

Letter of Resignation: Kasey Traub submitted letter of resignation from the Board of Trustees.

Public Comments: None

Tioga County Update: None

Letters and Communications: Letter from Kathy Rote – 1st Baptist Church – asking about having Lincoln Ave closed to traffic on October 30th during Trick or Treat. After discussion, the request was denied by the Board.

Approval of Minutes: Trustee Gorman moved to approve the minutes from September 23, 2025. Trustee Bauman seconded the motion, which carried unanimously.

Department Reports: Reports were submitted from the Court and Recreation Department.

Trustee Sweeney moved to approve accepting a donation in the name of the Quinlan Family for possible bleachers for East Waverly Park. Trustee Bauman seconded the motion, which carried unanimously.

NYCLASS Investment Report: The clerk submitted year-to-date investment revenues from NYCLASS.

Month	Avg Yield/Period	Monthly	Fiscal YTD
June 2025	4.1371%	12,475.93	12,475.93
July 2025	4.1362%	15,614.96	28,090.89
August 2025	4.1336%	14,977.16	43,068.02
September 2025	4.055%	13,167.02	56,235.04

Revenue Comparison Report: The clerk submitted year-to-date revenues August 2024 vs. August 2025. These are only selected recurring revenues, and not a complete revenue statement.

Month	YTD Previous Year	YTD Current Year	Increase/Decrease
June 2025	9,735.22	13,654.33	3,919.11
July 2025	79,763.08	107,939.70	28,176.62
August 2025	172,155.21	219,086.67	46,931.46
September 2025	330,279.98	383,391.65	53,111.679

Treasurer's Report: Clerk Treasurer Wood presented the following financial reports:

General Fund 9/1/2025 - 9/30/2025

Beginning Balance	252,477.25	Current Revenues	165,762.49

Deposits	438,098.60	Year to Date Revenue	2,869,602.02
Disbursements	-375,978.74	Current Expenditures	370,998.43
Ending Balance	314,597.11	Year to Date Expended	1,341,142.47

*General Capital Reserve Fund $334,997.61

*Equipment Reserve Fund $37,451.38

Capital Projects Fund 9/1/2025 - 9/30/2025

	DCJS Grant (Police)	Glen Park	Water Project
Beginning Balance	177,549.93	COMPLETED	745,422.50
Deposits/Debits	0.00		0.00
Disbursements/Credits	0.00		-14,423.80
Ending Balance	177,549.93		730,998.70

*Total Capital Projects Fund Balance $908,548.63

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General Fund $26,250.69, and Capital Projects $1,582.00. Trustee Sweeney seconded the motion, which carried unanimously.

Proposed Local Law: Placement of Portable Shipping Containers: Tabled until Workshop meeting.

Pro-Housing Communities Resolution: Tabled until Workshop meeting.

Handicap Doors for Village Hall: Contacting John Mills Electric for quote on electric portion.

E-Scooter and E-Bike Draft Local Law: Attorney Keene will look at existing NYS law.

Dry Brook Stream Corridor Assessment Grant: No update.

NY Forward Grant, Small Project Program Committee: Meetings are being scheduled.

NY Forward Grant, Public Projects Update: Hunt Engineers is working on the contract.

Executive Session: Trustee Sinsabaugh moved to enter Executive Session at 7:38 p.m. to discuss a hiring candidate. Trustee Bauman seconded the motion, which carried unanimously.

Trustee C. Aronstam moved to enter Regular Session at 7:50 p.m. Trustee Bauman seconded the motion, which carried unanimously.

Trustee Sinsabaugh moved to approve hiring Damon Scrivener as DPW MEO – CDL at contractual rate of $27.75/hour, with a 52-week probationary period. Trustee Sweeney seconded the motion, which carried unanimously.

Adjournment: Trustee Gorman moved to adjourn at 7:59 p.m. Trustee Bauman seconded the motion, which carried unanimously.

Respectfully submitted,

_____
Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, OCTOBER 28, 2025 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Travis Bauman, Kevin Sweeney, Mike Gorman, and Mayor Correll. Also present: Attorney Betty Keene, Clerk Treasurer Michele Wood, and Patti Hanbury.

Public Comments: Jeff Bellinger, 436 Mallory Rd Chemung NY, stated concerns with the proposed storage container law concerning the cost. He states he uses his for business and had them before permits were required. He doesn't think they should have to pay $500 per year as they are being used for business. He stated that there are building that look worse and that you can't even see his when driving down Broad Street.

Tioga County Update: Reminder of the upcoming election November 4, 2025.

Department Reports: Report was submitted from the Police Department. The new body cameras are in and just waiting on Tioga County IT to get them set up. .

Approval of Minutes: Trustee Sweeney moved to approve the minutes from October 13, 2025. Trustee Bauman seconded the motion, which carried unanimously.

Finance Committee/Approval of Abstract: Trustee Sweeney presented the following abstracts for approval: General Fund $39,745.27. Trustee Bauman seconded the motion, which carried unanimously.

Amended OCM Application: Received notification from Puff Plaza LLC for location change to 608 Cayuta Avenue.

Elizabeth Square Apartments In Lieu of Tax: To be discussed.

Next Meeting: November 11th (Veterans Day): Changing meeting to Wednesday November 12, 2025 at 6:30 p.m.

Handicap Doors for Village Hall: Contacting John Mills Electric for quote on electric portion.

E-Scooter and E-Bike Draft Local Law: Attorney Keene will look at what Police Chief Buesink submitted previously.

Dry Brook Stream Corridor Assessment Grant: Wendy Walsh submitted paperwork. Waiting for update.

NY Forward Grant, Small Project Program Committee: Public informational meeting is scheduled for November 5, 2026 at 4:00 p.m. Applications and guidelines are available.

NY Forward Grant, Public Projects Update: Members for the steering committee are being worked on.

Application for Peddler's Permit: Tabled.

Executive Session: Trustee Sweeney moved to enter executive session at 6:51 p.m. to discuss contract issue. Trustee Gorman seconded the motion, which carried unanimously.

Trustee Gorman moved to adjourn Executive Session at 7:18 p.m. Trustee Sweeney seconded the motion, which carried unanimously.

Trustee Gorman moved to enter Regular Session at 7:19 p.m. Trustee Sweeney seconded the motion, which carried unanimously.

Trustee Sweeney moved to approve Clerk Treasurer Wood's vacation buy-out request for 123 hours. Trustee Correll seconded the motion which carried unanimously.

Adjournment: Trustee Gorman moved to adjourn at 7:20 p.m. Trustee Bauman seconded the motion, which carried unanimously.

Respectfully submitted,

_____

Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON WEDNESDAY, NOVEMBER 12, 2025 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Lyman Wage, Mike Gorman, C. Aronstam, Kevin Sweeney, Jerry Sinsabaugh, and Mayor Correll.

Also present: Attorney Betty Keene, Clerk Treasurer Michele Wood, and Patti Hanbury.

Appointment of Trustee: Mayor Correll appointed Lyman Wage as Trustee to fill the vacancy of Kasey Traub's trustee term.

Oaths of Office: Clerk Treasurer Wood administered the Oaths of Office to newly appointed Trustee Lyman Wage.

Letter of Resignation: Letters of Resignation received from Travis Bauman resigning from Board of Trustees effective 11/3/2025, and Romell Louden resigning from police department effective 11/20/2025.

Letters and Communication: None

Department Reports: Report was submitted from the Court and Recreation Commission.

Approval of Minutes: Trustee Sweeney moved to approve the Minutes from October 28, 2025. Trustee Bauman seconded the motion, which carried unanimously.

NYCLASS Investment Report: The clerk submitted year-to-date investment revenues from NYCLASS.

Month	Avg Yield/Period	Monthly	Fiscal YTD
June 2025	4.1371%	12,475.93	12,475.93
July 2025	4.1362%	15,614.96	28,090.89
August 2025	4.1336%	14,977.16	43,068.02
September 2025	4.055%	13,167.02	56,235.04
October 2025	3.875%	12,920.47	69,155.51

Revenue Comparison Report: The clerk submitted year-to-date revenues August 2024 vs. August 2025. These are only selected recurring revenues, and not a complete revenue statement.

Month	YTD Previous Year	YTD Current Year	Increase/Decrease
June 2025	9,735.22	13,654.33	3,919.11
July 2025	79,763.08	107,939.70	28,176.62
August 2025	172,155.21	219,086.67	46,931.46
September 2025	330,279.98	383,391.65	53,111.679
October 2025	417,676.72	466,767.50	49,090.78

Treasurer's Report: Clerk Treasurer Wood presented the following financial reports:

General Fund 10/1/2025 - 10/31/2025

Beginning Balance	314,597.11	Current Revenues	84,297.01
Deposits	180,121.00	Year to Date Revenue	2,953,899.03
Disbursements	-202,278.95	Current Expenditures	197,135.88
Ending Balance	292,439.16	Year to Date Expended	1,538,278.35

*General Capital Reserve Fund $336,115.44
*Equipment Reserve Fund $37,701.78

Capital Projects Fund 10/1/2025 - 10/31/2025

	DCJS Grant (Police)	Glen Park	Water Project
Beginning Balance	177,549.93	COMPLETED	730,998.70
Deposits/Debits	7,000.00		3,389,492.16
Disbursements/Credits	-8,582.00		-3,397,490.16
Ending Balance	175,967.93		723,000.70

*Total Capital Projects Fund Balance $898,968.63

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General Fund $27,622.35, Recreation Department $383.39, and Rehab Loans $7,537.22. Trustee Sweeney seconded the motion, which carried unanimously.

Tioga County Planning Board Representative: Any Village resident can be appointed. Meetings are once a month – 3rd Wednesday evening.

Amended Bond Resolution - Water Project: There will be a possible increase of $160,000.00

Amended Municipal Solutions Contract: Trustee Sinsabaugh moved to approve the contract price increase of $7,000.00 to $48,400.00. Trustee Gorman seconded the motion, which carried unanimously.

Village CPA Audit: Ensero completed our audit the end of October.

E-Scooter and E-Bike Draft Local Law: Attorney Keene will look at what Police Chief Buesink submitted previously. Don't need to duplicate what the state law already does.

Proposed Local Law: Placement of Portable Storage Containers: Work in progress.

NY Forward Grant, Small Project Program Committee: Good turnout for the public informational session held November 5, 2025.

Board Comments: Welcome Lyman Wage as Trustee to the Village Board.

Executive Session: Trustee Sweeney moved to enter executive session at 7:37 p.m. to discuss contract issue. Trustee Sinsabaugh seconded the motion, which carried unanimously.

Trustee Gorman moved to close Executive Session at 8:20 p.m. Trustee Sweeney seconded the motion, which carried unanimously.

Trustee Gorman moved to enter Regular Session at 8:21 p.m. Trustee Sweeney seconded the motion, which carried unanimously.

Adjournment: Trustee Gorman moved to adjourn at 8:22 p.m. Trustee Bauman seconded the motion, which carried unanimously.

Respectfully submitted,

_____
Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON WEDNESDAY, NOVEMBER 25, 2025 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Lyman Wage, Mike Gorman, C. Aronstam, Jerry Sinsabaugh, and Mayor Correll.

Also present: Clerk Treasurer Michele Wood, and Patti Hanbury.

Tioga County Update: Legislator Aronstam informed us that the Tioga County Budget was approved and that $100,000 donation (from reserves) was given to the food bank.

Letters and Communication: Letter received from Merciful Misfitz requesting permission for helmet drive on 11/29/2025 from 8am – 3 pm. Board of Trustees denied the request.

Approval of Minutes: Trustee Gorman moved to approve the minutes from November 11, 2025. Trustee C. Aronstam seconded the motion, which carried unanimously.

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General Fund $879,362.31, Trustee C. Aronstam seconded the motion, which carried unanimously.

Tioga County Planning Board Representative: Any Village resident can be appointed. Meetings are once a month – 3rd Wednesday evening at 7:00 p.m.

Amending and Restating Bond Resolution for Water Infrastructure Improvements:

AN AMENDING AND RESTATING BOND RESOLUTION, DATED NOVEMBER 25, 2025, OF THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY, TIOGA COUNTY, NEW YORK (THE "VILLAGE"), FURTHER AMENDING THE BOND RESOLUTION THAT WAS ADOPTED ON MAY 8, 2018 AND AMENDED ON SEPTEMBER 10, 2019, AND FURTHER AMENDED ON JANUARY 23, 2024, AND AUTHORIZING A WATER SYSTEM CAPITAL IMPROVEMENTS PROJECT, AT AN ESTIMATED MAXIMUM COST OF $9,815,400 AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED $9,815,400 OF THE VILLAGE, PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE SAID PURPOSE, SAID AMOUNT TO BE OFFSET BY ANY FEDERAL, STATE, COUNTY AND/OR LOCAL FUNDS RECEIVED, AND DELEGATING THE POWER TO ISSUE BOND ANTICIPATION NOTES IN ANTICIPATION OF THE SALE OF SUCH BONDS TO THE VILLAGE TREASURER.

WHEREAS, on May 8, 2018, the Village Board of Trustees of the Village of Waverly, Tioga County, New York (the "Village") adopted a certain bond resolution (the "Original Bond Resolution") entitled:

A BOND RESOLUTION, DATED MAY 8, 2018, OF THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY, TIOGA COUNTY, NEW

YORK (THE "VILLAGE"), AUTHORIZING A WATER SYSTEM CAPITAL IMPROVEMENTS PROJECT, AT AN ESTIMATED MAXIMUM COST OF $4,000,000 AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED $4,000,000 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE SUCH PURPOSE, SUCH AMOUNT TO BE OFFSET BY ANY FEDERAL, STATE, COUNTY AND/OR LOCAL FUNDS RECEIVED, AND DELEGATING THE POWER TO ISSUE BOND ANTICIPATION NOTES IN ANTICIPATION OF THE SALE OF SUCH BONDS TO THE VILLAGE TREASURER.

and

WHEREAS, on September 10, 2019, the Village Board of Trustees of the Village of Waverly, Tioga County, New York (the "Village") adopted an amending and restating bond resolution (the "2019 Amending Bond Resolution") entitled:

AN AMENDING AND RESTATING BOND RESOLUTION, DATED SEPTEMBER 10, 2019, OF THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY, TIOGA COUNTY, NEW YORK (THE "VILLAGE"), AMENDING THE BOND RESOLUTION THAT WAS ADOPTED ON MAY 8, 2018, AND AUTHORIZING A WATER SYSTEM CAPITAL IMPROVEMENTS PROJECT, AT AN ESTIMATED MAXIMUM COST OF $5,045,455 AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED $5,045,455 OF THE VILLAGE, PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE SAID PURPOSE, SAID AMOUNT TO BE OFFSET BY ANY FEDERAL, STATE, COUNTY AND/OR LOCAL FUNDS RECEIVED, AND DELEGATING THE POWER TO ISSUE BOND ANTICIPATION NOTES IN ANTICIPATION OF THE SALE OF SUCH BONDS TO THE VILLAGE TREASURER

and

WHEREAS, on January 23, 2024, the Village Board of Trustees of the Village of Waverly, Tioga County, New York (the "Village") adopted an amending and restating bond resolution (the "2024 Amending Bond Resolution") entitled:

AN AMENDING AND RESTATING BOND RESOLUTION, DATED JANUARY 23, 2024, OF THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY, TIOGA COUNTY, NEW YORK (THE "VILLAGE"), FURTHER AMENDING THE BOND RESOLUTION THAT WAS ADOPTED ON MAY 8, 2018 AND AMENDED ON SEPTEMBER 10, 2019, AND AUTHORIZING A WATER SYSTEM CAPITAL IMPROVEMENTS PROJECT, AT AN ESTIMATED MAXIMUM COST OF $9,588,000 AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED $9,588,000 OF THE VILLAGE, PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE SAID PURPOSE, SAID AMOUNT TO BE OFFSET BY ANY FEDERAL, STATE, COUNTY AND/OR LOCAL FUNDS RECEIVED, AND DELEGATING THE POWER TO ISSUE BOND

ANTICIPATION NOTES IN ANTICIPATION OF THE SALE OF SUCH BONDS TO THE VILLAGE TREASURER

and;

WHEREAS, due to a modification to the scope of the project and higher than anticipated costs for the project, the estimated maximum cost as provided in the Original Bond Resolution (as amended by the 2019 Amending Bond Resolution, and further amended by the 2024 Amending Bond Resolution) has increased; and

WHEREAS, due to such modification to the scope an increase in the estimated maximum cost of the project, the Village Board of Trustees now wishes to modify the 2024 Amending Bond Resolution for the primary purposes of increasing: a) the estimated maximum cost of the project from $9,588,000 to $9,815,400 and b) the amount of serial bonds authorized to be issued from $9,588,000 to $9,815,400, and to make other modifications to the 2024 Amending Bond Resolution as may be consistent with law; and

WHEREAS, the Village Board of Trustees now wishes to amend and restate (in its entirety) the 2024 Amending Bond Resolution for the reasons identified above, and to make other modifications to the 2024 Amending Bond Resolution as may be consistent with law and the 2024 Amending Bond Resolution is otherwise being reaffirmed and ratified in all other material respects; and

WHEREAS, the Village has previously issued bond anticipation notes and Drinking Water Facility Notes issued through the Environmental Facilities Corporation ("EFC") pursuant to the Original Bond Resolution (as amended by the 2019 Amending Bond Resolution, and further amended by the 2024 Amending Bond Resolution), but has not yet entered into permanent financing arrangements thereunder (i.e., the issuance of long-term serial bonds); and

NOW THEREFORE,

BE IT RESOLVED, by the Village Board of Trustees of the Village (by the favorable vote of not less than two-thirds of all the members of the Board) as follows:

SECTION 1. The Village is hereby authorized to undertake a certain water system capital improvements project, such work to generally consist of (but not be limited to) the installation of approximately 20,352 linear feet of water main along various roads in the Village and the installation of a backup generator, as well as other improvements as more fully identified in (or contemplated by) documentation prepared by Hunt Engineers Architects and Surveyors, and including all preliminary work and necessary equipment, materials, and related site work and any preliminary costs and other improvements and costs incidental thereto and in connection with the financing thereof (collectively, the "Purpose"). The amended estimated maximum cost of the Purpose is $9,815,400.

SECTION 2. SECTION 2. The Village Board of Trustees plans to finance the estimated maximum cost of the Purpose by the issuance of serial bonds in an aggregate principal amount not to exceed $9,815,400 of the Village, hereby authorized to be issued therefor pursuant to the Local Finance Law, said amount to be offset by any federal, state, county and/or local funds received. Unless paid from other sources or charges, the cost of such improvements is to be paid by the levy and collection of taxes on all the taxable real property in the Village to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

SECTION 3. SECTION 3. It is hereby determined that the Purpose is an object or purpose described in subdivision 1 of paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of the Purpose is 40 years.

SECTION 4. SECTION 4. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of the sale of such bonds.

SECTION 5. SECTION 5. It is hereby determined the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

SECTION 6. SECTION 6. The faith and credit of the Village are hereby irrevocably pledged for the payment of the principal of and interest on such bonds (and any bond anticipation notes issued in anticipation of the sale of such bonds) as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds or notes becoming due and payable in such year. Unless paid from other sources or charges, there shall annually be levied on all the taxable real property of the Village a tax sufficient to pay the principal of and interest on such bonds or notes as the same become due and payable.

SECTION 7. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of Section 50.00, Sections 56.00 to 60.00, Section 62.00, Section 62.10, Section 63.00, and Section 164.00 of the Local Finance Law, the powers and duties of the Village Board of Trustees pertaining or incidental to the sale and issuance of the obligations herein authorized, including but not limited to authorizing bond anticipation notes and prescribing the terms, form and contents and details as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village. Without in any way limiting the scope of the foregoing delegation of powers, the Village Treasurer, to the extent permitted by Section 58.00(f) of the Local Finance Law, is specifically authorized to accept bids submitted in electronic format for any bonds or notes of the Village.

SECTION 7. SECTION 8. To the extent not previously authorized, the temporary use of available funds of the Village, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the purpose or purposes described in this resolution.

SECTION 8. SECTION 9. This resolution shall constitute the declaration (or reaffirmation) of the Village's "official intent" to reimburse the expenditures authorized in this resolution with the proceeds of the bonds, notes or other obligations herein, as required by United States Treasury Regulations Section 1.150-2.

SECTION 9. SECTION 10. The Village Treasurer is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and may designate the bonds authorized by this resolution, and any notes

issued in anticipation thereof, as "qualified tax-exempt bonds" in accordance with Section 265(b)(3) of the Code.

SECTION 10. SECTION 11. The Village Treasurer is further authorized to enter into a continuing disclosure agreement with the initial purchaser of the bonds or notes authorized by this resolution, containing provisions which are satisfactory to such purchaser in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

SECTION 12. The Village Treasurer is further authorized to call in and redeem any outstanding obligations that were authorized hereunder (at such times and in such amounts and maturities as may be deemed appropriate after consultation with Village officials and the Village's municipal advisor), to approve any related notice of redemption, and to take such actions and execute such documents as may be necessary to effectuate any such calls for redemption pursuant to Section 53.00 of the Local Finance Law, with the understanding that no such call for redemption will be made unless such notice of redemption shall have first been filed with the Village Clerk.

SECTION 13. The Village has complied with applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act ("SEQRA"), comprising Article 8 of the Environmental Conservation Law and, in connection therewith, duly issued a negative declaration and/or other applicable documentation, and therefore, no further action under SEQRA is necessary.

SECTION 14. To the extent applicable, the Village Treasurer is hereby authorized to execute and deliver in the name and on behalf of the Village a project financing agreement prepared by the New York State Environmental Facilities Corporation ("EFC") (the "SRF Project Financing Agreement"). To the extent applicable, the Village Treasurer and the Village Clerk and all other officers, employees and agents of the Village are hereby authorized and directed for and on behalf of the Village to execute and deliver all certificates and other documents, perform all acts and do all things required or contemplated to be executed, performed or done by this resolution or any document or agreement approved hereby, including, but not limited to, the SRF Project Financing Agreement.

SECTION 11. SECTION 15. In the absence or unavailability of the Village Treasurer, the Deputy Treasurer is hereby specifically authorized to exercise the powers delegated to the Village Treasurer in this resolution.

SECTION 12. SECTION 16. The validity of such serial bonds or of any bond anticipation notes issued in anticipation of the sale of such serial bonds may be contested only if:

1. (a) such obligations were authorized for an object or purpose for which the Village is not authorized to expend money, or

(b) the provisions of the law which should be complied with as of the date of publication of this notice were not substantially complied with

and an action, suit or proceeding contesting such validity is commenced within 20 days after the date of such publication of this notice, or

2. such obligations were authorized in violation of the provisions of the Constitution of New York.

SECTION 17. This Resolution is subject to permissive referendum pursuant to Section 36.00 of the Local Finance Law. The Village Clerk is hereby authorized and directed to publish (one time) and post (in at least six conspicuous public places within the Village and at each polling place), this resolution, or a summary thereof, together with a notice of adoption of this resolution subject to permissive referendum, within ten days after the date of adoption of this resolution.

SECTION 18. If no petitions are filed in the permissive referendum period, the Village Clerk is hereby authorized and directed to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of the Local Finance Law, in the official newspaper(s) of the Village, or if no newspaper(s) have been so designated, then in a newspaper having a general circulation in the Village, and hereby designated as the official newspaper of the Village for such publication.

SECTION 19. Nothing in this amendment shall affect the validity of the Original Bond Resolution or the 2019 Amending Bond Resolution, or the 2024 Amending Bond Resolution, or any actions taken thereunder, and any such actions are hereby ratified.

Trustee Courtney Aronstam offered the above resolution and moved its adoption. Trustee Michael Gorman seconded the motion, which led to a roll call vote, as follows:

Ayes:	5 (Aronstam, Wage, Gorman, Sinsabaugh, Correll)
Nays:	0
Absent:	1 (Sweeney)
Vacancy	1

The resolution passed by a majority vote.

Adjournment: Trustee Sinsabaugh moved to adjourn at 7:00 p.m. Trustee Gorman seconded the motion, which carried unanimously.

Respectfully submitted,

_____
Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, DECEMBER 9, 2025 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Lyman Wage, Mike Gorman, C. Aronstam, Kevin Sweeney, Jerry Sinsabaugh, and Mayor Correll.

Also present: Clerk Treasurer Michele Wood, and Patti Hanbury.

Press: Johnny Williams

Public Comments: No comments were offered

Tioga County Update: Legislator Aronstam stated some changes in personnel for Tioga County.

Mayor Appointment: Mayor Correll appointed Jessica Schillmoeller as Board Trustee. Clerk Treasurer Wood officiated the Oath of Office.

Mayor's Comments: Several sidewalks were not shoveled and village employees were sent to clear them. The homeowners will be billed for this service.

Letters and Communication: Tinsel and Lights will be Friday December 12, 2025.

Approval of Minutes: Trustee Gorman moved to approve the Minutes from November 25, 2025. Trustee Sinsabaugh seconded the motion, which carried unanimously.

Department Reports: Reports were received from Code Enforcement and the Court.

NYCLASS Investment Report: The clerk submitted year-to-date investment revenues from NYCLASS.

Month	Avg Yield/Period	Monthly	Fiscal YTD
June 2025	4.1371%	12,475.93	12,475.93
July 2025	4.1362%	15,614.96	28,090.89
August 2025	4.1336%	14,977.16	43,068.02
September 2025	4.055%	13,167.02	56,235.04
October 2025	3.875%	12,920.47	69,155.51
November 2025	3.838%	11,808.67	80,964.18

Revenue Comparison Report: The clerk submitted year-to-date revenues November 2024 vs. November 2025. These are only selected recurring revenues, and not a complete revenue statement.

Month	YTD Previous Year	YTD Current Year	Increase/Decrease
June 2025	9,735.22	13,654.33	3,919.11
July 2025	79,763.08	107,939.70	28,176.62
August 2025	172,155.21	219,086.67	46,931.46
September 2025	330,279.98	383,391.65	53,111.679
October 2025	417,676.72	466,767.50	49,090.78

November 2025	526,156.38	571,250.03	45,093.65

Treasurer's Report: Clerk Treasurer Wood presented the following financial reports:

General Fund 11/1/2025 - 11/30/2025

Beginning Balance	292,439.16	Current Revenues	106,185.64
Deposits	1,049,906.06	Year to Date Revenue	3,060,084.67
Disbursements	-1,051,930.87	Current Expenditures	973,906.29
Ending Balance	290,414.35	Year to Date Expended	2,512,184.64

*General Capital Reserve Fund $337,177.21

*Equipment Reserve Fund $37,820.88

Capital Projects Fund 11/1/2025 - 11/30/2025

	DCJS Grant (Police)	Glen Park	Water Project
Beginning Balance	175,967.93	COMPLETED	723,000.70
Deposits/Debits	0.00		0.00
Disbursements/Credits	0.00		-5,368.50
Ending Balance	175,967.93		717,632.20

*Total Capital Projects Fund Balance $893,600.13

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General Fund $333,785.71, and Rising Stars $390.00. Trustee C. Aronstam seconded the motion, which carried unanimously.

Schedule 2nd Public Hearing for Water System Study: Trustee Sinsabaugh moved to schedule the public hearing for January 13, 2026 at 6:30 pm., and the clerk to advertise the same. Trustee Sweeney seconded the motion, which carried unanimously.

Tioga County Planning Board Representative: Mayor Correll stated any Village resident can be appointed to serve on the Tioga County Planning Board. The village should have representation. Their meetings are once a month, on the 3rd Wednesday at 7:00 p.m.

2026-2027 Budget Committee: Trustees Sinsabaugh, Trustee Wage, and Trustee Gorman stated they will work with Clerk Treasurer Wood and Deputy Clerk Treasurer Hanbury on the 2026-2027 Budget.

Request to Subordinate CDBG Deferred Loan Mortgage: Trustee Sinsabaugh moved to subordinate the village's position on a mortgage for a CDBG applicant. Trustee Gorman seconded the motion, which carried unanimously.

Accept and Approve Final Payment for Street Sweeper: The clerk presented an invoice from Tymco, Inc. in the amount of $280,211 for the purchase of a 2025 Freightliner M2-106 Plus Street Sweeper. The clerk stated the sweeper was delivered and passed the delivery inspection. Trustee Sinsabaugh moved to accept the delivery of the 2025 Freightliner Sweeper and approve full and final payment of $280,211. Trustee Gorman seconded the motion, which led to a roll call vote, as follows:

Ayes:	6	(Sinsabaugh, Gorman, Aronstam, Wage, Sweeney, Correll)
Nays:	0	
Vacancy:	1	

The motion carried.

Special Meeting for December 30, 2025: Due to the workshop meeting being cancelled for the holiday, the clerk stated she would like to have a special meeting for the purpose of approving payment of bills so they don't become late. Trustee Aronstam moved to schedule Special Meeting for December 30, 2025 at 2:00 p.m. as presented. Trustee Sweeney seconded the motion, which carried unanimously.

Proposed Local Law: Placement of Portable Shipping Containers: Tabled

Adjournment: Trustee Sinsabaugh moved to adjourn at 7:00 p.m. Trustee Gorman seconded the motion, which carried unanimously.

Respectfully submitted,

_____
Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 2:00 P.M. ON TUESDAY, DECEMBER 30, 2025 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order at 2:00 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Lyman Wage, Mike Gorman, Jerry Sinsabaugh, and Mayor Correll. Also present: Clerk Treasurer Michele Wood, and Patti Hanbury.

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General Fund $98,084.53, Capital Projects $2,039.97. Trustee Gorman seconded the motion, which carried unanimously.

Adjournment: Trustee Sinsabaugh moved to adjourn at 2:15 p.m. Trustee Gorman seconded the motion, which carried unanimously.

Respectfully submitted,

_____
Michele Wood, Clerk Treasurer

PUBLIC HEARING HELD BY THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY AT 6:30 P.M. ON TUESDAY, JANUARY 13, 2026 IN THE TRUSTEES' ROOM, VILLAGE HALL FOR THE PURPOSE TO HEAR PUBLIC COMMENT REGARDING WATER SYSTEM STUDY

Mayor Correll declared the hearing open at 6:30 p.m. and directed the clerk to read the notice of public hearing.

Roll Call: Trustees Present: Lyman Wage, Jessica Schillmoeller, Kevin Sweeney, Jerry Sinsabaugh, C. Aronstam, Mike Gorman, and Mayor Correll.

Also present: Attorney Betty Keene, Clerk Treasurer Michele Wood, Patti Hanbury.

Press: Johnny Williams - Morning Times

Tim Steed from Hunt Engineers presented findings from the Water System Study and provided recommendations.

With no one else wishing to be heard, Mayor Correll closed the hearing at 7:02 p.m.

Respectfully submitted,

_____
Michele Wood, Clerk/Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, JANUARY 13, 2026 IN THE

TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order 7:03 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Lyman Wage, Jessica Schillmoeller, Kevin Sweeney, Jerry Sinsabaugh, C. Aronstam, Mike Gorman, and Mayor Correll..

Also present: Attorney Betty Keene, Clerk Treasurer Michele Wood, Patti Hanbury.

Press: Johnny Williams - Morning Times

Public Comments: Jessica McGee, 390 Acme Rd Lockwood NY, would like to see the parking limitations be changed for the parking spots around New Image Fitness Center. She does not feel safe parking down in the public lot across the street due to the lighting.

Tioga County Update: None

Mayor's Comments: The Village is inquiring on details for leasing vehicles for the Village.

Department Reports: Reports were submitted from Court, Police and Recreation.

Letters and Communication: None

Approval of Minutes: Trustee Gorman moved to approve the minutes from December 9, 2025 and December 30, 2025. Trustee Sinsabaugh seconded the motion, which carried unanimously.

Department Reports: Reports were received from the Police Department, Court and Recreation.

NYCLASS Investment Report: The clerk submitted year-to-date investment revenues from NYCLASS.

