

February 10, 2014

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: Bill Hunter, Mayor

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

Board Members Absent: Earl Lincoln

Minutes: The minutes of the meeting of January 13, 2014 and January 20, 2014 were approved upon motion made by Trustee Blondell 2nd by Trustee Kumkey to accept the meeting minutes. All members present voted AYE. Carried.

Vouchers: General, Water and Sewer Vouchers #646 through #718, and Broad Street Vouchers #0 - #0 were approved for payment by Trustee Blondell 2nd by Trustee Linsner. All members present voting AYE. Carried.

General Fund =	\$ 36,642.34
Water Fund =	\$ 4,885.37
Sewer Fund =	\$ 20,648.03
Broad Street =	\$ -0-

Other Persons attending this meeting: Rob and Coby Reals, 45 Stephens Street were present for this meeting.

PRIVILEGE OF THE FLOOR TO PERSONS ATTENDING THIS MEETING

No persons appeared before the Board.

Public Hearing Local Law 1-2014

Mayor Hunter opened the public hearing at 7:00 p.m. on Local Law 1-2014, "A Local Law to override the tax levy limit established in General Municipal Law 3-c." This public hearing was properly advertised in THE DAILY MESSENGER on January 19, 2014. No persons appeared for discussion on this local law. Motion was made by Trustee Linsner 2nd by Trustee Kumkey to close the public hearing at 7:10 p.m. All members present voting AYE. Carried.

Motion was made by Trustee Linsner 2nd by Trustee Kumkey to adopt Local Law 1-2014 as written.

RESOLUTION AUTHORIZING ADOPTION BY THE BOARD OF TRUSTEES OF THE VILLAGE OF CLIFTON SPRINGS OF LOCAL LAW NO. 1 OF 2014

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 February 10, 2014, 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 override the tax levy limit established in General Municipal Law §3-c; and

WHEREAS, notice of said public hearing was duly advertised in the official newspaper of the Village of Clifton Springs, on January 19, 2014 and all other notices required by law to be given were properly served, posted or given; and

Meeting of February 10, 2014 continued:

WHEREAS, said public hearing was duly held on February 10, 2014, 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

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. 1 of 2014, entitled, "A Local Law to override the tax levy limit established in General Municipal Law §3-c", 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 February 10, 2014, by the following vote:

	<u>Aye</u>	<u>Nay</u>
William Hunter	X	
Earl Lincoln	was not present	
Daniel Blondell	X	
Melissa Kumkey	X	
Jeffrey Linsner	X	

Dated: February 11, 2014

Lori Reals, Village Clerk

SEAL

Local Law No. 1 of the year 2014

A local law to override the tax levy limit established in General Municipal Law §3-c

Be it enacted by the Village Board

Village of Clifton Springs as follows:

Section 1: Legislative Intent

It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the Village of Clifton Springs, County of Ontario pursuant to General Municipal Law §3-c, and to allow the Village of Clifton Springs to adopt a village budget for (a) village purposes (b) fire protection districts and (c) any other special or improvement district governed by the village board for the fiscal year commencing June 1, 2014 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law §3-c.

Meeting of February 10, 2014 continued:

Section 2: Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes the village board to override the tax levy limit by the adoption of a local law approved by a vote of sixty percent (60%) of the village board.

Section 3: Tax Levy Limit Override

The Village Board of the Village of Clifton Springs, County of Ontario, is hereby authorized to adopt a budget for the fiscal year commencing June 1, 2014 that requires a real property tax levy in excess of the limit specified in General Municipal Law §3-c.

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.

CORRESPONDENCES

Local Law 1-2014 – property tax cap override law

Copy of the documents to proceed with local law 1-2014, the tax cap law that allows the Village to override the 2% (if needed) in the budget for 2014-2015.

Adopted above, under the public hearing.

State Comptroller- regarding fiscal monitoring

Copy of an email from the State Comptroller's office that indicates the Village is in very good shape when it comes to fiscal stress monitoring. The Village score of 5.0%, placing us in a "no designation" classification.

Reviewed. The Board was very pleased with this.

State Comptroller – regarding tax levy limit

Copy of an email from the State Comptroller's office that indicates the 2% tax levy limit was reviewed and the Village was within the allowable limit.

Reviewed. This letter indicates that the Village is using the correct formula to calculate the 2% tax levy limit.

NYS – DOH water sampling requirements

Letter from NYS Department of Health regarding water sampling requirements.

Reviewed. This letter was provided to Craig Reed.

Main Street bus shelter

Copy of the letter Mayor Hunter sent to the hospital regarding the bus shelter, needing more protection from the weather.

Reviewed. Mayor Hunter has not heard back from Clifton Springs Hospital on this. Mayor Hunter will follow up with the hospital.

Meeting of February 10, 2014 continued:

Joint ZBA – Planning Board meeting minutes 1-20-14

Copy of the joint ZBA – Planning Board meeting minutes from 1-20-14.

Reviewed. This meeting was held with the Town of Manchester and the three Villages regarding updating the comprehensive plan.

Fire Inspections on Village Buildings

Copy of the recent fire inspection reports completed by Jayme Kincaid, Deputy Code Enforcement Officer, on several village buildings.

Reviewed. No violations were found.

Meetings minutes on code updates

Copies of the inter-municipal meeting minutes on updating the Village code from meetings held on October 29, 2013 December 12, 2013 and January 16, 2014. Chairman Folkins has expressed these are important and the Board should notify her as soon as possible if the Board sees anything they do not agree with.

