

July 9, 2012

A regular meeting of the Village Board held on the above date was called to order at 7:00 p.m at the Village Hall, 1 West Main Street, Clifton Springs, NY 14432.

Presiding: William A. Hunter, Mayor

Board Members Present: Melissa Kumkey, Jeff Linsner, Dan Blondell, Earl Lincoln

Board Members Absent: None

Minutes: The minutes of the meeting of June 11, 2012 were approved upon motion by Trustee Kumkey 2nd by Trustee Linsner. All members present voted AYE. Carried.

Vouchers: General, Water and Sewer Vouchers #86 through #159, and Broad Street Vouchers #0 - #0 were approved for payment by Trustee Lincoln 2nd by Trustee Kumkey. All members present voting AYE. Carried.

General Fund =	\$ 37,545.25
Water Fund =	\$ 12,944.31
Sewer Fund =	\$ 36,815.34
Broad Street =	\$ -0-

Laurel Wemett, Reporter, from THE DAILY MESSENGER was present for this meeting.

Public Hearing – Local Law 2-2012

Mayor Hunter opened the public hearing at 7:00 p.m. on Local Law 2-2012, "A Local Law Amending the Senior Citizens Real Property Tax Exemption Limitations". This public hearing was properly advertised in THE DAILY MESSENGER on June 19, 2012. No persons appeared for discussion on this local law. Motion was made by Trustee Blondell 2nd by Trustee Linsner to close the public hearing at 7:15 p.m. All members present voting AYE. Carried.

Motion was made by Trustee Blondell 2nd by Trustee Linsner to adopt Local Law 2-2012 as written.

RESOLUTION AUTHORIZING ADOPTION BY THE BOARD OF TRUSTEES OF THE VILLAGE OF CLIFTON SPRINGS OF LOCAL LAW NO. 2 OF 2012

WHEREAS, a resolution was duly adopted by the Board of Trustees of the Village of Clifton Springs for a public hearing to be held by said Board of Trustees on July 9, 2012, at 7:00 p.m. at the Village Hall, 1 West Main Street, Clifton Springs, New York, to hear all interested parties on a proposed Local Law to Amending the Senior Citizens Real Property Tax Exemption Limitations; and

WHEREAS, notice of said public hearing was duly advertised in the official newspaper of the Village of Clifton Springs, on June 19, 2012 and all other notices required by law to be given were properly served, posted or given; and

WHEREAS, said public hearing was duly held on July 9, 2012, at 7:00 p.m. at the Village Hall, 1 West Main Street, Clifton Springs, New York, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said Proposed Local Law, or any part thereof; and

Meeting of July 9, 2012 continued:

WHEREAS, the Board of Trustees of the Village of Clifton Springs, after due deliberation, finds it in the best interest of the Village of Clifton Springs to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Village of Clifton Springs hereby adopts said Local Law No. 2 of 2012, entitled, "A Local Law Amending the Senior Citizens Real Property Tax Exemption Limitations", a copy of which is attached hereto and made a part of this resolution, and be it further

RESOLVED, that the Village Clerk be and she hereby is directed to enter said Local Law in the minutes of this meeting and in the Local Law Book of the Village of Clifton Springs, and to give due notice of the adoption of said local law to the Secretary of State of New York.

I, Lori Reals, Village Clerk of the Village of Clifton Springs do hereby certify that the aforementioned resolution was adopted by the Board of Trustees of the Village of Clifton Springs on July 9, 2012, by the following vote:

	<u>Aye</u>	<u>Nay</u>
William Hunter	X	
Earl Lincoln	X	
Daniel Blondell	X	
Melissa Kumkey	X	
Jeffrey Linsner	X	

Dated: July 10, 2012

Lori Reals, Village Clerk

SEAL

Local Law No. 2 of the year 2012

A local law Amending the Senior Citizens Real Property Tax Exemption Limitations

Be it enacted by the Village Board

Village of Clifton Springs as follows:

Section 1: The first sentence of Paragraph A of § 103-2 of Article I (Senior Citizens Exemption) of Chapter 103 (Taxation) of the Code of the Village of Clifton Springs is hereby amended to increase the allowed income to \$20,000 so that the first sentence shall read as follows:

"If the income of the owner or the combined income of the owners of the property exceeds the sum of twenty thousand dollars (\$20,000) for the income tax year immediately preceding the date of making application for exemption."