Month	Avg Yield/Period	Monthly	Fiscal YTD
June 2025	4.1371%	12,475.93	12,475.93
July 2025	4.1362%	15,614.96	28,090.89
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October 2025	3.875%	12,920.47	69,155.51
November 2025	3.838%	11,808.67	80,964.18
December	3.7100%	9,583.92	90,548.10

Revenue Comparison Report: The clerk submitted year-to-date revenues December 2024 vs. December 2025. These are only selected recurring revenues, and not a complete revenue statement.

Month	YTD Previous Year	YTD Current Year	Increase/Decrease
June 2025	9,735.22	13,654.33	3,919.11
July 2025	79,763.08	107,939.70	28,176.62
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November 2025	526,156.38	571,250.03	45,093.65
December 2025	613,510.66	686,558.86	73,048.20

Treasurer's Report: Clerk Treasurer Wood presented the following financial reports:

General Fund 12/1/2025 - 12/31/2025

Beginning Balance	290,414.35	Current Revenues	106,185.64
Deposits	677,620.20	Year to Date Revenue	3,060,084.67
Disbursements	-628,108.41	Current Expenditures	973,906.29
Ending Balance	339,926.14	Year to Date Expended	2,512,184.64

*General Capital Reserve Fund $338,241.23

*Equipment Reserve Fund $37,940.24

Capital Projects Fund 12/1/2025 - 12/31/2025

	DCJS Grant (Police)	Water Study	Water Project
Beginning Balance	175,967.93	0.00	717,632.20
Deposits/Debits	55,000.00	55,000.00	0.00
Disbursements/Credits	-57,039.97	-26,250.00	-465,324.02
Ending Balance	173,927.96	28,750.00	252,308.18

*Total Capital Projects Fund Balance $454,986.14

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General Fund $94,218.32. Trustee C. Aronstam seconded the motion, which carried

Water System Study Approval: Trustee Gorman moved to approve accepting the Water System Study as presented by Hunt Engineering. Trustee Sinsabaugh seconded the motion, which led to a roll call vote, as follows:

Ayes - 7 Trustee Lyman Wage
Trustee Jessica Schillmoeller
Trustee Mike Gorman
Trustee Courtney Aronstam
Trustee Kevin Sweeney
Trustee Jerry Sinsabaugh
Mayor Keith Correll

Nays - 0

Election Day Resolution: Trustee Gorman offered the following resolution and moved its adoption:

WHEREAS, the Annual Election of the Village of Waverly be held in the Trustees' Room in the Village Hall, at 32 Ithaca Street, Waverly, New York, between the hours of 12:00 o'clock noon and 9:00 o'clock in the afternoon of Wednesday, March 18, 2026, and

WHEREAS, the following be designated as Inspectors of Election: Laura Hoppe, Donna Casterline, Deb Beatty, and Suzanne Urban, and

WHEREAS, each Election Inspector be paid $150.00 for their services, and

WHEREAS, Laura Hoppe be hereby appointed Chairman of the Board, and

WHEREAS, the Board of Trustees gives the Clerk-Treasurer the sole authority to replace any inspector who becomes unavailable prior to election, and

BE IT RESOLVED, the Village of Waverly will hold their General Election on Wednesday, March 18, 2025 for the purpose of electing three (3) Trustees, each for a term of two years; and two (2) Trustees, each for a term of one year.

The resolution was seconded by Trustee Sinsabaugh and upon voice vote, unanimously carried.

Adjournment: Trustee Sinsabaugh moved to adjourn at 7:48 p.m. Trustee Gorman seconded the motion, which carried unanimously.

Respectfully submitted,

_____
Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, JANUARY 27, 2026 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order 7:03 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Lyman Wage, Jessica Schillmoeller, Mike Gorman, Aronstam, Kevin Sweeney, Jerry Sinsabaugh, and Mayor Correll..

Also present: Attorney Betty Keene, Clerk Treasurer Michele Wood, Patti Hanbury.

Press: Johnny Williams - Morning Times

Public Comments: No comments were offered.

Mayor's Comments: Need to give thanks to the DPW, Water and Recreation Departments for handling the snowstorm efficiently.

Approval of Minutes: Trustee Gorman moved to approve the Minutes from January 13, 2026. Trustee Aronstam seconded the motion, which carried unanimously.

Department Reports: Reports were received from the Police Department, Court and Recreation.

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General Fund $214,389.34. Trustee C. Aronstam seconded the motion, which carried unanimously.

Proposed Local Law: Placement of Portable Storage Containers: Trustee Sinsabaugh moved to approve the Public Hearing be set for Tuesday, February 10, 2026 at 6:00 p.m. Trustee Aronstam seconded the motion, which carried unanimously.

2026 Poll Site Agreement: The clerk presented the 2026 Poll Site Agreement from Tioga County Board of Elections for elections to be held, as follows: Primary Election on June 23, 2026 from 5:00 a.m. to 10:00 p.m., and the General Election on November 3, 2026 from 5:00 a.m. to 10:00 p.m. These elections will be conducted in our Community Room, and will accommodate three polling districts. Trustee Sinsabaugh moved to approve the agreement as presented. Trustee Gorman seconded the motion, which carried unanimously.

Cemetery Columbarium: Trustee Sinsabaugh, Mayor Correll, and Ron Keene will research this further.

Adjournment: Trustee Sinsabaugh moved to adjourn at 7:15 p.m. Trustee Gorman seconded the motion, which carried unanimously.

Respectfully submitted,

_____

Michele Wood, Clerk Treasurer

PUBLIC HEARING HELD BY THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY AT 6:00 P.M. ON TUESDAY, FEBRUARY 10, 2026 IN THE TRUSTEES' ROOM, VILLAGE HALL FOR THE PURPOSE TO HEAR PUBLIC COMMENT REGARDING PROPOSED LOCAL LAW STORAGE CONTAINERS

Mayor Correll declared the hearing open at 6:00 p.m. and directed the clerk to read the notice of public hearing.

Roll Call: Trustees Present: Lyman Wage, Jessica Schillmoeller, Kevin Sweeney, Jerry Sinsabaugh, C. Aronstam, Mike Gorman, and Mayor Correll.

Also present: Attorney Betty Keene, Clerk Treasurer Michele Wood, Patti Hanbury.

Press: Johnny Williams - Morning Times

Jeff Bellinger, Broad St Waverly NY, spoke his concerns over the storage container law.

With no one else wishing to be heard, Mayor Correll closed the hearing at 6:29 p.m.

Respectfully submitted,

_____
Michele Wood, Clerk/Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, FEBRUARY 10, 2026 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Lyman Wage, Jessica Schillmoeller, Mike Gorman, C. Aronstam, Kevin Sweeney, Jerry Sinsabaugh, and Mayor Correll.

Also present: Attorney Betty Keene, Clerk Treasurer Michele Wood, Patti Hanbury.

Press: Johnny Williams - Morning Times

Presentation: Police Chief Buesink: 2025 Officer of the Year: Office Andrew Yeckinevich. 2025 Excellence of Leadership Award: Lieutenant Dana Nichols.

Public Comments: None

Tioga County Update: Tracy Monell new Legislative Chairperson. Waverly had the 5th highest sales tax revenue in Tioga County.

Letters and Communication: None

Approval of Minutes: Trustee C. Aronstam moved to approve the minutes from January 27, 2026. Trustee Sweeney seconded the motion, which carried unanimously.

Department Reports: Reports were received from Court and Recreation.

Enterprise Vehicle Lease Program: Trustee Gorman moved to go forward with the vehicle lease program. Trustee Sinsabaugh seconded the motion, which led to a roll call vote, as follows:

Ayes - 7	Trustee Lyman Wage
	Trustee Jessica Schillmoeller
	Trustee Mike Gorman
	Trustee Kevin Sweeney
	Trustee Jerry Sinsabaugh
	Mayor Keith Correll
Nays – 0	
Absent – 1	Trustee Courtney Aronstam

NYCLASS Investment Report: The clerk submitted year-to-date investment revenues from NYCLASS.

Month	Avg Yield/Period	Monthly	Fiscal YTD
June 2025	4.1371%	12,475.93	12,475.93
July 2025	4.1362%	15,614.96	28,090.89
August 2025	4.1336%	14,977.16	43,068.02
September 2025	4.055%	13,167.02	56,235.04
October 2025	3.875%	12,920.47	69,155.51
November 2025	3.838%	11,808.67	80,964.18
December 2025	3.7100%	9,583.92	90,548.10
January 2026	3.5960%	9,743.59	100,291.69

Revenue Comparison Report: The clerk submitted year-to-date revenues January 2025 vs. January 2026. These are only selected recurring revenues, and not a complete revenue statement.

Month	YTD Previous Year	YTD Current Year	Increase/Decrease
June 2025	9,735.22	13,654.33	3,919.11
July 2025	79,763.08	107,939.70	28,176.62

August 2025	172,155.21	219,086.67	46,931.46
September 2025	330,279.98	383,391.65	53,111.679
October 2025	417,676.72	466,767.50	49,090.78
November 2025	526,156.38	571,250.03	45,093.65
December 2025	613,510.66	686,558.86	73,048.20
January 2026	678,253.39	779,284.13	101,303.74

Treasurer's Report: Clerk Treasurer Wood presented the following financial reports:

General Fund 1/1/2026 - 1/31/2026

Beginning Balance	339,926.14	Current Revenues	90,757.27
Deposits	359,900.22	Year to Date Revenue	3,484,661.78
Disbursements	-539,958.31	Current Expenditures	368,285.94
Ending Balance	159,868.05	Year to Date Expended	3,120,123.71

*General Capital Reserve Fund $339,275.75

*Equipment Reserve Fund $38,056.28

Capital Projects Fund 1/1/2026 - 1/31/2026

	DCJS Grant (Police)	Water Study	Water Project
Beginning Balance	173,927.96	28,750.00	252,308.18
Deposits/Debits	0.00	0.00	0.00
Disbursements/Credits	0.00	-26,250.00	-25,979.01
Ending Balance	173,927.96	2,500.00	226,329.17

*Total Capital Projects Fund Balance $454,986.14

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General Fund $41,392.50. Trustee Sweeney seconded the motion, which carried unanimously.

Proposed Local Law: Placement of Portable Shipping Containers: Tabled for further discussion.

Cemetery Columbarium: Trustee Sinsabaugh and Mayor Correll along with Ron Keene will looking to this further.

2024-2025 Village Audit: Letter received from CPA's audit.

Best Bev Wastewater Treatment Industrial User Permit: With recommendation from the Sewer Board. Trustee Gorman moved to approve and have Mayor Correll sign the Best Bev Wastewater Treatment Industrial User Permit. Trustee Sinsabaugh seconded the motion, which led to a roll call vote, as follows:

Ayes - 7 Trustee Lyman Wage
Trustee Jessica Schillmoeller
Trustee Mike Gorman

Trustee Kevin Sweeney
Trustee Jerry Sinsabaugh
Mayor Keith Correll

Nays – 0

Absent – 1 Trustee Courtney Aronstam

Adjournment: Trustee Sinsabaugh moved to adjourn at 7:15 p.m. Trustee Gorman seconded the motion, which carried unanimously.

Respectfully submitted,

_____
Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, FEBRUARY 24, 2026 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Lyman Wage, Jessica Schillmoeller, Mike Gorman, Courtney Aronstam, Kevin Sweeney, Jerry Sinsabaugh, and Mayor Correll.

Also present: Attorney Betty Keene, Clerk Treasurer Michele Wood, Police and Patti Hanbury.

Press: Johnny Williams - Morning Times

Public Comments: Linda Vogel, 201 Broad St Waverly NY, commented on the poor snow removal in front of her business on Loder Street.

Laura Hoppe, 523 Clark St Waverly NY, asking the status of the NY Forward projects.

Police Hiring Proposal: Christopher Knuth – part-time

Kyle Labarge – full-time

Tyler Dunkleberger – full-time

Tioga County Update: None

Letters and Communication: Letter received from Tom Marchese stating his concerns with the proposed storage container law.

Approval of Minutes: Trustee Gorman moved to approve the minutes from February 10, 2026. Trustee Schillmoeller seconded the motion, which carried unanimously.

Enterprise Vehicle Lease Program: Trustee Gorman moved to go forward with the vehicle lease program. Trustee Sinsabaugh seconded the motion, which led to a roll call vote, as follows:

Ayes - 7	Trustee Lyman Wage
	Trustee Jessica Schillmoeller
	Trustee Mike Gorman
	Trustee Kevin Sweeney
	Trustee Jerry Sinsabaugh
	Mayor Keith Correll
Nays – 0	
Absent – 1	Trustee Courtney Aronstam

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General Fund $39,409.17, Water Fund $39,231.47. Trustee Aronstam seconded the motion, which carried unanimously.

NYS DOT Bridge Rehabilitation at I86 over Ithaca Central Railroad: Pavement and other repairs beginning Spring 2026 and substantially completed by late 2027.

Cemetery Columbarium: Trustee Sinsabaugh and Mayor Correll along with Ron Keene will looking to this further.

Proposed Local Law: Placement of Portable Shipping Containers: Tabled for further discussion.

Enterprise Vehicle Lease Program: Trustee Gorman moved to go forward with the vehicle leasing of 2 police cars, 1 truck for DPW and 1 truck for Recreation. Trustee Sinsabaugh seconded the motion, which led to a roll call vote, as follows:

Ayes - 7	Trustee Lyman Wage
	Trustee Jessica Schillmoeller
	Trustee Mike Gorman
	Trustee Courtney Aronstam
	Trustee Kevin Sweeney

Trustee Jerry Sinsabaugh
Mayor Keith Correll

Nays – 0

Trustee Sinsabaugh moved to approve $50,000 for down payment for the lease. Trustee Wage seconded the motion, which caried unanimously.

Trane Contract: Trustee Aronstam moved to approve the purchase of the heat exchange for the RTU Unit. Trustee Sinsabaugh seconded the motion, which carried unanimously.

Executive Session: Trustee Sinsabaugh moved to enter Executive Session for contractual issue at 7:55 p.m. Trustee Gorman seconded the motion, which carried unanimously.

Trustee Sinsabaugh moved to out of Executive Session 8:08 p.m. Trustee Gorman seconded the motion, which carried unanimously

Adjournment: Trustee Sinsabaugh moved to adjourn at 8:10 p.m. Trustee Gorman seconded the motion, which carried unanimously.

Respectfully submitted,

_____
Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, MARCH 10, 2026 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Lyman Wage, Jessica Schillmoeller, Mike Gorman, Courtney Aronstam, Kevin Sweeney, Jerry Sinsabaugh, and Mayor Keith Correll.

Also present: Attorney Betty Keene, Clerk Treasurer Michele Wood, And Patti Hanbury.

Press: Johnny Williams - Morning Times

Public Comments: Several people from the Prestige Dance Studio spoke up regarding harassment issues with a consultant of Hazy Daze Business on Broad Street.

Tioga County Update: Legislator Aronstam reported that the State of the County is strong.

Letters and Communication: The clerk read a letter from Kyle Traub asking permission for a "Touch A Truck" event on April 2, 2026, between 8:30 a.m. to 10:30 a.m., at Lincoln Street School. Trustee Sweeney moved to approve closing off Center Street, between Liberty Street to Hickory Street during the event. Trustee Aronstam seconded the motion, which carried unanimously.

Department Reports: Reports received from Code Enforcement and the Court. Recreation Director Eric Reznicek stated that they are working on bringing back the Waverly Fan Fair Race Night on May 7, 2026. Concession will be in the Mini Park.

Approval of Minutes: Trustee Gorman moved to approve the Minutes of February 24, 2026. Trustee Sweeney seconded the motion, which carried unanimously.

NYCLASS Investment Report: The clerk submitted year-to-date investment revenues from NYCLASS.

Month	Avg Yield/Period	Monthly	Fiscal YTD
June 2025	4.1371%	12,475.93	12,475.93
July 2025	4.1362%	15,614.96	28,090.89
August 2025	4.1336%	14,977.16	43,068.02
September 2025	4.055%	13,167.02	56,235.04
October 2025	3.875%	12,920.47	69,155.51
November 2025	3.838%	11,808.67	80,964.18
December 2025	3.7100%	9,583.92	90,548.10
January 2026	3.5960%	9,743.59	100,291.69
February 2026	3.5660%	8,233.28	108,524.97

Revenue Comparison Report: The clerk submitted year-to-date revenues February 2025 vs. February 2026. These are only selected recurring revenues, and not a complete revenue statement.

Month	YTD Previous Year	YTD Current Year	Increase/Decrease
June 2025	9,735.22	13,654.33	3,919.11
July 2025	79,763.08	107,939.70	28,176.62
August 2025	172,155.21	219,086.67	46,931.46
September 2025	330,279.98	383,391.65	53,111.679
October 2025	417,676.72	466,767.50	49,090.78
November 2025	526,156.38	571,250.03	45,093.65

December 2025	613,510.66	686,558.86	73,048.20
January 2026	678,253.39	779,284.13	101,303.74
February 2026	758,760.59	878,469.35	119,708.76

Treasurer's Report: Clerk Treasurer Wood presented the following financial reports:

General Fund 2/1/2026 - 2/28/2026

Beginning Balance	159,868.05	Current Revenues	101,415.23
Deposits	165,552.21	Year to Date Revenue	3,586,077.01
Disbursements	-209,467.06	Current Expenditures	193,615.37
Ending Balance	115,953.20	Year to Date Expended	3,313,739.08

*General Capital Reserve Fund $340,205.05
*Equipment Reserve Fund $38,160.51

Capital Projects Fund 2/1/2026 - 2/28/2026

	DCJS Grant (Police)	Water Study	Water Project
Beginning Balance	173,927.96	2,500.00	226,329.17
Deposits/Debits	0.00	0.00	0.00
Disbursements/Credits	0.00	0.00	0.00
Ending Balance	173,927.96	2,500.00	226,329.17

*Total Capital Projects Fund Balance $402,757.13

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General Fund $62,537.13, Rising Stars $300.00. Trustee Sweeney seconded the motion, which carried unanimously.

Police Hiring Proposal: Trustee Gorman moved to approve hiring of Kyle Labarge as a full-time police officer at the contractual rate of $31.06, and Tyler Dunkleberger as a full-time police officer at the contractual rate of $28.88, and Christopher Knuth as a part-time police officer at the contractual rate of $25.00 They will be able to start once their pre-employments physicals are complete. Trustee Sinsabaugh seconded the motion, which led to a roll call vote, as follows:

Ayes - 7 Trustee Lyman Wage
Trustee Jessica Schillmoeller
Trustee Mike Gorman
Trustee Courtney Aronstam
Trustee Kevin Sweeney
Trustee Jerry Sinsabaugh
Mayor Keith Correll

Nays – 0

The motion passed.

Court Clerk's Conference: Trustee Sinsabaugh moved to approve the Court Clerk to attend Court Clerks Conference in Albany NY from September 27 thru September 30 at a cost of $100 plus room and board. Trustee Aronstam seconded the motion, which carried unanimously.

Cemetery Columbarium: In process.

ADA Doors for Village Hall: Obtaining quotes for electrical work.

Part-Time Police for Parking: Looking for part-time person for covering 15 variable hours per week.

Crossing Guard Vacancies: Two current openings.

Village Election March 18th 2026 (12:00 p.m. – 9:00 p.m.)

NY Forward Update: Soprano's Deli is moving forward with their grant money from the NYF Private Projects Grant. Mayor Correll stated the NYF Public Projects Grant for East Waverly Park has a shortfall in funds to cover everything that was wanted. There might be an issue with availability of water for the splash pad. Water usage is estimated at 100 gallons per minute. He also stated we are looking into possible funding opportunities for upgrading the wells.

Tax Cap Override Local Law: The clerk submitted proposed local law Authoring a property tax levy in excess of the limit established in General Municipal Law §3-c. Trustee Sinsabaugh moved to schedule a Public Hearing for March 24, 2026 at 6:20 p.m. and the clerk to advertise the same. Trustee Sweeney seconded the motion, which carried unanimously.

Executive Session: Trustee Sinsabaugh moved to enter Executive Session for contractual issue at 8:04 p.m. Trustee Sweeney seconded the motion, which carried unanimously.

Trustee Sinsabaugh moved to out of Executive Session 8:16 p.m. Trustee Gorman seconded the motion, which carried unanimously

Adjournment: Trustee Sinsabaugh moved to adjourn at 8:17 p.m. Trustee Gorman seconded the motion, which carried unanimously.

Respectfully submitted,

_____
Michele Wood, Clerk Treasurer

PUBLIC HEARING HELD BY THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY AT 6:20 P.M. ON TUESDAY, MARCH 24, 2026 IN THE TRUSTEES' ROOM, VILLAGE HALL FOR THE PURPOSE TO HEAR PUBLIC COMMENT REGARDING PROPOSED LOCAL LAW TO AUTHORIZE EXCEEDING TAX LEVY LIMIT

Mayor Correll declared the hearing open at 6:20 p.m. and directed the clerk to read the notice of public hearing.

Roll Call: Trustees Present: Lyman Wage, Jessica Schillmoeller, Kevin Sweeney, Jerry Sinsabaugh, C. Aronstam, Mike Gorman, and Mayor Correll.

Also present: Attorney Betty Keene, Clerk Treasurer Michele Wood, Patti Hanbury.

Press: Johnny Williams - Morning Times

With no one wishing to be heard, Mayor Correll closed the hearing at 6:29 p.m.

Respectfully submitted,

_____
Michele Wood, Clerk/Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, MARCH 24, 2026 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Lyman Wage, Jessica Schillmoeller, Mike Gorman, Courtney Aronstam, Kevin Sweeney, Jerry Sinsabaugh, and Mayor Correll.

Also present: Attorney Betty Keene, Clerk Treasurer Michele Wood, And Patti Hanbury.

Press: Johnny Williams - Morning Times

Letters and Communication: Wreaths and decorations are to be removed from the cemeteries in Waverly by April 15, 2026.

Approval of Minutes: Trustee Gorman moved to approve the Minutes of March 10, 2026. Trustee Sweeney seconded the motion, which carried unanimously.

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General Fund $48,005.72. Trustee Sweeney seconded the motion, which carried unanimously.

Waverly Fiscal Stress Report: Clerk Treasurer Wood presented the annual State Comptroller's Fiscal Stress Report. She was pleased to announce that the Village of Waverly's score was 6.7. The range of fiscal stress is:

0 - 44.9 No Designation
45 – 54.9 Susceptible Stress
55 – 64.9 Moderate Stress
65 – 100.0 Significant Stress

Fair Housing Month Resolution: Trustee Sinsabaugh offered the following resolution, and moved its adoption:

WHEREAS, in accordance with the Title VIII Fair Housing Policy of the Civil Rights Act of 1968 and the Fair Housing Amendments Act of 1988 and,

WHEREAS, the month of April 2021 has been designated by the U.S. Department of Housing and Urban Development's Office of Fair Housing and Equal Opportunity as Fair Housing Month.

NOW, THEREFORE, BE IT RESOLVED, that the Village Board of the Village of Waverly hereby declares and proclaims April 2026 as Fair Housing Month in the Village of Waverly.

Trustee Gorman seconded the motion, which led to a roll call vote, and resulted as follows:

Ayes – 7 (Schillmoeller, Wage, Gorman, C. Aronstam, Sweeney, Sinsabaugh, Correll)
Nays – 0
Absent – 0
The motion carried.

Schedule Reorganizational Meeting for April 6, 2026: Trustee Aronstam moved to schedule the 2026 Reorganization Meeting for April 6th, 2026 at 5:00 p.m. Trustee Sinsabaugh seconded the motion, which carried unanimously.

Local Law to Authorize Exceeding Tax Levy Limit: Proposed Local Law: Tax Cap Override:

Trustee Aronstam moved to adopt the proposed local law (1A-2026) as follows:

A Local Law Authorizing a Property Tax Levy in Excess of the Limit

Established in the General Municipal Law §3-c

Section 1. Legislative Intent

It is the intent of this local law to allow the Village of Waverly to adopt a budget for the fiscal year commencing June 1, 2026 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 (60%) percent of said governing body.

Section 3. Tax Levy Limit Override

The Board of Trustees of the Village of Waverly, County of Tioga, is hereby authorized to adopt a budget for the fiscal year commencing June 1, 2026 that requires a real property tax levy in excess of the amount otherwise prescribed in the General Municipal Law §3-c.

Section 5. Effective Date

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

Trustee Sinsabaugh seconded the motion, which led to a roll call vote and resulted as follows:

Ayes – 7 (Schillmoeller, Wage, Gorman, Aronstam, Sweeney, Sinsabaugh, Correll)
Nays – 0
Absent – 0
The motion carried.

Public Hearing to Adopt 2026-2027 Budget: Trustee Sweeney moved to schedule a Public Hearing on April 14, 2026 at 6:00 p.m. to hear comments in regard to the 2026-2027 Tentative Budget, and the Clerk to advertise the same. Trustee Gorman seconded the motion, which carried unanimously.

Recognition of Attorney Betty Keene: Trustee Sweeney offered the following resolution and moved its adoption.

WHEREAS, Betty Keene joined the Village of Waverly in September of 1999 as Village Attorney, and

WHEREAS, the Village of Waverly has benefited for many years from her employment as she has faithfully and efficiently performed the duties of Village Attorney, and

WHEREAS, Betty Keene provided an outstanding commitment of time, talent, and integrity as Village Attorney and is worthy of special notice and commendation, and

WHEREAS, Betty Keene will retire as Village Attorney on April 5, 2026 after having been employed with the Village of Waverly for over twenty-six years, and

NOW, THEREFORE, BE IT RESOLVED by the Mayor, Board of Trustees, Village Staff; and on behalf of the citizens of this community, hereby extends its sincere appreciation and best wishes to Attorney Betty Keene.

Trustee Gorman seconded the motion, which led to a roll call vote, as follows:

Ayes – 7 (Schillmoeller, Wage, Gorman, Aronstam, Sweeney, Sinsabaugh, Correll)
Nays – 0
The motion carried

Executive Session: Trustee Sinsabaugh moved to enter Executive Session for contractual issue at 6:45 p.m. Trustee Sweeney seconded the motion, which carried unanimously.

Trustee Sinsabaugh moved to out of Executive Session 7:00 p.m. Trustee Gorman seconded the motion, which carried unanimously

Trustee Sweeney moved to approve the Tentative Police Bargaining Agreement with the Teamsters as presented. The agreement commences June 1, 2026 through May 31, 2029. Trustee Sinsabaugh seconded the motion, which carried unanimously.

Adjournment: Trustee Sinsabaugh moved to adjourn at 7:02 p.m. Trustee Gorman seconded the motion, which carried unanimously.

Respectfully submitted,

_____
Michele Wood, Clerk Treasurer

REORGANIZATION MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 5:00 P.M. ON MONDAY, APRIL 6, 2026 IN THE TRUSTEES' ROOM, IN THE VILLAGE HALL

Present were Trustee-Elect Courtney Aronstam, Trustee-Elect Jessica Schillmoeller, Trustee-Elect Mike Gorman, Trustee Jerry Sinsabaugh, and Mayor Keith Correll.

Also Present: Clerk Treasurer Michele Wood, and Deputy Clerk Treasurer Patti Hanbury

Call to Order: Mayor Correll called the meeting to order at 5:00 p.m.

Oaths of Office: Clerk Treasurer Wood administered the Oaths of Office to Trustees-Elect: Michael Gorman, Jessica Schillmoeller, and Courtney Aronstam.

Approval of Mayor's Appointments: Mayor Correll offered his appointments as follows:

Name	Appointed To	Term
Jerry Sinsabaugh	Deputy Mayor	1
Patricia Hanbury	Deputy Clerk Treasurer	1
Chris Robinson	Code Enforcement Officer	1
Lynette Nickels	Justice Clerk	1
Rick Lewis	Zoning Board of Appeals	3
John Cheresnowsky	Recreation Commission	5
Bill Kraus	Planning Board	5
James Deibler	Sewer Commissioner	5
Angelo Sisto	Water Commissioner	5
Morning Times	Official Publication	1
Chemung Canal Trust Co Chase Bank M & T Bank NYCLASS	Official Depositories	1
Regular Meeting	2nd Tuesday of each month	1

Trustee Gorman moved to approve Mayor Correll's appointments. Trustee Aronstam seconded the motion, which carried unanimously.

Legal Consultant: Mayor Correll appointed Attorney Robert H. McKertich as legal consultant for the Village of Waverly for the term of one year. Trustee Sinsabaugh moved to approve Mayor Correll's appointment and authorized Mayor Correll to sign the retainer agreement. Trustee Aronstam seconded the motion, which carried unanimously.

Check Signature Resolution: Trustee Sinsabaugh offered the following resolution and moved its adoption:

RESOLVED, that checks drawn on any Village of Waverly account be payable on the signatures of two (2) of the following persons: Clerk Treasurer Michele Wood, Deputy Clerk Treasurer Patricia Hanbury, Mayor Keith Correll, and Trustee Jerry Sinsabaugh.

Trustee Gorman seconded the motion, which carried unanimously.

Committee Assignments: Mayor Correll offered the following assignments to the board members, as follows:

Police	Sinsabaugh		
Street	Correll		
Recreation	Aronstam	Schillmoeller	
Sewer	Sweeney		
Water	Wage		
Planning	Gorman		
Cemetery	Sinsabaugh		
Buildings & Grounds	Correll	Sinsabaugh	
Finance	Sinsabaugh	Gorman	Wage
Tioga County (COG) Council of Governments	Correll		

Trustee Aronstam moved to approve Mayor Correll's committee assignments. Trustee Gorman seconded the motion, which carried unanimously.

With all reorganized business resolved, Mayor Correll closed the meeting at 6:05 p.m.

Respectfully submitted,

_____

PUBLIC HEARING HELD BY THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY AT 6:00 P.M. ON TUESDAY, APRIL 14, 2026 IN THE TRUSTEES' ROOM, VILLAGE HALL FOR THE PURPOSE OF PUBLIC COMMENT REGARDING THE 2026-2027 TENATIVE BUDGET

Mayor Correll declared the hearing open at 6:00 p.m. and directed the clerk to read the notice of public hearing.

Roll Call: Trustees Present: Lyman Wage, Jessica Shillmoeller, Michael Gorman, Courtney Aronstam, Kevin Sweeney, Jerry Sinsabaugh and Mayor Correll.

Also present: Clerk Treasurer Michele Wood, and Patti Hanbury

Press: Johnny Williams - Morning Times

Mayor Correll stated the Budget Committee and the Department Heads worked closely and thanked them for their efforts. He opened the floor for comments regarding the 2026-2027 Tentative Budget.

With no one else wishing to be heard, Mayor Correll closed the hearing at 6:22 p.m.

Respectfully submitted,

_____

Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, APRIL 14, 2026 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Lyman Wage, Jessica Shillmoeller, Michael Gorman, Courtney Aronstam, Kevin Sweeney, Jerry Sinsabaugh and Mayor Correll.

Also present: Clerk Treasurer Michele Wood, Police Chief Buesink, and Patti Hanbury

Press: Johnny Williams - Morning Times

Public Comments: Several people from the Prestige Dance Studio spoke up regarding harassment issues with a consultant of Hazy Daze Business on Broad Street.

Approval of Minutes: Trustee Gorman moved to approve the Minutes from March 24, 2026. Trustee Aronstam seconded the motion, which carried unanimously.

Department Reports: Reports/Updates from Court, Sewer and Recreation.

Trustee Sinsabaugh moved to approve the promotion of Devon Spallone to Wastewater Treatment Plant Operator Class 3A, contractual rate of $30.00/hour with pay retroactive to exam passing date of March 25, 2026. Trustee Sweeney seconded the motion, which carried unanimously.

NYCLASS Investment Report: The clerk submitted year-to-date investment revenues from NYCLASS.

Month	Avg Yield/Period	Monthly	Fiscal YTD
June 2025	4.1371%	12,475.93	12,475.93
July 2025	4.1362%	15,614.96	28,090.89
August 2025	4.1336%	14,977.16	43,068.02
September 2025	4.055%	13,167.02	56,235.04
October 2025	3.875%	12,920.47	69,155.51
November 2025	3.838%	11,808.67	80,964.18
December 2025	3.7100%	9,583.92	90,548.10
January 2026	3.5960%	9,743.59	100,291.69
February 2026	3.5660%	8,233.28	108,524.97
March 2026	3.5367%	8,976.15	117,501.12

Revenue Comparison Report: The clerk submitted year-to-date revenues March 2025 vs. 2026. These are only selected recurring revenues, and not a complete revenue statement.

