

October 12, 2015

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, Earl Lincoln, Dan Blondell

Board Members Absent: None

Minutes: The minutes of the meeting of September 12, 2015 were approved upon motion by Trustee Lincoln 2nd by Trustee Linsner. All members present voted AYE. Carried.

Vouchers: General, Water and Sewer Vouchers #321 through #381, were approved for payment by Trustee Lincoln 2nd by Trustee Linsner. All members present voting AYE. Carried.

General Fund =	\$ 27,638.19
Water Fund =	\$ 13,742.83
Sewer Fund =	\$ 8,181.93

PRIVILEGE OF THE FLOOR TO PERSONS ATTENDING THIS MEETING

Dan & Nikki Delpriore – 4 Highland Place – water line

Dan & Nikki Delpriore, 4 Highland Place, appeared before the Board to discuss their water line. This line has frozen in the past. Mr. Delpriore and Supervisor Lannon spoke and Mr. Delpriore says that Supervisor Lannon doesn't believe that insulating the water line will help much to reduce the problem. Part if the problem is the line is long, the line isn't deep due to rock, and there isn't much insulation from snow due to the location of the line.

Trustee Blondell will discuss this further with Supervisor Lannon. Mayor Hunter thought if the water line on Kendall Street doesn't get replaced this budget year, then it may be possible to do something on Highland Place.

Trustee Blondell recommends the Delpriore's continue to run the water as minimal as possible when there is a deep freeze.

CORRESPONDENCES

Local Law 2-2015 – law to over ride property tax cap

Copy of the Local Law 2-2015, local law to over ride the property tax cap. No persons addressed the Board on the local law.

PUBLIC HEARING

RESOLUTION AUTHORIZING ADOPTION BY THE BOARD OF TRUSTEES OF THE VILLAGE OF CLIFTON SPRINGS OF LOCAL LAW NO. 2 OF 2015

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 October 12, 2015, 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 2, 2015 and all other notices required by law to be given were properly served, posted or given; and

Meeting of October 12, 2015 continued:

WHEREAS, said public hearing was duly held on October 12, 2015, 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 2015, 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, Linda Rider, Deputy 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 October 12, 2015 by the following vote:

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

Dated: October 13, 2015

Linda Rider, Deputy Clerk

SEAL

Village of Clifton Springs
Local Law Number 2 of the year 2015

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, 2016 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.

Meeting of October 12, 2015 continued:

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, 2016 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.

Fire Department - PESH

Report from PESH (Public Employee and Safety and Health Bureau) regarding the fire department.

Reviewed. Most items cited were not founded or have been corrected. It appears that the department only needs to supply a couple policies to the PESH.

Night Terrors Insurance

Copy of the Insurance for "Night Terrors", the haunted house on the 3rd floor of the Village Hall.

Reviewed.

Inter-municipal agreement Code Enforcement

Copy of the letter that was mailed to Supervisor Gallahan regarding renegotiation of the inter-municipal agreement for code enforcement.

Reviewed. A meeting with the three mayors and the supervisor has been scheduled for October 16, 2015.

YMCA thank you

Thank you note from Clifton Springs YMCA for additional funds for supervising the Lisk Community Park this summer.

Reviewed. The Village appreciates the YMCA staffing the park for many hours over the summer.

Resignation of David Hamilton, YMCA Director

Copy of the letter of resignation of David Hamilton, YMCA Director.

Reviewed.

Letter from the Chamber of Commerce, requesting the street closure during the Festival of Lights on December 4, 2015.

Reviewed. This letter was also given to Supervisor Jason Lannon and Chief Scott Upchurch.

Meeting of October 12, 2015 continued:

STREET DEPARTMENT: Trustee Kumkey reported the following:

Crew is busy

The crew is preparing for winter. One truck is ready for snow. The crew continues to assist the sewer department with re-building manholes.

SEWER DEPARTMENT: Mayor Hunter had nothing to report.

WATER DEPARTMENT: Trustee Blondell reported the following:

Kendall Street water project

The crew will dig a test hole on Kendall Street, near West Main Street, to see if rock is present in that area. Hopefully this will help with the re-bidding process for Kendall Street and the rock removal cost that bidders need to prepare for.

Water meters

Scott Laird and Kevin Lyke have been very busy installing radio remote water meters. All meters have been replaced on Hillside Drive. The majority of meters have been replaced on Pearl Street. The Village Office will make calls to help the crew be able to complete Pearl Street. The next street to have new meters installed will be Silver Street.

Telemetry System

The new telemetry system has been installed. The system had to be replaced because the original system was hit by lightning and the Village could not obtain parts to repair it.

Dan Delpriore – 4 Highland Place- water line

See privilege of the floor.

Smith Property at 1682 Pearl Street

Mr. and Mrs. Roman Smith at 1682 have not paid the water bill that was due August 20, 2015. The Smiths are an outside water user. For this reason the Board agreed to give the Smiths until October 19, 2015 to pay the bill or it would be shut off. This is a repeated problem each quarter so notice will be given to the Smiths to pay the bill when it is due each quarter, on time, or the water will be shut off.

