

June 8, 2020

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. This meeting was held via Cisco Web Ex meetings, due to COVID 19.

Presiding: Bill Hunter Mayor

Board Members Present: Jim Keyes, Bryan Gray

Board Members Absent: Earl Lincoln, Jeff Linsner

Also Attending: Village resident's Donna and Bill Kramp (remotely)

Minutes: The minutes of the meeting minutes of May 11, 2020 were approved upon motion by Trustee Gray 2nd by Keyes. All members present voted AYE. Carried.

Vouchers: General, Water and Sewer Vouchers #1 through #49 approved for payment by Trustee Keyes 2nd by Trustee Gray. All members present voting AYE. Carried.

General Fund =	\$ 138,718.79
Water Fund =	\$ 18,530.18
Sewer Fund =	\$ 13,323.78

PRIVILEGE OF THE FLOOR:

No persons were present in person, due to the NY Pause Order and Governor Andrew Cuomo Executive Orders pertaining to COVID 19 and public meetings. Peter Martin from Hunt Engineering and Dan Blondell, Planning Board Chairman, had asked to be on the agenda and joined the meeting remotely.

Peter Martin – Hunt Engineering – Sewer

Peter Martin, Engineer from Hunt Engineering joined the Board remotely . Mr. Martin informed the Board he has completed necessary paperwork for the Department of Environmental Conservation pertaining to the grants for Inflow and Infiltration and Disinfection.

Mr. Martin is responding in writing to the Department of Environmental Conservation and intends to attend the July Board meeting to update the Board.

Mr. Martin explained that the Village is in line for grant funding, but the Village needs to complete a SEQR and declare the Village Board as lead agency.

Resolution with reference to the proposed
VILLAGE OF CLIFTON SPRINGS, ONTARIO County, NY
WASTEWATER TREATMENT PLANT DISINFECTION SYSTEM AND COLLECTUION
SYSTEM IMPROVEMENT
State Environmental Quality Review Act (SEQRA)
Lead agency establishment

WHEREAS, the Village of Clifton Springs (hereinafter the "Village") proposes to undertake wastewater treatment plant disinfection system and collection system improvement project; and

WHEREAS, the Village has a history of collection system inflow and infiltration which impacts the operation of the wastewater treatment plant; and

WHEREAS, the NYS DEC has issued requirement to add disinfection to the Village wastewater treatment plant in accordance with SPDES permit; and

WHEREAS, engineering reports have been prepared by HUNT Engineers identifying the recommended alternative to provide disinfection and provide improvements to the

Meeting of June 8, 2020 continued:

overall operation and maintenance of the wastewater treatment plant and collection system; and

WHEREAS, various regulatory, funding and public approvals will be needed in the planning and development of the proposed improvement projects:

NOW, THEREFORE, LET IT BE RESOLVED THAT:

1. The Village Board of the Village of Clifton Springs determines pursuant to Article 8 of the Environmental Conservation Law and the regulations contained in 6 NYCRR Part 617, hereafter called SEQRA, that the proposed project is a Type I action under SEQRA, and therefore a Full Environment Assessment Form (FEAF) must be prepared.
2. The Village Board declares its intent to establish itself as lead agency in the coordinated review of this action.
3. The Village Clerk or agent of the Village shall notify all Involved Agencies of the Village Board's intention to designate itself lead agency.
4. A coordinated review will be performed.
5. This resolution shall take effect immediately.

Dated: June 8, 2020

Introduced by: Trustee Jim Keyes

Seconded by: Trustee Bryan Gray

Voting Aye: Trustee Jim Keyes, Trustee Bryan Gray, Mayor William Hunter

Voting Nay: None

Absent: Trustee Earl Lincoln, Trustee Jeff Linsner

Mr. Martin informed the Board that he believes that grant funding maybe more than he thought, with possible stimulus , but overall Mr. Martin believes the Village should obtain a good funding package.

Mr. Martin left the meeting remotely at 6:10 PM.