Month	YTD Previous Year	YTD Current Year	Increase/Decrease
June 2025	9,735.22	13,654.33	3,919.11
July 2025	79,763.08	107,939.70	28,176.62
August 2025	172,155.21	219,086.67	46,931.46
September 2025	330,279.98	383,391.65	53,111.679
October 2025	417,676.72	466,767.50	49,090.78
November 2025	526,156.38	571,250.03	45,093.65
December 2025	613,510.66	686,558.86	73,048.20
January 2026	678,253.39	779,284.13	101,303.74
February 2026	758,760.59	878,469.35	119,708.76
March 2026	902,430.23	1,030,582.58	128,152.35

Treasurer's Report: Clerk Treasurer Wood presented the following financial reports:

General Fund 3/1/2026 - 3/31/2026

Beginning Balance	115,953.20	Current Revenues	279,323.33
Deposits	717,859.00	Year to Date Revenue	3,865,400.34
Disbursements	-491,943.89	Current Expenditures	225,891.03
Ending Balance	341,868.31	Year to Date Expended	3,539,630.11

*General Capital Reserve Fund $341,227.40

*Equipment Reserve Fund $38,275.21

Capital Projects Fund 3/1/2026 - 3/31/2026

	DCJS Grant (Police)	Water Study	Water Project
Beginning Balance	173,927.96	2,500.00	226,329.17
Deposits/Debits	0.00	0.00	0.00
Disbursements/Credits	0.00	0.00	-5,412.00
Ending Balance	173,927.96	2,500.00	220,917.17

*Total Capital Projects Fund Balance $397,345.13

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General $73,502.20. Trustee Gorman seconded the motion, which carried unanimously.

2026-2027 Budget Adoption: The clerk stated the Board of Water Commissioners and the Board of Sewer Commissions have recommended adoption of their respective budgets as submitted. Trustee Gorman moved to adopt the 2026-2027 Tentative Budget as final. The total budgets are: General Fund $4,089,733; Water Fund $1,321,696; and Sewer Fund $1,389,949.

Abstract of General Fund Budget:

General Government	$ 600,849
Public Safety	1,287,027
Transportation	654,930
Culture/Recreation	227,864
Home/Community Service	85,365
Employee Benefits	1,020,935
Debt Service	212,763
Total	$ 4,089,733

Trustee Aronstam seconded the motion, which led to a roll call vote, and resulted as follows:

Ayes – 7 (Wage, Schillmoeller, Gorman, Aronstam, Sweeney, Sinsabaugh, Correll)
Nays – 0
Absent – 0

The motion carried. The 2026-2027 Budget was adopted as presented.

Update on Storage Container Proposed Local Law: In Progress

Update on USDA Grant (Street Sweeper): Received the USDA Grant funds in amount of $154,000.

National Library Week Proclamation: Trustee Sinsabaugh moved to declare April 19 – 26th National Library Week. Trustee Aronstam seconded the motion, which carried unanimously.

Executive Session: Trustee Sinsabaugh moved to enter Executive Session for contractual issue

at 7:43 p.m. Trustee Sweeney seconded the motion, which carried unanimously.

Trustee Sinsabaugh moved to enter Regular Session 8:30 p.m. Trustee Gorman seconded the motion, which carried unanimously

Trustee Aronstam moved to approve hiring Randy Donovan for part-time Summer Parks Help at the rate of $16.00/hour. Trustee Sweeney seconded the motion, which carried unanimously.

Trustee Sinsabaugh moved to approve to accept the resignation letter from Code Enforcement Officer Chris Robinson effective June 30, 2026. Trustee Wage seconded the motion, which carried unanimously.

Trustee Sinsabaugh moved to approve to accept the resignation letter from Kay Robinson, office clerk for the Code Enforcement Officer, effective June 30, 2026. Trustee Wage seconded the motion, which carried unanimously.

Adjournment: Trustee Gorman moved to adjourn at 8:32 p.m. Trustee Sinsabaugh seconded the motion, which carried unanimously.

Respectfully submitted,

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Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, APRIL 28, 2026 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Lyman Wage, Jessica Shillmoeller, Michael Gorman, Courtney Aronstam, Kevin Sweeney, and Mayor Correll.

Also present: Clerk Treasurer Michele Wood, Police Chief Buesink, and Patti Hanbury

Press: Johnny Williams - Morning Times

Public Comments: Ron Keene, 7 Elliott St, commented on if the tanker truck that keeps getting water is being accurately charged.

Tioga County Update: None

Letters and Communications: Officer Pratt submitted resignation letter with an effective date of May 8, 2026.

Approval of Minutes: Trustee Gorman moved to approve the Minutes from April 14, 2026. Trustee Sweeney seconded the motion, which carried unanimously.

Finance Committee/Approval of Abstract: Trustee Wage presented the following abstracts for approval: General $44,523.38 and Unemployment $13.20. Trustee Aronstam seconded the motion, which carried unanimously.

Update on Storage Container Proposed Local Law: In Progress

Cemetery Columbarium Update: Tabled as 2nd bid has come in and need more information.

2026-2027 Water Sewer Rates: Water Capital Charge will begin 6/1/2026 at a rate of $6.00 per month. Industrial water water rate will increase $.05 to $1.78, Residential water rate will stay at $2.75 regardless of usage. Sewer rate will increase $.20 to $5.57. All unmetered water sales will increase $10 a load plus a water capital charge depending on load size.

Tioga County IT Shared Services Agreement: Trustee Sweeney moved to approve the Tioga County IT Shared Services Agreement. Trustee Wage seconded the motion, which led to a roll call vote, as follows:

Ayes – 6 (Wage, Schillmoeller, Gorman, Aronstam, Sweeney, Corell)
Nays – 0
Absent – 1 (Sinsabaugh)
The motion carried.

Liberty Affordable Housing OCAF Adjustments: Elizabeth Square will be paying the OCAF-related adjustment of $69,643.75 in installments to be paid off by October 2026. The first payment will be in the amount of $15,026.12.

Crossing Guards: Trustee Aronstam moved to hire Casandra Cole as a crossing guard at Lincoln Street School. Trustee Sweeney seconded the motion, which carried unanimously.

Board Comments: Trustee Aronstam moved to close Broad Street from Fulton St to Pennsylvania Ave for the Waverly Racing Fan Fair on Thursday May 7, 2026. Trustee Sweeney seconded the motion, which carried unanimously.

Adjournment: Trustee Sweeney moved to adjourn at 7:30 p.m. Trustee Aronstam seconded the motion, which carried unanimously.

Respectfully submitted,

_____
Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, MAY 12, 2026 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Lyman Wage, Jessica Shillmoeller, Michael Gorman, Courtney Aronstam, Kevin Sweeney, Jerry Sinsabaugh and Mayor Correll.

Also present: Clerk Treasurer Michele Wood, Police Chief Buesink, and Patti Hanbury

Press: Johnny Williams - Morning Times

Public Comments: Margaret Prinzi, 447 Chemung Street, property next door has garbage bags out back, afraid of attracting rodents.

Ron Keene, 7 Elliott Street, commented on the numerous properties within the village that are unkept.

Approval of Minutes: Trustee Gorman moved to approve the Minutes from April 28, 2026. Trustee Sweeney seconded the motion, which carried unanimously.

Department Reports: Reports received from Recreation Department and Village Court.

NYCLASS Investment Report: The clerk submitted year-to-date investment revenues from NYCLASS.

Month	Avg Yield/Period	Monthly	Fiscal YTD
June 2025	4.1371%	12,475.93	12,475.93
July 2025	4.1362%	15,614.96	28,090.89
August 2025	4.1336%	14,977.16	43,068.02
September 2025	4.055%	13,167.02	56,235.04
October 2025	3.875%	12,920.47	69,155.51
November 2025	3.838%	11,808.67	80,964.18
December 2025	3.7100%	9,583.92	90,548.10
January 2026	3.5960%	9,743.59	100,291.69
February 2026	3.5660%	8,233.28	108,524.97
March 2026	3.5367%	8,976.15	117,501.12
April 2026	3.5170%	9,688.39	127,189.51

Revenue Comparison Report: The clerk submitted year-to-date revenues April 2025 vs. 2026. These are only selected recurring revenues, and not a complete revenue statement.

Month	YTD Previous Year	YTD Current Year	Increase/Decrease
June 2025	9,735.22	13,654.33	3,919.11
July 2025	79,763.08	107,939.70	28,176.62
August 2025	172,155.21	219,086.67	46,931.46
September 2025	330,279.98	383,391.65	53,111.679
October 2025	417,676.72	466,767.50	49,090.78
November 2025	526,156.38	571,250.03	45,093.65
December 2025	613,510.66	686,558.86	73,048.20
January 2026	678,253.39	779,284.13	101,303.74
February 2026	758,760.59	878,469.35	119,708.76
March 2026	902,430.23	1,030,582.58	128,152.35
April 2026	979,824.90	1104158.89	124,333.99

Treasurer's Report: Clerk Treasurer Wood presented the following financial reports:

General Fund 4/1/2026 - 4/30/2026

Beginning Balance	341,868.31	Current Revenues	227,861.30
Deposits	262,513.76	Year to Date Revenue	4,093,261.64
Disbursements	-322,305.53	Current Expenditures	210,890.68
Ending Balance	282,076.54	Year to Date Expended	3,750,520.79

*General Capital Reserve Fund $342,216.52

*Equipment Reserve Fund $38,386.17

Capital Projects Fund 4/1/2026 - 4/30/2026

	DCJS Grant (Police)	Water Study	Water Project
Beginning Balance	173,927.96	2,500.00	226,329.17

Deposits/Debits	0.00	50,000.00	69,380.06
Disbursements/Credits	0.00	-52,500.00	-174,152.12
Ending Balance	173,927.96	0.00	116,145.11

*Total Capital Projects Fund Balance $290,073.07

Finance Committee/Approval of Abstract: Trustee Wage presented the following abstracts for approval: General 2026 amount of $17,452.39; 2027 amount of $25,433.39. Trustee Aronstam seconded the motion, which carried unanimously.

Police Request to Purchase Rifles: Police Chief Buesink proposed to purchase updated AR platform rifles and compatible suppressors for the Police Department at the cost of $10,465.00.

Police Request to Purchase Stop Sticks: Police Chief Buesink proposed to purchase tire deflation devices "stop sticks" for the Police Department at the cost of $2,159.00

Update on Storage Container Proposed Local Law: Latest version was emailed for Trustees to review and discuss next meeting.

Cemetery Columbarium Update: Tabled.

Best Bev Water Agreement Addendum #1: Will be voted on next meeting.

Mortgage Subordination Agreement: Trustee Gorman moved to approve the Village of Waverly be subordinate our mortgage to 2nd position for Russell & Susan Lafritz. Our mortgage is a deferred loan from the CDBG program. Trustee Gorman seconded the motion, and duly put to a roll call vote, resulting as follows:

Ayes – 6 (Wage, Schillmoeller, Gorman, Aronstam, Sweeney, Sinsabaugh, Correll)
Nays – 0

Tax Rate Resolution: Trustee Aronstam offered the following resolution and moved its adoption:

WHEREAS, the Board of Trustees, finalized the annual budget for the fiscal year, commencing June 1, 2026 and ending May 31, 2027; and,

WHEREAS, the total of taxable property assessments in said Village as shown on the current assessment roll has been determined to be $140,511,667; and,

WHEREAS, the Board of Trustees of the Village of Waverly, by resolution dated the same date appropriated the sum of $4,089,733; less estimated revenues of $1,552,848 or a balance of $2,536,885 to be raised by real estate taxes, said Board of Trustees hereby levies the following tax pursuant to the provisions of the Real Property Tax Law of the State of New York upon the taxable property of the Village of Waverly, to wit: upon all taxable property of the Village of Waverly; and,

BE IT RESOLVED, that the tax rate on account of said levy be set at the rate of $18.0546 per each $1,000 of assessed valuation; and,

BE IT FURTHER RESOLVED, that the Village Clerk/Treasurer be directed to extend and carry out upon the tax roll of the Village of Waverly, the amount to be levied against the value of each parcel of real property owed thereon; and,

It further appearing that the Board of Water Commissioners of the Village of Waverly has filed with the Clerk, its certificate in writing, indicating certain unpaid water rents and penalties thereon, as of May 1, 2026 with the properties against which said unpaid water rents are charged.

NOW, THEREFORE, BE IT RESOLVED, that a total amount of such unpaid water rents in the amount of $15,937.95 be levied pursuant to the provision of the Village Law against said properties, as set forth on said certificate, and in the amount set forth, and,

It further appearing that the Board of Sewer Commissioners of the Village of Waverly has filed with the Clerk, its certificate in writing, indicating certain unpaid sewer rents and penalties thereon, as of May 1, 2026 with the properties against which said unpaid sewer rents are charged.

NOW, THEREFORE, BE IT RESOLVED, that a total amount of such unpaid sewer rents in the amount of $25,670.10 be levied pursuant to the provision of the Village Law against said properties, as set forth on said certificate, and in the amount set forth, and,

It further appearing that the Board of Sewer Commissioners of the Village of Waverly has filed with the Clerk, its certificate in writing, indicating certain unpaid sewer debt service charges (capital

charges) and penalties thereon, as of May 1, 2026 with the properties against which said unpaid capital charges are charged.

NOW, THEREFORE, BE IT RESOLVED, that a total amount of such unpaid sewer debt service charges (capital charges) in the amount of $16,094.15 be levied pursuant to the provision of the Village Law against said properties, as set forth on said certificate, and in the amount set forth, and,

NOW, THEREFORE, BE IT RESOLVED, that a total amount of $2,800 of unpaid grass and weeds removal be levied pursuant to the provision of the Village Law against said properties, as set. Forth, on said certificate, and,

NOW, THEREFORE, BE IT RESOLVED, that a total amount of $350 of unpaid snow removal be levied pursuant to the provision of the Village Law against said properties, as set. Forth, on said certificate, and,

NOW, THEREFORE, BE IT RESOLVED, that a total amount of $65,000.50 of unpaid property maintenance be levied pursuant to the provision of the Village Law against said properties, as set. Forth, on said certificate, and,

BE IT FURTHER RESOLVED, that the Village Clerk be directed to extend and carry out upon said tax roll of the Village of Waverly the amount so levied against the several parcels of real property:

Trustee Gorman seconded the motion, and duly put to a roll call vote, resulting as follows:

Ayes – 6 (Wage, Schillmoeller, Gorman, Aronstam, Sweeney, Sinsabaugh, Correll)
Nays – 0

Mayors Comments: 2026 Racing Fan Fair was a success, planning has been started for next year event.

Executive Session: Trustee Sinsabaugh moved to enter Executive Session for a potential new hire and a contractual issue.

at 7:24 p.m. Trustee Sweeney seconded the motion, which carried unanimously.

Trustee Sinsabaugh moved to enter Regular Session 8:08 p.m. Trustee Gorman seconded the motion, which carried unanimously

Trustee Aronstam moved to approve hiring Zachary Vanderpool as temporary emergency relief for the Parks Department at the rate of $16.00/hour. Trustee Sweeney seconded the motion, which carried unanimously.

Trustee Sinsabaugh moved to approve the police purchase of AR Rifles at the cost of $10,465.00. Trustee Gorman seconded the motion, which carried unanimously.

Trustee Sinsabaugh moved to approve the police purchase of stop sticks at the cost of $2,159.00. Trustee Gorman seconded the motion, which carried unanimously.

Adjournment: Trustee Sweeney moved to adjourn at 8:10 p.m. Trustee Aronstam seconded the motion, which carried unanimously.

Respectfully submitted,

_____
Patti Hanbury, Deputy Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, MAY 26, 2026 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Jessica Shillmoeller, Michael Gorman, Courtney Aronstam, Kevin Sweeney, Jerry Sinsabaugh and Mayor Correll.

Also present: Clerk Treasurer Michele Wood, Police Chief Buesink, and Patti Hanbury

Press: Johnny Williams - Morning Times

Public Comments: None

Tioga County Update: None

Letters and Communications: None

Approval of Minutes: Trustee Gorman moved to approve the Minutes from May 12, 2026. Trustee Sweeney seconded the motion, which carried unanimously.

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General 2026 amount of $15,129.88; 2027 amount of $8,529.98, Recreation $1,502.88. Trustee Aronstam seconded the motion, which carried unanimously.

Proposed Local Law Storage Container/Permit Fees: Trustee Sinsabaugh moved to set public hearing date for June 9, 2026 at 6:00 p.m. Trustee Gorman seconded the motion, which carried unanimously.

Proposed Local Law Amend - Obstruction in Streets: Trustee Sinsabaugh moved to set public hearing date for June 9, 2026 at 6:15 p.m. Trustee Gorman seconded the motion, which carried unanimously.

Proposed Local Law Amend – Property & Building Nuisances: Tabled until next meeting.

Larz Fraley Promotion in Water Department: Trustee Sinsabaugh moved to approve the promotion to Water Plant Operator Trainee effective 5/22/2026. Trustee Sweeney seconded the motion, which carried unanimously.

Summer Employment in Water Department: Trustee Sweeney moved to approve hiring Kannon Vanduzer as Water Department Summer Help minimum wage. Trustee Sinsabaugh seconded the motion, which carried unanimously.

Summer Employment in Parks Department: Trustee Sinsabaugh moved to approve hiring Lincoln Sharpsteen as Parks Department Summer Help minimum wage. Trustee Aronstam seconded the motion, which carried unanimously.

Best Bev Water Agreement Addendum #1: Tabled

NY Forward Grant, Splash Pad: Mayor Correll gave update as of the latest meeting.

E-Bikes & E-Scooters: Tabled

CDBG Housing Rehab Program Administration Award: Trustee Sinsabaugh moved to approve awarding the program administration to Thoma Development Consultants. Trustee Gorman seconded the motion, and duly put to a roll call vote, resulting as follows:

Ayes – 6 (Schillmoeller, Gorman, Aronstam, Sweeney, Sinsabaugh, Correll)

Nays – 0

Absent - Wage

Surplus Dump Truck in Street Department: Trustee Gorman moved to have the dump truck declared surplus. Trustee Aronstam seconded the motion, which carried unanimously.

Trustee Sinsabaugh moved to list dump truck on bid/auction site, with a reserve of $30,000. Trustee Sweeney seconded the motion, which carried unanimously.

449 Chemung Street: Property is no longer in foreclosure. C & N Bank cancelled foreclosure proceedings, the owner is still Daryl E Pond, 104 Whitetail Drive, Elmira NY 14903.

Dry Brook Stream Corridor Assessment Grant: Public Notice will be published 5/27/2026.

Executive Session: Trustee Sinsabaugh moved to enter Executive Session for contractual issue at 7:26 p.m. Trustee Sweeney seconded the motion, which carried unanimously.

Trustee Sinsabaugh moved to enter Regular Session 8:00 p.m. Trustee Gorman seconded the motion, which carried unanimously.

Trustee Sinsabaugh moved to approve having survey done at Glenwood Cemetery due to property line conflict. Trustee Gorman seconded the motion, which carried unanimously.

Trustee Sinsabaugh moved to appoint Louis Fedele as Code Enforcement Officer at yearly salary of $35,000. Trustee Sweeney seconded the motion, which carried unanimously.

Adjournment: Trustee Sinsabaugh moved to adjourn at 8:02 p.m. Trustee Sweeney seconded the motion, which carried unanimously.

Respectfully submitted,

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Michele Wood, Clerk Treasurer

PUBLIC HEARING HELD BY THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY AT 6:00 P.M. ON TUESDAY, JUNE 9, 2026 IN THE TRUSTEES' ROOM, VILLAGE HALL FOR THE PURPOSE OF PUBLIC COMMENT REGARDING THE PROPOSED LOCAL LAW TO REGULATE STORAGE CONTAINERS

Mayor Correll declared the hearing open at 6:00 p.m. and directed the clerk to read the notice of public hearing.

Roll Call: Trustees Present: Lyman Wage, Jessica Shillmoeller, Michael Gorman, Kevin Sweeney, Jerry Sinsabaugh and Mayor Correll.

Also present: Clerk Treasurer Michele Wood, and Patti Hanbury

Press: Johnny Williams - Morning Times

Mayor Correll stated open discussion for the proposed local law for storage containers.

With no one wishing to be heard, Mayor Correll closed the hearing at 6:15 p.m.

Respectfully submitted,

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Michele Wood, Clerk Treasurer

PUBLIC HEARING HELD BY THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY AT 6:15 P.M. ON TUESDAY, JUNE 9, 2026 IN THE TRUSTEES' ROOM, VILLAGE HALL FOR THE PURPOSE OF PUBLIC COMMENT REGARDING THE PROPOSED LOCAL LAW REGARDING OBSTRUCTIONS IN STREETS

Mayor Correll declared the hearing open at 6:15 p.m. and directed the clerk to read the notice of public hearing.

Roll Call: Trustees Present: Lyman Wage, Jessica Shillmoeller, Michael Gorman, Kevin Sweeney, Jerry Sinsabaugh and Mayor Correll.

Also present: Clerk Treasurer Michele Wood, and Patti Hanbury

Press: Johnny Williams - Morning Times

Mayor Correll stated open discussion for the proposed local law regarding obstructions in streets.

With no one wishing to be heard, Mayor Correll closed the hearing at 6:29 p.m.

Respectfully submitted,

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Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, JUNE 9, 2026 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Lyman Wage, Jessica Shillmoeller, Michael Gorman, Kevin Sweeney, Jerry Sinsabaugh and Mayor Correll.

Also present: Clerk Treasurer Michele Wood, Police Chief Buesink, and Patti Hanbury

Press: Johnny Williams - Morning Times

Public Comments: Al Aguero, 18 N Chemung St Waverly NY 14892, has a complaint about the noise coming from the outdoor Tiki Bar at the Bowling Alley.

Mayors Comments: Big Boy 4014 train will be in Waverly on Thursday June 11, 2026 sometime between 7:00 pm and 8:30 pm. It is scheduled to depart Waverly Friday, June 12th at around 9:00 am.

Mayor Correll was informed by NYS DOT that there will be a railroad merger between Union Pacific and Norfolk Southern, creating the first coast to coast transcontinental railway in the US.

Mayor Correll would like to invest in new Code Enforcement Software called Iworq. The cost will be $4200 per year. Trustee Sinsabaugh moved to approve the purchase of the software. Trustee Sweeney seconded the motion, which carried unanimously.

Letters and Communications: Letter from OCM informing the Village of Hazy Days license renewal.

Department Reports: Reports received from Police, and Recreation Department. Trustee Sweeney gave update from Sewer Board Meeting.

Tioga County Update: Legislator Aronstam updated on the new office building for Tioga County. He also reported that sales tax revenue was up and that a new Occupancy Tax has started for hotels, short term rentals and bed – and – breakfasts.

Approval of Minutes:.

NYCLASS Investment Report: The clerk submitted year-to-date investment revenues from NYCLASS.

Month	Avg Yield/Period	Monthly	Fiscal YTD
June 2025	4.1371%	12,475.93	12,475.93
July 2025	4.1362%	15,614.96	28,090.89
August 2025	4.1336%	14,977.16	43,068.02
September 2025	4.055%	13,167.02	56,235.04
October 2025	3.875%	12,920.47	69,155.51
November 2025	3.838%	11,808.67	80,964.18
December 2025	3.7100%	9,583.92	90,548.10
January 2026	3.5960%	9,743.59	100,291.69
February 2026	3.5660%	8,233.28	108,524.97
March 2026	3.5367%	8,976.15	117,501.12
April 2026	3.5170%	9,688.39	127,189.51
May 2026	3.5050%	10,615.16	1737,804.67

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General 2026 amount of $17,836.19 and 2027 amount of $32,228.89. Trustee Gorman seconded the motion, which carried unanimously.

Proposed Local Law Storage Container/Permit Fees: Trustee Sinsabaugh moved to approve the Local Law Storage Container/Permit Fees as follows:

VILLAGE OF WAVERLY

LOCAL LAW NO. __ OF THE YEAR 2026

A LOCAL LAW AMENDING THE ZONING CODE TO REGULATE STORAGE CONTAINERS

Be it enacted by the Village Board of the Village of Waverly as follows:

Section 1. A new Chapter of the Village of Waverly Zoning Code shall be added as follows:

Chapter _____. Storage Containers

§_____-1. Legislative Intent.

To preserve property values and aesthetic resources of the Village, the Village has determined that regulation of shipping containers, and other like structures used for temporary or permanent storage is appropriate. It is the intention of the Village Board to maintain a clean, wholesome and attractive community and to guard against the creation of nuisances and conditions that may: A) endanger the health, safety and welfare of the residents; B) reduce the value of properties; C) interfere with the use and enjoyment of adjoining properties; and D) interfere with the well-being of the public. The Board finds that from time to time containers are needed by the citizens of the Village for various reasons, including but not limited to construction or storage of personal belongings. Nevertheless, the presence of containers can have a negative impact on health, safety, and welfare of the citizens of the Village. This chapter is intended to minimize the adverse effects that containers may have by regulating the amount of time and location where they may be parked, or stored, on properties in certain zoning districts. The purpose of this chapter is to protect the public health, safety, and welfare of the residents and aesthetic resources, and the general welfare of the Village and its residents. The Village finds that regulation of shipping containers is in the best interest of the Village.

§ _____-2. Definitions.

Unless defined below or elsewhere in the zoning code, words and phrases used in this chapter shall be interpreted so as to give them the meaning they have in common usage and to give this chapter its most reasonable application. As used herein, the following terms shall have the meanings indicated:

PROPERTY
Any parcel, lot or tract of land in the Village of Waverly.

TEMPORARY STORAGE CONTAINER (CONTAINER)
Any portable weather-resistant container, receptacle, or device of a type commonly used for the temporary storage of personal property, household goods, wares or other materials, designed to be used without a permanent foundation and located outside of an enclosed building which complies with all building codes and land use regulations. The term shall include, but not be limited to, unlicensed trailers, shipping containers, portable on-demand storage units (PODS), and store-and-move units (SAMs). Such containers shall not be considered accessory structures. Such containers shall not be designed for occupancy. The term "container" shall not be construed to include roll-off containers, dumpsters, and travel trailers or campers.

§_____-3. Prohibited acts in the Commercial zone, Planned Unit Development zone, Residential zone, Open Space Zone and Manufactured Home zone.

A. No container shall be kept or maintained in the Commercial zone, Planned Unit Development zone, or Residential zone without a current written permit from the Village Code Enforcement Officer. Containers shall not be permitted in the Open Space Zone or the Manufactured Home Zone.

B. A maximum of one container shall be allowed on each parcel in the Commercial zone, Planned Unit Development zone and Residential zone, upon the issuance of a permit required by this chapter.

C. Containers may only be placed in a driveway or parking area, and it will be placed at the furthest accessible point from the street or, if access exists at the side or rear of the property, in the side or rear yard.

D. No container shall have a capacity of greater than 2,720 cubic feet, nor dimensions greater than 40 feet in length, eight feet in width, and 8 1/2 feet in height.

E. The only signage that may be displayed on a container is that which is pre-printed on or required by the owner of the container identifying ownership of the container. All other signage is prohibited. Containers shall not be utilized to advertisement in any form.

F. Placement of containers must comply with the applicable setback requirements and the minimum lot

size and maximum lot coverage for the district where the container is to be placed. (See Chapter 153, generally).

§ _____-4. Permit required, application requirements; fee required; reasons for rejection; limitations.

A. Every person, firm, corporation or legal entity who wishes to place a container on any property zoned Commercial, Planned Unit Development, or Residential is required to obtain a permit from the Code Enforcement Officer. Obtaining said permit shall be the responsibility of the person, firm, corporation or legal entity that owns the property on which the container is to be placed. The application for such permit shall be made on forms provided by the Code Enforcement Officer. Each application shall provide:

1. The name, address and phone number of the owner of the property on which the container will be placed, if not the applicant.

2. If the application is filed for the benefit of a lessee/tenant of the property, the property owner must sign the application for the permit and provide the lessee/tenant's name, address and phone number.

3. The property within the Village where the applicant wishes to place a container;

4. A detailed description of each container applied for, including each container's height, width, cubic footage and length;

5. The location of each container, including an at-scale drawing or map of the property showing the location of nearby buildings, property lines, driveways, sidewalks, streets, alleys and other public ways;

6. The period of time each container shall remain in place;

7. Any other information as may be required by the Code Enforcement Officer to adequately review the application.

B. Each application shall be accompanied by the required permit fee.

C. The Code Enforcement Officer shall have the authority to reject any incomplete application, any application that conflicts with the legislative intent of this chapter, or any application that presents, in his/her judgment, a dangerous or hazardous condition or situation to any person or persons. In rejecting any such application, the Code Enforcement Officer shall state the reasons for the rejection.

D. No permit shall be approved if two permits have been granted for the same property within the last 365 days.

E. No permit shall be issued authorizing placement of a container for a period greater than 60 days in a Residential zone.

F. No permit shall be issued authorizing placement of a container for a period greater than 1 year in the Planned Unit Development or Commercial zones. Permits issued for a period of 1 year may be renewed annually upon the expiration of their term.

§_____-5. Permit fees.

A. In the Residential zone the following fees shall be required for permits issued under this chapter

Containers Placed (Number of days)	
1 to 7 days	$20.00
8 to 30 days	$50.00
31 to 60 days	$100.00

B. In the Planned Unit Development and Commercial zones the following fee shall be required for permits issued under this chapter

1 to 7 days	$20.00
8 to 30 days	$50.00
31 to 60 days	$100.00
61 days to 1 Year	$500.00

§ _____-6. Issuance of permit; authorization to inspect and remove container.

A. Upon a finding that all requirements under this chapter have been met, the Code Enforcement Officer may issue a permit to the applicant. The Code Enforcement Officer shall have the authority to impose reasonable conditions upon the placement, duration of placement, and/or use of any container.

B. Each permit shall contain a statement that the applicant/owner authorizes Village employees/agents to enter upon the property where the container is or is to be placed to inspect the same and to remove the container without notice to the applicant/owner in an event of public emergency.

§ _____-7. Exemptions.

The prohibitions contained herein shall not apply when:

A. The container is placed by an agency of federal, state or local government;

B. Property located in the Industrial Zone is not required to secure permits and shall comply with all zoning setbacks and area regulations.

§ _____-8. Pre-Existing Containers.

A. The Village recognizes that certain Containers are currently placed and existing on property in the Commercial Zoning District and Planned Unit Development Zoning District as of the effective date of the enactment of this Chapter. Such Containers are hereinafter referred to as "Pre-Existing Containers." Pre-Existing Containers located on property in the Commercial Zoning District and Planned Unit Development Zoning District as of the effective date of the enactment of this Chapter shall be allowed to remain on the lot, provided that the following requirements are met:

1. The owners of Pre-Existing Containers shall apply for and obtain a Pre-Existing Container Permit consistent with the application requirements set forth in Section 4 of this Chapter. Such application shall be filed with the Code Enforcement Officer within 60 days of the effective date of this Chapter.

2. The application for a Pre-Existing Container permit shall be subject to a fee in the amount of $100.00.

3. Placement of Pre-Existing Containers shall comply with the applicable setback requirements for the district where the Pre-Existing Container is located. If Pre-Existing Containers do not comply with such setback requirements as of the date of application, they shall be required to comply with setbacks prior to issuance of a permit.

4. A Pre-Existing Container Permit shall expire 20 years after the date of its issuance.

5. A Pre-Existing Container Permit shall not be transferrable. Upon the sale or transfer of the real property on which the Pre-Existing Container is located, the permit shall automatically expire and the owner/occupants of the property shall immediately remove any and all Pre-Existing Containers from the property.

6. Properties with Pre-Existing Containers shall not be eligible for new container permits under this Chapter.

7. Properties in Residential Zoning Districts shall not be eligible for Pre-Existing Container permits.

§ _____-9. Placement on public property; impoundment; liability of owner; disposal of container.