ZONING & PLANNING DEPARTMENTS: The Boards continue to work on updating the codes. The Boards will soon begin working on the comprehensive plan. A meeting for public input on the comprehensive plan will be held on October 29, 2015 from 7:00pm – 8:30 pm at the Town of Manchester Town Hall.

FIRE DEPARTMENT: Trustee Linsner reported the following:

Liaison for fire hydrant use

Steve DeCook will be the liaison between the Village and the Fire Department. If Mr. DeCook is unavailable the backup contact is Patrick Spence. This information has been passed on to Supervisor Lannon. Training still needs to be done on hydrant use and the Village water system. Supervisor Lannon will contact Chief Amanda Spence and will arrange for the training to be completed.

Ladder Truck repair

The ladder truck has been repaired and is back in service. The truck was damaged at the Byrne Dairy fire.

Monthly Report

Fire Captain Steve DeCook submitted the monthly report.

PARK – YOUTH DEPARTMENT: Nothing was reported.

Meeting of October 12, 2015 continued:

POLICE DEPARTMENT: Trustee Lincoln reported the following:

Main Street temporary closure

On Friday October 9, 2015 the street was closed for a few minutes while movie crews were here from New York City and Los Angeles filming a movie scene. The blockades were up and people could not park on the street for a couple hours, but traffic was able to flow right up until the scenes were shot, which took about five minutes. Chief Upchurch handled this process.

MAYOR HUNTER REPORT: Mayor Hunter reported the following:

Justice Court

There are some cases that Village Justice Holly Adams cannot hear. Acting Justice Gary Fisher will hear these cases. This is additional work and consideration needs to be given for the additional work. Clerk Reals has discussed this with Judge Fisher and he is willing to re-discuss this in March and see how much additional work he has to do and then discuss additional pay for the additional workload.

CLERK REALS REPORT: Clerk Reals was not present.

Numerous reports and bank statements

Clerk Reals was not present but provided the Board with the bank statements for September 2015, the trial balances, year to date numbers for expenses and revenues, the payroll time sheets since the last meeting, the fire department monthly report and the Village Justice monthly report.

OTHER BUSINESS:

Justice Court Book presented

On behalf of Judge Holly Adams, and Acting Justice Gary Fisher, Deputy Clerk Rider presented to the Village Board the Village of Clifton Springs Justice Accounting Book for the Village Board to review from July 2015 thru September 2015. All members present had the opportunity to review the detailed ledger book. The ledger book appeared in order and also had balanced bank statements included. The Board was pleased to see the balanced bank statements.

Broad Street Storm Sewer Easement

Clerk Reals has been working with Rob Morris, Robert Woodhouse and Clifton Springs Hospital since 2011, on obtaining a storm sewer easement for a work that was done when Broad Street was re-built. Motion was made by Trustee Kumkey 2nd by Trustee Blondell to authorize Mayor Hunter to sign the easement. Clifton Springs Hospital has already executed the easement. The signed easement will be returned to Attorneys Harter Secrest & Emery in Rochester, NY. The Attorneys will file the easement with Ontario County.

Bandstand Lease

The Village has a lease on the bandstand property on East Main Street that expires the end of November 2015. Clifton Springs Hospital has executed a new lease between the Village and the Hospital for a 10 year period beginning November 2015. Motion was made by Trustee Kumkey 2nd Trustee Blondell to authorize Mayor Hunter to sign the lease. All members present voting AYE. Carried. The lease cost \$1.00 per year. Mayor Hunter informed the Board that the electric bill will now be the responsibility of the Village.

Meeting of October 12, 2015 continued:

Village Election March 15, 2016
ELECTION OF OFFICERS RESOLUTION

Trustee Blondell offered the following resolution 2nd by Trustee Kumkey who moved its adoption.

WHEREAS, the next special Village Election for Officers will be held on Tuesday, March 15, 2016 (Election Law, Sec. 15-104, Sub 3 (a), and

WHEREAS, the Board of Trustees must designate by resolution and publish the offices which are to be filled in such election and the terms thereof.

NOW THEREFORE BE IT RESOLVED, that the Board of Trustees designates the following offices as vacant at the end of the current official year, April 4, 2016 to be filled at the Village Election to be held on Tuesday, March 15, 2016 for the following terms:

Justice – one (1) year term
(Incumbent Holly Adams)

This resolution shall take effect immediately.

All members present voting AYE. Carried.

Transfer of Funds

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

From A1990.4 to A1420.4	\$4,000.00
From A1990.4 to A1440.4	164.03
From A5110.1 to A5410.4	389.05
From A1990.4 to A7140.1	632.15
From A9040.8 to A7320.4	2,000.00
From A5110.1 to A8810.1	2,000.00
From F1420.4 to F8320.4	2,950.00

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 Linsner to adjourn. All members present voting AYE. Meeting adjourned at 7:45 p.m.

Respectfully submitted,

Linda A. Rider
Deputy Clerk/Treasurer