Dan Blondell, Planning Board Chair, Kendall Street sidewalk

Dan Blondell, Planning Board Chairman joined the Board meeting remotely. Chairman Blondell sent an email stating that the Planning Board would like a sidewalk installed on the east side of Kendall Street from Ladue Avenue to Route 96 – when Kendall Street is re-built in the future. In the meantime the Planning Board would like a sidewalk installed on the east side of Kendall Street from the Professional Office Park to the new FLACRA building, FLACRA will be installing sidewalk in front of their property, and then the Planning Board would like a sidewalk installed from FLACRA to at least Key Homes, or preferably to Everson's Dairy.

Mayor Hunter stated the he understood the previous agreement was to investigate installing a crosswalk and holding off on sidewalk until the area was re-built in the future.

Chairman Blondell explained that FLACRA will be moving forward this this year with their new building and installing sidewalk in front of their property. FLACRA in is installing sidewalk at the request of the Planning Board.

Meeting of June 8, 2020 continued:

Chairman Blondell understood that previously (March 9, 2020 Board meeting) the Village Board agreed to install a partial sidewalk from the Professional Office Park to Key Homes or Everson's Dairy.

Mayor Hunter stated he understood that it was agreed to install a pad where the proposed crosswalk would be placed.

Chairman Blondell reviewed the previous estimate that Supervisor Lannon provided in March 2020. Based on that estimate Chairman Blondell stated that sidewalk could be installed at \$23.50 a foot. Chairman Blondell estimates it would cost \$4,000 to install a sidewalk from the Professional Office Park to FLACRA or \$9,300 to install sidewalk to Everson's Dairy.

Mayor Hunter explained that no money was budgeted for sidewalks in the 2020-2021 budget. Chairman Blondell understood this and thought the \$10,000 could be budgeted for in 2021-2022. Mayor Hunter stated this needs further discussion and tighter numbers.

Mayor Hunter agreed that sidewalk could be installed in 2021-2022 from the Professional Park crosswalk to FLACRA new sidewalk.

Trustee Gray asked if FLACRA had an issue with the sidewalk installation. Chairman Blondell explained that FLACRA took out some parking spots to be able to install sidewalk, it was a compromise with the Planning Board.

Chairman Blondell stated that the Planning Board is asking for this for the safety of the Village. Chairman Blondell agreed to attend the July Village Board meeting for further discussion.

B. Kramp – regarding new LED street lighting

Mayor Hunter asked Mr. and Mrs. Kramp if they had any items to discuss with the Board. Mr. Kramp informed the Board that he likes the new LED streetlights and the new lights provide less light pollution into the houses. The Board appreciated the comment.

CORRESPONDENCES:

Proposed Local Law – per Planning Board request – zoning text amendments

Copy of the proposed local law for text amendments to the Zoning Code, as requested by the Planning Board.

The Board reviewed the proposed local law.

RESOLUTION AUTHORIZING SCHEDULING OF PUBLIC HEARING FOR A PROPOSED LOCAL LAW ENTITLED "A LOCAL LAW AMENDING CHAPTER 120 (ZONING) 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 "A Local Law Amending Chapter 120 (Zoning) 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,

Meeting of June 8, 2020 continued:

NOW, THEREFORE, BE IT RESOLVED, that the Village Clerk be, and she hereby is, directed to schedule a public hearing to be held on July 13, 2020, at 6:10 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 June 8, 2020 by the following vote:

	<u>Aye</u>	<u>Nay</u>
William Hunter	X	
Earl Lincoln	was not present	
Jeffrey Linsner	was not present	
James Keyes	X	
Bryan Gray	X	

Dated: June 9, 2020

Lori Reals, Village Clerk/Treasurer

SEAL

County Planning editorial comment pertaining to text amendment law

Editorial comment from the County Planning pertaining to the local law above. The County suggests changing one word from "traffic" to "vehicle".

The Board does not want to change the wording in the proposed local law.

