

July 10, 2017

A regular meeting of the Village Board held on the above date was called to order at 6:00 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, Earl Lincoln

Board Members Absent: None

Minutes: The minutes of the meeting of June 12, 2017 were approved upon motion by Trustee Lincoln 2nd by Trustee Kumkey. All members present voted AYE. Carried.

Vouchers: General, Water and Sewer Vouchers #68 through #147, were approved for payment by Trustee Lincoln 2nd by Trustee Linsner. All members present voting AYE. Carried.

General Fund =	\$ 224,563.89
Water Fund =	\$ 37,537.74
Sewer Fund =	\$ 22,938.96

**PRIVILEGE OF THE FLOOR TO PERSONS ATTENDING THE MEETING:**

**Coby Reals regarding "Night Terrors"**

Coby Reals, 45 Stephens Street, appeared before the Board. Mr. Reals thanked the Board for their support in the past. Mr. Reals was present to ask the Board for permission to use the 3<sup>rd</sup> floor of the Village Hall on Friday and Saturday nights during the month of October for a haunted house called "Night Terrors". In the past Mr. Reals has used the floor on Friday nights only. Mr. Reals runs a haunted house and donates the money to local charities.

The Board has no objection to this request.

**Rob and Mary Kay Reals regarding concerns with the beanery**

Rob and Mary Kay Reals, 45 Stephens Street, appeared before the Board to discuss concerns with the beanery that is located behind their home.

The Reals are concerned about the rail cars and the working hours of construction and the road dust from the construction.

The Reals understood from the planning and zoning meetings that if rail cars needed to be left for use by the beanery, that they would be located outside the village, more in the country, near the cornfields.

Discussion was held on the working hours. The Reals said they understand the working hours during construction, but understand hours were put in place for the beanery operation during the harvest season by the planning and zoning boards

Discussion was held on the road dust. This part of Railroad Avenue is private. Mayor Hunter will contact Mr. Duane Thompson, former owner and current manager, and ask if something can be put down to control the dust-dirt.

Meeting of July 10, 2017 continued:

**Eric Merkley, Chief Sewer Plant Operator, regarding food composting**

Eric Merkley, Chief Sewer Plant Operator, appeared before the Board to discuss a grant for food composting.

Mr. Merkley would like to implement a food waste compost system. Mr. Merkley has spoken with representatives from Ontario County and New York State. The representatives are very excited about this possible program.

Mr. Merkley would like to start by working with the local commercial businesses such as FLACRA, Clifton Springs Hospital, Warfields, Ashton Place, the Clifton Deli and Talk of the Town II. Mr. Merkley will obtain letters of commitment from these businesses to participate.

If a grant was obtained the money would be used for a new building and a truck, as the Village would supply containers to the businesses and the Village would pick up the food compost from the businesses.

Discussion was held that all of this is preliminary. If grant money is not received, this would need to be discussed further.

**Motion to execute grant application for food composting grant**

Motion was made by Trustee Linsner 2<sup>nd</sup> by Trustee Kumkey that

**WHEREAS**, the Village of Clifton Springs proposes to develop a Climate Smart Organic Waste Management Strategy for composting to divert food scraps from landfills; and

**WHEREAS**, the Village of Clifton Springs is seeking financial assistance through the 2017 NYS Department of Environmental Conservation Climate Smart Communities Program; and

**WHEREAS**, the grant application requires that the applicant obtain the approval and endorsement of the governing body of the municipality in which the project will be located.

**NOW, THEREFORE, BE IT RESOLVED**, that the William A. Hunter, Mayor of the Village of Clifton Springs has been authorized to submit an application for grant funding under the NYS Department of Environmental Conservation Climate Smart Communities Program; and

**NOW, THEREFORE, BE IT RESOLVED**, that the William A. Hunter, Mayor of the Village of Clifton Springs is authorized to execute a Grant Agreement with the NYS Department of Environmental Conservation and any and all other contracts, documents and instruments necessary to bring about the Project and to fulfill the Village of Clifton Springs' obligations under the Climate Smart Communities Grant Agreement; and

**NOW, THEREFORE, BE IT RESOLVED**, that the William A. Hunter, Mayor of the Village of Clifton Springs is authorized to execute expenditures for the Village of Clifton Springs Food Waste Program under the NYS Department of Environmental Conservation's Climate Smart Communities Act Program on behalf of the Village of Clifton Springs.

