

November 12, 2018

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: Jeff Linsner, Earl Lincoln, Jim Keyes

Board Members Absent: Dan Blondell

Also Attending: From the Clifton Springs Volunteer Fire Department First Assistant Chief Kodey Clark, Jeff Guard, Street Supervisor Jason Lannon, Eagle Scout Candidate Kenny Deland.

Minutes: The minutes of the meeting of October 8, 2018 were approved upon motion by Trustee Lincoln 2nd by Trustee Linsner. All members present voted AYE. Carried.

Vouchers: General, Water and Sewer Vouchers #415 through #510, approved for payment by Trustee Lincoln 2nd by Trustee Keyes. All members present voting AYE. Carried.

General Fund =	\$ 145,760.55
Water Fund =	\$ 13,428.47
Sewer Fund =	\$ 26,980.26

**2019 Pumper Tanker Fire Truck**

Discussion was held on the bid that was received at the last meeting for the 2019 Pumper Tanker Fire Truck. The Fire Department has submitted a letter that supports the purchase of this truck and commits \$100,000 from the Department toward the truck (\$82,026 to be used toward the truck and \$17,974 to be used toward equipment on the truck once it arrives). The Board appreciates this generous donation from the Department. Clerk Reals supplied the Board with two quotes for financing on the truck. After discussion, motion was made by Trustee Linsner 2<sup>nd</sup> by Trustee Keyes to award the bid to:

4 Guys Fire Company PO Box 98 Meyersdale, PA 15552	Bid Price =	\$488,020
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All members present voting AYE.

**Financing the Fire Truck with Community Bank**

The Board also agreed to do the financing with Community Bank N.A. as they had the best interest rate. The Board agreed to finance \$188,589 over 5 years at a 3.5% interest rate, which equals five payments of \$37,717.80.

**A RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF SERIAL BONDS FOR THE PURCHASE OF NEW FIRE TRUCK**

**WHEREAS**, this Village Board recognizes the Clifton Springs Volunteer Fire Department's need for a new fire truck and has worked with the Clifton Springs Volunteer Fire Department towards the purchase of a new fire truck, specifically a 2019 Pumper Tanker mounted on a Spartan Chassis (the "Purchase"); and

**WHEREAS**, the Village has complied with all advertising and public bidding requirements necessitated by New York State law for this Purchase; and

**WHEREAS**, the Village has received a low bid of \$488,020.00 for the Purchase from 4 Guys Fire Company, from Meyersdale, Pennsylvania (less \$5,994 if the chassis for the truck is paid for in full when it arrives in 5 to 6 months); and

Meeting of November 12, 2018 continued:

**WHEREAS**, this Board now desires to provide for the issuance of up to \$182,595.00 in serial bonds to partially pay for the cost of the Purchase; and

**WHEREAS**, this Board deems it to be in the best interest of the citizens of the Village of Clifton Springs to provide for the financing of part of the cost of the Purchase.

**NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE BOARD OF THE VILLAGE OF CLIFTON SPRINGS, ONTARIO COUNTY, NEW YORK**, as follows:

1. For the object or purpose of paying for part of the costs associated with the Purchase and to provide funds to defray the cost thereof, ONE HUNDRED EIGHTY-TWO THOUSAND FIVE HUNDRED NINETY-FIVE AND NO/100 DOLLARS (\$182,595.00) of the General Obligation Serial Bonds of the Village of Clifton Springs shall be issued pursuant to the provisions of New York State Local Finance Law; and

2. The specific object or purpose for which the obligations authorized by this resolution are to be issued is to pay part of the costs associated with the Purchase; and

3. The estimated maximum cost of such object or purpose is \$488,020.00; and

4. The plan for paying the total cost of the Purchase is to pay no more than \$305,425.00 from an available fund balance already being held by the Village and from a \$100,000 donation from the Clifton Springs Volunteer Fire Department (part of such donation to also be used for the purchase of equipment) and to issue General Obligation Serial Bonds of the Village of Clifton Springs in the principal sum of \$182,595.00, to be issued pursuant to Local Finance Law; and