County Planning Board regarding text amendment law

Comments to the local law above from Ontario County Planning Board.

Reviewed. The County Planning Board had no comment and recommends approval of the two text amendments.

Village Planning Board review of text amendment law

Planning Board minutes from May 13, 2020.

The Village Planning Board has no objection to wording in the proposed local law regarding two text amendments. .

**Proposed Local Law – to change residency requirement
for full time Police Officers**

Copy of the proposed local law to change the residency requirement for full time police officers.

RESOLUTION AUTHORIZING SCHEDULING OF PUBLIC HEARING FOR PROPOSED LOCAL LAW ENTITLED "A LOCAL LAW AMENDING CHAPTER 26 (RESIDENCY REQUIREMENTS) 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 "A Local Law Amending Chapter 26 (Residency Requirements) of the Code of the Village of Clifton Springs"; and

Meeting of June 8, 2020 continued:

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/Treasurer be, and she hereby is, directed to schedule a public hearing to be held on July 13, 2020, at 6:00 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/Treasurer, 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/Treasurer 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/Treasurer 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 June 8, 2020 by the following vote:

	Aye	Nay
William Hunter	X	
Earl Lincoln	was not present	
Jeffrey Linsner	was not present	
James Keyes	X	
Bryan Gray	X	

Dated: June 9, 2020

Lori Reals, Village Clerk/Treasurer

SEAL

Current law pertaining to residency requirement for full time Police Officers

A copy of our current local law pertaining to residency for full time police officers.

Reviewed. Currently the law requires full time police officers to reside within the Village limits. The proposed law would allow full time police officers to reside within the Village limits or within a 10-mile radius of the Village.

Water – Village of Newark to increase Village water cost by 20%, Village of Clifton Springs to increase water cost by 20% to any water user served by the Village

Letter from the Village of Newark agreeing to not increase the water rate by 20% until August 1, 2020. This was granted at the request of Mayor Hunter.

Motion was made by Trustee Keyes 2nd by Trustee Gray to increase the water rates to all users of water supplied by the Village of Clifton Springs by 20%, effective August 1, 2020. All members present voting AYE. This rate increase would then be reflected in the bills users receive on November 1, 2020. Trustee Gray would like to see more notice given from the Village of Newark in the future when rates need to be increased. The last increase in water rates was August 2010.

Meeting of June 8, 2020 continued:

Sewer – NYS EFC information regarding disinfection

Email from NYS EFC pertaining to items that they need more information regarding disinfection at the sewer plant. These items will need to be addressed by Engineer Peter Martin at Hunt Engineering.

Reviewed. Peter Martin, P.E., has addressed these items with NYS EFC.

C. Forbes – 9 Teft Avenue – 7 dogs

Copy of the letter that Mayor Hunter sent to Cheryl Forbes at 9 Teft Avenue pertaining to her 7 dogs. This concern was brought to the Village by a neighbor.

Reviewed. See below for permit.

C. Forbes – 9 Teft Avenue – 7 dogs

Mrs. Forbes response to the above letter.

Reviewed – See below for permit.

C. Forbes – 9 Teft Avenue – 7 dogs

Copy of the Village code pertaining to the number of dogs allowed.

Discussion was held. Trustee Keyes stated that he appreciates Mrs. Forbes letter, but seven dogs seem excessive in a Village. Trustee Gray suggested granted a permit for the seven dogs with some conditions. The Board has never granted a permit for this many dogs. The Board is willing to grant the permit with the understanding that it can be revoked at any time should the neighbors complain.