Mayor Hunter called for a roll call vote which resulted in Trustee Linsner voting "AYE", Trustee Kumkey voting "AYE", Trustee Blondell voting "AYE", Trustee Lincoln voting "AYE", Mayor Hunter voting "AYE". With 5 Ayes and 0 Nays, Mayor Hunter declared the motion CARRIED.

Meeting of July 10, 2017 continued:

**Motion for Climate Smart Communities Pledge**

Motion was made by Trustee Linsner 2nd by Trustee Kumkey that

**WHEREAS**, the Village of Clifton Springs, located in Ontario County, believes that the climate change poses a real and increasing threat to our local and global environments and it's primarily due to the burning of fossil fuels: and

**WHEREAS**, the effects of climate change will endanger our infrastructure, economy and livelihoods; harm our farms, orchards, and ecological communities, including native fish and wildlife populations; spread invasive species and exotic diseases; reduce drinking water supplies and recreational opportunities; and pose health threats to our citizens; and

**WHEREAS**, we believe that our response to climate change provides us with unprecedented opportunity to save money, and to build livable, energy – independent and secure communities, vibrant innovation economies, healthy and safe schools, and resilient infrastructures; and

**WHEREAS**, we believe the scale of greenhouse gas (GHG) emissions reductions required for climate stabilization will require sustained and substantial efforts; and

**WHEREAS**, we believe that even if emissions were dramatically reduced today, communities would still be required to adapt to the effects of climate change for decades to come,

**IT IS HEREBY RESOLVED**, that the Village of Clifton Springs, located in Ontario County, in order to reduce greenhouse gas emissions and adapt to changing climate, adopts the New York State Climate Smart Communities Pledge, which comprises the following ten elements:

1. Pledge to be a Climate Smart Community.
2. Set goals, inventory emissions, plan for climate action.
3. Decrease community energy use.
4. Increase community use of renewable energy.
5. Realize benefits of recycling and other climate-smart solid waste management practices.
6. Reduce greenhouse gas emissions through use of climate – smart land use tools.
7. Enhance community resilience and prepare for the effects of climate change.
8. Support development of a green innovation economy.
9. Inform and inspire the public.
10. Commit to an evolving process of climate action.

Mayor Hunter called for a roll call vote which resulted in Trustee Linsner voting “AYE”, Trustee Kumkey voting “AYE”, Trustee Blondell voting “AYE”, Trustee Lincoln voting “AYE”, Mayor Hunter voting “AYE”. With 5 Ayes and 0 Nays, Mayor Hunter declared the motion CARRIED.

**CORRESPONDENCES:**

**Local Law 1-2017 – traffic changes – Pleasant Street & West Main Street**

Copy of Local Law 1-2017, which includes the two proposed traffic changes, one in front of Peirce’s gift shop and one for “No Parking” on Pleasant Street, from Dewey to Webb. This adds no parking on the east side of the Pleasant Street during the winter season.

Discussion was held and the Board would like to proceed with a public hearing on this.

Meeting of July 10, 2017 continued:

**RESOLUTION AUTHORIZING SCHEDULING OF PUBLIC HEARING FOR PROPOSED LOCAL LAW ENTITLED "A LOCAL LAW AMENDING CHAPTER 108 (VEHICLES AND TRAFFIC) OF THE CODE OF THE VILLAGE OF CLIFTON SPRINGS"**

**WHEREAS**, the Village Board of the Village of Clifton Springs, after due deliberation, finds it in the best interests of the Village to schedule a public hearing to solicit public comment upon a proposed Local Law entitled "Amending Chapter 108 (Vehicles and Traffic) of the Code of the Village of Clifton Springs"; and

**WHEREAS**, the Village Board of the Village of Clifton Springs has reviewed the draft of the aforementioned proposed Local Law attached hereto as Exhibit "1" and deems it in the best interests of the Village of Clifton Springs to proceed in accordance with the Code of the Village of Clifton Springs and the Laws of the State of New York in adopting said Local Law,