5. It is hereby determined that the period of probable usefulness of the aforesaid object or purpose is 20 years, pursuant to subdivision 27 of paragraph a. of section 11.00 of Local Finance Law. It is further determined that the maximum maturity of the Serial Bonds herein authorized will not exceed five years; and

6. The faith and credit of said Village of Clifton Springs, Ontario County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall be annually levied upon all of the taxable real property in the Village a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable; and

7. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the Serial Bonds herein authorized, including renewals of such notes, is hereby delegated to the Mayor, the Chief Fiscal Officer. Such notes shall be of such terms, form and contents and shall be sold in such manner as may be prescribed by the Mayor, consistent with the provisions of the Local Finance Law; and

8. The validity of such bonds may be contested only if:

(a) Such bonds are authorized for an object or purpose for which this Village is not authorized to expend money, or

(b) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of publication, or

(c) Such bonds are authorized in violation of the provisions of the Constitution.

9. This resolution, together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law, shall be published in full in the official newspaper of the Village of Clifton Springs.

10. This resolution shall take effect immediately.

Meeting of November 12, 2018 continued:

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 12, 2018 by the following vote:

	Aye	Nay
William Hunter	X	
Earl Lincoln	X	
Daniel Blondell	was not present	
Jeffrey Linsner	X	
James Keyes	X	

Dated: November 13, 2018                      Lori A. Reals, Village Clerk/Treasurer  
SEAL

**PRIVILEGE OF THE FLOOR:**

**Supervisor Jason Lannon – Street and Water reports**

Jason Lannon appeared before the Board to give his street and water reports.

Street report: Supervisor Lannon reported that the crew will pick up fall debris this week. The equipment is ready for snow removal. Pickleball nets at the park have been removed for the winter. The loader needed new tires for winter. Supervisor Lannon purchased tires off state bid. Supervisor Lannon would like permission to sell the used tires. The Board declared the tires as surplus and is fine with Supervisor Lannon selling the used tires. Discussion was also held on selling the old stove that came out of the Village park, the Board agreed this was surplus. The crew and the Deputy Clerk have placed the stove on some web sites to try to sell the stove, but no interest. The Board agreed if the stove cannot be sold, then it should be scrapped.

Water report: The crew has replaced all 660 residential water meters. There are two that need trouble shooting. Supervisor Lannon will work on these.

**Kenny Deland – Eagle Scout Project**

Kenny Deland, Eagle Scout candidate, appeared before the Board. Mr. Deland was present to update the Board on his project. The banners and brackets to honor the Veterans have been put up. Many positive comments have been received. There are some concerns with the new banners that have been placed on East Main Street. Due to the wires on the poles, the banners hang low and there is concern they could get hit by trucks. All agreed that after Thanksgiving the crew will remove the four banner brackets and will re install them in an where it is less likely they would be hit. Mr. Deland asked how could they get more brackets made and put up to honor more Veterans? The Board thought some additional brackets could be hung on Kendall Street. Supervisor Lannon will check to see if this is possible. Discussion was held on having the banners up for the month of May and the month of November. The Board thanked Kenny Deland for his hard work on this project and his success in seeing this thru. The community has expressed much gratitude for project.

**CORRESPONDENCES:**

**2019 Pumper Tanker Fire Truck**

Letter from Clifton Springs Fire Department regarding the proposed fire truck. The Department has approved accepting the bid from 4 Guys Fire Trucks in the amount of \$488,020. The Department has also committed \$100,000 toward this truck (\$82,026 for the truck and \$17,974) toward equipment for the truck once it arrives.

Reviewed and accepted under privilege of the floor.

**Financing quote from Community Bank for fire truck**

Letter from Community Bank with a quote on the financing for the truck.

Meeting of November 12, 2018 continued:

Reviewed and discussed under privilege of the floor. The Board compared the rate between Community Bank NA and Leasing 2. Motion was made by Trustee Linsner 2<sup>nd</sup> by Trustee Keyes to accept the lending quote from Community Bank and to authorize Clerk and Mayor Hunter to proceed with the necessary paperwork to finance the fire truck with Community Bank. All members present voting AYE. Carried.