A. No container shall be placed in any public street, sidewalk, highway, public place, or public way, or on property owned by the Village of Waverly without the written approval of the Code Officer. The Code Officer shall have authority to impose such restrictions and conditions on such placement as will, in the Code Officer's judgment, reasonably protect the public street, highway, sidewalk, public place, public way, or property and will not be unduly disruptive of the use of the public property for its ordinary and customary usage.

B. Any container placed, located or maintained on any public street, sidewalk, highway, public place, or public way, or on property of the Village without the written approval of the Code Enforcement Officer or outside of a period of time approved for such placement shall be deemed abandoned and a hazard to the general public. The Code Officer is authorized to cause impoundment of such container without prior notice to the applicant/owner or occupier of the property and/or the owner of the container. Such applicants/owners and/or occupiers shall be jointly and severally liable to the Village for the costs of moving and impounding each unit and a storage fees, together with any and all costs of disposal of the container and/or the contents thereof. The Code Enforcement Officer shall provide to the applicant/owner and occupier of the property as soon as reasonably practicable a notice of the impoundment, the costs for moving, and the daily storage fee, along with their right to contest such impoundment by requesting an administrative hearing in writing within 10 days of the date of the notice. The request for a hearing must be submitted to the Village Board of Trustees, who shall either conduct such hearing directly, or appoint a hearing officer to make a recommendation to the Village Mayor. Said hearing shall be conducted informally, and any hearing officer may be another employee or elected official of the Village. In the event that the applicant/owner and/or occupier of the property does not request a hearing, or if, after such hearing, the Village Mayor determines that such impoundment was done in accordance with law, then the Code Enforcement Officer shall have the authority to discard, destroy or sell the container and/or its contents at public auction.

§ _____-10. General provisions.

A. Containers already placed in the Village prior to the effective date of this law, which are not Pre-Existing Containers in the Industrial or Planned Unit Development Zoning Districts, are subject to the provisions of this chapter. It shall be the obligation of the owner of the property to conform to the requirements set forth herein within 60 days of adoption of this local law.

B. It shall be the obligation of the applicant/owner of the property and of the container to secure it in a manner that does not endanger the safety of the persons or property within the vicinity. In the event that the container and/or its contents may become a danger to persons or property, the Code Enforcement Officer may require its immediate removal.

1. Any container which is not removed at the end of the time for which it may lawfully remain in place, or immediately upon the direction of the Code Enforcement Officer for removal of a container for safety reasons, may be removed and impounded by the Village immediately, without prior notice. The applicant/owner and/or occupiers shall be jointly and severally liable to the Village for the costs of moving and impounding each unit, and storage fees together with any and all costs of disposal of the container and/or the contents thereof. The Code Enforcement Officer shall provide to the applicant/owner and occupiers as soon as reasonably practicable a notice of the impoundment, the costs for moving, and the daily storage fee, along with their right to contest such impoundment by requesting an administrative hearing in writing within 10 days of the date of the notice. The request for a hearing must be in writing and submitted to the Village Clerk's office. Said hearing shall be conducted informally by the Village Board of Trustees. In the event that the applicant/owner and/or occupiers do not request a hearing, or if, after such hearing, the Village Board of Trustees determines that such impoundment was done in accordance with law, then the Code Enforcement Officer shall have the authority to discard, destroy or sell the container and/or its contents at public auction. Any costs in excess of any amount recovered by the Village pursuant to any sale of the container and/or its contents may be assessed against the property on which the container was located and may be filed as a lien against such property.

C. All containers shall be maintained in good condition, free from evidence of deterioration, weathering, discoloration, graffiti, rust, ripping, tearing, or other holes or breaks, at all times. In the event that the container fails to comply with this requirement, the Code Enforcement Officer may require its immediate removal.

D. No container shall be used to store biodegradable waste, food and kitchen waste, household hazardous waste, solid waste, garbage or illegal, toxic, or hazardous materials as defined by federal, state or local rules, laws or regulations. Toxic or hazardous materials shall include, but not be limited to, petroleum products, including fuels and waste oil, organic solvents, and heavy metal sludges.

E. All containers shall be subject to inspection by the Code Enforcement Officer on an intermittent basis to ensure compliance.

F. The Village Board of Trustees may revise the fees and charges set herein from time to time by resolution.

G. If site conditions prevent locating a container in conformity with this chapter, application can be made to the Zoning Board of Appeals for a variance. Any variance granted shall be the minimum variance necessary to allow the placement of a container and at the same time achieve maximum compliance with the intent of this chapter.

§ _____-11. Violations.

A. Orders to remedy. The Code Enforcement Officer is authorized to order in writing the remedying of any apparent violation of this chapter. An order to remedy shall be in writing; shall be dated and signed by the Code Enforcement Officer; shall specify the condition or activity that violates this chapter; shall specify the provision or provisions of this chapter which is/are violated by the specified condition or activity; and shall include a statement substantially similar to the following-. "The person or entity served with this order to remedy must completely remedy each violation described

in this order to remedy by [specify date], which is at least three days after the date of this order to remedy." The Code Enforcement Officer shall cause the order to remedy, or a copy thereof, to be served on the applicant/owner and tenants of the affected property by posting a copy thereof on the door to the property's building or structure or, if none, to the side of container. A copy thereof shall also be sent by registered mail or certified mail within one day after the date of the order to remedy to such applicant/owner and tenants.

B. Appearance tickets. The Code Enforcement Officer and each Inspector are authorized to issue appearance tickets for any violation of this chapter.

C. Penalties. In addition to such other penalties as may be prescribed by state law,

1. Any person who violates any provision of this chapter or any term, condition, or provision of any notice or order issued by the Code Enforcement Officer pursuant to any provision of this chapter, shall be punishable by a fine of not more than $250 per day of violation, or imprisonment not exceeding 15 days, or both; and

2. Any person who violates any provision of this chapter, or any term or condition of any notice or order issued by the Code Enforcement Officer pursuant to any provision of this chapter, shall be liable to pay a civil penalty of not more than $250 for each day or part thereof during which such violation continues. The civil penalties provided by this subsection shall be recoverable in an action instituted in the name of this Village against the violating persons and are in addition to fines assessed in code violation proceedings.

D. Injunctive relief. An action or proceeding may be instituted in the name of this Village, in a court of competent jurisdiction, to prevent, restrain, enjoin, correct, or abate any violation of, or to enforce, any provision of this chapter, or any term or condition of any notice or order issued by the Code Enforcement Officer pursuant to any provision of this chapter. In particular, but not by way of limitation, where the use of a property, building or structure is in violation of any provision of this chapter, or any order to remedy or other order obtained under this chapter, an action or proceeding may be commenced in the name of this Village, in the Supreme Court or in any other court having the requisite jurisdiction, to obtain an order directing the abatement of the condition in violation of such provisions. No action or proceeding described in this subdivision shall be commenced without the appropriate authorization from the Village of Waverly Board of Trustees. All costs including legal fees shall be assessed against the property and added to the property tax bill.

E. Remedies not exclusive. No remedy or penalty specified in this section shall be the exclusive remedy or penalty available to address any violation described in this section, and each remedy or penalty specified in this section shall be in addition to, and not in substitution for or limitation of, the other remedies or penalties specified in this chapter or in any other applicable law. Any remedy or penalty may be pursued at any time, whether prior to, simultaneously with, or after the pursuit of any other remedy or penalty.

Section 2. Separability

The provisions of this local law are separable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid, unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words, or parts of this local law or their application to other persons or circumstances. It is hereby declared to be the legislative intent that this local law would have been adopted if such illegal, invalid, or unconstitutional provision, clause, sentence, subsection, word or part had not been included therein, and as if such

person or circumstance, to which the local law or part thereof is held inapplicable, had been specifically exempt therefrom.

Section 3. Repealer

All Ordinances, Local Laws and parts thereof inconsistent with this Local Law are hereby repealed.

Section 4. Effective Date

This local law shall take effect immediately upon filing with the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

Trustee Gorman seconded the motion, and duly put to a roll call vote, resulting as follows:

Ayes – 6 (Wage, Schillmoeller, Gorman, Sweeney, Sinsabaugh, Correll)
Nays – 0
Absent – 1 (Aronstam)

Proposed Local Law Amend - Obstruction in Streets: Trustee Sinsabaugh moved to approve the Local Law Storage Container/Permit Fees as follows:

VILLAGE OF WAVERLY

LOCAL LAW NO. __ OF THE YEAR 2026

A LOCAL LAW AMENDING CHAPTER 125 OF THE VILLAGE CODE REGARDING OBSTRUCTION IN STREETS

Be it enacted by the Village Board of the Village of Waverly as follows:

Section 1. Chapter 125, Article II, Section 125-7 shall hereby be amended by deleting the current definition of "Street" and replacing it with:

STREET: Includes all areas within the street right-of-way, including but not limited to the street, sidewalk and berm.

Section 2. Chapter 125, Article II, Section 125-8 shall hereby be amended by adding a new subsection C as follows:

C. Board permission granted under this Section shall be based upon a determination of whether the obstruction unreasonably interferes with the safe and efficient flow of vehicular and pedestrian traffic, or is otherwise detrimental to the public health, safety and welfare.

Section 3. Separability

The provisions of this local law are separable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid, unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words, or parts of this local law or their application to other persons or circumstances. It is hereby declared to be the legislative intent that this local law would have been adopted if such illegal, invalid, or

unconstitutional provision, clause, sentence, subsection, word or part had not been included therein, and as if such person or circumstance, to which the local law or part thereof is held inapplicable, had been specifically exempt therefrom.

Section 4. Repealer

All Ordinances, Local Laws and parts thereof inconsistent with this Local Law are hereby repealed.

Section 5. Effective Date

This local law shall take effect immediately upon filing with the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

Trustee Gorman seconded the motion, and duly put to a roll call vote, resulting as follows:

Ayes – 6 (Wage, Schillmoeller, Gorman, Sweeney, Sinsabaugh, Correll)
Nays – 0
Absent – 1 (Aronstam)

Proposed Local Law Property & Building Nuisances: Trustee Wage moved to set public hearing for July 14, 2026 at 6:15 p.m. Trustee Sweeney seconded the motion, which carried unanimously.

Best Bev Water Agreement Addendum #1: Tabled

NY Forward Grant, Splash Pad: Mayor Correll gave update as of the latest meeting.

Columbarium: Trustee Sinsabaugh moved to approve the purchase of 64 niche columbarium from H. Macdonald & Son Fine Memorials in the amount of $47,800.00. Trustee Wage seconded the motion, which carried unanimously.

E-Bikes & E-Scooters: Tabled

DASNY Grant for NYPlays, (SEQRA, Lead Agency):

RESOLUTION WITH REFERENCE TO THE PROPOSED
VILLAGE OF WAVERLY, TIOGA COUNTY, NY
EAST WAVERLY PARK & BROAD STREET IMPROVEMENTS
STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA)
LEAD AGENCY ESTABLISHEMENT

WHEREAS, the Village of Waverly (hereinafter the "Village") proposes to undertake a capital improvements project at the East Waverly Park as well as improvements to Broad Street intersections; and

WHEREAS, the proposed project consists of improvements to the East Waverly Park, including construction of a splash pad, pickleball courts, basketball court, youth baseball field and associated structures, walking path, playground, batting cages, parking lot and drive repaving and expansion, and drainage improvements. The proposed project also includes intersection improvements at the intersections of Broad St and Fulton St, Broad St and Waverly St, and Broad St and Park Ave; and

WHEREAS, various regulatory, funding and public approvals will be needed in the planning and development of the proposed improvement projects:

NOW, THEREFORE, LET IT BE RESOLVED THAT:

1. The Village Board of the Village of Waverly determines pursuant to Article 8 of the Environmental Conservation Law and the regulations contained in 6 NYCRR Part 617, hereafter called SEQRA, that the proposed project is a Type I under SEQRA § 617.4(c)(10) and § 617.4(c)(9), and therefore a Full Environment Assessment Form (FEAF) must be prepared.

2. The Village Board declares its intent to establish itself as lead agency in the coordinated review of this action;

3. The Village Mayor agent of the Village shall notify all Involved Agencies of the Village's intention to designate itself lead agency.

4. A coordinated review will be performed.

5. This resolution shall take effect immediately.

Dated: June 9, 2026

Introduced by: Jerry Sinsabaugh

Seconded by: Jessica Schillmoeller

Voting Aye: Sinsabaugh, Schillmoeller, Wage, Gorman, Correll

Voting Nay: 0

Absent: Aronstam, Sweeney

Tioga County IT Service Agreement: Trustee Gorman moved to approve the Service Agreement with Tioga County IT. Trustee Sinsabaugh seconded the motion, which carried unanimously.

Water Well Project, Design Phase: Trustee Sinsabaugh moved to go forward with pursuing the funding for the water wells. Trustee Wage seconded the motion, which carried unanimously.

ADA Doors for Village Hall: Trustee Sinsabaugh moved to approve the purchase of doors in the amount up to $ 40,000 to be taken from the Capital Reserve Fund. Trustee Gorman seconded the motion, and duly put to a roll call vote, resulting as follows:

Ayes – 5 (Wage, Schillmoeller, Gorman, Sinsabaugh, Correll)
Nays – 0
Absent – 2 (Aronstam, Sweeney)

2025-2026 Budget Transfers & Amendments: Trustee Sinsabaugh moved to approve the following budget amendments. Trustee Wage seconded the motion, which carried unanimously.

	Revenues/Grants				**Expense Offset**	
A 510 Estimated Revenues				**A 960 Estimated Appropriations**		
A 2680	insurance recovery	20,000		A 3120.0404	police car repair	20,000
A 4089	federal aid	154,000		A 5110.0200	street equip	280,211
A 9000	appr fund balance					
A.3501	CHIPS	126,211				
	Total	300,211			Total	300,211

Trustee Sinsabaugh moved to approve the following budget amendments. Trustee Wage seconded the motion, which carried unanimously.

Line Item	Description	Transfer In:	Transfer Out:
A 1110.0145	court-sick	630	
A 1110.0401	court-supplies	1,000	
A 1210.0400	mayor-contractual expense		
A 1325.0100	treasurer-full-time	3,740	
A 1325.0145	treasurer-sick	71	
A 1410.0145	clerk-sick	905	
A 1410.0200	clerk-equipment	700	
A 1410.0400	clerk-contractual exp	2,000	
A 1410.0401	clerk- supplies	1,000	
A 1410.0402	clerk-other expense		
A 1420.0142	law-part-time		-3,495
A 1620.0403	bldg-repairs	6,500	
A 1620.0406	bldg-IT services	5,500	
A 1990.0400	contingency		-35,000
A 3120.0100	police-full-time		-95,000

A 3120.0142	police-part-time		-26,599
A 3120.0143	police-part-time SRO	7	
A 3120.0144	police-spec comp		
A 3120.0145	police-sick	7,480	
A 3120.0146	police-overtime	78,089	
A 3120.0148	police-holiday	1,180	
A 3120.0400	police-computer IT svcs	1,100	
A 3620.0400	code-contractual exp	500	
A 5110.0100	street-full-time		
A 5110.0142	street-part-time		
A 5110.0144	street-spec comp		
A 5110.0145	street-sick	3,268	
A 5110.0146	street-overtime	4,004	
A 5110.0148	street-holiday	379	
A 5110.0149	street-vacation		
A 5110.0200	street-equipment	100,000	
A 5110.0400	street-contractual exp		
A 7110.0145	parks-sick	2,496	
A 7110.0146	parks-overtime	339	
A 7110.0404	parks-equip repairs	500	
A 7110.0408	parks-trash	300	
A 7310.0145	rec-sick	306	
A 7310.0401	rec-misc supplies	4,500	
A 7620.0400	adult recreation	2,500	
A 8810.0401	cemetery-supplies	100	
A 9010.0800	employee retirement		
A 9015.0800	police retirement		-29,000
A 9030.0800	social security		-10,000
A 9060.0800	health insurance		-30,000

Dry Brook Stream Corridor Assessment Grant: Out for bid until June 22, 2026 at 4:00 p.m.

Executive Session: Trustee Sinsabaugh moved to enter Executive Session for contractual issue at 7:43 p.m. Trustee Wage seconded the motion, which carried unanimously.

Trustee Sinsabaugh moved to enter regular session at 8:08 p.m. Trustee Wage seconded the motion, which carried unanimously.

Trustee Sinsabaugh moved to approve the changes to the employee handbook as follows:

Employee Longevity (years and amounts)

5 years - $1,000.00

10 years - $1,250.00
15 years - $1,500.00

Adjournment: Trustee Gorman moved to adjourn at 8:10 p.m. Trustee Wage seconded the motion, which carried unanimously.

Respectfully submitted,

_____
Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, JUNE 23 2026 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Lyman Wage, Michael Gorman, Courtney Aronstam, Kevin Sweeney, Jerry Sinsabaugh and Mayor Correll.

Also present: Clerk Treasurer Michele Wood, and Patti Hanbury

Press: Johnny Williams - Morning Times

Public Comments: None

Mayors Comments: Mayor would like to thank everyone for attending the June Sewer Commission meeting.

Letters and Communications: Letter from Marty Borko about a tree at 60 Orange Street that is on the removal list.

Approval of Minutes: Trustee Gorman moved to approve the Minutes from May 26, 2026 and June 9, 2026. Trustee Sinsabaugh seconded the motion, which carried unanimously

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General 2026 amount of $7,720.12 and 2027 amount of $61,075.30. Trustee Gorman seconded the motion, which carried unanimously.

Approval for New Bank Account: Trustee Sinsabaugh moved to approve opening a new bank account for the Water Capital charges that started June 1, 2026. Trustee Wage seconded the motion, which carried unanimously.

Recreation Summer Hires: Trustee Gorman moved to hire the following personnel for the five-week Summer Recreation Program, as follows:

Thomas Morley	25 hours/week	17.00/hour Head Counselor
Kendal Shaffer	25 hours/week	16.50/hour Assistant Counselor
Matthew Talada	25 hours/week	16.00/hour Counselor
Brilynn Belles	25 hours/week	16.00/hour Counselor
Lauryn Welles	25 hours/week	16.00/hour Counselor
Nic Mattison	25 hours/week	16.00/hour Counselor
Brielle DeKay	25 hours/week	16.00/hour Counselor
Braylon DeKay	25 hours/week	16.00/hour Counselor
Ella Robinson	25 hours/week	16.00/hour Counselor
Melanie Skovira	25 hours/week	16.00/hour Counselor
Sophia Nierstedt	25 hours/week	16.00/hour Counselor
Hannah Carpenter	25 hours/week	16.00/hour Counselor

Trustee Sweeney seconded the motion, which carried unanimously.

Hire Parks Summer Help Replacement: Trustee Gorman moved to hire Cullen Sharpsteen as Recreation Summer Help Replacement. Trustee Sweeney seconded the motion, which carried unanimously.

Water Project Bonding Update: Has been converted into long term debt.

Planning and Zoning Training: There will be a Planning and Zoning training session on June 30, 2026 at 6:30 p.m. presented by Attorney Robert McKertich.

NYCOM Fall Training School, September 14-18, 2026: Trustee Sweeney moved to approve Michele Wood and Patti Hanbury to attend school in Saratoga Springs from September 14, 2026 to September 18, 2026. Trustee Aronstam seconded the motion, which carried unanimously.

ADA Doors for Village Hall: Contract has been signed for the installation and electrical wiring for the Automatic door openers to be installed on the Village Clerk entrance and the Police Department entrance.

E-Bikes and E-Scooters: No update

Administration for CDBG Housing Conditions Survey Grant: Trustee Gorman moved to approve hiring Thoma Consultants based on the scoring results. Trustee Sweeney seconded the motion, which carried unanimously.

Dry Brook Stream Corridor Assessment Grant Update: Submittals have been received and will be reviewed and scored.

NY Plays Grant Update: Has been submitted but not awarded yet.

Water Well Project, Design Phase (ARC Pre-application): Has been submitted.

Water Meter Grant Update: In the final stages of finishing up installation of the new meters.

Best Bev Water Agreement: Trustee Sinsabaugh moved to approve the increase of 50,000 gallons/day for Best Bev. Trustee Wage seconded the motion, which resulted in a roll call as follows:

Ayes – 6 (Wage, Aronstam, Sweeney, Gorman, Sinsabaugh, Correll)
Nays – 0
Absent – 1 (Schillmoeller)

NYForward Grant, Small Project Program Update: Need to reach out to Rich Cunningham to see where we stand with the 2nd public outreach.

NYForward Grant, Public Projects Update: In the process of obtaining Bond Anticipation Note.

Adjournment: Trustee Sinsabaugh moved to adjourn at 7:01 p.m. Trustee Wage seconded the motion, which carried unanimously.

Respectfully submitted,

_____
Michele Wood, Clerk Treasurer

PUBLIC HEARING HELD BY THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY AT 6:15 P.M. ON TUESDAY, JULY 14, 2026 IN THE TRUSTEES' ROOM, VILLAGE HALL FOR THE PURPOSE OF PUBLIC COMMENT

REGARDING THE PROPOSED LOCAL LAW REGARDING PROPERTY AND BUILDING NUISANCES

Mayor Correll declared the hearing open at 6:15 p.m. and directed the clerk to read the notice of public hearing.

Roll Call: Trustees Present: Lyman Wage, Michael Gorman, Courtney Aronstam, Jerry Sinsabaugh and Mayor Correll.

Also present: Clerk Treasurer Michele Wood, and Patti Hanbury

Press: Johnny Williams - Morning Times

Mayor Correll stated open discussion for the proposed local law regarding property and building nuisances.

With no one wishing to be heard, Mayor Correll closed the hearing at 6:28 p.m.

Respectfully submitted,

_____
Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, JULY 14, 2026 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Lyman Wage, Michael Gorman, Courtney Aronstam, Jerry Sinsabaugh and Mayor Correll.

Also present: Clerk Treasurer Michele Wood, and Patti Hanbury

Press: Johnny Williams - Morning Times

Public Comments: Roseanne VanWie, 60 Orange Street Waverly NY, asked questions concerning the tree that is to be cut down in front of her house, how trees are put on the list to get cut down.

Nick Saraceno, 5 Athens St Waverly NY, stated their Back to School Event will be held August 15, 2026 from 2:00 pm. to 4:00 pm. He requested that Cadwell Avenue be blocked off during that time for safety of the attendees. Trustee Aronstam moved to approve as presented. Trustee Wage seconded the motion, which carried unanimously.

Ron Keene, Elliott Street Waverly NY, has concerns about the woodchuck holes in the Factoryville Cemetery.

Mary Finlayson, 23 Orchard Street Waverly NY, asked what happened to the Tree Committee.

County Legislator Aronstam stated that the forclosure auction for Tioga County will be sometime in Mid September 2026.

Letters and Communications: Clerk Treasurer read resignation letter from Sewer Commissioner Matt Jilson.

Approval of Minutes: Trustee Gorman moved to approve the Minutes from June 23, 2026. Trustee Wage seconded the motion, which carried unanimously.

Department Reports: Monthly reports were received from the Court and Recreation Department.

NYCLASS Investment Report: The clerk submitted year-to-date investment revenues from NYCLASS.

Month	Avg Yield/Period	Monthly	Fiscal YTD
June 2026	3.5210%	10,069.55	10,069.55

Revenue Comparison Report: The clerk submitted year-to-date revenues May 2025 vs. 2026. These are only selected recurring revenues, and not a complete revenue statement.

Month	YTD Previous Year	YTD Current Year	Increase/Decrease
June 2025	9,735.22	13,654.33	3,919.11
July 2025	79,763.08	107,939.70	28,176.62
August 2025	172,155.21	219,086.67	46,931.46
September 2025	330,279.98	383,391.65	53,111.679
October 2025	417,676.72	466,767.50	49,090.78
November 2025	526,156.38	571,250.03	45,093.65
December 2025	613,510.66	686,558.86	73,048.20
January 2026	678,253.39	779,284.13	101,303.74
February 2026	758,760.59	878,469.35	119,708.76

March 2026	902,430.23	1,030,582.58	128,152.35
April 2026	979,824.90	1,1041,58.89	124,333.99
May 2026	1,169,433.70	1,319,225.53	149,791.83

The clerk submitted year-to-date revenues June 2026 vs. June 2027,

Month	YTD Previous Year	YTD Current Year	Increase/Decrease
June 2026	36,821.33	46,552.94	9,731.61

Treasurer's Report: Clerk Treasurer Wood presented the following financial reports:

General Fund 5/1/2026 - 5/31/2026

Beginning Balance	282,076.54	Current Revenues	215,427.41
Deposits	139,390.04	Year to Date Revenue	4,308,689.05
Disbursements	-276,867.08	Current Expenditures	229,594.95
Ending Balance	144,599.50	Year to Date Expended	3,980,115.74

*General Capital Reserve Fund $343,236.73

*Equipment Reserve Fund $38,500.63

Capital Projects Fund 5/1/2026 - 5/31/2026

	DCJS Grant (Police)	Water Project
Beginning Balance	173,927.96	116,145.11
Deposits/Debits	0.00	0.00
Disbursements/Credits	0.00	-3,976.50
Ending Balance	173,927.96	112,168.61

*Total Capital Projects Fund Balance $286,096.57

General Fund 6/1/2026 - 6/30/2026

Beginning Balance	144,599.50	Current Revenues	2,548,633.72
Deposits	2,119,467.27	Year to Date Revenue	2,548,633.72
Disbursements	-1,220.011.77	Current Expenditures	260,432.14
Ending Balance	1,044,055.00	Year to Date Expended	260,432.14

*General Capital Reserve Fund $344,231.29

*Equipment Reserve Fund $38,612.20

Capital Projects Fund 6/1/2026 - 6/30/2026

	DCJS Grant (Police)	Water Project
Beginning Balance	173,927.96	112,168.61
Deposits/Debits	0.00	0.00
Disbursements/Credits	0.00	-88,331.15
Ending Balance	173,927.96	23,837.46

*Total Capital Projects Fund Balance $197,765.42

Loan Programs 6/1/2025 - 5/31/2026

Business Loans			Rehab Loans	Balances

Beginning Balance	4,080.69		Beginning Balance	3,685.96
Deposits	5,842.72		Deposits	11,758.10
Disbursements	-7,509.55		Disbursements	-12,545.47
Ending Balance	2,413.86		Ending Balance	2,898.59
MM/Savings Balance	220,682.90		MM/Savings Balance	240,622.48
Total Fund Balance	223,096.76		Total Available Balance	243,521.07
**outstanding loans $0.00*			**outstanding loans $44,637.83*	

2025 CDBG Program	
Beginning Balance	23.13
Deposits	0.00
Disbursements	0.00
Ending Balance	23.163
Grant Award	500,000.00
Total Expended	500,000.00
Grant Balance COMPLETED	0.00

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General 2026 amount of $177.87 and 2027 amount of $68,920.980, and Recreation Commission of $300.00. Trustee Aronstam seconded the motion, which carried unanimously.

Proposed Local Law – Property and Building Nuisances: Trustee Aronstam moved to approve the Local Law Property and Building Nuisances as follows:

VILLAGE OF WAVERLY
LOCAL LAW NO. __ OF THE YEAR 2026
A LOCAL LAW ENACTING A NEW CHAPTER IN THE VILLAGE CODE
ENTITLED "PROPERTY AND BUILDING NUISANCES"

Be it enacted by the Village Board of the Village of Waverly as follows:
Section 1. There shall be a new Chapter added to the Village of Waverly Code as follows:

ARTICLE I
General Provisions
§ ___-1. Findings.
The Board of Trustees in the Village of Waverly finds that public nuisances exist in the Village of Waverly in the operation of certain establishments and the use of property in flagrant violation of certain Penal Law and other state law and municipal Code provisions, which nuisances substantially and seriously interfere with the interest of the public in the quality of life and total community environment, commerce in the Village, property values and the public health, safety and welfare. The Board further finds that the continued occurrence of such activities and violations is detrimental to the health, safety and welfare of the people of the Village of Waverly and of the businesses thereof and the visitors thereto. It is the purpose of the Board to authorize and empower the Board of Trustees to impose sanctions and penalties for such public nuisances, and such power of the Board of Trustees may be exercised either in conjunction with, or apart from, the powers contained in other laws without prejudice to the use of procedures and remedies available under such other laws. The Board of Trustees further finds that the sanctions and penalties imposed by the Board of Trustees pursuant to this chapter constitute an additional and appropriate method of law enforcement in response to the proliferation of the above-described public nuisances. The sanctions and

penalties are reasonable and necessary in order to protect the health and safety of the people of the Village of Waverly and to promote the general welfare.

§ ____-2. Title.
This chapter shall be known as the "Property and Building Nuisance Reform Law."

§ ____-3. Definitions.
As used in this chapter, the following terms shall have the meanings indicated:

ADVERSE IMPACT — Includes, but is not limited to, the following: any search warrants served on the property where controlled substances and/or weapons were seized; investigative purchases of controlled substances on or near the property by law enforcement agencies or their agents; arrests for violations of controlled substance law and/or possession of weapons; loitering for the purposes of engaging in illegal activity; an increase in the volume of traffic associated with property; complaints made to law enforcement officials of illegal activity associated with the property, finding of illegal weapons, as defined in § 265 of the Penal Law, or controlled substances, as defined in Articles 220 and 222 of the Penal Law, or violations of the Cannabis Law on or near property by law enforcement officials and their agents.

BUILDING — A structure where space is covered or enclosed for the use, shelter, storage or protection of persons, animals, chattel or property of any kind, and which is permanently affixed to the land.

BUILDING, ACCESSORY — A building subordinate to the principal building on the lot and used for purposes which are clearly related but incidental to that of said principal building.

BUSINESS — An activity, occupation, employment or enterprise which requires time, attention, labor and material and wherein merchandise is exhibited or sold, or services offered.

BUSINESS OFFICE — A building or portion thereof utilized to accommodate the activities of a business.

CONVICTION — A conviction for an offense in a court of competent jurisdiction or an administrative bureau shall not be required. Instead, the Village shall prove by a preponderance of the evidence that the violations have occurred. However, a conviction as defined and applied in accordance with the provisions of § 1.20 of the Criminal Procedure Law, in any court of competent jurisdiction, or a plea of guilty shall constitute conclusive proof of a violation. Conviction of an attempt to commit a violation of any of the specified provisions shall be considered a conviction for a violation of the specified provision. Notwithstanding the foregoing, under no circumstances shall a conviction or a plea of guilty constitute a violation under this chapter where said conviction or plea stemmed from a crime or Village Code violation committed at the building, property or place in issue, where such crime or violation was first reported by an owner or tenant of the property, place, building or, in the case of a multiunit building, the specific building unit where the crime occurred; nor shall a conviction or a plea of guilty constitute a violation under this chapter where said conviction or plea stemmed from a domestic-violence-related incident that occurred at the building unit, building, property or place in issue, which domestic violence incident was first reported by the victim thereof.

DISTURBANCE — Actions, behavior, or conduct by a person or persons at a particular location that disturbs the peace.

KNOWLEDGE OF PUBLIC NUISANCE — The presumption of knowledge provided by Subdivision 1 of § 235.10 of the Penal Law shall be applicable to this chapter. Notice, by mail or personal service, of activities entailing a public nuisance to the property owner of record shall be evidence of knowledge of the public nuisance.

LOT — A parcel of land, with or without buildings or structures, delineated by lot line and having access to a street as defined in this chapter.

PENAL LAW — New York State Penal Law.

PUBLIC NUISANCE — For the purposes of this chapter, a public nuisance shall be deemed to exist whenever, through violations of any of the following provisions resulting from separate incidents at a building, erection or place, or immediately adjacent to the building, erection or place as a result of the operation of the business, 12 or more points are accumulated within a period of six months, or 18 or more points within a period of 12 months, in accordance with the following point system. Where more than one violation occurs during a single incident, the total points for the incident shall be the highest point value assigned to any single violation. Notwithstanding any contrary provisions of this chapter, under no circumstances shall points

accumulate toward a public nuisance determination where violations are discovered during the course of an investigation by law enforcement or code enforcement personnel in response to a request for assistance by an owner or tenant of the property, place, building or, in the case of a multiunit building, the specific building unit where the violation occurred; nor shall points accumulate toward a public nuisance determination where violations are discovered during the course of such an investigation in connection with a report of a domestic-violence-related incident at the building unit, building, property or place in issue, where the victim of said domestic-violence-related incident made the request for assistance.