**NOW, THEREFORE, BE IT RESOLVED**, that the Village Clerk be, and she hereby is, directed to schedule a public hearing to be held on August 14, 2017, at 6:05 p.m. at the Clifton Springs Village Hall, 1 West Main Street, Clifton Springs, New York; and be it further

**RESOLVED**, that the Village Clerk, be and hereby is, authorized to forward to the official newspaper of the Village a Notice of Public Hearing in the form substantially the same as that attached hereto as Exhibit "2"; and be it further

**RESOLVED**, that the Village Clerk be, and she hereby is, directed to post a copy of the proposed Local Law on the Village of Clifton Springs sign board and take any and all other necessary actions to properly bring the aforementioned Local Law before the Village Board of the Village of Clifton Springs for its consideration.

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 10, 2017 by the following vote:

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

Dated: July 11, 2017

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Lori Reals, Village Clerk/Treasurer

SEAL

**Local Law 2-2017 – ability to exceed the property tax cap limit**

Local Law 2-2017, which allows the Village to exceed the property tax cap limit.

Discussion was held and the Board would like to proceed with a public hearing on this.

Meeting of July 10, 2017 continued:

**RESOLUTION INTRODUCING LOCAL LAW AND CALLING A PUBLIC HEARING**

**WHEREAS**, the Village Board of the Village of Clifton Springs, after due deliberation, finds it in the best interests of the Village to schedule a public hearing to solicit public comment upon a proposed Local Law entitled "A local law to override the tax levy limit established in General Municipal Law §3-c"; and

**WHEREAS**, the Village Board of the Village of Clifton Springs has reviewed the draft of the aforementioned proposed Local Law attached hereto as Exhibit "1" and deems it in the best interests of the Village of Clifton Springs to proceed in accordance with the Code of the Village of Clifton Springs and the Laws of the State of New York in adopting said Local Law; and

**NOW THEREFORE, BE IT RESOLVED**, that the proposed Local Law entitled "A local law to override the tax levy limit established in General Municipal Law §3-c", be and it is hereby introduced before the Board of Trustees of the Village of Clifton Springs, New York, and

**BE IT FURTHER RESOLVED**, that the Board of Trustees hold a public hearing on said proposed Local Law at the Village Hall, 1 West Main Street in the Village of Clifton Springs, New York, at 6:00 p.m. on August 14, 2017; and

**BE IT FURTHER RESOLVED**, that the Village Clerk publish or cause to be published a public notice in the official newspaper of the Village of said public hearing at least five (5) days prior thereto; and

**BE IT FURTHER RESOLVED**, that the Village Clerk be, and she hereby is, directed to post a copy of the proposed Local Law on the Village of Clifton Springs sign board and take any and all other necessary actions to properly bring the aforementioned Local Law before the Village Board of the Village of Clifton Springs for its consideration; and

**BE IT FURTHER RESOLVED**, that the Village Clerk be, and hereby is, authorized to provide all other notices as required by law for the adoption of this local law.

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 10, 2017 by the following vote:

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

Dated: \_\_\_\_\_, 2017

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Lori Reals, Village Clerk

SEAL

**Resolution regarding food composting**

Resolution the Board needs to consider to proceed with a grant for food composting.

See privilege of the floor for this resolution.

Meeting of July 10, 2017 continued:

**Solar power – YTD**

Updated excel spread sheet for solar.

NYSEG has issued numerous credits, so this has improved.

**ZBA meeting minutes 6-19-2017**

Copy of the ZBA meeting minutes from 6-19-2017.

Reviewed.

**ZBA public hearing notice**

Copy of the legal ad for a ZBA public hearing to be held on 7-17-2017.

This request is to allow the property at 53 East Main Street to be converted from 2 residential rental units to 3 residential rental units.

**Village of Phelps sends check for street sweeping**

Copy of the check from the Village of Phelps for street sweeping.

This is the 2<sup>nd</sup> of 5 payments. The Village appreciates Phelps sending this.

**Thank you from the Chamber of Commerce**

Copy of the thank you note from the Chamber.