**Financing quote from Leasing 2 for fire truck**

Letter from Leasing 2 with a quote on the financing.

Reviewed and not accepted because Community Bank offered a better rate.

**Resignation of Justice Holly Adams**

Letter from Judge Holly Adams with her resignation from the Village Justice Office, effective November 30, 2018.

Reviewed and accepted with regrets. Mayor Hunter thanked Judge Adams for her many years of service. Judge Adams was recently promoted to Ontario County Attorney. The Board wishes her much success.

**Appointment of K. John Maslyn to Village Justice**

Mayor Hunter informed the Board that he is appointing K. John Maslyn to fill the office of Village Justice, effective December 1, 2018. Judge Maslyn will hold this office until April 1, 2019. At the March 2019 election the remaining two years of this term will available. Clerk Reals will work on enrolling Judge Maslyn in the "Taking the Bench" class in December 2018. This is required before Judge Maslyn can serve. The Board authorized Clerk Reals to make hotel arrangements also for Judge Maslyn.

**Re-levy of 2018 unpaid Village taxes**

Copy of the list of unpaid taxes that have been re-levied to the Ontario County Treasurer. Motion was made by Trustee Linsner 2<sup>nd</sup> by Trustee Keyes to turn over the unpaid taxes.

RESOLVED, by the Board of Trustees of the Village of Clifton Springs, NY, pursuant to local law 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.

**Possible Solar Power local law**

Copy of a possible local law. Discussion was held. This was drafted based on the Town of Manchester code and after review and changes by the Village of Clifton Springs Zoning Board. This final copy was also sent on to Zoning Board Chairman Brian Rickerson. After review Trustee Keyes offered the following resolution 2<sup>nd</sup> by Trustee Lincoln:

**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 TO ADD REGULATIONS PERTAINING TO SOLAR ENERGY SYSTEMS”**

**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

Meeting of November 12, 2018 continued:

(Zoning) of the Code of the Village of Clifton Springs to Add Regulations Pertaining to Solar Energy Systems”; 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 December 10, 2018, 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, 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 November 12, 2018 by the following vote:

	Aye	Nay
William Hunter	X	
Earl Lincoln	X	
Daniel Blondell	was not present	
Jeffrey Linsner	X	
James Keyes	X	

Dated: November 13, 2018

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Lori Reals, Village Clerk/Treasurer

SEAL

**Long range plan for the Wastewater Department**

From the last meeting – a copy of the long-range plan for the Wastewater Department. Completed by Trustee Blondell and Chief Operator Eric Merkley.

Reviewed and accepted. The Board appreciates having a plan in place.

**Eric Merkley completes class**

Copy of the Certificate of Completion for Eric Merkley for attending the Grade 3 Supervision and Technical Operations Course for WWTP Operators at Morrisville.

Reviewed. Mayor Hunter explained that this was necessary as the classification of the sewer plant will be changing once disinfection is added (disinfection will be required by DEC). The Board appreciates that Chief Operator Merkley has this course completed.

**Festival of Lights**

Letter from the Chamber of Commerce asking for Main Street to be closed on Friday December 7, 2018 from 5-8 for the Festival of Lights.

Reviewed. The Board has no objection to this request. This letter was given to Chief Upchurch and Supervisor Lannon.

Meeting of November 12, 2018 continued:

**Senator Pam Helming – Veterans Day Recognition**

Letter from Senator Pam Helming asking people to attend the Veterans Recognition Event on November 28, 2018 at the Canandaigua American Legion.

Mayor Hunter extended the invitation to the Board members. Mayor Hunter plans on attending.

**Family Promise – Wellspring Church**

Letter that Steve DeHond sent to Wellspring Church regarding Family Promise.

Mayor Hunter and Steve DeHond met with the representatives from Family Promise. The issue is that Well Spring Church is not zoned to house over night guests. Family Promise would like to host homeless families 3 to 4 times a year for a week each time.

It was agreed that because there is no sprinkler system in the building that Family Promise – Well Spring church will only house the overnight guests on the first floor and that volunteers will stay awake thru the night on “fire watch”. Also, Family Promise – Well Spring Church will supply the Village a certificate of insurance.

