

June 13, 2022

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: Earl Lincoln, Jeff Linsner, Bryan Gray, Brian Rickerson

Village Trustees Absent: None

Also Attending: Street & Water Supervisor Jason Lannon, WWTP Chief Operator, Eric Merkley, Village resident Diana Cort.

Minutes: The minutes of the meeting of May 9, 2022, were approved upon motion by Trustee Lincoln 2nd by Trustee Gray. All members present voted AYE. Carried.

Vouchers: General, Water and Sewer Vouchers #1 through #65 were approved for payment by Trustee Lincoln 2nd by Trustee Rickerson. All members present voting AYE. Carried.

General Fund =	\$ 203,470.96
Water Fund =	\$ 14,854.32
Sewer Fund =	\$ 47,867.14

PRIVILEGE OF THE FLOOR:

J. Lannon – street and water report

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

Street report: Supervisor Lannon is temporally holding off on the online auction to sell the loader, until the Village has a confirmed date on the arrival of the new loader. Once the loader is online, the Board is agreeable to Supervisor Lannon accepting a bid, if the bid exceeds \$66,500 (trade in value). CHIPS funding is expected to be \$101,000. This is \$11,000 more than budgeted for. Concrete gutter work is scheduled for the mid to end of July. A section near the top of Pleasant Street will need to be cut back out of the gutter line. Supervisor Lannon said the crew could do a temporary fix until Hynes Concrete does the concrete gutter. The Board was agreeable to the short-term fix. Once the gutter work is completed, the storm water from the street should go down Pleasant Street and turn on to Dewey Avenue, reducing some of the water problems some residents are currently experiencing. Mayor Keyes will talk with the owner of 31 Pleasant Street regarding the temporary fix. Some sidewalks will be replaced on the south side of Teft Avenue. One of the trucks needed the springs replaced.

Pay increase S. Groover

Laborer S. Groover is doing well and has been with the Village for six months. Supervisor Lannon recommends a \$1.00 per hour pay increase. Motion was made by Trustee Lincoln 2nd by Trustee Gray to increase S. Groover to \$20.00 per hour, effective June 13, 2022. All members present voting AYE. Carried.

Water report: All water valves are being exercised. This is part of the annual maintenance of the water system. So far one valve will need replacement. All hydrants have been flushed. The two above ground water tanks will be cleaned this fall. The Crate Street water valve reconfiguration project hopefully will begin in July.

E. Merkley, sewer report

Eric Merkley, Chief Operator, appeared before the Board.

Approximately 150 third graders toured the wastewater plant. The sewer connection for a new home at 14 Dewey Avenue has been completed. The Department of Environmental Conservation has the compost permit for review. The plant had a violation and EPA was notified in April 2022. An automatic response to this violation was received. The violation was immediately rectified. No further action is needed.

Meeting of June 13, 2022 continued:

No one applied for summer help at the wastewater plant. The summer help working with the street department can help at the wastewater plant approximately 10 hours per week.

The Village of Phelps sewer plant has asked if the Clifton Springs plant would take a load of sludge once a week and add it to our process. Phelps currently uses a trickling system. Chief Operator Merkley will run some numbers and see if this is feasible, along with discussing this with NYS Department of Environmental Conservation. The Board does not want to commit to this until more information is known and also until the Village completes the disinfection and possible upgrades in the next one to two years.

Discussion was held on the possibility of seeing if the Leach Road Land Company might be interested in selling approximately .5 acre of land that adjoins the Village property by the sewer plant. This property would be helpful with the upgrades to the sewer plant. Clerk Reals was authorized to send a letter to the Leach Road Land Company to see if a meeting can be arranged to discuss this possibility.

A brief discussion was held on sewer rates. The Board agreed to look closer at the rates, once the sewer project has been bid and more firm numbers are known.

The Board discussed the headworks project and agreed to have Hunt Engineering bid both disinfection and headworks. The Board agreed that with the grant funding that has been awarded and the hardship that allows the loan to be at no interest, that now is the time to consider the headworks. The final decision on the proceeding with head works will be determined once the bid numbers have been received. Chief Operator Merkley hopes to obtain generator bid specs for the plant soon, as currently generators are six to eight months out for delivery.

Work at the lift station, behind Ashton Place, is nearing completion. Still waiting on a door to arrive and some electrical items will need to be moved.

Pay increase Z. Watts

Chief Operator Merkley recommends a \$1.00 per hour pay increase for Z. Watts. Motion was made by Trustee Rickerson 2nd by Trustee Linsner to increase Z. Watts by \$1.00 per hour, effective June 13, 2022, this will make his hourly rate \$19.00 per hour. All members present voting AYE.