A. The following violations shall be assigned a point value of 2 points:

(1) Section 240.36 of the Penal Law: Loitering in the First Degree.
(2) Suffering or permitting the premises to become disorderly, including suffering or permitting fighting or lewdness.
(3) Disorderly conduct by individual or individuals.
(4) Chapter 40 of the Code of the Village of Waverly, Animals.
(5) The Agriculture and Markets Law, dangerous dog provisions.
(6) New York State Uniform Fire Prevention and Building Code.
(7) Chater 62 of the Code of the Village of Waverly, Electrical Standards.
(8) Chapter 83 of the Code of the Village of Waverly, Outdoor Solid-Fuel Burning Furnaces and Boilers.
(9) Chapter 88 of the Code of the Village of Waverly, Garbage, Rubbish and Refuse.
(10) Chapter 96 of the Code of the Village of Waverly, Motorized Recreation Vehicles.
(11) Chapter 115 of the Code of the Village of Waverly, Secondhand Dealers.
(12) Chapter 125 of the Code of the Village of Waverly, Streets and Sidewalks.

B. The following violations shall be assigned a point value of 4 points:
(1) Chapter 93 of the Code of the Village of Waverly, Housing Standards.
(2) Article 225 of the Penal Law, Gambling Offenses.
(3) The Alcoholic Beverage Control Law.
(4) Section 415-a of the Vehicle and Traffic Law, Vehicle Dismantlers.
(5) Sections 170.65 and 170.70 of the Penal Law, Forgery or Illegal Possession of a Vehicle Identification Number.
(6) Possession, use, sale or offer for sale of any alcoholic beverage in violation of Article 18 of the Tax Law, or of any cigarette or tobacco products in violation of Article 20 of the Tax Law.
(7) Chapter 85 of the Code of the Village of Waverly, Games of Chance.

C. The following violations shall be assigned a point value of 6 points:
(1) Article 178 of the Penal Law, Criminal Diversion of Prescription Medications and Prescriptions.
(2) Article 220 of the Penal Law, Controlled Substances Offenses.
(3) Article 222 of the Penal Law, Offenses Involving Cannabis.
(4) Sections 165.15, (6), (7), and (8), 165.40, 165.45, 165.50, 165.50, 165.52, 165.54, 165.71, 165.72 and 165.73 of the Penal Law, Criminal Possession of Stolen Property.
(5) Article 158 of the Penal Law, Welfare Fraud.
(6) Section 147 of the Social Services Law, Food stamp program fraud.
(7) Section 2024 of Title 7 of the United States Code, Illegal Use of Food Stamps.
(8) Any violation of Chapter 153, Zoning Code of Village of Waverly.
(9) Allowing persons on the premises in excess of occupancy limits.
(10) Section 3383 of the Public Health Law, Imitation controlled substances.
(11) Any violation of the NYS Cannabis Law or Chapter 55 of the Code of the Village of Waverly, Cannabis.
(12) Article 179 of the Penal Law, Criminal Diversion of Medical Cannabis.
(13) Any violation of Article 33, Title V-a, of the Public Health Law, Medical Use of Marihuana.

D. The following violations shall be assigned a point value of 8 points:
(1) Article 230 of the Penal Law, Prostitution Offenses.
(2) Article 265 of the Penal Law, Firearms and other Dangerous Weapons.
(3) Sections 260.20 and 260.21 of the Penal Law, Unlawfully Dealing with a Child.
(4) Article 263 of the Penal Law, Sexual Performance by a Child.

(5) Loitering for the purpose of engaging in a prostitution offense.

E. The following violation shall have a point value of 10 points: Penal Law violations, including but not limited to murder, attempted murder, assault, attempted assault, sex offenses.

TESTIMONY — Oral, written or other documented evidence tending to show or prove the truth of the matter asserted.

VIOLATION — Conduct, or evidence of conduct, prohibited under this chapter. A violation does not require criminal prosecution and conviction but only a preponderance of evidence that the prohibited conduct is occurring or has occurred. Evidence of prohibited conduct may include, but is not limited to, police reports, investigative reports, execution of search warrants, results of police surveillance, arrest and/or conviction of local and state and federal laws, activities associated with trafficking of controlled substances, finding of weapons and/or controlled substances on or near the property, increased volume of traffic associated with the property. Notwithstanding the foregoing, evidence obtained during the course of responding to a request for assistance made by an owner or tenant of the at-issue property, place, building or, in the case of a multiunit building, the specific building unit where the violation occurred shall not constitute evidence of prohibited conduct under this chapter.

YARD — An open area on a lot which is open to the sky and that is unoccupied by any land use or activity except as may otherwise be provided in Chapter 153, Zoning, of the Code of the Village of Waverly.

§ ___-4. Evidence and presumptions.

A. Evidence. In any action under this chapter, evidence of the common fame and general reputation of the building, structure or place, of the inhabitants or occupants thereof, or of those resorting thereto, shall be competent evidence to prove the existence of a property or building nuisance.

B. Scienter. If evidence of the general reputation of the building, structure or place, or of the inhabitants or occupants thereof, is sufficient to establish the existence of the nuisance, it shall be prima facie evidence of knowledge thereof and acquiescence and participation therein and responsibility for the nuisance, on the part of the owners, lessors, lessees, and all those in possession of or having charge of, as agent or otherwise, or having any interest in any form in the property, real or personal, used in conducting or maintaining the property or building nuisance.

C. Presumptions for the purposes of this section.
   (1) Any building, accessory building, business office, lot, or yard wherein, within the period of one year prior to the commencement of an action under this chapter, there have occurred two or more convictions, as defined in Section 3, on the part of the lessees, owners, operators, or occupants, of the provisions of this chapter as defined in Section 3 this article, shall be prima facie evidence that a public nuisance exists at said location.
   (2) Any building, accessory building, business office, lot, or yard wherein, within a one-year period prior to the commencement of an action under this chapter, there have occurred four or more violations on the part of the lessees, owners, operators, or occupants, of the provisions of this chapter as defined in Section 3 this article, shall be prima facie evidence that a public nuisance exists at said location.
   (3) Any building, accessory building, business office, lot, or yard wherein, within the period of one year prior to the commencement of an action under this chapter, there has been presented a preponderance of evidence of repeated criminal activity which has an adverse impact, as defined in Section 3 this article, on such property or neighborhood, shall be prima facie evidence that a public nuisance exists at said location.

ARTICLE II
Civil Remedies

§ ___-5. Applicability.
This article shall be applicable to the public nuisances defined in Article I of this chapter.

§ ___-6. Civil remedies.

A. The Village Attorney may bring and maintain a civil proceeding in the name of the Village of Waverly for the following types of relief:
   (1) Permanent injunction.
   (2) Temporary closing order.
   (3) Temporary restraining order.
   (4) Temporary injunction.

(5) Civil penalties.

B. The summons. The Village Attorney shall name as defendants the building, structure or place wherein the public nuisance is being conducted, maintained or permitted, by describing it by Tax Map number and/or street address, and at least one of the owners of some part of or interest in the property.

C. The complaint.

(1) The Village Attorney shall bring and maintain a civil proceeding in the name of the Village of Waverly in the Supreme Court of Tioga County, or any other court of competent jurisdiction, to permanently enjoin the public nuisance and the persons conducting, maintaining or permitting the public nuisance, as defined in Article I, §3 of this chapter, from further conducting, maintaining, or permitting the public nuisance in the manner provided in Article II of this chapter. The owner, operator, and/or lessee of a building, structure or place wherein the public nuisance is being conducted, maintained or permitted may be made defendants in the action.

(2) The venue of such action shall be in the county where the public nuisance is being conducted, maintained or permitted.

(3) The existence of an adequate remedy at law shall not prevent the granting of temporary or permanent relief pursuant to this chapter.

(4) The civil action shall be commenced by the filing of a summons and complaint alleging the facts constituting the nuisance.

(5) The complaint shall name as defendants the building, structure or place wherein the nuisance is being conducted, maintained or permitted, by describing it by Tax Map number and/or street address, and at least one of the owners who possesses some part of or an interest in the property.

(6) Any complaint filed under this chapter shall be verified or accompanied by an affidavit(s) for purposes of showing that the owner of his or her agent has notice of the nuisance and has had an opportunity to abate the nuisance. The Village Attorney will give the owner, and any designated property manager, written notice of the nuisance and 10 business days to personally meet with and provide to Village Attorney a written plan to abate the nuisance within 30 days. If part of the plan to abate the nuisance is to evict a tenant, then the owner will commence the eviction proceeding within 10 business days from the meeting with Village Attorney. The complaint or affidavit shall contain a description of the attempts by the applicant to notify and locate the owner of the property and/or the owner's agent. The complaint or affidavit shall describe the adverse impact associated with the property on the surrounding neighborhood.

D. In rem jurisdiction over building, structure, or place. In rem jurisdiction shall be complete over the building, structure or place wherein the public nuisance is being conducted, maintained or permitted by affixing the summons to the door of the building, structure or place and by mailing the summons by certified or registered mail, return receipt requested, to one of the owners who possesses some part of or an interest in the property. Proof of service shall be filed within two days thereafter with the Clerk of the court designated in the summons. Service shall be complete upon such filing.

E. Service of summons on other defendants. Defendant(s), other than the building, structure or place wherein the public nuisance is being conducted, maintained or permitted, shall be served with the summons as provided in the Civil Practice Law and Rules.

F. Notice of pendency. With respect to any action commenced or to be commenced pursuant to this chapter, the Village Attorney may file a notice of pendency pursuant to the provisions of Article 65 of the Civil Practice Law and Rules.

G. Presumption of ownership. The owner of the real estate affected by the action shall be presumed to be the person in whose name the real estate is recorded in the office of the Town of Barton Assessor and/or the office of the Clerk of the County of Tioga.

H. Presumption of employment or agency. Whenever there is testimony that a person was the manager, operator, supervisor, or in any other way in charge of the premises at the time a public nuisance was being conducted, maintained or permitted, such evidence shall be presumptive that he or she was an agent or employee of the owner or lessee of the building, structure or place considered to be a nuisance.

I. Penalty. If, upon the trial of an action under this chapter, or upon a motion for summary judgment in an action under this chapter, a finding is made that the defendant has conducted, maintained or permitted a public nuisance defined

in this chapter, a penalty may be awarded in an amount not to exceed $1,000 for each day it is found that the defendant conducted, maintained or permitted the public nuisance after notice to abate has been given by the Village. Upon recovery, such penalty shall be paid into the general fund of the Village.

J. Enforcement. A judgment pursuant to this chapter shall be enforced by the Waverly Police Department and the office of Village Attorney.

§ ___-7. Judgment awarding permanent injunction.

A. A judgment awarding a permanent injunction, pursuant to this chapter, may direct the Waverly Police Department or its designee to seize and remove from the building, structure or place all material, equipment and instrumentalities used in the creation and maintenance of the public nuisance and shall direct the sale by the Waverly Police Department or its designee of such property in the manner provided for the sale of personal property under execution pursuant to the provisions of the Civil Practice Law and Rules. The net proceeds of any such sale, after deduction of the lawful expenses involved, shall be paid into the general fund of the Village.

B. A judgment awarding a permanent injunction pursuant to this chapter may authorize agents of the Village of Waverly to forthwith remove and correct construction and structural alterations in violation of Village of Waverly Housing Standards Code or the New York State Uniform Fire Prevention and Building Code. Any and all costs associated with these repairs or alterations shall become a lien against said property and shall have priority before any mortgage or other lien that exists prior to such filing except tax and assessment liens and any nuisance abatement lien.

C. A judgment awarding a permanent injunction, pursuant to this chapter, may direct the closing of the building, structure, place or part thereof by the Waverly Police Department or its designee, to the extent necessary to abate the nuisance, and shall direct the Waverly Police Department or its designee to post a copy of the judgment and a printed notice of such closing conforming to the requirements of Section 8.H of this article. Mutilation or removal of such a posted judgment or notice while it remains in force, in addition to any other punishment prescribed by law, shall be punishable on conviction by a fine of not more than $500 or by imprisonment not exceeding 15 days, or by both, provided such judgment contains therein a notice of such penalty.

D. The closing directed by the judgment shall be for such period as the court may direct, but in no event shall the closing be for a period of more than one year from the posting of the judgment provided for in this section.

E. If the owner shall file a bond in the value of the property ordered to be closed and submits proof to the court that the nuisance has been abated and will not be created, maintained or permitted for such period of time as the building, structure or place has been directed to be closed in the judgment, the court may vacate the provisions of the judgment that direct the closing of the building, structure or place.

F. A closing by the Waverly Police Department or its designee pursuant to this section shall not constitute an act of possession, ownership or control by the Waverly Police Department or its designee of the closed premises.

G. Intentional disobedience or resistance to any provision of a judgment awarding a permanent injunction pursuant to this chapter, in addition to any other punishment prescribed by law, shall be punishable by a fine of not more than $5,000, or by imprisonment not exceeding six months, or by both.

H. Upon the request of the Village Attorney or the Board of Trustees, the Waverly Police Department or its designee shall assist in the enforcement of a judgment awarding a permanent injunction entered in an action brought pursuant to this chapter.

I. A judgment rendered awarding a permanent injunction pursuant to this chapter shall be and become a lien upon the building, structure or place named in the complaint in such action, such lien to date from the time of filing a notice of liens pending in the office of the Clerk of the county wherein the building, structure or place is located. Every such nuisance abatement lien shall have priority before any mortgage or other lien that exists prior to such filing except tax and assessment liens.

J. A judgment awarding a permanent injunction pursuant to this chapter shall provide, in addition to the costs and

disbursements allowed by the Civil Practice Law and Rules, upon satisfactory proof by affidavit or such other evidence as may be submitted, the actual costs, expenses and disbursements of the Village in investigating, bringing and maintaining the action, including reasonable attorneys fees.

§ ___-8. Preliminary injunction.

A. Generally.

(1) Pending an action for a permanent injunction as provided for in this article, the court may grant a preliminary injunction enjoining a public nuisance within the scope of this chapter and the person or persons conducting, maintaining or permitting the public nuisance from further conducting, maintaining or permitting the public nuisance. An order granting the preliminary injunction shall direct a trial of the issues at the earliest possible time. Where preliminary injunction has been granted, the court shall render a decision with respect to a permanent injunction at its earliest convenience after the conclusion of the trial. A temporary closing order may be granted pending a hearing for a preliminary injunction where it appears by clear and convincing evidence that a nuisance within the scope of this chapter is being conducted, maintained or permitted and that the public health, safety or welfare immediately requires the granting of a temporary closing order. A temporary restraining order may be granted pending a hearing for a preliminary injunction where it appears by clear and convincing evidence that a nuisance within the scope of this chapter is being conducted, maintained or permitted.

(2) Enforcement of preliminary injunction. A preliminary injunction shall be enforced by the Village Attorney and the Waverly Police Department or its designee.

(3) Preliminary injunctions, inventory, closing of premises, posting of order and notices, offenses. If the court grants a preliminary injunction, the provisions of this article shall be applicable.

B. Motion papers for preliminary injunction. The Village Attorney shall show, by affidavit and such other evidence as may be submitted, that there is a cause of action for a permanent injunction abating a nuisance within the scope of this chapter.

C. Temporary closing order.

(1) If, on a motion for a preliminary injunction pursuant to this section, the Village Attorney shall show by clear and convincing evidence that a nuisance within the scope of this chapter is being conducted, maintained or permitted and that the public health, safety or welfare immediately requires a temporary closing order, a temporary order closing such part of the building, structure or place wherein the nuisance is being conducted, maintained or permitted may be granted without notice, pending order of the court granting or refusing the preliminary injunction and until further order of the court. Upon granting a temporary closing order, the court shall direct the holding of a hearing for the preliminary injunction at the earliest possible time; a decision on the motion for a preliminary injunction shall be rendered by the court at the earliest possible time.

(2) Service of temporary closing order. Unless the court orders otherwise, a temporary closing order, together with the papers upon which it was based and a notice of hearing for the preliminary injunction, shall be personally served, in the same manner as a summons as provided in the Civil Practice Law and Rules.

D. Temporary restraining order.

(1) A temporary restraining order may be granted pending a hearing for preliminary injunction where it appears by clear and convincing evidence that a public nuisance within the scope of this chapter is being conducted, maintained, or permitted and that the public health, safety, or welfare immediately requires the granting of a temporary restraining order. This order shall restrain the defendants and all persons from removing or transferring off the property or in any manner interfering with the fixtures and movable property used in conducting, maintaining or permitting the public nuisance and from further conducting, maintaining or permitting the public nuisance. A temporary restraining order may be granted without notice, pending order of the court granting or refusing the preliminary injunction and until further order of the court. Upon granting a temporary restraining order, the court shall direct the holding of a hearing for the preliminary injunction.

(2) Service of temporary restraining order. Unless the court orders otherwise, a temporary restraining order and the papers upon which it was based and a notice of hearing for the preliminary injunction shall be personally served in the same manner as a summons as provided in the Civil Practice Law and Rules.

E. Temporary closing order; temporary restraining order.

(1) If, on motion for a preliminary injunction, the Village Attorney submits evidence warranting both a temporary closing order and a temporary restraining order, the court shall grant both orders.

(2) Enforcement of temporary closing orders and temporary restraining orders. Temporary closing orders and temporary restraining orders shall be enforced by the Village Attorney and the Waverly Police Department or its designee.

F. Inventory upon service of temporary closing orders and temporary restraining orders. The officers serving a temporary restraining order shall forthwith make and return to the court an inventory of personal property situated in and used in conducting, maintaining or permitting a public nuisance within the scope of this chapter and shall enter upon the building, structure or place for such purpose. Such inventory shall be taken in any manner which is deemed likely to evidence a true and accurate representation of the personal property subject to such inventory, including, but not limited to, photographing such personal property.

G. Closing of premises pursuant to temporary closing orders and temporary restraining orders. The officers serving a temporary restraining order shall, upon service of the order, command all persons present in the building, structure or place to vacate the premises forthwith. Upon the building, structure or place being vacated, the premises shall be securely locked and all keys delivered to the officers serving the order who thereafter shall deliver the keys to the fee owner, lessor or lessee of the building, structure or place involved. If the fee owner, lessor or lessee is not at the building, structure or place when the order is being executed, the officers shall securely padlock the premises and retain the keys until the fee owner, lessor or lessee of the building is ascertained, at which time, the officers shall deliver the keys to such owner, lessor or lessee, if such individual resides within Tioga County.

H. Posting of temporary closing orders and temporary restraining orders. Upon service of a temporary restraining order, the officer shall post a copy thereof in a conspicuous place or upon one or more of the principal doors at entrances of such premises where the public nuisance is being conducted, maintained or permitted. In addition, where a temporary restraining order has been granted, the officers shall affix, in a conspicuous place or upon one or more of the principal doors at entrances of such premises, a printed notice that shall state that certain described activity is prohibited by court order and that removal of property is prohibited by court order. If the temporary restraining order directs that the premises are to be closed by court order, the notice shall contain the legend "Closed by Court Order" in block lettering of sufficient size to be observed by anyone intending or likely to enter the premises, the date of the order, the court from which issued and the name of the office or agency posting the notice. Mutilation or removal of such a posted order or such a posted notice while it remains in force, in addition to any other punishment prescribed by law, shall be punishable, on conviction, by a fine of not more than $1,000 or by imprisonment not exceeding 90 days, or by both, provided such order or notice contains therein a notice of such penalty. The Waverly Police Department or its designee shall, upon the request of the Village Attorney or the Board of Trustees, assist in the enforcement of this subsection.

I. Intentional disobedience of or resistance to temporary restraining order and permanent injunction. Intentional disobedience of, or resistance to, a temporary restraining order, in addition to any other punishment prescribed by law, shall be punishable, on conviction, by a fine of not more than $5,000, or by imprisonment not exceeding six months, or by both.

J. Temporary restraining order or preliminary injunction bond required. A temporary restraining order or preliminary injunction shall not issue under this chapter, except upon the giving of a bond or security by the applicant, in the amount of $1,000, for the payment of such costs and damages as may be incurred or suffered by any party who is found to be wrongfully restrained or enjoined. A bond or security shall not be required of the State of New York, municipal corporations, or political subdivisions of the State of New York.

§ ___-9. Temporary restraining order; defendant's remedies.

A. Temporary restraining order to be vacated; inspection provision.

(1) A temporary restraining order may be vacated by the court, upon notice to the Village Attorney, when the defendant gives an undertaking and the court is satisfied that the public health, safety or welfare will be protected adequately during the pendency of the action. The undertaking shall be in an amount equal to the assessed valuation of the building, structure or place where the public nuisance is being conducted, maintained or permitted or in such other amount as may be fixed by the court. The defendant shall pay to the Village, in the event a judgment of permanent injunction is obtained, its actual costs, expenses and disbursements in investigating, bringing and maintaining the action.

(2) An order vacating a temporary closing order, or a temporary restraining order, shall include a provision

authorizing agencies of the Village of Waverly to inspect the building, structure or place, which is the subject of an action pursuant to this chapter, periodically without notice, during the pendency of the action, for the purpose of ascertaining whether or not the public nuisance has been resumed. Intentional disobedience of, or resistance to, an inspection provision of an order vacating a temporary restraining order, in addition to any other punishment prescribed by law, shall be punishable, no conviction, by a fine of not more than $5,000, or by imprisonment not exceeding six months, or by both. The Waverly Police Department or its designee shall, upon the request of the Village Attorney or the Board of Trustees, assist in the enforcement of an inspection provision of an order vacating a temporary restraining order.

B. Vacating a temporary injunction or a temporary restraining order. When the defendant gives an undertaking in the amount of the civil penalty demanded in the complaint, together with costs, disbursements and the projected annual costs of the prosecution of the action to be determined by the court, upon a motion on notice to the Village Attorney, a temporary injunction or a temporary restraining order shall be vacated by the court. The provisions of the Civil Practice Law and Rules governing undertakings shall be applicable to this chapter.

§ ___-10. Preliminary injunction of bulk transfer.

A. Generally, pending an action pursuant to this chapter, the court may grant a preliminary injunction enjoining a defendant from making a bulk transfer, as defined in this section.

B. If, on a motion for a preliminary injunction of a bulk transfer, the Village Attorney shall show by clear and convincing evidence that a public nuisance within the scope of this chapter is being conducted, maintained, or permitted, a temporary restraining order may be granted, without notice, restraining the defendants and all persons from making or permitting a "bulk transfer," as defined in this article, pending order of the court granting or refusing the preliminary injunction and until further order of the court. Application for a temporary restraining order shall be made pursuant to Section 9 of this article.

C. "Bulk transfer" defined. A "bulk transfer" is any transfer of a major part of the materials, supplies, merchandise or other inventory or equipment of the transferor in the building, structure or place where the public nuisance is being conducted, maintained or permitted that is not in the ordinary course of the transferor's business.

D. Enforcement of preliminary injunction. A preliminary injunction shall be enforced by the Village Attorney and the Waverly Police Department or its designee.

E. Preliminary injunction; inventory. If the court grants a preliminary injunction, the provisions of the Section 8 of this article shall be applicable.

§ ___-11. Temporary receiver.

A. Appointment, duration and removal. In any action wherein the complaint alleges that the nuisance is being conducted or maintained in the residential portions of any building or structure or portion thereof, which are occupied in whole, or in part, as the home, residence or sleeping place of one or more human beings, the court may, upon motion on notice by the plaintiff, appoint a temporary receiver to manage and operate the property during the pendency of the action, in lieu of a temporary closing order. A temporary receivership shall not continue after final judgment unless otherwise directed by the court. Upon the motion of any party, including the temporary receiver, or on its own initiative, the appointing court may remove a temporary receiver at any time.

B. Powers and duties. The temporary receiver shall have such powers and duties as the court shall direct, including, but not limited to, collecting and holding all rents due from all tenants, leasing or renting portions of the building or structure, making or authorizing other persons to make necessary repairs or to maintain the property, hiring security or other personnel necessary for the safe and proper operation of a dwelling, prosecuting or defending suits flowing from his or her management of the property and retaining counsel therefor, and expending funds from the collected rents in furtherance of the foregoing powers.

C. Oath. A temporary receiver, before entering upon his or her duties, shall be sworn or shall affirm faithfully and fairly to discharge the trust committed to such receiver. The oath or affirmation may be waived upon consent of all parties.

D. Undertaking. A temporary receiver shall give an undertaking, in an amount to be fixed by the court making the appointment, that such receiver will faithfully discharge his or her duties.

E. Accounts. A temporary receiver shall keep written accounts itemizing receipts and expenditures, and describing the property and naming the depository of receivership funds, which shall be open to inspection, by any person having an apparent interest in the property. Upon motion of the temporary receiver, or of any person having an apparent interest in the property, the court may require the keeping of particular records, or direct or limit inspection, or require presentation of a temporary receiver's accounts. Notice of motion for the presentation of a temporary receiver's accounts shall be served upon the sureties on the temporary receiver's undertaking as well as upon each party.

§ ___-12. Remedies not exclusive.
This chapter shall not be construed to exclude any other remedy provided by law for the protection of the health, safety and welfare of the people of the Village of Waverly.

ARTICLE III
Administrative Remedies

§ ___-13. Applicability.
This article shall be applicable to the public nuisances defined in Article I of this chapter.

§ ___-14. Powers of Village of Waverly Board of Trustees with respect to public nuisances.

A. In addition to and as an alternative to the enforcement procedures established elsewhere, the Board of Trustees or the Board's designee, after notice and opportunity for a hearing may, pursuant to Article I, Section 3, deem the existence of a public nuisance as such is defined thereunder and shall thereafter be authorized:
   (1) To order the closing of the building, erection, place, or place of business to the extent necessary to abate the nuisance; or
   (2) To suspend for a period not to exceed six months or revoke for a period of one year a certificate of use issued for such premises, and to prevent the operator from obtaining a new certificate of use for another location for the period of suspension or revocation; or
   (3) To suspend for a period not to exceed six months or revoke for a period of one year any occupational license or permit issued by the Village related to the conduct of a business or trade at the premises, which suspension or revocation shall also apply to any other locations operated by the holder for which the license or permit is required; or
   (4) To revoke for a period of five years eligibility to secure grants or loans from the Village of Waverly; or
   (5) Any combination of the above.

B. Service of notice.
   (1) Prior to the issuance of orders by the Board of Trustees or the Board's designee pursuant to this section, the Board of Trustees or the Board's designee shall give notice and opportunity for a hearing to the owner, lessor, lessee and mortgagee of a building, erection or place wherein the public nuisance is being conducted, maintained or permitted. Such notice shall be served upon an owner pursuant to Article 3 of the Civil Practice Law and Rules, upon a lessor or lessee pursuant to § 735 of the Real Property Actions and Proceedings Law, and upon a mortgagee by means of certified mail, return receipt requested, sent to the mortgagee's last known address, provided that any service other than delivery to the person to be served shall be complete immediately upon delivery, mailing or posting without the necessity of filing proof of service with the clerk of any court before the hearing. The person in whose name the real estate affected by the orders of the Board of Trustees or the Board's designee is recorded in the office of the County Clerk shall be presumed to be the owner thereof. Proceedings shall be commended by service of the notice and opportunity for a hearing within 60 days after the occurrence of the most recent violation cited in the notice.
   (2) The lack of knowledge of acquiescence or participation in or responsibility for a public nuisance on the part of the owners, lessors, lessees, mortgagees and all those persons in possession or having charge of, as agent or otherwise, or having any interest in the property, real or personal, used in conducting or maintaining the public nuisance shall not be a defense by such owners, lessors and lessees, mortgagees and such other persons.
   (3) Every certificate of occupancy, certificate of zoning compliance and real property tax bill issued by any Village department shall state the number of nuisance points, if any, assessed against the premises as of the date of the record being issued.

C. Orders of the Board of Trustees or the Board's designee issued pursuant to this section shall be posted at the building, erection or place where a public nuisance exists or is occurring in violation of law and shall be mailed to

the owner or record thereof within one business day of the posting.

D. Five business days after the posting of an order issued pursuant to this section and upon the written directive of the Board of Trustees or the Board's designee, officers of the Waverly Police Department or its designee are authorized to act upon and enforce such orders.

E. Where the Board of Trustees or the Board's designee closes a building, erection or place pursuant to this section, such closing shall be for such period as the Board of Trustees or the Board's designee may direct, but in no event shall the closing be for a period of more than one year from the posting of the order pursuant to this section. If the owner, lessor or lessee shall file a bond in an amount determined by the Board of Trustees or the Board's designee, but which may not exceed the value of the property ordered to be closed, and submits proof satisfactory to the Board of Trustees or the Board's designee that the nuisance has been abated and will not be created, maintained or permitted for such period of time as the building, erection or place has been directed to be closed by the order of the Board of Trustees or the Board's designee, then the Board of Trustees or the Board's designee may vacate the provisions of the order that direct the closing of the building, erection or place.

F. A closing directed by the Board of Trustees or the Board's designee pursuant to this section shall not constitute an act of possession, ownership or control by the Village of the closed premises, nor will it constitute a closure caused by the government for purpose of nonconformity.

G. It shall be a misdemeanor for any person to use or occupy or to permit any other person to use or occupy any building, erection or place, or portion thereof, ordered closed by the Board of Trustees or the Board's designee. Mutilation or removal of a posted order of the Board of Trustees or the Board's designee shall be punishable by a fine of not more than $250 or by imprisonment not exceeding 15 days, or both, provided such order contains therein a notice of such penalty.

H. Intentional disobedience or resistance to any provision of the orders issued by the Board of Trustees or the Board's designee pursuant to this section, in addition to any other punishment prescribed by law, shall be punishable by a fine of not more than $5,000, or by imprisonment not to exceed six months, or both.

I. The Chief of the Waverly Police Department shall maintain a record of all violations and the assessment of points for every such violation and provide notice of the assessment of points and the accumulation of points to every owner of every property upon which it is determined that a public nuisance has occurred and shall provide notice of the assessment of points, the accumulation of points and the potential consequences of points to every such owner.

J. The Board of Trustees or the Board's designee may promulgate rules and regulations to carry out and give full effect to the provisions of this section.

§ ___-15. Penalties for offenses.

A. Any owner having been served with a notice or order to remove any violation of this chapter or any nuisance, fails to comply therewith within the time fixed by law shall be guilty of an offense, punishable for each offense by a fine or penalty accordance with the Code of the Village of Waverly. Every day such violation may be held to constitute a separate offense.

B. The term "owner" as used in this section shall include any person or persons deemed to be an owner or owners of the property as set forth in Chapter 153, Zoning Code of the Village of Waverly.

C. Violations of this chapter may also be referred to the Waverly Code Enforcement or any other appropriate municipal department and be prosecuted pursuant to the Code of the Village of Waverly.

D. All bills are due and payable when rendered. The property owner shall be held responsible for all bills. Failure to receive a bill shall not excuse payment. No partial payments will be accepted. Any payment not made when due will be rolled over onto property taxes.

§ ___-16. Inspection fees repeat offenders.

A. This section applies to any person, firm or corporation receiving multiple notices of violation or orders to remedy in a twelve-month period for a violation of any Village of Waverly Code.

B. Any person, firm or corporation receiving multiple notices of violation or orders to remedy within a twelve-month period shall be subjected to an inspection fee as set forth in the fee schedule below:
   (1) First notice of violation or order to remedy received: no charge initial fee.
   (2) Second notice of violation or order to remedy received: Inspection fee of $100.
   (3) Third notice of violation or order to remedy received: Inspection fee of $150.
   (4) Fourth notice of violation or order to remedy received: Inspection fee of $200.
   (5) Fifth notice of violation or order to remedy received: Inspection fee of $500.