Reviewed.

Meeting Minutes from Comprehensive Plan 1-23-14

Copy of the meeting minutes from the Comprehensive Plan meeting held January 23, 2014.

Reviewed.

STREET DEPARTMENT: Trustee Kumkey reported the following:

Winter weather - salt

The crew has had serious overtime with the snow this winter, and wear and tear on the equipment and additional fuel usage. Also there is a shortage of road salt. Jason Lannon, Street Supervisor, has indicated the Village should have enough salt to get the Village safely thru the winter.

SEWER DEPARTMENT: Mayor Hunter reported the following:

Meeting with engineering firm

Mayor Hunter and Eric Merkley, Sewer Plant Operator will be meeting with Clark, Patterson, Lee this week to discuss the improvements at the sewer plant (Phase 1 – new scum trough). The Village is frustrated with communication on this project and how long it is taking to get this completed.

Kevin Blair – Basic Operator exam

Kevin Blair, WWTP Operator Trainee will be taking his Basic Operator Exam this week at Morrisville College.

WATER DEPARTMENT: Trustee Blondell reported the following:

Frozen Water Lines

Some residents have had frozen water lines. These residents have hired their own contractor to thaw the line.

ZONING & PLANNING DEPARTMENTS: See correspondences.

FIRE DEPARTMENT: Trustee Linsner had nothing to report.

PARK – YOUTH DEPARTMENT: Trustee Kumkey reported the crew is sanding and staining the park picnic tables.

Meeting of February 10, 2014 continued:

POLICE DEPARTMENT: Trustee Lincoln was not present.

Police Schedule

The Board received the police schedule for February.

MAYOR HUNTER REPORT: Mayor Hunter reported the following:

Update on 48 Ladue Avenue

Mayor Hunter updated the Board on the status of the purchase of 48 Ladue Avenue. Mayor Hunter was informed by Attorney Graff that the purchase price of 48 Ladue Avenue was \$28,000. The buyer had informed Mayor Hunter he was asking \$5,000 on top of what he paid to Mr. Ed VanDeMortel, plus closing costs. Mayor Hunter had understood the buyer paid \$26,500. Mayor Hunter has seen the paperwork that shows the price paid was \$28,000. After discussion, motion was made by Trustee Kumkey 2nd by Trustee Linsner to offer \$33,000, plus closing cost to purchase 48 Ladue Avenue. All members present voting AYE. Trustee Lincoln was not present. Carried. Mayor Hunter will inform Attorney Graff of this and the Village will proceed with this purchase. This property is important to the Village as it adjoins the Village property the Village owns that the village barns, water facility and wastewater facility are located on.

CLERK REALS REPORT: Clerk Reals reported the following:

Certificate of Deposit – Fire Equipment

The following was made upon motion of Trustee Linsner 2nd by Trustee Blondell:

Resolved, that pursuant to section 6-c of the General Municipal Law, as amended the Village Board has established a reserve fund to finance the cost of purchasing fire equipment.

The Clerk/Treas. is authorized to invest from time to time moneys of this fund pursuant to section 6-f of the General Municipal Law. At this time \$53,000 (amount set aside in the 2013-2014 budget be placed in the existing certificate of deposit. This certificate of deposit will February 26, 2014 This Certificate of Deposit was established for the purchase of fire equipment. Currently the certificate of deposit has approximately \$199,960 in it. This money will be used to toward the cost of the rescue pumper fire truck that has been ordered.

No expenditure shall be made from this fund, except upon authorization from the Board pursuant to section 6-c of the General Municipal Law.

All members present voting AYE. Carried.

At this point in the meeting Rob and Coby Reals left the meeting.

OTHER BUSINESS:

Water Maintenance Technician to be eliminated

Discussion was held on the position of Water Maintenance Technician. The Board feels that this position should be eliminated for budgetary reasons.

Trustee Blondell made a motion 2nd by Trustee Linsner that effective May 31, 2014, the position of Water Maintenance Technician be eliminated. All members present voting AYE. Carried. Trustee Lincoln was not present.

Meeting of February 10, 2014 continued:

Proposed Budget 2014-2015

The proposed budget for 2014-2015 was worked on.

The Board members discussed the budget.

The proposed budget offers the following tax rates:

Town of Manchester – proposed rate is \$6.75/1,000, an increase of .05/1,000

Town of Phelps – proposed rate is \$6.71/1,000, an increase of .02/1,000

There is no change in the tax levy. The proposed amount of money to be raised by taxes remains at \$606,952.

Motion was made by Trustee Blondell 2nd by Trustee Linsner to accept the proposed budget as presented and to schedule the public hearing for March 10, 2014 at 7:00 p.m. All members present voting AYE. Carried.

Transfer of Funds

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

From A1325.1A to A3125.1	\$ 362.27
From A1320.1 to A3120.2	\$ 2,400.00
From A9055.8 to A7140.1	\$ 300.00
From A9040.8 to A7140.4	\$ 2,759.00
From F8330.4 to F8430.4	\$ 500.00
From F8340.2 to F8340.4	\$ 3,500.00
From G8120.4 to G8130.4	\$15,000.00
From G8130.4B to G8130.4	\$ 9,200.00
From G9055.8 to G8130.4	150.00

All members present voting AYE. Carried.

The Board received a detailed listing of all expenses and revenues thru January 2014 for the general, water and sewer funds, along with all the bank statements and trial balances.

Adjournment

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

Respectfully submitted,

Lori A. Reals
Clerk/Treasurer