The remainder of Paragraph A, § 103-2, Article I and Chapter 103 of the Code of the Village of Clifton Springs shall remain unchanged.

Meeting of July 9, 2012 continued:

Section 4: Severability

If any clause, sentence, paragraph, section or part of this local law or the application thereof to any person, firm or corporation, or circumstance, shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part of this local law or in its application to the person, individual, firm or corporation or circumstance directly involved in the controversy in which such judgment or order shall be rendered.

Section 5: Effective Date

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

PRIVILEGE OF THE FLOOR TO PERSONS ATTENDING THIS MEETING

No persons appeared before the Board.

CORRESPONDENCES

Local Law 2-2012 regarding Senior Citizens tax exemption

Copy of local law 2-2012 regarding increasing the amount of income Senior Citizens can earn from \$15,000 to \$20,000 per year and still qualify for the aged tax exemption.

Reviewed and adopted at the public hearing.

Local Law 1-2012 regarding 2% property tax cap

Copy of a letter from the Department of State that shows local law 1-2012, regarding the 2% property tax cap, has been filed with the Department of State.

Reviewed and filed.

Fire Contract with the Town of Manchester

Letter from the Town of Manchester regarding the Town of Manchester fire contract and what the town is suggesting for the Village's consideration for the next two years.

Reviewed. The Town of Manchester has proposed a 2% increase in the fire contract for 2013 and 2014. The Board indicated the Town of Manchester is always fair with the contract and the Village appreciates this. Motion was made by Trustee Lincoln 2nd by Trustee Linsner to accept this proposal. All members present voting AYE. Carried.

Secor Lumber – Sewer compost building roof.

Email from Bob Raeman, regarding the compost building roof.

Reviewed. Secor Lumber hopes to begin working on the roof around July 16, 2012.

Broad Street – cracked –broken sidewalk blocks

Email from Bob Raeman to Keeler Construction regarding cracked sidewalk blocks on Broad Street. Several blocks (4 or 5) on the street have cracks and no one is sure why.

Reviewed. Keller Construction has indicated they will replace the cracked – broken blocks under the warranty with the street project.

Broad Street - DOH

Letter from the Department of Health regarding Broad Street.

Reviewed. No approval from Department of Health was needed for this project.

Meeting on July 9, 2012 continued:

Home and Cellular Phone Numbers

Updated list of home and cell phone numbers for employees and Board members.

Reviewed.

Fire Inspection at Firehouse

Copy of the fire inspection report for the firehouse from Jamie Kincaid, Deputy Code Enforcement Officer.

Reviewed. No violations at this time.

**Ontario County Planning Board meeting minutes regarding
"Go Green Redemption Center"**

Copy of the Ontario County Planning Board meeting minutes regarding the change in site plan for Go Green Redemption Center.

Reviewed. These minutes were sent on to the Village Planning Board.

NYCOM – Alternates role on Planning and ZBA

At the request of the Planning Board Clerk Reals looked into the question regarding alternates serving on the Boards.

NYCOM sent a very detailed response. Village Law 7-712 and 7-718 is clear that Planning and ZBA members can only vote when a member is unable to participate due to a conflict of interest.

Planning Board member Chuck Galbraith attends training

Copy of the certificate of participation for Chuck Galbraith, alternate on the Planning Board.

Reviewed.

Legal Ad for Planning Board meeting on July 18, 2012

Copy of the legal ad for Go Green Redemption Center. The Planning Board will meet on this on July 18, 2012.

Reviewed.

Excellus intends to raise health insurance costs significantly

Letter from Excellus indicating they are requesting a significant increase in the cost of the health insurance plans the Village offers.

Reviewed.

STREET DEPARTMENT: Trustee Kumkey reported the following:

Spencer Linsner – Eagle Scout Project at Park

Spencer Linsner's Eagle Scout Project at the John Brown Memorial Park is complete and the project went extremely well. Approximately 300 feet of sidewalk was installed from Spring Street to the pavilion. Trustee Kumkey reported that Mr. Linsner did a great job. Mr. Linsner spearheaded this project and had assistance from the Village crew, the Town of Manchester, Town of Phelps, fellow scouts and family members. The sidewalk is a very nice addition to the park.

Mayor Hunter stated that Craig Reed did a very nice job working with Spencer Linsner on this project.

Fence

The chain link fence near the newer playground equipment has been installed at the park.