**ZBA meeting minutes from September 17, 2018**

Copy of the ZBA meeting minutes from September 17, 2018.

Reviewed.

**Planning Board minutes from October 10, 2018**

Copy of the Planning Board meeting minutes from October 10, 2018.

Reviewed.

**Ontario County Planning Board – comments on YMCA variance request**

Copy of the Ontario County Planning Board comments pertaining to the YMCA request for a variance.

Reviewed. The comments have been passed on to the Planning and Zoning Boards.

**Bond Resolution for 2019 Pumper Tanker Fire Truck**

Copy of the proposed bond resolution, prepared by Attorney Graff, for the borrowing for the fire truck.

Adopted under privilege of the floor.

**Health Insurance rates for 2019**

Copy of the insurance rates for the Village and the Employees for 2019.

Reviewed. The Village will continue with the Blue Cross Blue Shield Simply Blue plan. This will be on the agenda for December. The Board would like to discuss health insurance when Trustee Blondell is present.

**STREET DEPARTMENT:** See privilege of the floor for report from Supervisor Lannon.

**SEWER DEPARTMENT:** Trustee Blondell was not present.

**WATER DEPARTMENT:** See privilege of the floor for report provided by Supervisor Lannon.

**ZONING & PLANNING DEPARTMENTS:** See correspondences.

**FIRE DEPARTMENT:** Trustee Linsner reported the following:

See privilege of the floor for awarding of the fire truck and financing of the fire truck. Meeting of November 12, 2018 continued:

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

**POLICE DEPARTMENT:** Mayor Hunter reported the following:

**2018 Ford Explorer is in service**

The new Sports Utility Vehicle for the Police Department has arrived and is on the road. This was planned for in the 2018-2019 budget.

**MAYOR HUNTER REPORT:** Mayor Hunter's report was covered thru out the meeting.

**CLERK REALS REPORT:** Clerk Reals provided the Board with court reports for October, fire department report for October, copies of zoning violation letters, payroll worksheets, and bank statements for October. Year to date revenue and expenses thru October.

**Standard Work Day for Elected and Appointed Officials**

Information from NYS Retirement regarding elected and appointed officials and retirement. This resolution was done September 14, 2009 and June 11, 2012 and April 9, 2018. This resolution needs to be re-done every time an election is held and every time an elected official joins the retirement system and every time a salaried appointed person is added to the payroll. This resolution is being re-done at this meeting because the retirement system requested how many hours per month Judge Holly Adams works.

The Village Board reviewed this. Motion was made by Trustee Lincoln 2nd by Trustee Keyes

BE IT RESOLVED, that the Village of Clifton Springs, Location Code 40158, hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees Retirement System based on the time keeping system records or activities maintained and submitted by these officials to the clerk of this body:

<u>Title</u>	<u>Participates</u>	<u>Name</u>	<u>Term Begins/Ends</u>	<u>Standard Work Day</u>
Justice	Yes	Holly Adams	4/3/2017-4/5/2021	6 hours

Record of Activities Result  
24 hours = 4 days per month

Justice Holly Adams has joined the NYS Retirement System. Justice Adams has been the Justice since July 2015.

Mayor Hunter called for a roll call vote which resulted in Trustee Lincoln voting AYE, Trustee Blondell was not present Trustee Keyes voting AYE, Trustee Linsner voting AYE, Mayor Hunter voting AYE. Carried.

**F.L.A.C.R.A. – possible annexation**

F.L.A.C.R.A. was hoping to have documents to the Village for this Board meeting, but unfortunately, they were unable to have the documents ready. F.L.A.C.R.A. intends to be on the Board agenda for the December meeting for discussion on annexation of the property they are purchasing on Route 96, near the Dollar General.

**OTHER BUSINESS:**

**Adjournment**

There being no further business to come before the Board, motion made by Trustee Lincoln 2nd by Trustee Keyes to adjourn. All members present voting AYE. Meeting adjourned at 7:05 p.m.

Respectfully submitted,

Lori A. Reals, Clerk/Treasurer