D. Cort – storm water concern

D. Cort, 3 Dewey Avenue, appeared before the Board. She was present to discuss concerns with storm water on Pleasant Street, to Dewey Avenue. As this was addressed during Supervisor Lannon report no additional discussion was held.

CORRESPONDENCES:

Proposed short term rental law

Comments from Ontario County Planning Board, regarding the short-term rental law and email from Attorney Graff responding to the comments.

The County recommends this law be its own separate chapter in the code, not part of the zoning code, the Village Attorney agrees. Trustee Linsner questioned if the Board really felt they needed to proceed with this. The Board members agreed that the Village should make the short-term rental law its own chapter and proceed with sending this on to the Village Planning Board for review. Trustee Gray stated that this follows the code and is consistent with eliminating single family home conversions. Motion was made by Trustee Gray 2nd by Trustee Rickerson to have Attorney Graff draft this local law as its own chapter in the code and then have Clerk Reals send this on to the Village Planning Board for review. All members present voting AYE. Attorney Graff had indicated this did not need to go back to the County, if the Village Board was following the County Board recommendations.

Meeting of June 13, 2022 continued:

Proposed short-term rental law

Copy of the short-term rental law. This was included because of the comments above, to help with easy reference.

Reviewed in the discussion with the County Planning Board comments.

Financial Advisor – sewer rates

Email from Bernard Donegan (Financial Advisor) regarding sewer rates.

Bernard Donegan's office has reviewed the last 3 years of financial reports submitted annually to the State Comptroller and this email is their response regarding the sewer rates. The review shows the sewer fund should be able to carry the debt on the proposed sewer project, if the numbers actually come in as estimated.

Financial Advisor – projected debt schedule

Projected debt schedule (estimate only) if the Village did the entire sewer project, both disinfection and headworks improvements.

This schedule includes no interest on the debt, as the Village has qualified for a hardship and no interest would be charged. This is all estimated and can not be finalized until the project is bid and actual numbers are received.

Local Law 1-2022 filed with the State

Letter that shows local law 1-2022 has been filed with the State.

Reviewed. This law pertains to Code and Zoning Enforcement.

C. Forbes, request for seven dogs

Letter from Cheryl Forbes, 9 Teft Avenue, asking to continue to have seven dogs.

Motion was made by Trustee Lincoln 2nd by Trustee Rickerson to allow the seven dogs with the following conditions:

- 1) The permit is for seven dogs. As the code allows residents to have two dogs, it is required that as a dog passes or permanently leaves the residence that Mrs. Forbes does not replace that dog, until she 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, she will be asked to install a solid fence in the yard to keep the dogs on your property.
- 3) Initially, this was brought to the Village's attention by people complaining about the barking of the dogs. Mrs. Forbes needs to continue to be considerate of the barking.
- 4) The permit is good for one year from June 2022 until June 2023. 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, Mrs. Forbes is responsible to appear or write to the Board for the permit to continue.

All members present voting AYE. Carried.

Meeting of June 13, 2022 continued:

Training certificate for S. Janas.

Copy of the certificate of training for S. Janas, Planning Board Chairman.

The Board appreciates Mr. Janas obtaining training.

Possible mural on the YMCA Palace building

Carry over from the last meeting – email between Mayor Keyes and NYCOM pertaining to the mural. This was carried over as only three members were present at the last Board meeting.

Before discussion was held Trustee Linsner stepped away from the meeting as he has declared a conflict with the mural as he knows the artist. Discussion was held. Mayor Keyes stated he is in favor of transferring \$5,000 from the ARPA (Covid funds) to the YMCA for the mural. Mayor Keyes stated that a mural trail is being started and this could be part of the trail and bring people to Clifton Springs.

Trustee Lincoln questioned who would maintain the mural? Trustee Lincoln stated that G.W. Lisk Company Inc. owns the parking lot and is not giving up two parking spaces for the mural.

Trustee Gray questioned, even if this is being considered, why should the Village transfer the entire \$5,000?

Mayor Keyes stated that he believes this is great for public relations.

Trustee Gray is concerned that if we transfer \$5,000 to the YMCA (not for profit) that other non for profits will be asking for funds as well.

Motion was made by Trustee Gray to not move forward and to not transfer \$5,000 of ARPA funds to the YMCA for the mural project. Trustee Lincoln 2nd the motion.

Trustee Rickerson voted NAY and Mayor Keyes voted NAY. They both would like to move forward with transferring funds to the YMCA.

Trustee Linsner has declared a conflict and abstained from voting on this item.

