

July 12, 2021

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: Mayor James Keyes

Village Trustees Present: Jeff Linsner, Bryan Gray, Brian Rickerson

Village Trustees Absent: Earl Lincoln

Also Attending: Street & Water Supervisor Jason Lannon, Sewer Plant Chief Operator Eric Merkley

Minutes: The minutes of the meeting of June 14, 2021, were approved upon motion by Trustee Gray 2nd by Trustee Linsner. All members present voted AYE. Carried. General, Water and Sewer Vouchers #62 through #147 were approved for payment by Trustee Linsner 2nd by Trustee Gray. All members present voting AYE. Carried.

General Fund =	\$ 165,669.02
Water Fund =	\$ 28,206.53
Sewer Fund =	\$ 6,531.88

PRIVILEGE OF THE FLOOR:

Jason Lannon – street and water report

Jason Lannon, Street & Water Supervisor appeared before the Board.

Street report: Concrete gutter and sidewalk are complete on a section of Ladue Avenue. The project turned out well. The summer laborer is doing well. A home on Silver Street would like a walnut tree removed. The tree is in the road right of way and appears healthy. The owner wants it removed as it is a walnut tree and is concerned the walnuts will fall and hit the children on the head. The owner is willing to remove the tree at their expense. The Board agreed that the owner could remove the tree at their expense, provided they complete the required paperwork to complete work in the road right of way and supply the proper workers compensation and liability insurance, approved by the Village insurance company.

Water report: The main line water pump was replaced. A re-built pump was installed. An electrician had to be hired to wire it and laser it. This did create a problem with the telemetry at the tank and a new chart recorder has been installed. The pump that was removed will be rebuilt. The approximate cost is \$7,000. A home on Ladue Avenue got a new water service. A new water service will be installed on Crane Street. The crew has repaired this line numerous times, including several times in the winter. Hot patching will be done from water digs, including patching a section at the firehouse. Supervisor Lannon anticipates the water pumps will need to be replaced. This was budgeted for in 2027. The pumps the Village is currently using are now obsolete. Supervisor Lannon will work on getting a new estimate and re-work the long-range plan.

Supervisor Lannon requested permission to have Hunt Engineering assist in finding a water tank inspection company that could come to Clifton Springs and evaluate the interior and the exterior of the two water tanks. The Board was agreeable to this. In the long-term budget, the larger tank (500,000 gallons) was tentatively scheduled to be painted inside and outside in 2025, at an estimated cost of \$300K to 350K.

Eric Merkley, Chief Wastewater Plant Operator report

The sewer department hopes to build a building over the sewer lift station that is behind Ashton Place on Woodview Drive. Chief Operator Merkley is working on getting a contractor to pour the pad. Once the pad is poured, Supervisor Lannon will see if the

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crew has time to assist the sewer department with the building. This will be dependent on the shape the crew is in with fall/winter projects.

Trustee Rickerson discussed having Hunt Engineering come in person to the wastewater plant to look at the design for the required disinfection. Chief Operator Merkley would also like to look at the head works at the plant, as he feels this goes hand in hand with disinfection. Mayor Keyes will send an email to Hunt Engineering to get this process started.

Discussion was held on Clifton Springs Hospital sewer discharge permit. Chief Operator Merkley explained that the violations to the permit continue to come and go. Overall it appears the violations are mostly human error with an employee dumping cleaning products into the sewer system or discharge from the chillers. Chief Operator Merkley explained the hospital continues operate off on old discharge permit. Chief Operator Merkley would like to see the violations corrected and a new permit put in place. The Village and NYS DEC would also like to see some type of pre-treatment put in place at the hospital.

CORRESPONDENCES:

Covid relating to water terminations and payments

Letter from Donna LaPlant, Director of Ontario County Real Property, pertaining to a change in the Public Service Law regarding the terminating water service and interest free deferred payment plans for water that are Covid related.

Reviewed.

Tax Cap override law

Copy of a local law that would allow the Village to override the property tax cap. The Village does this law annually as it also protects the Village should an error be made in calculating the tax cap.

Discussion was held. The following resolution was offered by Trustee Linsner 2nd by Trustee Rickerson:

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 6:15 p.m. on August 9, 2021; and

BE IT FURTHER RESOLVED, that the Village Clerk/Treasurer 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

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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; and

BE IT FURTHER RESOLVED, that the Village Clerk/Treasurer 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/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 July 12, 2021 by the following vote:

	Aye	Nay
James Keyes	X	
Earl Lincoln	was not present	
Jeffrey Linsner	X	
Bryan Gray	X	
Brian Rickerson	X	

Dated: July 13, 2021

Lori Reals, Village Clerk/Treasurer

SEAL

Chamber of Commerce- Sip & Sway to the Music

Letter from the Chamber of Commerce requesting closure of the street on September 24, 2021, from 4:30 -8:15 pm, for "Clifton Springs Sip & Sway to the Music".