C. The inspections described above shall be billed directly to the tenant or owner, as the case may be, and a copy mailed to the owner and/or contact person/agent of the property. Inspection fees shall be increased 25% when not paid within 30 days after initial billing, to cover administrative costs. This subsection shall not be considered the exclusive method of collecting inspection fees and shall not preclude collection by other lawful methods. If unpaid after 30 days, the costs may be added to and collected in the same manner as real property taxes.

D. Every notice of violation or order to remedy shall contain a clear and conspicuous explanation of the policy in this section requiring fees for inspections or a copy of this section.

Section 2. Separability
The provisions of this local law are separable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid, unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words, or parts of this local law or their application to other persons or circumstances. It is hereby declared to be the legislative intent that this local law would have been adopted if such illegal, invalid, or unconstitutional provision, clause, sentence, subsection, word or part had not been included therein, and as if such person or circumstance, to which the local law or part thereof is held inapplicable, had been specifically exempt therefrom.

Section 3. Repealer
All Ordinances, Local Laws and parts thereof inconsistent with this Local Law are hereby repealed.

Section 4. Effective Date
This local law shall take effect immediately upon filing with the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

Trustee Sinsabaugh seconded the motion, and duly put to a roll call vote, resulting as follows:

Ayes – 5 (Wage, Gorman, Aronstam, Sinsabaugh, Correll)
Nays – 0
Absent – 2 (Sweeney, Schillmoeller)

Tree Service Bid: One tree bid was received. Bid was awarded to Ernest Pozzi Quality Tree Service Inc. with a bid price of $53,600.00. Trustee Sinsabaugh moved to approve Ernest Pozzi Quality Tree Service Inc Bid. Trustee Wage seconded the motion, which resulted in a roll call as follows:

Ayes – 5 (Wage, Gorman, Aronstam, Sinsabaugh, Correll)
Nays – 0
Absent – 2 (Sweeney, Schillmoeller)

ADA Doors for Village Hall: The handicap accessible door openers have been installed on Clerks entrance doors and the Police entrance doors.

CDBG Housing Rehab Grant Guidelines: Trustee Gorman moved to approve the guidelines as presented. Trustee Wage seconded the motion, which carried unanimously.

Administration for Dry Brook Stream Corridor Assessment Grant Update: Three proposals were received and scored. The scoring results were as follows: Schnabel Engineering 391, Barton & Loguidice 362, Hydras Engineering 363. Trustee Sinsabaugh motioned to hire Schnabel Engineering. Trustee Wage seconded the motion, which resulted in a roll call as follows:

Ayes – 5 (Wage, Gorman, Aronstam, Sinsabaugh, Correll)
Nays – 0
Absent – 2 (Sweeney, Schillmoeller)

Proposed Local Law – Repeal/Replace Chapter 52, Building Code Administration: Trustee Sinsabaugh moved to set public hearing date for Tuesday, July 28, 2026 at 6:15 p.m. Trustee Gorman seconded the motion, which carried unanimously.

Local Law – Amend Chapter 137, Trees: Tabled.

E-Bikes & E-Scooters: Tabled.

NYForward Grant, Small Project Program Update: Need to reach out to Rich Cunningham to see where we stand with the 2nd public outreach.

NYForward Grant, Public Projects Update: Next update meeting is Monday July 20, 2026 at 9:00 a.m.

Pro-Housing Communities Resolution: Tabled.

Executive Session: Trustee Sinsabaugh moved to enter Executive Session for contractual issue at 7:18 p.m. Trustee Aronstam seconded the motion, which carried unanimously.

Trustee Sinsabaugh moved to enter Regular Session at 7:43 p.m. Trustee Gorman seconded the motion, which carried unanimously.

Trustee Sinsabaugh moved to appoint Terry Coleman as Temporary Code Enforcement Officer for six months at $35.00/hour. Trustee Gorman seconded the motion, which carried unanimously.

Adjournment: Trustee Aronstam moved to adjourn at 7:53 p.m. Trustee Wage seconded the motion, which carried unanimously.

Respectfully submitted,

_____
Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF WAVERLY HELD AT 9:00 A.M.
ON MONDAY, JULY 27, 2026 IN THE
TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order at 9:00 a.m.

Roll Call: Trustees Present: Lyman Wage, Michael Gorman, Jerry Sinsabaugh and Mayor Keith Correll.

Also present: Clerk Treasurer Michele Wood

Mayor Correll explained that the WIIA Grant Application must be submitted today, and the SEQR comment period has expired.

2026 Water System Improvements: Trustee Sinsabaugh offered the following resolution, and moved its adoption. The motion was seconded by Trustee Wage.

2026 WATER INFRASTRUCTURE IMPROVEMENT ACT
RESOLUTION REGARDING
VILLAGE OF WAVERLY
WATER SYSTEM IMPROVEMENTS

WHEREAS, the Village of Waverly (hereinafter the "Village") maintains the Village's water system and appurtenances; and

WHEREAS, the Village is proposing to complete Water System Improvements consisting of the redevelopment of the Barton Well and Well 4, and the installation of a New Well in Area A etc., (collectively, the "Project"); and

WHEREAS, the Village has HUNT Engineers to develop a Preliminary Engineering Report for the project with a total project cost estimate of $4,216,023; and

WHEREAS, the Village is seeking financial assistance through the 2026 NYS Environmental Facilities Corporation's Water Infrastructure Improvement Act Program; and

WHEREAS, the grant application requires that the applicant adopt a resolution that authorizes: the undertaking of the project and the maximum total cost of the project; expenditures for the project, including identification of any non-municipal source of funds; obligation of funds necessary to meet any required local match, including any cash and/or in-kind services; and when applicable, the submission of an application for financial assistance. The resolution must also designate a representative of the applicant who is authorized to sign the funding agreement with EFC and any associated documents.

NOW, THEREFORE, BE IT RESOLVED, that the Village authorizes the undertaking of the Water System Improvements Project at a maximum total cost of $4,216,023;

BE IT FURTHER RESOLVED, that the Village authorizes expenditures for the Water System Improvements Project for the maximum total cost of the project of $4,216,023; the Village anticipates submission to the Environmental Facilities Corporation (EFC) Water Infrastructure Improvement Act (WIIA) for funding in the amount of up to **$2,606,164**, possibly meeting hardship eligibility criteria;

BE IT FURTHER RESOLVED, that the Village commits to providing a local match in the amount of $1,609,859, from local sources, including cash and/or in-kind services as applicable; other future funding sources (e.g., Economic Development, USDA Rural Development, Community Development Block Grant., etc.) will be pursued; and when applicable, the submission of an application for financial assistance;

BE IT FURTHER RESOLVED that the Village authorizes preparation and submission of an application for grant funding under the NYS Environmental Facilities Corporation's Water Infrastructure Improvement Act Program on behalf of the Village; and

BE IT FURTHER RESOLVED that the Village Mayor, currently Keith Correll, is authorized to execute a Grant Agreement with the NYS Environmental Facilities Corporation and any and all other contracts, documents and instruments necessary to bring about the Project and to fulfill the Village's obligations under the Water Infrastructure Improvement Act Grant Agreement; and

RESOLVED that the Village Mayor is authorized to execute expenditures for the Water System Improvements Project under the NYS Environmental Facilities Corporation's Water Infrastructure Improvement Act Program on behalf of the Village.

This resolution shall take effect immediately.

Passed by the following vote of all the Village Board Members voting in favor thereof:

Ayes: 4 (Sinsabaugh, Gorman, Wage, Correll)
Nays: 0
Absent: 3 (Aronstam, Sweeney, Schillmoeller)

SEQR for Water System Improvements: Trustee Gorman offered the following resolution, and moved its adoption. The motion was seconded by Trustee Wage.

STATE ENVIRONMENTAL QUALITY REVIEW ACT
RESOLUTION REGARDING
VILLAGE OF WAVERLY
WATER SYSTEM IMPROVEMENTS

WHEREAS, the Village of Waverly (hereinafter the "Village") maintains the Village of Waverly water system; and

WHEREAS, the Village is proposing to conduct a water system capital improvements project (collectively, the "Project"); and

WHEREAS, the Village is obligated under SEQRA and corresponding regulations to review the Project, and if necessary, undertake a review of the potential environmental impacts associated with the Project before undertaking the same; and

WHEREAS, the Village is the appropriate agency to be the lead agency to undertake the project review under SEQRA; and

WHEREAS, based upon an examination of 6 NYCRR § 617.4 and § 617.5, the Village classified the Project as a Type I Action. A Full Environmental Assessment Form was prepared for the Project, and pursuant to 6 NYCRR § 617.6(b) and in compliance with SERP, a coordinated review was undertaken by the Village and no objections were received regarding the Village serving as lead agency.

NOW, THEREFORE, BE IT:

RESOLVED, that the Village Board hereby makes the following findings:

The Project consists of the redevelopment of the Barton Well and Well 4 as well as the installation and development of a new groundwater supply well in the southwest corner of the Village near the Chemung River. The new well will include an
access drive, wellhouse, and emergency generator.

IT IS FURTHER RESOLVED, that:

The Village Board hereby designates itself lead agency pursuant to 6 NYCRR § 617.6(b)(2) and § 617.6(b)(3) with respect to the Project.

IT IS FURTHER RESOLVED, that:

Based upon an examination of the components of the Project, the Full Environmental Assessment Form, and the criteria contained in 6 NYCRR § 617.7(c), and based upon its knowledge of the areas including and surrounding the Project site, and discussions with professionals retained by the Village, the Village Board, as lead agency, hereby makes the following determinations with respect to the Project pursuant to SEQRA:

A. The Project constitutes a "Type I Action."

B. Based upon review by the Village Board of the Full Environmental Assessment Form, any input provided by other involved agencies, and other necessary criteria set forth in SEQRA, the Village Board hereby finds and determines that the Project will result in no significant impacts and, therefore, (a) the action is not one which "may include the potential for at least one significant adverse environmental impact," (b) "there will be no significant adverse environmental impacts," and (c) no "environmental impact statement" need be prepared, as such quoted terms are defined in SEQRA. This determination constitutes a negative declaration for purposes of SEQRA and it has been prepared in accordance with Article 8 of the Environmental Conservation Law.

C. A copy of this resolution, together with notice of negative declaration, shall be placed on file in the office of the Village Clerk where the same shall be available for public inspection during business hours and such notice of negative declaration shall be filed in such offices, posted in such places and published in such manner as shall be necessary to conform to the requirements of SEQRA.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately.

Passed by the following vote of all the Village Board Members voting in favor thereof:

Ayes: 4 (Sinsabaugh, Gorman, Wage, Correll)
Nays: 0
Absent: 3 (Aronstam, Sweeney, Schillmoeller)

Adjournment: Trustee Sinsabaugh moved to adjourn at 9:21a.m. Trustee Wage seconded the motion, which carried unanimously.

Respectfully submitted,

_____
Michele Wood, Clerk Treasurer

PUBLIC HEARING HELD BY THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY AT 6:15 P.M. ON TUESDAY, JULY 28, 2026 IN THE TRUSTEES' ROOM, VILLAGE HALL FOR THE PURPOSE OF PUBLIC COMMENT REGARDING THE PROPOSED LOCAL LAW REGARDING REPEALING AND REPLACING CHAPTER 52: BUILDING CODE ADMINISTRATION

Mayor Correll declared the hearing open at 6:15 p.m. and directed the clerk to read the notice of public hearing.

Roll Call: Trustees Present: Lyman Wage, Jessica Schillmoeller, Michael Gorman, Courtney Aronstam, Jerry Sinsabaugh and Mayor Correll.

Also present: Clerk Treasurer Michele Wood, and Patti Hanbury

Mayor Correll stated open discussion for the proposed local law regarding repealing and replacing Chapter 52: Building Code Administration.

With no one wishing to be heard, Mayor Correll closed the hearing at 6:29 p.m.

Respectfully submitted,

_____
Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, JULY 28, 2026 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Lyman Wage, Jessica Schillmoeller, Michael Gorman, Courtney Aronstam, Jerry Sinsabaugh and Mayor Correll.

Also present: Clerk Treasurer Michele Wood, and Patti Hanbury

Press: Johnny Williams - Morning Times

Letters and Communications: Clerk Treasurer read a Letter of Resignation, effective June 2, 2026, from Sewer Commissioner Matt Jilson. The Board accepted his Letter of Resignation and thanked him for his service to the village.

Approval of Minutes: Trustee Gorman moved to approve the Minutes from July 14, 2026 and July 27, 2026. Trustee Wage seconded the motion, which carried unanimously.

Department Reports: Monthly reports were received from the Court and Recreation Department.

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General 2026 amount of $177.87, and 2027 amount of $68,920.980, and Recreation Commission of $300.00. Trustee Aronstam seconded the motion, which carried unanimously.

Proposed Local Law – Repeal/Replace Chapter 52, Building Code Administration: Trustee Aronstam moved to approve the Local Law Repealing and Replacing Chapter 52 of the Village Code Entitled Building Code Administration":

A LOCAL LAW REPEALING AND REPLACING CHAPTER 52 OF THE VILLAGE CODE ENTITLED "BUILDING CODE ADMINISTRATION"

Be it enacted by the Village Board of the Village of Waverly as follows:

Section 1. Chapter 52 of the Waverly Village Code is hereby repealed and replaced with the following:

SECTION 1. PURPOSE AND INTENT

This local law provides for the administration and enforcement of the New York State Uniform Fire Prevention and Building Code (the Uniform Code) and the State Energy Conservation Construction Code (the Energy Code) in the Village of Waverly ("Village"). This local law is adopted pursuant to Section 10 of the Municipal Home Rule Law. Except as otherwise provided in the Uniform Code, the Energy Code, or other state law, all buildings, structures, and premises, regardless of use or occupancy, are subject to the provisions this local law.

SECTION 2. DEFINITIONS

In this local law:

"Assembly Area" shall mean an area in any building, or in any portion of a building, that is primarily used or intended to be used for gathering fifty or more persons for uses including, but not limited to, amusement, athletic, entertainment, social, or other recreational functions; patriotic, political, civic, educational, or religious functions; food or drink consumption; awaiting transportation; or similar purposes.

"Building Permit" shall mean a building permit, construction permit, demolition permit, or other permit that authorizes the performance of work. The term "Building Permit" shall also include a Building Permit which is renewed, amended, or extended pursuant to any provision of this local law.

"Certificate of Compliance" shall mean a document issued by the Village stating that work was done in compliance with approved construction documents and the Codes.

"Certificate of Occupancy" shall mean a document issued by the Village certifying that the building or structure, or portion thereof, complies with the approved construction documents that have been submitted to, and approved by the Village, and indicating that the building or structure, or portion thereof, is in a condition suitable for occupancy.

"Code Enforcement Officer" shall mean the Code Enforcement Officer appointed pursuant to subdivision (b) of section 3 of this local law.

"Code Enforcement Personnel" shall include the Code Enforcement Officer and all Inspectors.

"Codes" shall mean the Uniform Code and Energy Code.

"Energy Code" shall mean the New York State Energy Conservation Construction Code adopted pursuant to Article 11 of the Energy Law.

"FCNYS" shall mean the 2020 Fire Code of New York State as currently incorporated by reference in 19 NYCRR Part 1225.

"Fire Safety and Property Maintenance Inspection" shall mean an inspection performed to determine compliance with the applicable provisions of 19 NYCRR Part 1225 and the publications incorporated therein by reference and the applicable provisions of 19 NYCRR Part 1226 and the publications

incorporated therein by reference.

"Hazardous Production Materials" shall mean a solid, liquid, or gas associated with semiconductor manufacturing that has a degree-of-hazard rating in health, flammability, or instability of Class 3 or 4, as ranked by NFPA 704 (Standard Systems for Identification of the Hazards of Materials for Emergency Response), and which is used directly in research, laboratory, or production processes which have, as their end product, materials that are not hazardous.

"Inspector" shall mean an inspector appointed pursuant to subdivision (d) of section 3 of this local law.

"Mobile Food Preparation Vehicles" shall mean vehicles that contain cooking equipment that produces smoke or grease-laden vapors for the purpose of preparing and serving food to the public. Vehicles intended for private recreation shall not be considered mobile food preparation vehicles.

"Operating Permit" shall mean a permit issued pursuant to section 10 of this local law. The term "Operating Permit" shall also include an Operating Permit which is renewed, amended, or extended pursuant to any provision of this local law.

"Order to Remedy" shall mean an order issued by the Code Enforcement Officer pursuant to subdivision (a) of section 17 of this local law.

"Permit Holder" shall mean the Person to whom a Building Permit has been issued.

"Person" shall include an individual, corporation, limited liability company, partnership, limited partnership, business trust, estate, trust, association, or any other legal or commercial entity of any kind or description.

"PMCNYS" shall mean the 2020 Property Maintenance Code of New York State as currently incorporated by reference in 19 NYCRR Part 1226.

"RCNYS" shall mean the 2020 Residential Code of New York State as currently incorporated by reference in 19 NYCRR Part 1220.

"Repair" shall mean the reconstruction, replacement, or renewal of any part of an existing building for the purpose of its maintenance or to correct damage.

"Stop Work Order" shall mean an order issued pursuant to section 6 of this local law.

"Sugarhouse" shall mean a building used, in whole or in part, for the collection, storage, or processing of maple sap into maple syrup and/or maple sugar.

"Temporary Certificate of Occupancy" shall mean a certificate issued pursuant to subdivision (d) of section 7 of this local law.

"Uniform Code" shall mean the New York State Uniform Fire Prevention and Building Code, Subchapter A of Chapter XXXIII of Title 19 of the NYCRR, adopted pursuant to Article 18 of the Executive Law.

SECTION 3. CODE ENFORCEMENT OFFICER AND INSPECTORS

A. The Office of Code Enforcement Officer is hereby created. The Code Enforcement Officer shall administer and enforce all the provisions of the Uniform Code, the Energy Code, and this local law. The Code Enforcement Officer shall have the following powers and duties:

(1) to receive, review, and approve or disapprove applications for Building Permits, Certificates of Occupancy, Certificates of Compliance, Temporary Certificates of Occupancy, and Operating Permits, and the plans, specifications, and construction documents submitted with such applications;

(2) upon approval of such applications, to issue Building Permits, Certificates of Occupancy, Certificates of Compliance, Temporary Certificates of Occupancy, and Operating Permits, and to include in terms and conditions as the Code Enforcement Officer may determine to be appropriate Building Permits, Certificates of Occupancy, Certificates of Compliance, Temporary Certificates of Occupancy, and Operating Permits;

(3) to conduct construction inspections; inspections to be made prior to the issuance of Certificates of Occupancy, Certificates of Compliance, Temporary Certificates of Occupancy, and Operating Permits; fire safety and property maintenance inspections; inspections incidental to the investigation of complaints; and all other inspections required or permitted under any provision of this local law;

(4) to issue Stop Work Orders;

(5) to review and investigate complaints;

(6) to issue orders pursuant to subdivision (a) of section 17 (Violations) of this local law;

(7) to maintain records;

(8) to collect fees as set by the Village Board of this Village;

(9) to pursue administrative enforcement actions and proceedings;

(10) in consultation with this Village's attorney, to pursue such legal actions and proceedings as may be necessary to enforce the Uniform Code, the Energy Code, and this local law, or to abate or correct conditions not in compliance with the Uniform Code, the Energy Code, or this local law; and

(11) to exercise all other powers and fulfill all other duties conferred upon the Code Enforcement Officer by this local law.

B. The Code Enforcement Officer shall be appointed by the Village Board of the Village of Waverly. The Code Enforcement Officer shall possess background experience related to building construction or fire prevention and shall, within the time prescribed by law, obtain such basic training, in-service training, advanced in-service training, and other training as the State of New York shall require for code enforcement personnel, and the Code Enforcement Officer shall obtain certification from the Department of State pursuant to the Executive Law and the regulations promulgated thereunder.

C. In the event that the Code Enforcement Officer is unable to serve as such for any reason, another

individual shall be appointed by the Village Board of the Village of Waverly to serve as Acting Code Enforcement Officer. The Acting Code Enforcement Officer shall, during the term of their appointment, exercise all powers and fulfill all duties conferred upon the Code Enforcement Officer by this local law.

D. One or more Inspectors may be appointed the Village Board of the Village of Waverly to act under the supervision and direction of the Code Enforcement Officer and to assist the Code Enforcement Officer in the exercise of the powers and fulfillment of the duties conferred upon the Code Enforcement Officer by this local law. Each Inspector shall, within the time prescribed by law, obtain such basic training, in-service training, advanced in-service training, and other training as the State of New York shall require for code enforcement personnel, and each Inspector shall obtain certification from the Department of State pursuant to the Executive Law and the regulations promulgated thereunder.

E. The compensation for the Code Enforcement Officer and Inspectors shall be fixed from time to time by the Village Board of this Village.

SECTION 4. BUILDING PERMITS

A. Building Permits Required. Except as otherwise provided in subdivision (b) of this section, a Building Permit shall be required for any work which must conform to the Uniform Code and/or the Energy Code, including, but not limited to, the construction, enlargement, alteration, improvement, removal, relocation, or demolition of any building or structure or any portion thereof, and the installation of a solid fuel burning heating appliance, chimney, or flue in any dwelling unit. No Person shall commence any work for which a Building Permit is required without first having obtained a Building Permit from the Village.

B. Exemptions. No Building Permit shall be required for work in any of the following categories:

(1) construction or installation of one-story detached structures associated with one- or two-family dwellings or multiple single-family dwellings (townhouses), which are used for tool and storage sheds, playhouses, or similar uses, provided the gross floor area does not exceed 144 square feet;

(2) construction of temporary sets and scenery associated with motion picture, television, and theater uses;

(3) installation of window awnings supported by an exterior wall of a one- or two-family dwelling or multiple single-family dwellings (townhouses);

(4) installation of partitions or movable cases less than 5'-9" in height;

(5) painting, wallpapering, tiling, carpeting, or other similar finish work;

(6) installation of listed portable electrical, plumbing, heating, ventilation or cooling equipment or appliances;

(7) replacement of any equipment provided the replacement does not alter the equipment's listing or render it inconsistent with the equipment's original specifications; or

(8) repairs, provided that the work does not have an impact on fire and life safety, such as (i) any part of the structural system; (ii) the required means of egress; or (iii) the fire protection system or the

removal from service of any part of the fire protection system for any period of time.

C. Exemption not deemed authorization to perform non-compliant work. The exemption from the requirement to obtain a building permit for work in any category set forth in subdivision (b) of this section shall not be deemed an authorization for work to be performed in violation of the Uniform Code or the Energy Code.

D. Applications for Building Permits. Applications for a Building Permit shall be made in writing on a form provided by or otherwise acceptable to the Code Enforcement Officer. The application shall be signed by the owner of the property where the work is to be performed or an authorized agent of the owner. The application shall include such information as the Code Enforcement Officer deems sufficient to permit a determination by the Code Enforcement Officer that the intended work complies with all applicable requirements of the Uniform Code and the Energy Code. The application shall include or be accompanied by the following information and documentation:

(1) a description of the location, nature, extent, and scope of the proposed work;

(2) the tax map number and the street address of any affected building or structure;

(3) the occupancy classification of any affected building or structure;

(4) where applicable, a statement of special inspections prepared in accordance with the provisions of the Uniform Code; and

(5) at least 2 sets of construction documents (drawings and/or specifications) which (i) describe the location, nature, extent, and scope of the proposed work; (ii) show that the proposed work will conform to the applicable provisions of the Codes; (iii) show the location, construction, size, and character of all portions of the means of egress; (iv) show a representation of the building thermal envelope; (v) show structural information including but not limited to braced wall designs, the size, section, and relative locations of structural members, design loads, and other pertinent structural information; (vi) show the proposed structural, electrical, plumbing, mechanical, fire-protection, and other service systems of the building; (vii) include a written statement indicating compliance with the Energy Code; (viii) include a site plan, drawn to scale and drawn in accordance with an accurate boundary survey, showing the size and location of new construction and existing structures and appurtenances on the site, distances from lot lines, the established street grades and the proposed finished grades, and, as applicable, flood hazard areas, floodways, and design flood elevations; and (ix) evidence that the documents were prepared by a licensed and registered architect in accordance with Article 147 of the New York State Education Law or a licensed and registered professional engineer in accordance with Article 145 of the New York State Education Law and practice guidelines, including but not limited to the design professional's seal which clearly and legibly shows both the design professional's name and license number and is signed by the design professional whose name appears on the seal in such a manner that neither the name nor the number is obscured in any way, the design professional's registration expiration date, the design professional's firm name (if not a sole practitioner), and, if the documents are submitted by a professional engineering firm and not a sole practitioner professional engineer, the firm's Certificate of Authorization number.

E. Construction documents. Construction documents will not be accepted as part of an application for a

Building Permit unless they satisfy the requirements set forth in paragraph (5) of subdivision (d) of this section. Construction documents which are accepted as part of the application for a Building Permit shall be marked as accepted by the Code Enforcement Officer in writing or by stamp, or in the case of electronic media, an electronic marking. One set of the accepted construction documents shall be retained by the Code Enforcement Officer, and one set of the accepted construction documents shall be returned to the applicant to be kept at the work site so as to be available for use by the Code Enforcement Personnel. However, the return of a set of accepted construction documents to the applicant shall not be construed as authorization to commence work, nor as an indication that a Building Permit will be issued. Work shall not be commenced until and unless a Building Permit is issued.

F. Issuance of Building Permits. An application for a Building Permit shall be examined to ascertain whether the proposed work is in compliance with the applicable requirements of the Uniform Code and Energy Code. The Code Enforcement Officer shall issue a Building Permit if the proposed work is in compliance with the applicable requirements of the Uniform Code and Energy Code.

G. Building Permits to be displayed. Building permits shall be visibly displayed at the work site and shall remain visible until the authorized work has been completed.

H. Work to be in accordance with construction documents. All work shall be performed in accordance with the construction documents which were submitted with and accepted as part of the application for the Building Permit. The Building Permit shall contain such a directive. The Permit Holder shall immediately notify the Code Enforcement Officer of any change occurring during the course of the work. The Building Permit shall contain such a directive. If the Code Enforcement Officer determines that such change warrants a new or amended Building Permit, such change shall not be made until and unless a new or amended Building Permit reflecting such change is issued.

I. Time limits. Building Permits shall become invalid unless the authorized work is commenced within 6 months following the date of issuance. Building Permits shall expire 12 months after the date of issuance. A Building Permit which has become invalid or which has expired pursuant to this subdivision may be renewed upon application by the Permit Holder, payment of the applicable fee, and approval of the application by the Code Enforcement Officer.

J. Revocation or suspension of Building Permits. If the Code Enforcement Officer determines that a Building Permit was issued in error because of incorrect, inaccurate, or incomplete information, or that the work for which a Building Permit was issued violates the Uniform Code or the Energy Code, the Code Enforcement Officer shall revoke the Building Permit or suspend the Building Permit until such time as the Permit Holder demonstrates that (1) all work then completed is in compliance with all applicable provisions of the Uniform Code and the Energy Code and (2) all work then proposed to be performed shall be in compliance with all applicable provisions of the Uniform Code and the Energy Code.

K. Fee. The fee specified in or determined in accordance with the provisions set forth in section 18 (Fees) of this local law must be paid at the time of submission of an application for a Building Permit, for an amended Building Permit, or for renewal of a Building Permit.

SECTION 5. CONSTRUCTION INSPECTIONS

A. Work to remain accessible and exposed. Work shall remain accessible and exposed until inspected and accepted by the Code Enforcement Officer or by an Inspector authorized by the Code Enforcement

Officer. The Permit Holder shall notify the Code Enforcement Officer when any element of work described in subdivision (b) of this section is ready for inspection.

B. Elements of work to be inspected. The following elements of the construction process shall be inspected, where applicable:

(1) work site prior to the issuance of a Building Permit;

(2) footing and foundation;

(3) preparation for concrete slab;

(4) framing;

(5) structural, electrical, plumbing, mechanical, fire-protection, and other similar service systems of the building;

(6) fire resistant construction;

(7) fire resistant penetrations;

(8) solid fuel burning heating appliances, chimneys, flues, or gas vents;

(9) inspections required to demonstrate Energy Code compliance, including but not limited to insulation, fenestration, air leakage, system controls, mechanical equipment size, and, where required, minimum fan efficiencies, programmable thermostats, energy recovery, whole-house ventilation, plumbing heat traps, and high-performance lighting and controls;

(10) installation, connection, and assembly of factor manufactured buildings and manufactured homes; and

(11) a final inspection after all work authorized by the Building Permit has been completed, a final inspection after all work authorized by the Building Permit has been completed.

C. Remote inspections. At the discretion of the Code Enforcement Officer or Inspector authorized to perform construction inspections, a remote inspection may be performed in lieu of an in-person inspection when, in the opinion of the Code Enforcement Officer or such authorized Inspector, the remote inspection can be performed to the same level and quality as an in-person inspection and the remote inspection shows to the satisfaction of the Code Enforcement Officer or by such authorized Inspector that the elements of the construction process conform with the applicable requirements of the Uniform Code and Energy Code. Should a remote inspection not afford the Code Enforcement Officer or such authorized Inspector sufficient information to make a determination, an in-person inspection shall be performed.

D. Inspection results. After inspection, the work or a portion thereof shall be noted as satisfactory as completed, or the Permit Holder shall be notified as to the manner in which the work fails to comply with the Uniform Code or Energy Code, including a citation to the specific code provision or provisions that have not been met. Work not in compliance with any applicable provision of the Uniform Code or Energy Code shall remain exposed until such work shall have been brought into compliance with all

applicable provisions of the Uniform Code and the Energy Code, reinspected, and found satisfactory as completed.

E. Fee. The fee specified in or determined in accordance with the provisions set forth in section 18 (Fees) of this local law must be paid prior to or at the time of each inspection performed pursuant to this section.

SECTION 6. STOP WORK ORDERS

A. Authority to issue. The Code Enforcement Officer is authorized to issue Stop Work Orders pursuant to this section. The Code Enforcement Officer shall issue a Stop Work Order to halt:

(1) any work that is determined by the Code Enforcement Officer to be contrary to any applicable provision of the Uniform Code or Energy Code, without regard to whether such work is or is not work for which a Building Permit is required, and without regard to whether a Building Permit has or has not been issued for such work, or

(2) any work that is being conducted in a dangerous or unsafe manner in the opinion of the Code Enforcement Officer, without regard to whether such work is or is not work for which a Building Permit is required, and without regard to whether a Building Permit has or has not been issued for such work, or

(3) any work for which a Building Permit is required which is being performed without the required Building Permit, or under a Building Permit that has become invalid, has expired, or has been suspended or revoked.

B. Content of Stop Work Orders. Stop Work Orders shall (1) be in writing, (2) be dated and signed by the Code Enforcement Officer, (3) state the reason or reasons for issuance, and (4) if applicable, state the conditions which must be satisfied before work will be permitted to resume.

C. Service of Stop Work Orders. The Code Enforcement Officer shall cause the Stop Work Order, or a copy thereof, to be served on the owner of the affected property (and, if the owner is not the Permit Holder, on the Permit Holder) personally or by certified mail. The Code Enforcement Officer shall be permitted, but not required, to cause the Stop Work Order, or a copy thereof, to be served on any builder, architect, tenant, contractor, subcontractor, construction superintendent, or their agents, or any other Person taking part or assisting in work affected by the Stop Work Order, personally or by certified mail; provided, however, that failure to serve any Person mentioned in this sentence shall not affect the efficacy of the Stop Work Order.

D. Effect of Stop Work Order. Upon the issuance of a Stop Work Order, the owner of the affected property, the Permit Holder, and any other Person performing, taking part in, or assisting in the work shall immediately cease all work which is the subject of the Stop Work Order, other than work expressly authorized by the Code Enforcement Officer to correct the reason for issuing the Stop Work Order.

E. Remedy not exclusive. The issuance of a Stop Work Order shall not be the exclusive remedy available to address any event described in subdivision (a) of this section, and the authority to issue a Stop Work Order shall be in addition to, and not in substitution for or limitation of, the right and authority to pursue any other remedy or impose any other penalty under section 17 (Violations) of this local law or under any other applicable local law or State law. Any such other remedy or penalty may be pursued at any time, whether prior to, at the time of, or after the issuance of a Stop Work Order.