The note was to thank the Village for help with the celebration of Occupational Therapy 100 year anniversary.

**Donation from Clifton Springs Fire Department for air packs**

Copy of the check from CS Fire Department that they committed toward the air packs.

This check was for \$50,000 and will be used for the purchase of air packs. The Village appreciates the department working together with the Village toward this purchase.

**Trustee Blondell sends letter to Planning and Zoning**

Letter Trustee Blondell would like the Board to review and consider sending to the Planning and ZBA members.

Discussion was held. Trustee Blondell asked the members to make sure they are specific with details. Trustee Blondell just wants to keep Clifton Springs a model village.

**STREET DEPARTMENT:** Trustee Kumkey reported the following:

**Miscellaneous**

The crew is looking at what has been done at John Herendeen on 31 Pleasant Street with his driveway to help keep street water from running into his driveway. The crew will watch during heavy rain and see if this has improved. The crew will be working on fire hydrant painting and tree trimming.

**SEWER DEPARTMENT:** Report was covered under privilege of the floor.

**WATER DEPARTMENT:** Trustee Blondell reported the following:

**Miscellaneous**

Letters regarding the need to change out the water meter will be going out soon. Once this group of meters are changed out approximately 75% of the Village will be complete with radio remote reads.

During a recent heavy rain storm the pumps had to be turned off due to high turbidity. This did not present any problems in Clifton Springs.

Meeting of July 10, 2017 continued:

**ZONING & PLANNING DEPARTMENTS:** Trustee Blondell had nothing to report.

**FIRE DEPARTMENT:** Trustee Linsner had nothing to report.

**PARK – YOUTH DEPARTMENT:** Nothing was reported.

**POLICE DEPARTMENT:** Mayor Hunter reported the police schedule will be the same this month as it was last month.

**MAYOR HUNTER REPORT:** Mayor Hunter reported the following:

**Comprehensive Meeting**

Mayor Hunter reminded the Board about a public discussion meeting on the Comprehensive Plan.

**CLERK REALS REPORT:** Clerk Reals provided the Board with the justice court reports, copies of zoning violation letters, payroll worksheets, fire report for May and June.

**OTHER BUSINESS:**

**Resolution on Expenditure for Air Packs – Fire Department**

On Motion by Trustee Earl Lincoln, Seconded by Trustee Jeff Linsner, voted and carried by Board Resolution:

WHEREAS, the Board of Trustees wishes to transfer \$30,001.00, maximum, out of its fire equipment reserve to pay for air packs.

WHEREAS, funds are available for such purpose in this Reserve Fund.

NOW THEREFORE BE IT RESOLVED, BY THE Board of Trustees of the Village of Clifton Springs authorizes as follows:

That the Clerk/Treasurer of the Village of Clifton Springs be, and she hereby by is, empowered to transfer the \$30,001 maximum from the fire equipment reserve fund to the general savings account. Said funds to be used solely for the purpose of paying for air packs.

This resolution shall be subject to a permissive referendum, as permitted by law.

Trustee Blondell voted AYE, Trustee Linsner voted AYE, Trustee Lincoln voted AYE, Trustee Kumkey voted AYE, Mayor Hunter voted AYE. Carried.

**Renewal of CD'S**

The Village has two Certificate of Deposits that renew in July, 2017. These CD's were established prior to Clerk Reals. Motion was made by Trustee Lincoln 2<sup>nd</sup> by Trustee Linsner to renew the CD's for six months. These two CD's total \$138,307.64. All members present voting AYE. Carried.

**Justice Court Book presented**

On behalf of Judge Holly Adams and Acting Justice Gary Fisher, Clerk Reals presented to the Village Board the Village of Clifton Springs Justice Accounting Book for the Village Board to review thru June 2017. All members present had the opportunity to review the detailed ledger book.

**Adjournment**

There being no further business to come before the Board, motion made by Trustee Lincoln 2<sup>nd</sup> by Trustee Linsner to adjourn. All members present voting AYE. Meeting adjourned at 6:50 p.m.

Respectfully submitted, Lori A. Reals Clerk/Treasurer