As there was no majority vote, with two Board members voting against transferring funds to the YMCA and two Board members wanting to transfer funds to the YMCA and one Board member abstaining, this vote did not carry.

Sewer Plant – Leach Road Land Co. vacant land

Possible letter to send to Leach Road Land Company, for a potential purchase of approximately a half of acre of land – needed for the sewer project.

Reviewed. This was discussed under privilege of the floor and the Board agreed to send this letter on to Leach Road Land Company.

Financial support to Clifton Springs Library

Proposed financial agreement with the Clifton Springs Library.

Motion was made by Trustee Gray 2nd by Trustee Linsner:

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,

Meeting of June 13, 2022 continued:

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 2022, such sum to be paid to the Library on or about the 1st day of August 2022.
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.

All members present voting AYE. Carried.

Financial Support to the Clifton Springs YMCA

Proposed financial agreement with the Clifton Springs YMCA.

Motion was made by Trustee Gray 2nd by Trustee Linsner:

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

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 \$17,285 (\$12,519 from the Village of Clifton Springs, \$1,500 from the Town of Phelps, \$3,266 from the Town of Manchester, for the fiscal year beginning on the 1st day of June 2022, such sum to be paid to the YMCA on or about the 1st day of August 2022.
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.

All members present voting AYE. Important to note that the Town of Manchester has changed the wording for the funds the Village receives from the township and the funds are now designated as "park" funds. The Board agreed for this year to use the money toward youth recreation as this is how the budget was drafted, but the funds from the town are no longer required to be used specifically toward youth recreation.

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

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

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

ZONING & PLANNING DEPARTMENTS: Trustee Gray reported the following:

Need to replace Dan McGrath on Planning Board

There is an open seat on the planning board, which was vacated by Dan McGrath.

Short term rentals

Reviewed under correspondences.

FIRE DEPARTMENT: Trustee Linsner had nothing to report.

PARK – YOUTH DEPARTMENT:

Meeting of June 13, 2022 continued:

Parks

Mayor Keyes will be sending a letter to several people regarding discussion on the parks – John Brown Memorial Park, John Fabrizi Memorial Park, G.W. Lisk Community Park, Rotary Park. Mayor Keyes wants to discuss what the Village owns and what the Village leases. Discussion will also be held on the role of the Park Advisory Committee and a possible dog park.

Parks – ARPA funds

Discussion was held on using some ARPA funds for park upgrades. Clerk Reals was authorized to work with Todd Freelove, YMCA Director and Earl Lincoln, Trustee liaison to the park to meet and bring back possible ideas to the Village Board. The Village Board will make any final decision on possible park upgrades.

Discussion was held that a Village resident is interested in doing a “Go Fund Me” for the dog park. Clerk Reals will look further into this, as she is unsure this can be done for a municipally owned park.

SOCIAL MEDIA: Nothing was reported.

POLICE DEPARTMENT: Nothing was reported.

MAYOR KEYES REPORT: Mayor Keyes report was also covered throughout the meeting.

Community Garden

Mayor Keyes and others would like to have a community garden. More discussion will be held on this. No location has been determined.

Sulphur Springs Festival – Y Fair

The YMCA will be holding an informational meeting to discuss a Sulphur Springs Parade and a Y Fair, the first weekend in June 2023. Mayor Keyes plans to attend the meeting.

CLERK REALS REPORT: Clerk Reals provided the Board members a copy of the abstracts thru May and year to date revenue and expenses thru May and bank statement for May.

OTHER BUSINESS:

Premium Pay-ARPA funds

Mayor Keyes and Trustee Gray are looking into premium pay for employees. The county, several towns and villages have provided premium pay to employees who worked thru the Covid 19 pandemic. This pay comes from ARPA (Covid19 funds) that have been provided to the Village from the Federal government. No decision was made.

Cemetery wall(s)

Discussion was held on the Pearl Street cemetery wall(s) that need repair. The Village has money that was left in trust to the cemetery, which can only be spent at the cemetery. The Board would like to obtain some pricing to repair the front wall that faces Pearl Street. Chief Operator Merkley may know of an independent contractor who might be able to give an estimate. Trustee Lincoln has reached out to numerous contractors, but none have provided estimates.

Museum Day

Museum Day will be held at the Foster Cottage on June 18, 2022.

Meeting of June 13, 2022 continued:

Adjournment

There being no further business to come before the Board, motion made by Trustee Lincoln 2nd by Trustee Rickerson to adjourn. All members present voting AYE.
Meeting adjourned at 7:35 p.m.

Respectfully submitted,

Lori A. Reals
Clerk/Treasurer