Discussed. Anderson VanHorne Insurance Agency has indicated that this event would be covered under the Chamber insurance. At this time, the Board is agreeable to the street closure. Discussion will need to be held with Chamber to determine if trash pickup will be needed for this event.

Festival of Lights

Letter from the Chamber of Commerce requesting street closure on December 3, 2021 from 5-8pm for the Festival of Lights.

Discussed. At this time the Board is agreeable to the street closure.

Short term rentals

E-mail from Scott Landschoot, ZBA Chairman, with his thoughts on VRBO, Air B n B and short-term rentals.

The Village Board has sent this topic on to Attorney Graff for a local law. Once the local law is received the Village Board will review it and once it is ready for public comment a public hearing will be scheduled.

Court cases for July 2021

Copy of the court cases report for July 2021, submitted by Court Clerk, D. Rickerson.

Reviewed.

Training certificates – Planning and Zoning

Copy of the certificate of attendance for the people who listened to the webinar on "Regulating Short Term Rentals".

Reviewed. The Board appreciates that D. McGrath, S. Janas, S. Landschoot, L. Rider, S. DeHond, J. Feligno, and J. Keyes all attended the training.

Meeting of July 12, 2021 continued:

Community Bank – plaza branch will be drive thru only

Letter from Community Bank that indicates they will be changing the plaza bank branch to drive up only.

Reviewed.

NYS Cannabis Law

Email from Attorney Graff regarding the NYS Cannabis Law.

The Board also received information from NYCOM. The Board understands the need to decide on the opt in or opt out of retail dispensaries and on-site consumption sites. Mayor Keyes will place some information on face book, letting people know the Village will be discussing this at the August meeting. Mayor Keyes will also be meeting with FLACRA, and the hospital and this topic will be part of the discussions.

STREET DEPARTMENT: This report was covered under privilege of the floor.

WATER DEPARTMENT: This report was covered under privilege of the floor.

Increase in water rates – August 1, 2021

Discussion was held on increasing water rates. This discussion is because the Village of Newark will raise the water rates by 10% to the Village of Clifton Springs, effective August 1, 2021. After discussion, motion was made by Trustee Gray 2nd by Trustee Linsner to increase water rates by 3% effective August 1, 2021. All members present voting AYE. Trustee Gray did an overview of the water budget and suggested the 3%. Trustee Gray explained that next year the Village may need to raise the water rate again but preferred to wait and see how the water fund does with the 3% water increase.

SEWER DEPARTMENT: Trustee Rickerson report was covered under privilege of the floor.

ZONING & PLANNING DEPARTMENTS: Trustee Gray reported the following:

Signs for Clifton Springs Hospital

Clifton Springs Hospital will appear before the Zoning Board in August for a variance request for two signs that are requested to be placed on the main hospital building. The variance is needed due to the size of the signs.

Animal permit

S. DeHond, Code Enforcement Officer, has sent a letter to a property owner on Pearl Street, reminding them they need to request renewal of the animal permit they have.

FIRE DEPARTMENT: Trustee Linsner reported the following:

Background checks

The Board agreed they want background checks done on all new volunteer fire fighters and on any member that has not had one completed. It seems background checks stopped being requested by the fire department to the police department a few years ago. Discussion was held on if the Sheriff's Department could do the background checks. Trustee Rickerson suggested that the Village ask permission from the Sheriff to complete these, if the Village wants the Sheriff's Department to complete the background checks. Clifton Springs Police Department is willing to complete the background checks as well.

PARK – YOUTH DEPARTMENT: Nothing was reported.

SOCIAL MEDIA: Nothing was reported.

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POLICE DEPARTMENT: Trustee Gray reported the following:

Tentative retirement of Chief S. Upchurch

Trustee Gray talked with Chief S. Upchurch. They plan to meet and discuss the tentative retirement of Chief Upchurch, estimated at May 2022. At this time Trustee Gray will be looking at continuing with an officer for approximately 20 hours per week. Trustee Gray will discuss this with Chief Upchurch and see if he may be interested in working approximately 20 hours per week, after his retirement.

MAYOR KEYES REPORT: Mayor Keyes reported the following:

Sidewalk to school discussion

Mayor Keyes reported that a meeting will be held with the Town of Manchester, the Town of Phelps, the Village of Phelps, the Village of Clifton Springs, Midlakes School District and Hunt Engineering to discuss a grant that is available that would help fund sidewalks to the school campus. A meeting will be scheduled in the near future to discuss the interest in this from all parties.

Justice Court Audit

The State sent an email with further details of all the items that need to be reviewed with the Justice Court Audit. Trustee Linsner will complete this review with the Court Clerk and once complete the review will be sent on to the State.

ARPA Funding

The Village has applied for American Rescue Plan Act (ARPA) coronavirus local fiscal recovery funds.

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

OTHER BUSINESS:

Adjournment

There being no further business to come before the Board, motion made by Trustee Linsner 2nd by Trustee Gray to adjourn. All members present voting AYE. Meeting adjourned at 7:45 p.m.

Respectfully submitted,

Lori A. Reals
Clerk/Treasurer