

November 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: Earl Lincoln, Melissa Kumkey, Dan Blondell, Jeff Linsner

Board Members Absent: None

Minutes: The minutes of the meeting of October 13, 2014 were approved upon motion by Trustee Linsner 2nd by Trustee Blondell. All members present voted AYE. Carried.

Vouchers: General, Water and Sewer Vouchers #390 through #476 , and Broad Street Vouchers #0-#0 were approved for payment by Trustee Lincoln 2nd by Trustee Blondell. All members present voting AYE. Carried.

General Fund =	\$ 364,870.80
Water Fund =	\$ 19,656.37
Sewer Fund =	\$ 38,421.67
Broad Street =	\$ -0-

PRIVILEGE OF THE FLOOR TO PERSONS ATTENDING THIS MEETING

No persons appeared before the Board.

Public Hearing on Local Law 2-2014, Tax Cap Over ride law

Mayor Hunter opened the public hearing at 7:00 p.m. on Local Law 2-2014, "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 October 24, 2014. No persons appeared for discussion on this local law. Motion was made by Trustee Blondell 2nd by Trustee Lincoln 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 Lincoln 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. 2 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 November 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 October 24, 2014 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 November 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

Meeting of November 10, 2014 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 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 November 10, 2014, by the following vote:

	Aye	Nay
William Hunter	X	
Earl Lincoln	X	
Daniel Blondell	X	
Melissa Kumkey	X	
Jeffrey Linsner	X	

Dated: November 12, 2014

Lori Reals, Village Clerk

SEAL

Local Law No. 2 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 fire departments and (c) any other special or improvement district governed by the village board for the fiscal year commencing June 1, 2015 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 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, 2015 that requires a real property tax levy in excess of the limit specified in General Municipal Law §3-c.

Meeting of November 10, 2014 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.

CORRESPONDENCES

Local Law 2-2014, tax cap override law

Copy of the documents to proceed with local law 2-2014, 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.

Turnover of taxes to Ontario County

Copy of the list of unpaid taxes that need to be turned over to Ontario County for re-levy. The Village collected 96% of the taxes due.

Trustee Blondell offered the following resolution 2nd by Trustee Linsner:

RESOLVED, by the Board of Trustees of the Village of Clifton Springs, NY pursuant to local law number 6-1977 of the County of Ontario, a local law to provide for the collection of delinquent village taxes by the County Treasurer and methods of payment of such village property taxes so collected and that the Village Clerk be and she is hereby authorized and directed to transmit a detailed listing of unpaid village property taxes to the Treasurer of Ontario County, and that the Village Board of Trustees of the Village of Clifton Springs NY respectfully requests that the Treasurer of Ontario County collect all unpaid village property taxes as provided for in local law number 6-1977 to the County of Ontario.

All members present voting AYE. Carried.

Corrective Action Plan for audit report

Letter to the State Comptroller's Office on the Corrective Action Plan from the audit report.

Reviewed.

ZBA minutes from 10-20-2014

Copy of the Zoning Board meeting minutes from October 20, 2014.

Reviewed. The ZBA approved a special use permit for Mary Anna Morrow.

Notice of Action from ZBA meeting 10-20-14

Copy of the ZBA Notice of Action regarding the Morrow special use permit.

Reviewed.

Clifton Springs Hospital

Correspondence from Eric Merkley, Sewer Plant Operator and Aaron Newton, Clifton Springs Hospital, regarding Ebola, and procedures for waste disposal.

Meeting of November 10, 2014 continued:

Reviewed.

Information regarding the need for water and wastewater operators

Information Clerk Reals wanted to share from one of the publications she receives regarding water and wastewater operators.

Reviewed. The Board found this very informative.

Chris Leavold, 38 West Main, civil emergencies

Letter from Chris Leavold, 38 West Main Street, with additional questions regarding Civil Emergencies.

The Board discussed this and agreed that the steps the Village would take in a civil emergency would be dependent upon what the emergency is and would follow recommendations of the state and federal government if needed.

Thank you for crew and office staff and thanks for tree removal

Letter from Dave Webb, Teft Avenue, complimenting the crew and the office and expressing how well Main Street looks with new trees.

Reviewed. The Board appreciates this note of thanks.

Thank you for Main Street tree removal

Letter from Sue Bowker, 11 East Main Street, thanking the Village for the new trees on Main Street.

Reviewed. The Board appreciates this note of thanks.

Thank you for Main Street tree removal

Letter from Rose Smith thanking the Village for the new trees on Main Street.

Reviewed. The Board appreciates this note of thanks.

News article on Coby Reals "Night Terrors"

Copy of the article regarding Coby Reals "Night Terrors" on the 3rd floor of the Village hall.

Reviewed. This was a very successful fund raiser. The Board complimented Mr. Reals on a job well done.

Planning Board minutes

Copy of the Planning Board minutes from November 5, 2014.

Reviewed. The Planning Board did not accept the sign request of Midlakes Medical Care, in the Foster Block. The Village Board supports this decision.

STREET DEPARTMENT: Trustee Kumkey reported the following:

Miscellaneous

The equipment is ready for the winter season.
Rebuilding of catch basins is being completed.
The crew will begin working on putting up Christmas decorations.

31 South Street

Trustee Kumkey asked when the house at 31 South Street could be demolished. The neighbors in this area are inquiring. Clerk Reals explained the "order to stay" on the house remains in effect.

POLICE DEPARTMENT: Trustee Lincoln reported that Chief Upchurch had been away, and that the part time officers provided coverage during this time.

Meeting of November 10, 2014 continued:

PARK – YOUTH DEPARTMENT: Trustee Lincoln had nothing to report.

WATER DEPARTMENT: Trustee Blondell reported the following:

Water Training

Three of the employees will attend Department of Health water training on December 4, 2014.

Long term budget

Trustee Blondell presented to the Board a long term budget for planning purposes for the water department. The Board was pleased with this and accepted this as a plan for long term planning.

SEWER DEPARTMENT: Mayor Hunter reported the following:

Coating at the sewer plant

Delphi Specialty Services, from New Jersey, is working hard to complete the coating and concrete work at the sewer plant. The work is almost complete.

ZONING AND PLANNING: See correspondences.

FIRE DEPARTMENT: Trustee Linsner reported the following:

New Rescue Pumper

The new rescue pumper is now in Niagara Falls, NY. The old rescue pumper is also there, getting the equipment transferred from one truck to the other.

Old Rescue Pumper

Willowbend Farms has expressed interest in purchasing the old rescue pumper for \$15,000. The Board finds this price acceptable. All Board members agreed that once the fire department is done using the old rescue pumper it will be sold to Willowbend Farms for \$15,000.

CLERK REALS REPORT: Clerk Reals had nothing to report.

Year to date

Clerk Reals provided the Board with year to date revenues and expenses for the general, water and sewer funds thru October 31, 2014. Clerk Reals also provided the bank statements and trial balances.

MAYOR HUNTER REPORT: Mayor Hunter reported the following:

OTHER BUSINESS:

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 A55410.4 to A8560.4	\$3,351.99
From G8120.4 to G1440.4	\$4,919.95

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 Blondell to adjourn. All members present voting AYE. Meeting adjourned at 8:03 p.m.

Respectfully submitted,

Lori A. Reals, Clerk/Treasurer