SECTION 7. CERTIFICATES OF OCCUPANCY AND CERTIFICATES OF COMPLIANCE

A. Certificates of Occupancy and Certificates of Compliance required. A Certificate of Occupancy or Certificate of Compliance shall be required for any work which is the subject of a Building Permit and for all structures, buildings, or portions thereof, which are converted from one use or occupancy classification or subclassification to another. Permission to use or occupy a building or structure, or portion thereof, for which a Building Permit was previously issued shall be granted only by issuance of a Certificate of Occupancy or Certificate of Compliance.

B. Issuance of Certificates of Occupancy and Certificates of Compliance. The Code Enforcement Officer shall issue a Certificate of Occupancy or Certificate of Compliance if the work which was the subject of the Building Permit was completed in accordance with all applicable provisions of the Uniform Code and Energy Code and, if applicable, that the structure, building or portion thereof that was converted from one use or occupancy classification or subclassification to another complies with all applicable provisions of the Uniform Code and Energy Code. The Code Enforcement Officer or an Inspector authorized by the Code Enforcement Officer shall inspect the building, structure, or work prior to the issuance of a Certificate of Occupancy or Certificate of Compliance. In addition, where applicable, the following documents, prepared in accordance with the provisions of the Uniform Code by such person or persons as may be designated by or otherwise acceptable to the Code Enforcement Officer, at the expense of the applicant for the Certificate of Occupancy or Certificate of Compliance, shall be provided to the Code Enforcement Officer prior to the issuance of the Certificate of Occupancy or Certificate of Compliance:

   (1) a written statement of structural observations and/or a final report of special inspections,

   (2) flood hazard certifications,

   (3) a written statement of the results of tests performed to show compliance with the Energy Code, and

   (4) where applicable, the affixation of the appropriate seals, insignias, and manufacturer's data plates as required for factory manufactured buildings and/or manufactured homes.

C. Contents of Certificates of Occupancy and Certificates of Compliance. A Certificate of Occupancy or Certificate of Compliance shall contain the following information:

   (1) the Building Permit number, if any;

   (2) the date of issuance of the Building Permit, if any;

   (3) the name (if any), address and tax map number of the property;

   (4) if the Certificate of Occupancy or Certificate of Compliance is not applicable to an entire structure, a description of that portion of the structure for which the Certificate of Occupancy or Certificate of Compliance is issued;

   (5) the use and occupancy classification of the structure;

(6) the type of construction of the structure;

(7) the occupant load of the assembly areas in the structure, if any;

(8) any special conditions imposed in connection with the issuance of the Building Permit; and

(9) the signature of the Code Enforcement Officer issuing the Certificate of Occupancy or Certificate of Compliance and the date of issuance.

D. Temporary Certificate of Occupancy. The Code Enforcement Officer shall be permitted to issue a Temporary Certificate of Occupancy allowing the temporary occupancy of a building or structure, or a portion thereof, prior to completion of the work which is the subject of a Building Permit. However, in no event shall the Code Enforcement Officer issue a Temporary Certificate of Occupancy unless the Code Enforcement Officer determines (1) that the building or structure, or the portion thereof covered by the Temporary Certificate of Occupancy, may be occupied safely, (2) that any required fire and life safety components, such as fire protection equipment and fire, smoke, carbon monoxide, and heat detectors and alarms are installed and operational, and (3) that all required means of egress from the structure have been provided. The Code Enforcement Officer may include in a Temporary Certificate of Occupancy such terms and conditions as he or she deems necessary or appropriate to ensure the health and safety of the persons occupying and using the building or structure and/or performing further construction work in the building or structure. A Temporary Certificate of Occupancy shall be effective for a period of time, not to exceed 6 months, which shall be determined by the Code Enforcement Officer and specified in the Temporary Certificate of Occupancy. During the specified period of effectiveness of the Temporary Certificate of Occupancy, the Permit Holder shall undertake to bring the building or structure into full compliance with all applicable provisions of the Uniform Code and the Energy Code.

E. Revocation or suspension of certificates. If the Code Enforcement Officer determines that a Certificate of Occupancy, Certification of Compliance, or a Temporary Certificate of Occupancy was issued in error or on the basis of incorrect information, and if the relevant deficiencies are not corrected to the satisfaction of the Code Enforcement Officer within such period of time as shall be specified by the Code Enforcement Officer, the Code Enforcement Officer shall revoke or suspend such certificate.

F. Fee. The fee specified in or determined in accordance with the provisions set forth in section 18 (Fees) of this local law must be paid at the time of submission of an application for a Certificate of Occupancy, Certificate of Compliance, or for Temporary Certificate of Occupancy.

SECTION 8. NOTIFICATION REGARDING FIRE OR EXPLOSION

The chief of any fire department providing firefighting services for a property within this Village shall promptly notify the Code Enforcement Officer of any fire or explosion involving any structural damage, fuel burning appliance, chimney, or gas vent.

SECTION 9. UNSAFE BUILDINGS, STRUCTURES, AND EQUIPMENT AND CONDITIONS OF IMMINENT DANGER

Unsafe buildings, structures, and equipment and conditions of imminent danger in this Village shall be identified and addressed in accordance with the following procedures:

A. Unsafe Buildings Prohibited

(1) All buildings or structures which are structurally unsafe, dangerous, unsanitary or not provided with adequate egress or which in relation to existing uses constitute a hazard to safety or health by reason of inadequate maintenance, dilapidation, obsolescence or abandonment are, severally, for the purpose of this local law, unsafe buildings. All such buildings and structures are hereby declared to be illegal and are prohibited and shall be abated by repair and rehabilitation or by demolition and removal in accordance with the procedures of this local law.

(2) Any building damaged by fire, wind, water or other calamity shall be wholly repaired or removed within six (6) months after the date on which such calamity occurs. Any building so damaged shall be immediately boarded up or sealed off from access by the public unless the damage is confined solely to any chimney, smokestack, flue, gas vent, smokepipe or connector and the provisions of Chapter C, Article 2, Part 1163, Paragraph 1163.9(e) of the State Uniform Fire Prevention and Building Code are complied with and such damage is repaired.

B. Inspection and Report

When, in the opinion of the Code Enforcement Officer, any structure located in the Village shall be deemed to be unsafe or dangerous to the public, he shall make a formal inspection thereof and thereafter prepare a written report thereof and file the same in his office.

C. Service of Notice

(1) When it shall be determined by the Code Enforcement Officer that a building or structure is dangerous or unsafe to the public, he shall promptly serve or cause to be served a notice on the owner or other persons having an interest in such property or structure as herein provided. In the event that there are tenants in said structure, said notice shall be served both to the owner and to said tenants.

(2) The aforementioned notice shall be served on the owner of the premises or someone of the owner's executors, legal representatives, agents, lessees or other persons having a vested or contingent interest in the same, as shown by the last completed assessment roll of the Village, either personally or by registered mail, addressed to the person intended to be served at the last known place of business. If the notice is served by registered mail, the Code Enforcement Officer shall cause a copy of such notice to be posted on the premises.

D. Contents of Notice

The notice referred to in Section 9C hereof shall contain the following:

(1) A description of the premises.

(2) A statement of the particulars in which the building or structure is unsafe or dangerous.

(3) An order requiring the building or structure to be made safe and secure or removed.

(4) A statement that the securing or removal of the building or structure shall commence within ten (10) days from the date of the Service of Notice and shall be completed within thirty (30) days therein. The Code Enforcement Officer may extend the time of compliance specified in the notice, where there is evidence of intent to comply within the time specified and conditions exist

which prevent immediate compliance. In granting any such extension of time, the Code Enforcement Officer may impose such conditions as he may deem appropriate.

(5) A statement that, in the event of the neglect or refusal of the person served with Notice to Comply with the same, a hearing will be held before the Waverly Village Board, notice of which and the time and place thereof to be specified in the notice to the owners referred to in Section 9C hereof.

(6) A statement that in the event the Village Board, after the hearing specified in Subsection (5) hereof, shall determine that the building or structure is unsafe or dangerous to the public, the Village Board may order the building or structure to be repaired and secured or taken down and removed.

(7) A statement that, in the event that the building or structure shall be determined by the Village to be unsafe or dangerous and in the event of the neglect or refusal of the owner to repair or remove the same within the time provided, the Village may remove such building or structure by whatever means it deems appropriate and may assess all costs and expenses incurred by the Village in connection with the proceeding to remove or secure, including the cost of actually removing said building or structure, against the land on which said building or structure is located. That statement shall also provide that the Village may proceed by the appropriate means to ensure compliance with this local law through the Supreme Court of the State of New York.

E. Filing of Copy of Notice

A copy of the notice referred to in Section 9D hereof may be filed with the Village Clerk and/or the County Clerk of the county within which said building or structure is located, which notice shall be filed by such Clerk in the same manner as a Notice of Pendency pursuant to Article 65 of the Civil Practice Law and Rules and shall have the same effect as a Notice of Pendency as therein provided, except as otherwise hereinafter provided in this section. A notice so filed shall be effective for a period of one (1) year from the date of filing; provided, however, that it may be vacated upon the order of a Judge or Justice of a court of record. The Village Clerk and/or the Clerk of the county where such notice is filed shall mark such notice in any record or docket thereof as canceled of record upon the presentation and filing of such consent or of a certified copy of such order.

F. Emergency Measures to Vacate

If the Code Enforcement Officer determines in his inspection of any building or structure that there is actual and immediate danger of failure or collapse so as to endanger life, he shall promptly require the building or structure, or portion thereof, to be vacated forthwith and not to be reoccupied until the specified repairs are completed, inspected and approved by the Code Enforcement Officer. For this purpose, he may enter such building or structure or land on which it stands or adjoining land or structures with such assistance and at such cost as may be necessary. He may also order adjacent structures to be vacated and may protect the public by appropriate barricades or such other means as may be necessary and, for this purpose, may close a private or public right-of-way. The Code Enforcement Officer shall cause to be posted at such entrance to such building or structure a notice stating: "This building is unsafe and its use or occupancy has been prohibited by the Code Enforcement Officer of the Village of Waverly." Such notice shall remain posted until the required repairs are made or demolition is completed. It shall be unlawful for any person, firm or corporation or their agents or other persons to remove such notice without written permission of the Code Enforcement Officer or for any person to enter the building except for the purpose of making the required repairs or demolition thereof.

G. Costs and Expenses

All costs and expenses incurred by the Village of Waverly in connection with any proceedings or any work done to remove the danger or in connection with the demolition and removal of any such building or structure shall be assessed against the land on which said building or structure is located, and a statement of such expenses shall be presented to the owner of the property or, if the owner cannot be ascertained or located, then such statement shall be posted in a conspicuous place on the premises. Such assessment shall be and constitute a lien upon such land. If the owner shall fail to pay such expenses within ten (10) days after the statement is presented or posted, a legal action may be brought to collect such assessment or to foreclose such lien. As an alternative to the maintenance of any such action, the Code Enforcement Officer may file a certificate of the actual expenses incurred as aforesaid, together with a statement identifying the property in connection with which the expenses were incurred and the owners thereof, with the Assessor who shall, in the preparation of the next assessment roll, assess such amount upon such property. Such amount shall be included in the levy against such property, shall constitute a lien and shall be collected and enforced in the same manner, by the same proceedings, at the same time and under the same penalties as is provided by the law for the collection and enforcement of real property taxes in the Village of Waverly.

H. Penalties for Offenses

(1) Any person who neglects, refuses or fails to comply with any order or notice issued hereunder shall be guilty of an offense punishable by a fine not to exceed $250.00 or by imprisonment for a term not to exceed fifteen (15) days, or by both such fine and imprisonment. Each week's continued violation shall constitute a separate additional offense or violation.

(2) Nothing in this local law shall be construed as depriving the Village of Waverly of any other available remedy relevant to a violation of this local law.

SECTION 10. OPERATING PERMITS

A. Operation Permits required. Operating Permits shall be required for conducting any process or activity or for operating any type of building, structure, or facility listed below:

(1) manufacturing, storing, or handling hazardous materials in quantities exceeding those listed in the applicable Maximum Allowable Quantity tables found in Chapter 50 of the FCNYS;

(2) buildings, structures, facilities, processes, and/or activities that are within the scope and/or permit requirements of the chapter or section title of the FCNYS as follows:

(i) Chapter 22, “Combustible Dust-Producing Operations.” Facilities where the operation produces combustible dust;

(ii) Chapter 24, “Flammable Finishes.” Operations utilizing flammable or combustible liquids, or the application of combustible powders regulated by Chapter 24 of the FCNYS;

(iii) Chapter 25, “Fruit and Crop Ripening.” Operating a fruit- or crop-ripening facility or conducting a fruit-ripening process using ethylene gas;

(iv) Chapter 26, “Fumigation and Insecticidal Fogging.” Conducting fumigation or insecticidal fogging operations in buildings, structures, and spaces, except for fumigation or insecticidal fogging performed by the occupant of a detached one-family dwelling;

(v) Chapter 31, “Tents, Temporary Special Event Structures, and Other Membrane Structures.” Operating an air-supported temporary membrane structure, a temporary special event structure, or a tent where approval is required pursuant to Chapter 31 of the FCNYS;

(vi) Chapter 32, “High-Piled Combustible Storage.” High-piled combustible storage facilities with more than 500 square feet (including aisles) of high-piled storage;

(vii) Chapter 34, “Tire Rebuilding and Tire Storage.” Operating a facility that stores in excess of 2,500 cubic feet of scrap tires or tire byproducts or operating a tire rebuilding plant;

(viii) Chapter 35, “Welding and Other Hot Work.” Performing public exhibitions and demonstrations where hot work is conducted, use of hot work, welding, or cutting equipment, inside or on a structure, except an operating permit is not required where work is conducted under the authorization of a building permit or where performed by the occupant of a detached one- or two-family dwelling;

(ix) Chapter 40, “Sugarhouse Alternative Activity Provisions.” Conducting an alternative activity at a sugarhouse;

(x) Chapter 56, “Explosives and Fireworks.” Possessing, manufacturing, storing, handling, selling, or using, explosives, fireworks, or other pyrotechnic special effects materials except the outdoor use of sparkling devices as defined by Penal Law section 270;

(xi) Section 307, “Open Burning, Recreational Fires and Portable Outdoor Fireplaces.” Conducting open burning, not including recreational fires and portable outdoor fireplaces;

(xii) Section 308, “Open Flames.” Removing paint with a torch, or using open flames, fire, and burning in connection with assembly areas or educational occupancies; and

(xiii) Section 319, “Mobile Food Preparation Vehicles.” Operating a mobile food preparation vehicle in accordance with the permitting requirements established by Local Law, as now in effect or as hereafter amended from time to time.

(3) energy storage systems, where the system exceeds the values shown in Table 1206.1 of the FCNYS or exceeds the permitted aggregate ratings in section R327.5 of the RCNYS.

(4) buildings containing one or more assembly areas;

(5) outdoor events where the planned attendance exceeds 1,000 persons;

(6) facilities that store, handle or use hazardous production materials;

(7) parking garages as defined in subdivision (a) of section 13 of this local law;

(8) buildings whose use or occupancy classification may pose a substantial potential hazard to public

safety, as determined by resolution adopted by the Village Board of this Village; and

(9) other processes or activities or for operating any type of building, structure, or facility as determined by resolution adopted by the Village Board of this Village.

Any person who proposes to undertake any activity or to operate any type of building listed in this subdivision (a) shall be required to obtain an Operating Permit prior to commencing such activity or operation.

B. Applications for Operating Permits. An application for an Operating Permit shall be in writing on a form provided by or otherwise acceptable to the Code Enforcement Officer. Such application shall include such information as the Code Enforcement Officer deems sufficient to permit a determination by the Code Enforcement Officer that quantities, materials, and activities conform to the requirements of the Uniform Code. If the Code Enforcement Officer determines that tests or reports are necessary to verify conformance, such tests or reports shall be performed or provided by such person or persons as may be designated by or otherwise acceptable to the Code Enforcement Officer, at the expense of the applicant.

C. Exemptions. Operating permits shall not be required for processes or activities, or the buildings, structures, or facilities listed in paragraphs (1) through (7) of subdivision (a) of this section, provided that the use is expressly authorized by a certificate of occupancy or certificate of compliance, fire safety and property maintenance inspections are performed in accordance with section 11 (Fire Safety and Property Maintenance Inspections) of this local law, and condition assessments are performed in compliance with section 13 (Condition Assessments of Parking Garages) of this local law, as applicable.

D. Inspections. The Code Enforcement Officer or an Inspector authorized by the Code Enforcement Officer shall inspect the subject premises prior to the issuance of an Operating Permit. Such inspections shall be performed either in-person or remotely. Remote inspections in lieu of in-person inspections may be performed when, at the discretion of the Code Enforcement Officer or an Inspector authorized by the Code Enforcement Officer, the remote inspection can be performed to the same level and quality as an in-person inspection and the remote inspection shows to the satisfaction of the Code Enforcement Officer or Inspector authorized by the Code Enforcement Officer that the premises conform with the applicable requirements of the Uniform Code and the code enforcement program. Should a remote inspection not afford the Village sufficient information to make a determination, an in-person inspection shall be performed. After inspection, the premises shall be noted as satisfactory and the operating permit shall be issued, or the operating permit holder shall be notified as to the manner in which the premises fail to comply with either or both of the Uniform Code and the code enforcement program, including a citation to the specific provision or provisions that have not been met.

E. Multiple Activities. In any circumstance in which more than one activity listed in subdivision (a) of this section is to be conducted at a location, the Code Enforcement Officer may require a separate Operating Permit for each such activity, or the Code Enforcement Officer may, in their discretion, issue a single Operating Permit to apply to all such activities.

F. Duration of Operating Permits. Operating permits shall be issued for a specified period of time consistent with local conditions, but in no event to exceed as follows:

(1) 180 days for tents, special event structures, and other membrane structures;

(2) 60 days for alternative activities at a sugarhouse;

(3) Three (3) years for the activities, structures, and operations determined per paragraph (9) of subdivision (a) of this section, and

(4) One (1) year for all other activities, structures, and operations identified in subdivision (a) of this section.

The effective period of each Operating Permit shall be specified in the Operating Permit. An Operating Permit may be reissued or renewed upon application to the Code Enforcement Officer, payment of the applicable fee, and approval of such application by the Code Enforcement Officer.

G. Revocation or suspension of Operating Permits. If the Code Enforcement Officer determines that any activity or building for which an Operating Permit was issued does not comply with any applicable provision of the Uniform Code, such Operating Permit shall be revoked or suspended.

H. Fee. The fee specified in or determined in accordance with the provisions set forth in section 18 (Fees) of this local law must be paid at the time submission of an application for an Operating Permit, for an amended Operating Permit, or for reissue or renewal of an Operating Permit.

SECTION 11. FIRE SAFETY AND PROPERTY MAINTENANCE INSPECTIONS

A. Inspections required. Fire safety and property maintenance inspections of buildings and structures shall be performed by the Code Enforcement Officer or an Inspector designated by the Code Enforcement Officer at the following intervals:

(1) at least once every twelve (12) months for buildings which contain an assembly area;

(2) at least once every twelve (12) months for public and private schools and colleges, including any buildings of such schools or colleges containing classrooms, dormitories, fraternities, sororities, laboratories, physical education, dining, or recreational facilities; and

(3) at least once every thirty-six (36) months for multiple dwellings and all nonresidential occupancies.

B. Remote inspections. At the discretion of the Code Enforcement Officer or Inspector authorized to perform fire safety and property maintenance inspections, a remote inspection may be performed in lieu of in-person inspections when, in the opinion of the Code Enforcement Officer or such authorized Inspector, the remote inspection can be performed to the same level and quality as an in-person inspection and the remote inspection shows to the satisfaction of the Code Enforcement Officer or such authorized Inspector that the premises conform with the applicable provisions of 19 NYCRR Part 1225 and the publications incorporated therein by reference and the applicable provisions of 19 NYCRR Part 1226 and the publications incorporated therein by reference. Should a remote inspection not afford the Code Enforcement Officer or such authorized Inspector sufficient information to make a determination, an in-person inspection shall be performed.

C. Inspections permitted. In addition to the inspections required by subdivision (a) of this section, a fire safety and property maintenance inspection of any building, structure, use, or occupancy, or of any dwelling unit, may also be performed by the Code Enforcement Officer or an Inspector authorized to perform fire safety and property maintenance inspections at any time upon:

(1) the request of the owner of the property to be inspected or an authorized agent of such owner;

(2) receipt by the Code Enforcement Officer of a written statement alleging that conditions or activities failing to comply with the Uniform Code or Energy Code exist; or

(3) receipt by the Code Enforcement Officer of any other information, reasonably believed by the Code Enforcement Officer to be reliable, giving rise to reasonable cause to believe that conditions or activities failing to comply with the Uniform Code or Energy Code exist;

provided, however, that nothing in this subdivision shall be construed as permitting an inspection under any circumstances under which a court order or warrant permitting such inspection is required, unless such court order or warrant shall have been obtained.

D. OFPC Inspections. Nothing in this section or in any other provision of this local law shall supersede, limit, or impair the powers, duties and responsibilities of the New York State Office of Fire Prevention and Control ("OFPC") and the New York State Fire Administrator or other authorized entity under Executive Law section 156-e and Education Law section 807-b.

E. Fee. The fee specified in or determined in accordance with the provisions set forth in section 18 (Fees) of this local law must be paid prior to or at the time each inspection performed pursuant to this section. This subdivision shall not apply to inspections performed by OFPC.

SECTION 12. COMPLAINTS

The Code Enforcement Officer shall review and investigate complaints which allege or assert the existence of conditions or activities that fail to comply with the Uniform Code, the Energy Code, this local law, or any local law, ordinance or regulation adopted for administration and enforcement of the Uniform Code or the Energy Code.

The process for responding to a complaint shall include such of the following steps as the Code Enforcement Officer may deem to be appropriate:

A. Performing an inspection of the conditions and/or activities alleged to be in violation, and documenting the results of such inspection;

B. If a violation is found to exist, providing the owner of the affected property and any other Person who may be responsible for the violation with notice of the violation and opportunity to abate, correct or cure the violation, or otherwise proceeding in the manner described in section 17 (Violations) of this local law;

C. If appropriate, issuing a Stop Work Order;

D. If a violation which was found to exist is abated or corrected, performing an inspection to ensure that the violation has been abated or corrected, preparing a final written report reflecting such abatement or correction, and filing such report with the complaint.

SECTION 13. CONDITION ASSESSMENTS OF PARKING GARAGES

A. Definitions. For the purposes of this section:

(1) the term "condition assessment" means an on-site inspection and evaluation of a parking garage for evidence of deterioration of any structural element or building component of such parking garage, evidence of the existence of any unsafe condition in such parking garage, and evidence indicating that such parking garage is an unsafe structure;

(2) the term "deterioration" means the weakening, disintegration, corrosion, rust, or decay of any structural element or building component, or any other loss of effectiveness of a structural element or building component;

(3) the term "parking garage" means any building or structure, or part thereof, in which all or any part of any structural level or levels is used for parking or storage of motor vehicles, excluding:

(i) buildings in which the only level used for parking or storage of motor vehicles is on grade;

(ii) an attached or accessory structure providing parking exclusively for a detached one- or two-family dwelling; and

(iii) a townhouse unit with attached parking exclusively for such unit;

(4) the term "professional engineer" means an individual who is licensed or otherwise authorized under Article 145 of the Education Law to practice the profession of engineering in the State of New York and who has at least three years of experience performing structural evaluations;

(5) the term "responsible professional engineer" means the professional engineer who performs a condition assessment, or under whose supervision a condition assessment is performed, and who seals and signs the condition assessment report. The use of the term "responsible professional engineer" shall not be construed as limiting the professional responsibility or liability of any professional engineer, or of any other licensed professional, who participates in the preparation of a condition assessment without being the responsible professional engineer for such condition assessment.

(6) the term "unsafe condition" includes the conditions identified as "unsafe" in section 304.1.1, section 305.1.1, and section 306.1.1 of the PMCNYS; and

(7) the term "unsafe structure" means a structure that is so damaged, decayed, dilapidated, or structurally unsafe, or is of such faulty construction or unstable foundation, that partial or complete collapse is possible.

B. Condition Assessments – general requirements. The owner operator of each parking garage shall cause such parking garage to undergo an initial condition assessment as described in subdivision (c) of this section, periodic condition assessments as described in subdivision (d) of this section, and such additional condition assessments as may be required under subdivision (e) of this section. Each condition assessment shall be conducted by or under the direct supervision of a professional engineer. A written report of each condition assessment shall be prepared, and provided to the Village, in accordance with the requirements of subdivision (f) of this section. Before performing a condition assessment (other than the initial condition assessment) of a parking garage, the responsible professional engineer for such condition assessment shall review all available previous condition assessment reports for such parking garage.

C. Initial Condition Assessment. Each parking garage shall undergo an initial condition assessment as follows:

(1) Parking garages constructed on or after August 29, 2018, shall undergo an initial condition assessment following construction and prior to a certificate of occupancy or certificate of compliance being issued for the structure.

(2) Parking garages constructed prior to August 29, 2018, shall undergo an initial condition assessment as follows:

(i) if originally constructed prior to January 1, 1984, then prior to October 1, 2019;

(ii) if originally constructed between January 1, 1984 and December 31, 2002, then prior to October 1, 2020; and

(iii) if originally constructed between January 1, 2003 and August 28, 2018, then prior to October 1, 2021.

(3) Any parking garage constructed prior to the effective date of the local law enacting this provision that has not undergone an initial condition assessment prior to that effective date shall undergo an initial condition assessment prior to six (6) months after the effective date of this local law.

D. Periodic Condition Assessments. Following the initial condition assessment of a parking garage, such parking garage shall undergo periodic condition assessments at intervals not to exceed (3) years.

E. Additional Condition Assessments.

(1) If the latest condition assessment report for a parking garage includes a recommendation by the responsible professional engineer that an additional condition assessment of such parking garage, or any portion of such parking garage, be performed before the date by which the next periodic condition assessment would be required under subdivision (c) of this section, the owner or operator of such parking garage shall cause such parking garage (or, if applicable, the portion of such parking garage identified by the responsible professional engineer) to undergo an additional condition assessment no later than the date recommended in such condition assessment report.

(2) If the Village becomes aware of any new or increased deterioration which, in the judgment of the Village, indicates that an additional condition assessment of the entire parking garage, or of the portion of the parking garage affected by such new or increased deterioration, should be performed before the date by which the next periodic condition assessment would be required under subdivision (c) of this section, the owner or operator of such parking garage shall cause such parking garage (or, if applicable, the portion of the parking garage affected by such new or increased deterioration) to undergo an additional condition assessment no later than the date determined by the Village to be appropriate.

F. Condition Assessment Reports. The responsible professional engineer shall prepare, or directly supervise the preparation of, a written report of each condition assessment, and shall submit such condition assessment report to the Village within sixty (60) days. Such condition assessment report shall be sealed and signed by the responsible professional engineer, and shall include:

(1) an evaluation and description of the extent of deterioration and conditions that cause deterioration that could result in an unsafe condition or unsafe structure;

(2) an evaluation and description of the extent of deterioration and conditions that cause deterioration that, in the opinion of the responsible professional engineer, should be remedied immediately to prevent an unsafe condition or unsafe structure;

(3) an evaluation and description of the unsafe conditions;

(4) an evaluation and description of the problems associated with the deterioration, conditions that cause deterioration, and unsafe conditions;

(5) an evaluation and description of the corrective options available, including the recommended timeframe for remedying the deterioration, conditions that cause deterioration, and unsafe conditions;

(6) an evaluation and description of the risks associated with not addressing the deterioration, conditions that cause deterioration, and unsafe conditions;

(7) the responsible professional engineer's recommendation regarding preventative maintenance;

(8) except in the case of the report of the initial condition assessment, the responsible professional engineer's attestation that he or she reviewed all previously prepared condition assessment reports available for such parking garage, and considered the information in the previously prepared reports while performing the current condition assessment and while preparing the current report; and

(9) the responsible professional engineer's recommendation regarding the time within which the next condition assessment of the parking garage or portion thereof should be performed. In making the recommendation regarding the time within which the next condition assessment of the parking garage or portion thereof should be performed, the responsible professional engineer shall consider the parking garage's age, maintenance history, structural condition, construction materials, frequency and intensity of use, location, exposure to the elements, and any other factors deemed relevant by the responsible professional engineer in their professional judgment.

G. Review Condition Assessment Reports. The Village shall take such enforcement action or actions in response to the information in such condition assessment report as may be necessary or appropriate to protect the public from the hazards that may result from the conditions described in such report. In particular, but not by way of limitation, the Village shall, by Order to Remedy or such other means of enforcement as the Village may deem appropriate, require the owner or operator of the parking garage to repair or otherwise remedy all deterioration, all conditions that cause deterioration, and all unsafe conditions identified in such condition assessment report pursuant to paragraphs (2) and (3) of subdivision (f). All repairs and remedies shall comply with the applicable provisions of the Uniform Code. This section shall not limit or impair the right of the Village to take any other enforcement action, including but not limited to suspension or revocation of a parking garage's operating permit, as may be necessary or appropriate in response to the information in a condition assessment report.

H. The Village shall retain all condition assessment reports for the life of the parking garage. Upon request

by a professional engineer who has been engaged to perform a condition assessment of a parking garage, and who provides the Village with a written statement attesting to the fact that he or she has been so engaged, the Village shall make the previously prepared condition assessment reports for such parking garage (or copies of such reports) available to such professional engineer. The Village shall be permitted to require the owner or operator of the subject parking garage to pay all costs and expenses associated with making such previously prepared condition assessment reports (or copies thereof) available to the professional engineer.

I. This section shall not limit or impair the right or the obligation of the Village:

(1) to perform such construction inspections as are required by section 5 (Construction Inspections) of this local law;

(2) to perform such periodic fire safety and property maintenance inspections as are required by section 11 (Fire Safety and Property Maintenance Inspections) of this local law; and/or

(3) to take such enforcement action or actions as may be necessary or appropriate to respond to any condition that comes to the attention of the Village by means of its own inspections or observations, by means of a complaint, or by any other means other than a condition assessment or a report of a condition assessment.

SECTION 14. CLIMATIC AND GEOGRAPHIC DESIGN CRITERIA

A. The Code Enforcement Officer shall determine the climatic and geographic design criteria for buildings and structures constructed within this Village as required by the Uniform Code. Such determinations shall be made in the manner specified in the Uniform Code using, where applicable, the maps, charts, and other information provided in the Uniform Code. The criteria to be so determined shall include but shall not necessarily be limited to, the following:

(1) design criteria to include ground snow load; wind design loads; seismic category; potential damage from weathering, frost, and termite; winter design temperature; whether ice barrier underlayment is required; the air freezing index; and the mean annual temperature;

(2) heating and cooling equipment design criteria for structures within the scope of the RCNYS. The design criteria shall include the data identified in the Design Criteria Table found in Chapter 3 of the RCNYS; and

(3) flood hazard areas, flood hazard maps, and supporting data. The flood hazard map shall include, at a minimum, special flood hazard areas as identified by the Federal Emergency Management Agency in the Flood Insurance Study for the community, as amended or revised with:

(i) the accompanying Flood Insurance Rate Map (FIRM);

(ii) Flood Boundary and Floodway Map (FBFM); and

(iii) related supporting data along with any revisions thereto.

B. The Code Enforcement Officer shall prepare a written record of the climatic and geographic design criteria determined pursuant to subdivision (a) of this section, shall maintain such record within the

office of the Code Enforcement Officer, and shall make such record readily available to the public.

SECTION 15. RECORD KEEPING

A. The Code Enforcement Officer shall keep permanent official records of all transactions and activities conducted by all Code Enforcement Personnel, including records of:

(1) all applications received, reviewed and approved or denied;

(2) all plans, specifications and construction documents approved;

(3) all Building Permits, Certificates of Occupancy, Certificates of Compliance, Temporary Certificates, Stop Work Orders, and Operating Permits issued;

(4) all inspections and tests performed;

(5) all statements and reports issued;

(6) all complaints received;

(7) all investigations conducted;

(8) all condition assessment reports received;

(9) all fees charged and collected; and

(10) all other features and activities specified in or contemplated by sections 4 through 14, inclusive, of this local law.

