

December 11, 2018

The Regular Meeting of the Nunda Village Board of Trustees was held on December 11, 2018, at the Nunda Government Center Building, at 6:30 PM with the following present:

Mayor: Jack Morgan
Deputy Mayor: Darren Snyder
Trustees: Mel Allen
William McTarnaghan
Donald Wilcox

Water and Streets Superintendent: Troy Bennett
Waste Water Treatment Operator: Markus Hugi
Code Enforcement/Zoning Officer: Mark Mullikin
Chief of Police: Ryan Dale
Clerk-Treasurer: LeRoy Wood
Deputy Clerk-Treasurer: Mechelle Gillen

Citizens: Ron Adam Rhonda Howard Linda Tabor
Larry Mallaber Robert Gillen

Mayor Morgan - called the meeting to order at 6:30 PM

Roll Call: All Board members present

Pledge of Allegiance

MOTION was made by Mayor Jack Morgan to Adjourn the meeting at 8:30 PM, seconded by Trustee Wilcox. Carried 5-0.

Open Public Hearing on Soliciting Ordinance

Mayor Morgan opened the public hearing at 6:32 PM

Linda Tabor voiced her concern and is in favor of an updated Soliciting Law for the Village of Nunda. Mayor Morgan stated that he has spoken to a few concern citizens and they all are in favor as well.

Visitor's Form

Waste Water Treatment Operator Markus Hugi stated that the DEC approved the permits to spread sludge and that was done on November 21, 2018.

Fire Department Presentation Larry Mallaber thanked the Village Board Members for reviewing, discussing, and approving the agreement for the next two years. Mr. Mallaber stated to the board

members that the Fire Department has received between 100-160 calls this year, and the ambulance has taken approximately 500 calls. The new fire truck will arrive sometime after the holidays and will be paid for with funds on hand. Mr. Mallaber also stated that with new State mandates, cancer insurance will be in placed by January 1, 2019. Mayor Morgan gives his sincere thanks and gratitude to all members of the Nunda Fire Department.

Approval of Minutes

A. November 13, 2018

MOTION was made by Deputy Mayor Snyder to approve the minutes as *presented and reviewed*, seconded by Trustee Allen. Carried 5-0.

Approval of Invoices

A. Abstract No. 012

The Nunda Village Board of Trustees has reviewed and approve invoices for payment on Abstract no. 012 as follows:

GENERAL -	\$ 16,056.61
WATER -	\$ 30,102.52
SEWER -	\$ 13,951.07
YOUTH-	\$.00
WWTP CIP	<u>\$ 4,170.41</u>
TOTAL –	\$ 64,280.61

The motion was made by Trustee Wilcox, seconded by Trustee McTarnaghan. Carried 5-0.

Reports

A. *Police*

1. Nunda Police Department Monthly Report-November 2018
2. Community Policing Report-November 2018
3. Payroll-November 2018
4. Police Commissioner Board Meeting Minutes-December 3, 2018d raft
5. Police Abstract No. #12

Trustee Allen briefed the Board Members from The Police Commissioners meeting that was held December 3, 2018. The bid was awarded for the 2019 Chevy Tahoe, and the Police Department will receive the vehicle sometime in mid-March/April. There is concern for maintenance on the current Tahoe, and the Police Commissioner's Board approved the purchase of new brakes and tires, not to exceed \$800.00 for the tires.

Trustee Allen also stated that there was a motion and it was carried 4-0 for the Police Department to spend \$1,090 to pay for past years software support and \$545 for this coming year's software

maintenance services on the CJS Reporting System.

MOTION was made by Trustee Allen to allow all decision-making authority and responsibilities of the Police Commissioners Board hold full weight and must be approved with a majority of the full strength of this Board of Commissioners. Should a 2-2 vote occur, then the vote is defeated and the actionable request would then be presented to both municipalities governing boards for a full vote to be combined in determining the outcome of the actionable request. The motion was seconded by Deputy Mayor Snyder. Carried 5-0.

Chief Dale stated to the board that the patrol car has been parked until it can be fixed. Not quite sure what is wrong with it.

Chief Dale also mentions that the computer install has been all updated and complete, new uniforms are in, they are just waiting for the patches to be sewn on to them, and that the Police Department is looking for grants to outfit everyone with new vests.

