

August 8, 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: Jeff Linsner, Bryan Gray, Earl Lincoln

Village Trustees Absent: Brian Rickerson

Also Attending: Street & Water Supervisor Jason Lannon, WWTP Chief Operator, Eric Merkley, YMCA Director, Todd Freelove.

Minutes: The minutes of the meeting of July 11, 2022, were approved upon motion by Trustee Gray 2nd by Trustee Lincoln. All members present voted AYE. Carried.

Vouchers: General, Water and Sewer Vouchers #133 through #215 and ARPA #1-#3 were approved for payment by Trustee Lincoln 2nd by Trustee Linsner. All members present voting AYE. Carried.

General Fund =	\$ 137,833.46
Water Fund =	\$ 9,839.98
Sewer Fund =	\$ 30,276.74
ARPA =	\$113,247.93

PRIVILEGE OF THE FLOOR:

J. Lannon – street and water report

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

Street report: Catch basins have been cleaned and those in need of repair have been repaired. Significant sidewalk work will be done on Teft Avenue within the next couple weeks. At this time concrete is hard to get delivered. Supervisor Lannon has found a company that will deliver. As in the past the Village crew will do the sidewalk work. Seasonal laborer, B. MacDonnell will be returning to college and will be done with his summer work on August 19, 2022. A tree had to be taken down at the cemetery as it was not safe. This tree removal had to all be done by hand, due to the location of the tree and the topography of the cemetery. The new loader has arrived. The old loader is currently online thru an auction. If the auction brings more than the guaranteed trade in, then the loader will be sold thru the auction. The auction ends this week and the Board agreed to proceed with the needed paperwork, if the auction price is higher than \$66,500, the trade in price.

Water report: Lightning struck the water tanks and fried the telemetry system. A lighting “arrestor” will be installed, which should help in the future. The water valve reconfiguration project on Crane Street is completed. Supervisor Lannon would like “as built” for this project. Supervisor Lannon would like to update the water map. This was last done in 2008. Clerk Reals will reach out to the engineer on this request.

E. Merkley, sewer report

Eric Merkley, Chief Operator, appeared before the Board.

The pumps are in need of replacement at the Ashton Place lift station. Chief Operator Merkley has obtained an estimate of \$34,079 from Siewert Equipment to purchase and replace the pumps. Motion was made by Trustee Lincoln 2nd by Trustee Gray to authorize Chief Operator Merkley to proceed with replacing the pumps.

The raw pumps at the plant will need replacement. The Village will see if this can be part of the upgrades to the sewer plant.

The cylinder for the sewer department loader has been covered by warranty. The warranty work was \$6,300. At this time, the Village is waiting for the part to arrive.

Meeting of August 8, 2022 continued:

The sewer plant has received specifications and pricing for a Generac generator for the plant. The Village is still waiting on specifications and pricing for a Kohler generator.

Department of Environmental Conservation is working on the compost permit.

The purchase offer between the Village and Leach Road Land Company has been prepared but cannot be signed until the Town of Manchester passes a resolution regarding the purchase, as the land is outside the Village limits and has no road frontage. The Town intends to act on the resolution at their meeting on August 9, 2022. Mayor Keyes intends to attend the Town meeting. Motion was made by Trustee Lincoln 2nd by Trustee Gray to authorize Mayor Keyes to sign the purchase offer and any other needed paperwork to proceed with the purchase, if the town passes their resolution. All member present voting AYE.

T. Freelove possible park Improvements

Todd Freelove, YMCA Director appeared before the Board. Mr. Freelove, Trustee Earl Lincoln, and Clerk Reals have met several times at the park to discuss and research possible improvements to the parks, primarily at John Brown Park, John Fabrizi Park, and G.W. Lisk Community parks. Mr. Freelove reviewed the suggestions with the Board, which include removing some playground equipment at the John Brown park and replacing it with new equipment including a central larger play set for the older children's playground, an ADA swing, adult fitness equipment, and at the Lisk park improvements would include bleachers, P6ball (similar to gaga pit) and a throwback/kickball wall, and at Fabrizi park four disk golf goals. The estimated cost of these improvements with installation of the larger play set is just under \$50,000. The smaller single pieces of equipment would be installed by the Village crew. Motion was made by Trustee Lincoln 2nd by Trustee Linsner to have Mr. Freelove move forward with the suggested improvements and start getting equipment ordered, to be ready to be installed in the Spring 2023, with the approximate \$50,000 being paid from the ARPA/Covid funds, as this is an eligible use of the funds. All members present voting AYE. Carried.

CORRESPONDENCES:

T. Freelove possible park Improvements

Park information, for discussion with Todd Freelove.

Reviewed and approved under privilege of the floor.

Pump System at lift station

Discussion on replacing the pump system at the sewer lift station behind Ashton Place. The cost is \$34,079.

Reviewed and approved under privilege of the floor.

Planning Board minutes from July 13, 2022

Planning Board minutes from July 13, 2022, pertaining to the proposed short term rental law.

Reviewed.

Proposed short term rental law

Copy of the proposed short term rental law and short-term rental application.

Reviewed. The Board has reviewed the minutes from the Village Planning Board and the previously reviewed the minutes from the County Planning Board.

Trustee Lincoln offered the following resolution 2nd by Trustee Gray:

Meeting of August 8, 2022 continued:

RESOLUTION AUTHORIZING SCHEDULING OF PUBLIC HEARING FOR A PROPOSED LOCAL LAW ENTITLED "A LOCAL LAW AMENDING THE CODE OF THE VILLAGE OF CLIFTON SPRINGS TO ADD A SHORT-TERM RENTAL LAW"

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 the Code of the Village of Clifton Springs to Add a Short-Term Rental Law"; 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 September 12, 2022, at 6:20 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 August 8, 2022 by the following vote:

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

Dated: August 9, 2022

Lori A. Reals

Lori Reals, Village Clerk/Treasurer

SEAL

Resolution Carried.