B. All such records shall be public records open for public inspection during normal business hours. All plans and records pertaining to buildings or structures, or appurtenances thereto, shall be retained for at least the minimum time period so required by State law and regulation.

SECTION 16. PROGRAM REVIEW AND REPORTING

A. The Code Enforcement Officer shall annually submit to the Village Board of this Village a written report and summary of all business conducted by the Code Enforcement Officer and the Inspectors, including a report and summary of all transactions and activities described in section 14 (Record Keeping) of this local law and a report and summary of all appeals or litigation pending or concluded.

B. The Code Enforcement Officer shall annually submit to the Secretary of State, on behalf of this Village, on a form prescribed by the Secretary of State, a report of the activities of this Village relative to administration and enforcement of the Uniform Code.

C. The Code Enforcement Officer shall, upon request of the New York State Department of State, provide to the New York State Department of State, true and complete copies of the records and related materials this Village is required to maintain; true and complete copies of such portion of such records and related materials as may be requested by the Department of State; and/or such excerpts, summaries, tabulations, statistics, and other information and accounts of its activities in connection with administration and enforcement of the Uniform Code and/or Energy Code as may be requested by the Department of State.

SECTION 17. VIOLATIONS

A. Orders to Remedy. The Code Enforcement Officer is authorized to order in writing the remedying of any condition or activity found to exist in, on or about any building, structure, or premises in violation of the Uniform Code, the Energy Code, or this local law. An Order to Remedy shall be in writing; shall be dated and signed by the Code Enforcement Officer; shall specify the condition or activity that violates the Uniform Code, the Energy Code, or this local law; shall specify the provision or provisions of the Uniform Code, the Energy Code, or this local law which is/are violated by the specified condition or activity; and shall include a statement substantially similar to the following:

"The person or entity served with this Order to Remedy must completely remedy each violation described in this Order to Remedy by_____[specify date], which is thirty (30) days after the date of this Order to Remedy."

The Order to Remedy may include provisions ordering the person or entity served with such Order to Remedy (1) to begin to remedy the violations described in the Order to Remedy immediately, or within some other specified period of time which may be less than thirty (30) days; to continue diligently to remedy such violations until each such violation is fully remedied; and, in any event, to complete the remedying of all such violations within thirty (30) days of the date of such Order to Remedy; and/or (2) to take such other protective actions (such as vacating the building or barricading the area where the violations exist) which are authorized by this local law or by any other applicable statute, regulation, rule, local law or ordinance, and which the Code Enforcement Officer may deem appropriate, during the period while such violations are being remedied. The Code Enforcement Officer shall cause the Order to Remedy, or a copy thereof, to be served on the owner of the affected property personally or by registered mail or certified mail within five (5) days after the date of the Order to Remedy. The Code Enforcement Officer shall be permitted, but not required, to cause the Order to Remedy, or a copy thereof, to be served on any builder, architect, tenant, contractor, subcontractor, construction superintendent, or their agents, or any other Person taking part or assisting in work being performed at the affected property personally or by registered mail or certified mail within five (5) days after the date of the Order to Remedy; provided, however, that failure to serve any Person mentioned in this sentence shall not affect the efficacy of the Compliance Order.

B. Appearance Tickets. The Code Enforcement Officer and each Inspector are authorized to issue appearance tickets for any violation of the Uniform Code.

C. Penalties. In addition to such other penalties as may be prescribed by State law,

(1) any Person who violates any provision of this local law or any term, condition, or provision of any Building Permit, Certificate of Occupancy, Certificate of Compliance, Temporary Certificate, Stop Work Order, Operating Permit or other notice or order issued by the Code Enforcement Officer pursuant to any provision of this local law, shall be punishable by a fine of not more than $250 per day of violation, or imprisonment not exceeding 15 days, or both; and

(2) any Person who violates any provision of the Uniform Code, the Energy Code or this local law, or any term or condition of any Building Permit, Certificate of Occupancy, Certificate of Compliance, Temporary Certificate, Stop Work Order, Operating Permit or other notice or order issued by the Code Enforcement Officer pursuant to any provision of this local law, shall be liable to pay a civil penalty of not more than $250 for each day or part thereof during which such violation continues. The civil penalties provided by this paragraph shall be recoverable in an action instituted in the name

of this Village.

D. Injunctive Relief. An action or proceeding may be instituted in the name of this Village, in a court of competent jurisdiction, to prevent, restrain, enjoin, correct, or abate any violation of, or to enforce, any provision of the Uniform Code, the Energy Code, this local law, or any term or condition of any Building Permit, Certificate of Occupancy, Certificate of Compliance, Temporary Certificate, Stop Work Order, Operating Permit, Order to Remedy, or other notice or order issued by the Code Enforcement Officer pursuant to any provision of this local law. In particular, but not by way of limitation, where the construction or use of a building or structure is in violation of any provision of the Uniform Code, the Energy Code, this local law, or any Stop Work Order, Order to Remedy or other order obtained under the Uniform Code, the Energy Code or this local law, an action or proceeding may be commenced in the name of this Village, in the Supreme Court or in any other court having the requisite jurisdiction, to obtain an order directing the removal of the building or structure or an abatement of the condition in violation of such provisions. No action or proceeding described in this subdivision shall be commenced without the appropriate authorization from the Village Board of this Village.

E. Remedies Not Exclusive. No remedy or penalty specified in this section shall be the exclusive remedy or remedy available to address any violation described in this section, and each remedy or penalty specified in this section shall be in addition to, and not in substitution for or limitation of, the other remedies or penalties specified in this section, in section 6 (Stop Work Orders) of this local law, in any other section of this local law, or in any other applicable law. Any remedy or penalty specified in this section may be pursued at any time, whether prior to, simultaneously with, or after the pursuit of any other remedy or penalty specified in this section, in section 6 (Stop Work Orders) of this local law, in any other section of this local law, or in any other applicable law. In particular, but not by way of limitation, each remedy and penalty specified in this section shall be in addition to, and not in substitution for or limitation of, the penalties specified in subdivision (2) of section 382 of the Executive Law, and any remedy or penalty specified in this section may be pursued at any time, whether prior to, simultaneously with, or after the pursuit of any penalty specified in subdivision (2) of section 382 of the Executive Law.

SECTION 18. FEES

A fee schedule shall be established by resolution of the Village Board of this Village. Such fee schedule may thereafter be amended from time to time by like resolution. The fees set forth in, or determined in accordance with, such fee schedule or amended fee schedule shall be charged and collected for the submission of applications, the issuance of Building Permits, amended Building Permits, renewed Building Permits, Certificates of Occupancy, Certificates of Compliance, Temporary Certificates, Operating Permits, fire safety and property maintenance inspections, and other actions of the Code Enforcement Officer described in or contemplated by this local law.

SECTION 19. INTERMUNICIPAL AGREEMENTS

The Village Board of this Village may, by resolution, authorize the Mayor of this Village to enter into an agreement, in the name of this Village, with other governments to carry out the terms of this local law, provided that such agreement does not violate any provision of the Uniform Code, the Energy Code, Part 1203 of Title 19 of the NYCRR, or any other applicable law.

Section 2. Separability

The provisions of this local law are separable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid, unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words, or parts of this local law or their application to other persons or circumstances. It is hereby declared to be the legislative intent that this local law would have been adopted if such illegal, invalid, or unconstitutional provision, clause, sentence, subsection, word or part had not been included therein, and as if such person or circumstance, to which the local law or part thereof is held inapplicable, had been specifically exempt therefrom.

Section 3. Repealer

All Ordinances, Local Laws and parts thereof inconsistent with this Local Law are hereby repealed.

Section 4. Effective Date

This local law shall take effect immediately upon filing with the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

Trustee Sinsabaugh seconded the motion, and duly put to a roll call vote, resulting as follows:

Ayes – 5 (Wage, Gorman, Aronstam, Sinsabaugh, Correll)
Nays – 0
Absent – 2 (Sweeney, Schillmoeller)

CPA Auditing Services: The clerk submitted engagement letters from Insero & Company for auditing services of the Village Government not to exceed of $18,800 and one for the Justice Court not to exceed $2,200.00. Trustee C. Aronstam moved to engage Insero & Company for both the Village Government and the Justice Court audits, as presented. Trustee Gorman seconded the motion, which carried unanimously.

Bond Counsel: Trustee Gorman moved to recommend using Douglas Goodfriend. Trustee Sinsabaugh seconded the motion, which carried unanimously.

Land Surveying Services. Hunt Engineers: Trustee Sinsabaugh moved to approve the using Hunt Engineers for the surveying of the land down near the railroad tracks. Trustee Wage seconded the motion, which carried unanimously.

Columbarium Update: Trustee Sinsabaugh stated that the Cemetery bylaws are being updated.

Emergency Lighting in Village Hall: Working on getting emergency lighting in all rooms at Village Hall.

Hire Temporary Seasonal Summer Recreation Counselor: Trustee Aronstam moved to approve Porter Daddona as Temporary Seasonal Summer Recreation Counselor. Trustee Sinsabaugh seconded the motion, which carried unanimously.

Board of Sewer Commissioners Appointment: Mayor Correll appointed Mike Kraus to the Board of Sewer Commissioners. Trustee Sinsabaugh moved to approve the appointment of Mike Kraus. Trustee Wage seconded the motion, which carried unanimously.

Increase Site Plan/Special Permit and ZBA Variance Application Fee: Clerk Treasurer stated that with the increase cost of the required legal ad in the Morning Times, she recommends increasing the fee of zoning applications to $50. Trustee Gorman moved to approve the increase. Trustee Aronstam seconded the motion, which carried unanimously.

Sidewalk Replacement Program Application: The Clerk/Treasurer presented application SP15-1, and stated the application was reviewed and determined eligible. This will replace 101 linear feet of public sidewalk. Due to the estimates given, and the cost per foot is within reason. This sidewalk is on a corner lot. The program would cover a total of $2,000 and the homeowner would be responsible for the balance. Trustee Sinsabaugh moved to approve application SP15-21 as presented, and to approve the reimbursement of $2,000 when complete. Trustee Gorman seconded the motion, which carried unanimously.

NY Forward Grant, Small Project Program: There was a meeting held with the local committee on July 29, 2026. There will be another round for applications opening up later August with decisions hopefully in September.

NY Forward Grant, Public Projects Update: Plans are moving along.

Executive Session: Trustee Sinsabaugh moved to enter Executive Session for contractual issue at 7:11 p.m. Trustee Aronstam seconded the motion, which carried unanimously.

Trustee Sinsabaugh moved to enter Regular Session at 7:49 p.m. Trustee Gorman seconded the motion, which carried unanimously.

Adjournment: Trustee Aronstam moved to adjourn at 7:50 p.m. Trustee Wage seconded the motion, which carried unanimously.

Respectfully submitted,

_____
Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, AUGUST 11, 2026 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Lyman Wage, Jessica Schillmoeller, Michael Gorman, Courtney Aronstam, Kevin Sweeney, Jerry Sinsabaugh and Mayor Correll.

Also present: Clerk Treasurer Michele Wood, and Patti Hanbury

Press: Johnny Williams - Morning Times

Public Comments: Ken Finlayson, 23 Orange St, commented on tree trimming.

Letters and Communications: Clerk Treasurer Wood read a Letter of Resignation from Lance Fraley effective September 11, 2026, as he will be moving to North Carolina. Trustee Sinsabaugh moved to accept his letter and wished him well with his move and future endeavors. Trustee Sweeney seconded the motion, which carried unanimously. Mayor Correll thanked him for his years of service to the village and stated he would be missed.

Approval of Minutes: Trustee Gorman moved to approve the Minutes from July 28, 2026. Trustee Sinsabaugh seconded the motion, which carried unanimously.

Department Reports: Monthly reports were received from the Court, Code Enforcement and Police Department.

NYCLASS Investment Report: The clerk submitted year-to-date investment revenues from

NYCLASS.

Month	Avg Yield/Period	Monthly	Fiscal YTD
June 2026	3.5210%	10,069.55	10,069.55
July 2026	3.5590%	13,433.28	23,502.87

Revenue Comparison Report: The clerk submitted year-to-date revenues May 2025 vs. 2026. These are only selected recurring revenues, and not a complete revenue statement.

The clerk submitted year-to-date revenues June 2026 vs. June 2027,

Month	YTD Previous Year	YTD Current Year	Increase/Decrease
June 2026	36,821.33	46,552.94	9,731.61
July 2026	107,189.70	94,693.56	-12,496.14

Treasurer's Report: Clerk Treasurer Wood presented the following financial reports:

General Fund 7/1/2026 - 7/31/2026

Beginning Balance	1,044,055.00	Current Revenues	81,924.60
Deposits	312,313.70	Year to Date Revenue	2,630,558.32
Disbursements	-1,147,034.93	Current Expenditures	317,457.15
Ending Balance	209,333.77	Year to Date Expended	577,889.29

*General Capital Reserve Fund $345,273.16
*Equipment Reserve Fund $38,729.06

Capital Projects Fund 7/1/2026 - 7/31/2026

	DCJS Grant (Police)	Water Project
Beginning Balance	173,927.96	23,837.46
Deposits/Debits	0.00	0.00
Disbursements/Credits	0.00	0.00
Ending Balance	173,927.96	23,837.46

*Total Capital Projects Fund Balance $197,765.42

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General 2027 amount of $291,840.67, and Recreation Commission of $541.00. Trustee Aronstam seconded the motion, which carried unanimously.

Municipal Solutions Contracts: Trustee Gorman moved to approve Municipal Solutions for bonding for water well projects and NY Forward. Trustee Sinsabaugh seconded the motion, which resulted in a roll call as follows:

Ayes – 7 (Wage, Schillmoeller, Gorman, Aronstam, Sinsabaugh, Sweeney, Correll)
Nays – 0
Absent – 0

Columbarium Update: Waiting on estimate for the concrete pad.

Trees: The contractor will be in the Village this week. Street closures and other notifications will be posted on the Village of Waverly Police Department FB page.

E-Bikes & E-Scooters: Continues to be worked on.

Community Notification System: Looking at options.

Executive Session: Trustee Sinsabaugh moved to enter Executive Session for contractual issue at 7:03 p.m. Trustee Aronstam seconded the motion, which carried unanimously.

Trustee Sinsabaugh moved to enter Regular Session at 7:18 p.m. Trustee Gorman seconded the motion, which carried unanimously.

Adjournment: Trustee Aronstam moved to adjourn at 7:19 p.m. Trustee Wage seconded the motion, which carried unanimously.

Respectfully submitted,

_____
Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, AUGUST 25, 2026 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Lyman Wage, Jessica Schillmoeller, Michael Gorman, Courtney Aronstam, Kevin Sweeney, Jerry Sinsabaugh and Mayor Correll.

Also present: Clerk Treasurer Michele Wood, and Patti Hanbury

Press: Johnny Williams - Morning Times

Letters and Communications: The clerk read a Letter of Resignation from Officer Cody Sindoni stating he will be resigning from his position effective September 12, 2026. He will be taking a position with

another police department. He thanked the village for the opportunity to serve the village. Trustee Sinsabaugh moved to accept his letter and wished him well in the future. Trustee Gorman seconded the motion, which carried unanimously.

Approval of Minutes: Trustee Gorman moved to approve the Minutes from August 11, 2026. Trustee Schillmoeller seconded the motion, which carried unanimously.

Department Reports: Monthly reports were received from the Court, Code Enforcement and Police Department.

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General in the amount of $48,431.06, and Capital Projects of $67,955.00. Trustee Gorman seconded the motion, which carried unanimously.

Trustee Sinsabaugh moved to approve the transfer of monies from the General Fund to Capital Project for the NY Forward Grant bills in the amount of 67,955. Trustee Gorman seconded the motion, which resulted in a roll call as follows:

Ayes – 6 (Wage, Schillmoeller, Gorman, Aronstam, Sinsabaugh, Correll)
Nays – 0
Absent – 1 (Sweeney)

Columbarium Update: Trustee Sinsabaugh stated he is waiting on estimate for the concrete pad and waiting on shipping date from manufacturer.

Trees: The contractor, Quality Tree Service, is still in Midwest for a tornado cleanup.

Halloween 2026: Treat or Treat for the Village will be on October 29, 2026, from 6:00 p.m. to 7:30 p.m. The Halloween parade will be on October 31st starting at 10:30 a.m.

Community Notification System: Trustee Sinsabaugh moved to approve going forward with getting more information on the Savvy Citizen notification system. Trustee Gorman seconded the motion, which resulted in a roll call as follows:

Ayes – 6 (Wage, Schillmoeller, Gorman, Aronstam, Sinsabaugh, Correll)
Nays – 0
Absent – Sweeney

DPW Position – CDL: The clerk stated there was only one application submitted, and may need to advertise position as not needing CDL and train later.

E-Bikes & E-Scooters: Continues to be worked on.

NY Forward Small Project Update: Broad Street Pub and Owens Insurance will be awarded grants. A second round of mailings will be sent out to businesses to include all of the original NY Forward boundaries.

NY Forward Public Project Update: Pre-bid meeting on September 3rd, 2026.

Executive Session: Trustee Sinsabaugh moved to enter Executive Session for contractual issue at 7:06 p.m. Trustee Aronstam seconded the motion, which carried unanimously.

Trustee Sinsabaugh moved to close Executive Session at 7:39 p.m. Trustee Aronstam seconded the motion, which carried unanimously.

Trustee Sinsabaugh moved to enter Regular Session at 7:40 p.m. Trustee Gorman seconded the motion, which carried unanimously.

Trustee Sinsabaugh moved to approve hiring a 3rd party assessment/appraisal for the Leprino properties not to exceed $50,000. Trustee Gorman seconded the motion, which resulted in a roll call as follows:

Ayes – 6 (Wage, Schillmoeller, Gorman, Aronstam, Sinsabaugh, Correll)
Nays – 0
Absent – 1 (Sweeney)

Trustee Gorman moved to approve Mayor Correll approving/denying the final bid for the Dump truck and street sweeper that is on auction website depending on if meets the minimum price set by the board. Trustee Sinsabaugh seconded the motion, which carried unanimously.

Adjournment: Trustee Sinsabaugh moved to adjourn at 7:55 p.m. Trustee Gorman seconded the motion, which carried unanimously.

Respectfully submitted,

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Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, SEPTEMBER 8, 2026 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Lyman Wage, Michael Gorman, Courtney Aronstam, Kevin Sweeney, Jerry Sinsabaugh and Mayor Correll.

Also present: Clerk Treasurer Michele Wood, and Patti Hanbury

Press: Johnny Williams - Morning Times

Public Comments: None

Letters and Communications: Clerk Wood read resignation letter from the Recreation Commissioner Theresa Robinson.

Approval of Minutes: Trustee Gorman moved to approve the Minutes from August 25, 2026. Trustee Sinsabaugh seconded the motion, which carried unanimously.

Department Reports: Monthly reports were received from the Recreation Department and the Court.

NYCLASS Investment Report: The clerk submitted year-to-date investment revenues from NYCLASS.

Month	Avg Yield/Period	Monthly	Fiscal YTD
June 2026	3.5210%	10,069.55	10,069.55
July 2026	3.5590%	13,433.28	23,502.87
August 2026	3.578%	15,061.67	38,564.54

Revenue Comparison Report: The clerk submitted year-to-date revenues August 2026 vs. August 2027,

Month	YTD Previous Year	YTD Current Year	Increase/Decrease
June 2026	36,821.33	46,552.94	9,731.61

July 2026	107,189.70	94,693.56	-12,496.14
August 2026	224,052.65	227,985.25	3,932.60

Treasurer's Report: Clerk Treasurer Wood presented the following financial reports:

General Fund 8/1/2026 - 8/31/2026

Beginning Balance	209,333.77	Current Revenues	134,605.36
Deposits	592,370.40	Year to Date Revenue	2,765,163.68
Disbursements	-565,300.74	Current Expenditures	555,203.52
Ending Balance	236,403.43	Year to Date Expended	1,133,092.81

*General Capital Reserve Fund $346,324.07

*Equipment Reserve Fund $38,846.93

Capital Projects Fund 8/1/2026 - 8/31/2026

	DCJS Grant (Police)	Water Project	NY Forward
Beginning Balance	173,927.96	23,837.46	0.00
Deposits/Debits	0.00	0.00	67,955.00
Disbursements/Credits	0.00	0.00	0.00
Ending Balance	173,927.96	23,837.46	67,955.00

*Total Capital Projects Fund Balance $265,720.42

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General in the amount of $149,893.92, and Recreation Commission of $5,011.53. Trustee Gorman seconded the motion, which carried unanimously.

Authorizing Resolution to Bond, subject to Permissive Referendum: Trustee Gorman moved to approve moving forward with a drafting bond resolution, which is needed for the filing of grant applications, for the amount not to exceed $4,216,023. It does not bind the Board to pursue the project if grant funding isn't resourceful. Trustee Sinsabaugh seconded the motion, which led to a roll call vote, as follows:

Ayes – 6 (Wage, Gorman, Sinsabaugh, Sweeney, C. Aronstam, Sinsabaugh, Sweeney, Correll)

Nays – 0

Absent – 1 (Schillmoeller)

The motion carried

Leprino Assessment Grievance Update: Mayor Correll presented update.

DPW Employment Notice: Trustee Sweeney moved to approve hiring Chris Ashwood at current contracted rate as MEO-CDL with start date of 9/18/2026, subject to 8 - 52 week civil service probation period. Trustee Gorman seconded the motion, which carried unanimously.

Water Employment Notice: Notice will be published for Full-Time Water Maintenance Assistant.

Columbarium Update: Concrete contractor will let us know when they can start on the base for the columbarium.

Update on Trees: The contractor is on way back to Waverly from the Midwest.

OCM Notification of License Application: Notification of microbusiness cannabis license application submitted for Zavier Andrews 581 Broad St Waverly NY.

Results from Vehicle Auction: The 2006 Elgin Pelican Street Sweeper had a final bod of $3,150.00. Trustee Gorman moved to accept the bid. Trustee Sweeney seconded the motion, which carried unanimously.

The 2016 Ram 5500 Dump Truck had a final bid of $20,600.00, which was below the minimum amount of $30,000.00 that was set by the Board of Trustees. A counter offer was submitted on 9/1/2026 and no response has been received as to date.

E-Bikes & E-Scooters: Will discuss with Village Attorney on Thursday 9/10/2026.

NY Forward Small Project Update: Nothing to update.

NY Forward Public Project Update: Project is out for bid.

Pro-Housing Communities Resolution: Continuing to work on.

Mayors Comments: There will be a mural dedication on September 11, 2026 at 10:00 a.m. at Becky's Diner. Final application has been submitted for the ARC Grant.

Trustee C. Aronstam moved to approve appointing Pat Orlandi as Recreation Commissioner. Trustee Sinsabaugh seconded the motion, which carried unanimously.

Executive Session: Trustee Sinsabaugh moved to enter Executive Session for collective

bargaining issue at 7:10 p.m. Trustee Aronstam seconded the motion, which carried unanimously.

Trustee Sinsabaugh moved to close Executive Session for contractual issue at 7:47 p.m. Trustee Aronstam seconded the motion, which carried unanimously.

Trustee Sinsabaugh moved to enter Regular Session at 7:48 p.m. Trustee Gorman seconded the motion, which carried unanimously.

Adjournment: Trustee Sinsabaugh moved to adjourn at 7:49 p.m. Trustee Gorman seconded the motion, which carried unanimously.

Respectfully submitted,

_____
Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, SEPTEMBER 22, 2026 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Lyman Wage, Jessica Schillmoeller, Michael Gorman, Courtney Aronstam, Jerry Sinsabaugh and Mayor Correll.

Also present: Clerk Treasurer Michele Wood, and Patti Hanbury

Press: Johnny Williams - Morning Times

Public Comments: Ron Keene, 7 Elliott Street Waverly NY, commented that there are lawns on Pennsylvania Avenue that need to be mowed.

Approval of Minutes: Trustee Gorman moved to approve the Minutes from September 8, 2026. Trustee Aronstam seconded the motion, which carried unanimously.

Department Reports: Monthly reports were received from the Code Enforcement Office and the Police Department.

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General in the amount of $65,691.95, and Capital Projects of $143,166.25. Trustee Gorman seconded the motion, which carried unanimously.

DPW Lead/Stipend: Trustee Sinsabaugh moved to approve Ryan Rose to receive the $75/week stipend for Lead DPW and the $47/week stipend for Cemetery retroactive to 9/18/2026. Trustee Gorman seconded the motion, which carried unanimously.

Well Water Project Update: Per email from Municipal Solutions concerning the Bond Resolution: "You should adopt a $4,216,023 bond resolution for the well project so that you can show you have the ability to provide match funds for some of the grants that Hunt has applied for. It appears that the ARC grant will be the one that will get funded, and the thought is to use it for design. Hunt was asking how to show the Village has the match funds and the bond resolution is the best. As you know, just having the bond resolution doesn't mean you need to borrow against it."

Columbarium Update: Concrete slab is scheduled to be done within the next couple of days. Trustee Sinsabaugh will follow up with the columbarium manufacturer about ship date.

Update on Trees: Trees are being removed in the Glen.

Results from Vehicle Auction: The money has been received for the Elgin Sweeper. Contact has been made with the buyer to coordinate pickup arrangements.

E-Bikes & E-Scooters: Work in progress

NY Forward Small Project Update: Letters have been sent out for 2nd outreach program.

NY Forward Public Project Update: Project will be going out for bid.

Pro-Housing Communities Resolution: Continuing to work on.

Executive Session: Trustee Sinsabaugh moved to enter Executive Session for a collective bargaining issue at 7:15 p.m. Trustee Aronstam seconded the motion, which carried

unanimously.

Trustee Sinsabaugh moved to close Executive Session at 8:00 p.m. Trustee Aronstam seconded the motion, which carried unanimously.

Trustee Sinsabaugh moved to enter Regular Session at 8:01 p.m. Trustee Gorman seconded the motion, which carried unanimously.

Adjournment: Trustee Sinsabaugh moved to adjourn at 8:02 p.m. Trustee Gorman seconded the motion, which carried unanimously.

Respectfully submitted,

_____
Michele Wood, Clerk Treasurer

REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WAVERLY HELD AT 6:30 P.M. ON TUESDAY, OCTOBER 13, 2026 IN THE TRUSTEES' ROOM IN THE VILLAGE HALL

Mayor Correll called the meeting to order at 6:30 p.m. and led in the Pledge of Allegiance.

Roll Call: Trustees Present: Jessica Schillmoeller, Michael Gorman, Courtney Aronstam, Kevin Sweeney, Jerry Sinsabaugh and Mayor Correll.

Also present: Clerk Treasurer Michele Wood, and Patti Hanbury

Press: Julia Laude - Morning Times

Public Comments: Michael Maurey is wanting to purchase the property at 14 Garfield Street and is requesting a waiver from the village that will allow him to rebuild or replace the modular home that is current on the property if there was a fire.

Tioga County Legislator Aronstam reported that an AED was approved for purchase for Tioga County Mental Health. Sales Tax was reported to be up for the 3rd quarter.

Letters and Communications: Letter received from Jamie Mullen (Erie Street Business Park LLC) objecting to the storage container law.

Trustee Gorman moved to accept a Letter of Resignation from Police Officer Tyler Dunkleberger effective September 30, 2026. Trustee Aronstam seconded the motion, which carried unanimously.

Approval of Minutes: Trustee Schillmoeller moved to approve the Minutes from September 22, 2026 as presented. Trustee Gorman seconded the motion, which carried unanimously.

Department Reports: Received monthly reports from the Justice Court, Planning Board and Recreation Department.

NYCLASS Investment Report: The clerk submitted monthly investment revenues.

Month	Avg Yield/Period	Monthly	Fiscal YTD
June 2026	3.521%	10,069.55	10,069.55
July 2026	3.559%	13,433.28	23,502.87
August 2026	3.578%	15,061.67	38,564.54
September 2026	3.638%	13,896.45	52,550.99

Revenue Comparison Report: The clerk submitted year-to-date revenues for September 2025 vs. September 2026.

Month	YTD Previous Year	YTD Current Year	Increase/Decrease
June 2026	36,821.33	46,552.94	9,731.61
July 2026	107,189.70	94,693.56	-12,496.14
August 2026	224,052.65	227,985.25	3,932.60
September 2026	388,357.67	351,542.66	-36,815.01

Treasurer's Report: Clerk Treasurer Wood presented the following financial reports:

General Fund 9/1/2026 - 9/30/2026

Beginning Balance	236,403.43	Current Revenues	126,907.41
Deposits	520,781.83	Year to Date Revenue	2,892,071.09
Disbursements	-351,525.24	Current Expenditures	322,599.29
Ending Balance	405,660.02	Year to Date Expended	1,455,692.10

*General Capital Reserve Fund $347,361.17

*Equipment Reserve Fund $38,963.24

Capital Projects Fund 9/1/2026 – 9/30/2026

	DCJS Grant (Police)	Water Project	NY Forward
Beginning Balance	173,927.96	23,837.46	67,955.00
Deposits/Debits	67,955.00	86,386.88	0.00
Disbursements/Credits	-211,121.25	0.00	-67,955.00
Ending Balance	30,761.71	110,224.34	0.00

*Total Capital Projects Fund Balance $140,986.05

Finance Committee/Approval of Abstract: Trustee Sinsabaugh presented the following abstracts for approval: General Fund in the amount of $73,769.73. Trustee Sweeney seconded the motion, which carried unanimously.

Replacement of Folder/Sealer Machine: Trustee Sweeney moved to approve the purchase of a refurbished Folder/Sealer Machine from PHE Plus, Inc. at the cost of $2,500.00. Trustee Sinsabaugh seconded the motion, which carried unanimously.

Unemployment Filings: Clerk Treasurer reported receiving notifications of unemployment claims for Lance Fraley and Tyler Dunkleberger. Protests were filed for both claims.

Village Hall Air Handlers (HVAC): Trane sent proposals for replacing HVAC units. The price for each unit including the crane costs are as follows: 1 unit $41,000, 2 units $32,000 each, and 3 units $28,000 each. Mayor Correll stated he would like to replace the ones that have caused the most issues. He recommended purchasing 3 units now and stagger other replacements over the next few years. Trustee Sinsabaugh moved to purchase 3 units as recommended. Trustee Gorman seconded the motion, which led to a roll call vote, as follows:

Ayes – 6 (Schillmoeller, Gorman, Sinsabaugh, Sweeney, C. Aronstam, Sinsabaugh, Sweeney, Correll)
Nays – 0
Absent – 1 (Wage)
The motion carried

Trustee Sinsabaugh moved to expend up to $100,000, from the General Capital Reserve Fund to be used for the purchase of three rooftop HVAC units, and the clerk to advertise the same. The clerk stated this is subject to permissive referendum and must allow 30 days to allow for public petition. Trustee Gorman seconded the motion, which led to a roll call vote, as follows:

Ayes – 6 (Schillmoeller, Gorman, Sinsabaugh, Sweeney, C. Aronstam, Sinsabaugh, Sweeney, Correll)
Nays – 0
Absent – 1 (Wage)
The motion carried.

Columbarium Update: Trustee Sinsabaugh is to follow up with the columbarium manufacturer about ship date.

Update on Trees: Tree removal company is back in the Village this week.

E-Bikes & E-Scooters: Work in progress.

IWORQ Fire Inspection Module: Trustee Sweeney moved to approve the purchase of the Fire Inspection Module from IWORQ at a cost of $2,400. Trustee Gorman seconded the motion, which carried unanimously.

Board Comments: Trustee Schillmoeller commented that Tinsel and Lights will be Friday, December 11, 2026 in Muldoon Park.

Adjournment: Trustee Aronstam moved to adjourn at 7:40 p.m. Trustee Sweeney seconded the motion, which carried unanimously.

Respectfully submitted,

_____
Michele Wood, Clerk Treasurer