At the Village Board meeting on June 8, 2020 the Village Board approved a permit to house seven dogs at 9 Teft Avenue with the following conditions:

- 1) The permit is for seven dogs. As the code allows residents to have two dogs, it is requested that as a dog passes or permanently leaves the residence that the owner does not replace that dog, until the owner gets down to two dogs.
- 2) The dogs are to be confined to the side of the house with an invisible fence. Should the invisible fence not confine the dogs, the owner will be asked to install a solid fence in the yard to keep the dogs on her property.
- 3) This was brought to the Village's attention by people complaining about the barking of the dogs. Please continue to be considerate of the barking.
- 4) The permit is good for one year from June 2020 until June 2021. As a reminder the Village code reads as follows: Section 49.1A, of the Village Code "Such special permit may be granted for a period of one year unless it shall appear from complaints of neighbors or otherwise that the keeping of the animal in question is objectionable or offensive by reason of noise, smell or other cause. Such a special permit shall be revocable at any time by the Board of Trustees."
- 5) After a one-year period, should the permit still be in effect, the owner of 9 Teft Avenue is responsible to appear or write to the Board for the permit to continue.

YMCA annual agreement

Annual agreement for financial support to the YMCA.

WHEREAS, the Village desires to enter into a contract with the YMCA Youth Program whereby the YMCA Youth Program will provide organized recreational programs to the youth of the Village, and

Meeting of June 8, 2020 continued:

WHEREAS, the YMCA Youth Program desires to enter into a contract with the Village to provide organized recreational programs to the youth of the Village.

NOW THEREFORE BE IT AGREED AS FOLLOWS:

1. The YMCA Youth Program agrees to furnish organized recreational programs to the Youth of the Village for the sum of \$11,285 (\$6,519 from the Village of Clifton Springs, \$1,500 from the Town of Phelps, \$3,266 from the Town of Manchester, (Manchester funds include the swimming program funding as well, which allows the Town outside Village children to participate in this program) for the fiscal year beginning on the 1st day of June 2020, such sum to be paid to the YMCA on or about the 1st day of August 2020.
2. In consideration of the furnishings of organized recreational programs, the Village agrees to pay the YMCA the sum specified in paragraph one at the time so specified.
3. The YMCA agrees that the YMCA is restricted from using any of the above said funds to subsidize or off set in anyway the YMCA Child Care Program, including before and after school care and summer day sessions that families pay for.

It should be noted this amount had to be decreased significantly from previous years, due to the COVID 19 virus and the loss of revenue to the Village.

Annual agreement to the Library

Annual agreement for financial support to the library.

WHEREAS, the Village desires to enter into a contract with the Library whereby the Library will furnish such Library privileges to the people of the Village, and

WHEREAS, the Library desires to enter into a contract with the Village to furnish such Library privileges to the people of the Village,

NOW THEREFORE BE IT AGREED AS FOLLOWS:

1. The Library agrees to furnish Library privileges to the people of the Village for a sum of \$4,000 for the year commencing on the 1st day of June 2020, such sum to be paid to the Library on or about the 1st day of August 2020.
2. In consideration of the furnishings of such Library privileges by the Library, the Village agrees to pay the Library the sum specified in paragraph one at the time so specified.

It should be noted this amount had to be decreased significantly from previous years, due to the COVID 19 virus and the loss of revenue to the Village.

Complaint NYS Pause - pickleball

Complaint from NYS Pause Enforcement pertaining to pickleball.

Reviewed. Signage to this area for COVID 19 precautions has been added. The complaint pertained to those watching pickleball (more than 10 people) and not practicing social distancing or wearing masks.

Response to Code Enforcement on the complaint

Response to Code Enforcement Officer Steve DeHond regarding the complaint.

Reviewed.

NYCOM advocacy updates

Three NYCOM advocacy updates.

Reviewed.

Meeting of June 8, 2020 continued:

Mead's – 13 Pearl St.- request for chickens

Letter from the Mead's at 13 Pearl Street requesting permission to have 4 chickens.

Reviewed. The Board granted the permit with the following conditions:

- 1) The permit is for no more than four (4) chickens, and no roosters.

- 2)The chickens are to be housed behind the home in a shed/chicken coop. No free-range chickens are allowed.

- 3) There needs to be a plan for proper disposal of the chicken waste. There should be no odor present in the neighborhood.