Meeting of July 9, 2012 continued:

SEWER DEPARTMENT: Trustee Lincoln reported the following:

Amending G.W. Lisk and Clifton Springs Hospital Discharge Permit

Discussion was held on changes (additional testing) to G.W. Lisk and Clifton Springs Hospital Sewer Discharge Permits. The Village is required by the Department of Environmental Conservation to test for arsenic, mercury, molybdenum and selenium. For this reason Eric Merkley, Sewer Plant Operator, is recommending the Village require G.W. Lisk Company Inc. and Clifton Springs Hospital to test for these as well, as part of the sewer treatment discharge permit. All members present agreed and asked Clerk Reals to get a letter out informing G.W. Lisk and Clifton Springs Hospital of this and for them to start testing for these with their next testing cycle.

Eric Merkley doing a good job

Trustee Lincoln stated that Eric Merkley, Sewer Plant Operator, is doing a good job at the sewer plant.

ZONING & PLANNING DEPARTMENTS: Trustee Blondell's report was covered under correspondences.

FIRE DEPARTMENT: Trustee Linsner reported the following:

Fire House

Discussion was held on the cleanliness of the firehouse. Recently Primary Day was held at the firehouse and the building was not very clean. Trustee Linsner spoke with Chief Spence who agreed the department had gotten behind on the cleaning. The department had tried volunteer groups cleaning and this worked for a short time. Trustee Linsner told Chief Spence something needed to change. Chief Spence indicated he would address this with the membership. The Village Board agreed that if necessary the Village would pay a cleaning person from the fire department budget. The Board is hopeful the membership will correct this.

POLICE DEPARTMENT: Mayor Hunter reported the following:

Police Activity- Schedule

The Board did not receive a police activity report for June. The Board previously received a police schedule for July.

PARK – YOUTH DEPARTMENT: See Street Department for park project.

WATER DEPARTMENT: Trustee Blondell reported the following:

Water Break at Railroad Tracks on Kendall Street

The Village had a bad water break on Kendall Street. The break went under the railroad tracks. Finger Lakes Railway was present when work was being completed to repair the line. There was concern from Finger Lakes Railway about the Village working in their right of way. Clerk Reals has looked into liability insurance to work in the right of way for the future. The cost starts at a minimum of \$5,000, and it could be more depending on what the required limits would be. At this time the Village will not purchase additional insurance and will work with the railroad if a problem occurs again.

Soil testing on Kendall Street and Crane Street

Trustee Blondell will follow up with Bob Raeman, Clark Patterson Lee, regarding the soil testing on Kendall Street and Crane Street. This is being done due to the recent number of water breaks in these areas.

Water Tank

The inspection of the water tank should be taking place anytime now.

Water Consumption

Water consumption is up due to the extreme heat.

Meeting of July 9, 2012 continued:

MAYOR HUNTER REPORT: Mayor Hunter reported the following:

Lawn Mowing Concern

Mayor Hunter stated he is concerned about the lawn not being mowed at 37 Crane Street. Clerk Reals will pass this onto Steve DeHond, Code Enforcement Officer.

Roof Concern

Mayor Hunter stated he is concerned about the blue tarp on the roof at 36 Crane Street. A blue tarp of some type has been on this roof for approximately two years. Mayor Hunter stated this is not fair to the neighbors there. Clerk Reals will pass this concern on to Steve DeHond, Code Enforcement Officer.

CLERK REALS REPORT: Clerk Reals reported the following

Alarm Systems – Radio Back Ups

The Village has been changing the alarm systems in the Village Building's from El Tec Systems to Midlakes Detection Systems. El Tec has asked permission to keep one radio back up in place in the Village Hall, Fire House or Sewer Lift Station. This would be at no cost to the Village. The Board agreed to have all radio back up's removed from the Village Buildings. These radios will be returned to El Tec.

Transfer of Funds

Motion was made by Trustee Lincoln 2nd by Trustee Kumkey that Clerk Reals be and she is hereby authorized to transfer funds between the following appropriations as follows:

From A5112.2 to A5110.2 \$2,200.00

All members present voting AYE. Carried.

Adjournment

There being no further business to come before the Board, motion made by Trustee Lincoln 2nd by Trustee Kumkey to adjourn. All members present voting AYE. Meeting adjourned at 8:00 p.m.

Respectfully submitted,

Lori A. Reals
Clerk/Treasurer