Proposed short term rental fee

The Board discussed the fee that would be charged for short term rentals and agreed that the fee would be \$250 every two years and would be paid when the short-term rental application is submitted.

Mailing of proposed local law

To be as transparent as possible, Clerk Reals will send this proposed local law and notice of public hearing, to those listed on VRBO and/or Air B and B websites, who appear to be operating short term rentals in the Village.

Meeting of August 8, 2022 continued:

Proposed tax cap law

Copy of the proposed annual tax cap override law. The Village does this annually, in case the tax cap needs to be overridden or in case a math error occurs while calculating the tax rates.

Trustee Gray offered the following resolution 2nd by Trustee Linsner:

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 6:20 p.m. on October 10, 2022; 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

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 August 8, 2022 by the following vote:

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

Dated: August 9, 2022

Lori A. Reals

Lori Reals, Village Clerk/Treasurer

SEAL

Resolution Carried.

Meeting of August 8, 2022 continued

Request for sewer reduction

Letter from J. Clyde, 33 Crane Street, requesting a reduction in one sewer unit at her home, for two years, while renovations are being done to an apartment.

Motion was made by Trustee Linsner 2nd by Trustee Lincoln to approve this reduction for a two-year period. All members present voting AYE. Carried.

ARPA /Covid Checks

Copy of the most recent ARPA check.

Reviewed.

Premium Pay

Copy of possible premium pay, prepared by Trustee Gray and Mayor Keyes.

Discussion was held on premium pay. Motion was made by Trustee Lincoln 2nd by Trustee Gray to grant premium pay to employees. The Board would like to do this as the employees worked through out covid and did not receive a pay raise in 2020-2021. All members present voting AYE. Carried. The premium pay will be paid from the ARPA/Covid funds, as this is an eligible use of the funds.

Water refund due TOPS grocery store

Information and correspondences on the TOPS water bill.

Clerk Reals explained the over charge is from February 2022. TOPS did pay the February 2022 bill. The Board agreed that TOPS is due a refund. Motion was made by Trustee Linsner 2nd by Trustee Gray to provide TOPS the refund they are due. All members present voting AYE.

Short term rentals

Copy of the resolution needed to schedule the public hearing for the short-term rental law.

Reviewed and approved earlier in this meeting.

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

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

Poretta Excavating – Crane Street project.

Clerk Reals reported the Village has received the invoice for the Crane Street water valve reconfiguration project. The invoice is for \$68,000, which was the bid price. Motion was made by Trustee Gray 2nd by Trustee Lincoln to pay the \$68,000 from the ARPA/Covid funds, as this is an eligible use of the funds. All members present voting AYE. Carried.

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

Possible purchase of land from Leach Road Land Company for sewer plant project

Mayor Keyes updated the Board on the possible purchase of land from the Leach Road Land Company. Attorney Graff has advised that the Town of Manchester needs to pass a resolution before the Village can sign the purchase offer that would be presented the Leach Road Land Company. Mayor Keyes plans to attend the Town of Manchester Board meeting on August 9, 2022 to answer any questions they may have on this. Motion was made by Trustee Gray 2nd by Trustee Lincoln to authorize Mayor Keyes to sign the purchase offer of \$40,000, once the Town of Manchester adopts the necessary resolution. All members present voting AYE. Carried.

ZONING & PLANNING DEPARTMENTS:

Planning Board vacancy

A couple people have expressed interested in serving on the Planning Board. Notice of

Meeting of August 8, 2022 continued:

a vacancy was in the August newsletter. Trustee Gray would like the Village to look into combining the Zoning and Planning Boards. These Boards would still serve in the respective roles of Planning and Zoning, but members of the Board could serve on both Planning and Zoning. Other communities have done this. Trustee Gray will look into this further with Attorney Graff.

FIRE DEPARTMENT: Trustee Linsner reported the following:

Truck committee meeting

Mayor Keyes and Trustee Linsner met with the truck committee to discuss the next fire truck. The Department would like the ladder truck to be the next truck that is replaced. No decisions were made on the cost of this truck but is estimated a good used truck will cost approximately \$600,000 to \$850,000. This is just at the beginning stages of discussion.

PARK – YOUTH DEPARTMENT: See privilege of the floor for discussion on park upgrades with ARPA funds.

SOCIAL MEDIA: Nothing was reported.

POLICE DEPARTMENT: Nothing was reported.

COURT DEPARTMENT: The Village has advertised for part time Court Clerk. Applicants with Court Clerk experience have been interviewed. Mayor Keyes and Judge Smithling recommend hiring K. Bartolotta.

Motion was made by Trustee Lincoln 2nd by Trustee Gray to hire K. Bartolotta, as part time Court Clerk, approximately two to five hours per week at \$22.00 per hour, to begin as soon as she is available. All members present voting AYE. Carried.

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

CLERK REALS REPORT:

Annual AUD

Clerk Reals reported the annual AUD has been filed with the State Comptroller. Clerk Reals reviewed with the Board the year end numbers for the most recent fiscal year. Clerk Reals will provide more detail at the September Board meeting. The general, water and sewer funds all had a surplus for fiscal year 2021-2022.

OTHER BUSINESS:

Village Clock

Trustee Lincoln updated the Board that a gentleman from Penn Yan has been working on the clock at Village Hall. Several parts of the clock are back running on time, including the operation of the chime mechanism. Trustee Lincoln anticipates all four clock faces (three outside and one inside) should be working properly within the next few weeks.

Cemetery wall(s)

No new update 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.

Adjournment

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

Respectfully submitted,

Lori A. Reals
Clerk/Treasurer