- 4) The permit is good for one year from June 2020 until June 2021. As a reminder the Village code reads as follows: Section 49.1A, of the Village Code "Such special permit may be granted for a period of one year unless it shall appear from complaints of neighbors or otherwise that the keeping of the animal in question is objectionable or offensive by reason of noise, smell or other cause. Such a special permit shall be revocable at any time by the Board of Trustees."

- 5)After a one-year period, should the permit still be in effect, the Mead's are responsible to appear or write to the Board for the permit to continue.

Kendall Street sidewalk – from Dan Blondell, Planning Board Chairman

Email from Dan Blondell, Planning Board Chairman, regarding sidewalk on Kendall Street.

Discussed and action taken under privilege of the floor with Chairman Blondell participating in the meeting remotely.

Sewer- Peter Martin - sewer plant disinfection & SEQR

Email and SEQR from Peter Martin, Hunt Engineering.

Discussed and action taken under privilege of the floor with Peter Martin, P.E., participating in the meeting remotely.

STREET DEPARTMENT: Mayor Hunter reported the following:

Provided by Supervisor Lannon: Micro-paving is complete. Crosswalk and parking areas will be painted soon. The crew will be working on painting flower boxes, bridge railing's, signposts, and some of the rusty hydrants, that are mostly on Kendall Street and Main Street.

WATER DEPARTMENT: Mayor Hunter reported the following:

Provided by Supervisor Lannon: A water leak has been located and repaired on East Main Street near Hillside Drive. Hydrant flushing has been completed. All main line valves will be exercised this week. Five large metes will be installed in the next three to four weeks. Hot patching will be done an all water dig sites. A new water service will be installed at 14 Ladue Avenue.

SEWER DEPARTMENT: Trustee Keyes reported the following:

The sewer manhole at the park that needed emergency repair work has been completed. The digester had to be cleaned out. The effluent meter needs replacement.

Meeting of June 8, 2020 continued:

ZONING & PLANNING DEPARTMENTS: See privilege of the floor and correspondences.

FIRE DEPARTMENT: Trustee Linsner was not present.

PARK – YOUTH DEPARTMENT:

Use of Village Park

Clerk Reals updated the Board on the rental use of the park. As of now the office has not been taking any new reservations, due to the COVID 19 virus. It is the hope to be able to honor the reservations that had been placed, prior to COVID 19.

SOCIAL MEDIA: Trustee Keyes had nothing to report.

POLICE DEPARTMENT: Mayor Hunter received a schedule for the month of June and a monthly activity report for May.

MAYOR HUNTER REPORT: Mayor Hunter's report was covered throughout the meeting.

CLERK REALS REPORT: Clerk Reals provided the Board members a copy of the abstracts thru May.

Due to COVID 19, per Governors Executive Order, Village Election Day is now scheduled for September 15, 2020 (should have been March 18, 2020). Due to Governors Executive Order, Village Court has been postponed from March to May to June and is now tentatively scheduled to be held in August. No court has been held since February 2020.

OTHER BUSINESS:

Certificate of Deposit – Street Equipment

The following was made upon motion of Trustee Gray 2nd by Trustee Keyes:

The certificate of deposit for the street equipment renews the end of June. This money has been being saved to purchase a new loader. Clerk Reals is authorized to move \$102,500 from the certificate of deposit that currently has approximately \$120,914.00 into the general fund savings to be used for the purchase of the loader. The cost of the loader is estimated to cost \$102,584.00.

The Clerk/Treas. is authorized to invest the remaining \$18,414 into a certificate of deposit. This Certificate of Deposit is established for the purchase or repair of street equipment. This Certificate of Deposit will be for ten months.

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.

Adjournment

There being no further business to come before the Board, motion made by Trustee Keyes 2nd by Trustee Gray to adjourn. All members present voting AYE. Meeting adjourned at 6:48 p.m.

Respectfully submitted,

Lori A. Reals
Clerk/Treasurer