B. Code Enforcement/Zoning

1. Monthly Report – November 2018

C. Waste Water Treatment

1. Chief Waste Water Plant Operator provided his reports during the visitor section at the beginning of this meeting.

D. Department of Public Works

1. Sidewalks completed throughout the Village
2. Tree fell at North Church Street Location

E. Water

1. Submit proposal for cross walks – pedestrian safety
2. M & T Bank, Douglass Ford drainage. NYSDOT are trying to find answers
3. Bushes on Mill Street Bridge have been trimmed
4. Trees in the mall are the Village's responsibility, but can not cut the trees down
5. Village truck damage

Superintendent Bennett stated that he had backed into a lift with the F-250 at the Water Plant and then took the truck to Fender Bender Mender for an estimate. Clerk-Treasurer Wood mentioned that he was informed about the accident with the truck, and wondered if it was an accident (moving violation) or considered an incident. Chief Ryan Dale spoke up and said it was considered an accident. Clerk-Treasurer Wood asked if a Police Report was filed according to Village Policy with Superintendent Bennett replying with a no. Deputy Mayor Snyder wants to know if the Village can just pay, or use the insurance to cover the cost of fixing the F-250. A member of the board asked Clerk-Treasurer Wood if there was funding available in the budget to pay for the damage to the vehicle. Clerk-Treasurer Wood stated he has not been provided a copy of the quote for repairs and not knowing

the cost for repairs referred back to Superintendent Bennett to determine if funds were available and where to take them from. Superintendent Bennett referred back to the board to make this decision.

MOTION was made by Deputy Mayor Snyder to pay for the damage to the F-250 out of the budget, instead of using insurance claims. Trustee McTarnaghan seconds. Carried 5-0.

F. Justice

1. Monthly Reports – November 2018

G. Treasurer's Reports

1. Abstract of Audited Vouchers
2. Payroll #23-Certification Review
3. Payroll #23A-Certification Review
4. Payroll #24- Certification Review
5. Payroll #25-Certification Review

At the time of the meeting, the Monthly Treasurer's Report, Monthly Bank Statement Account, and the Collateralization Reports were not available, due to not being received in the mail for review and presentation prior to this meeting. Deputy Clerk Treasurer Gillen stated that there were no significant matters at hand right now. Budget preparation will begin next month. Mayor Morgan asked everyone to meet with Clerk Treasurer Wood to follow budget modifications.

H. ZBA/Planning Board

1. November 14, 2018, Planning Board Meeting minutes for review

I. Youth Recreation

MOTION was made by Deputy Mayor Snyder that the Nunda Village Board of Trustees accepts the reports as reviewed, presented, and discussed, seconded by Trustee Wilcox. Carried 5-0.

New Business

A. Citizen concern-pedestrian signage

A citizen stopped by the Clerk-Treasurer's office and asked why does Nunda not have pedestrian walkway signs like the other towns do where crosswalks are located? The Clerk-Treasurer stated he would approach the board with this question at the next regularly scheduled board meeting. Mayor Morgan expressed his concern and wished that we had them, but he explained that you cannot have them 1500 feet from a stop sign, or stop light. We would need permission from the State to proceed with Pedestrian Walkway signs.

B. Sluice piping permit for sidewalk installation in Spring-Engineer submitted forms to State

C. Ditch Policy

Linda Tabor asked if she could have her ditch filled in for easier access in her driveway. Trustee Allen explained to her according to the Ditch Policy, she would need to fill out a written request, submit to the Village Clerk-Treasurer, and Superintendent Bennett would look at it to estimate a cost to fill the ditch in, as it will be the responsibility of the home owner for the expense. Superintendent Bennett would proceed with filling the ditch in once all approvals have been received.

Old Business

A. Public Nuisance Abatement Local Law review/adoption

Public hearing for this proposed local law was in November 2018. After a month of further review and discussion the board took formal action;

Resolution no. 2018-048

BE IT RESOLVED, that the Village Board of Trustees adopt and approve the filing with the Secretary of State for the State of New York, Local Law #3 of 2018 – Public Nuisance and Abatement Law. The motion was made by Trustee Wilcox, seconded by Deputy Mayor Snyder. Carried 5-0.

Other Business

A. Close Public Hearing on Soliciting Ordinance

Mayor Morgan asked all attendees if there were any final thoughts or questions on the Soliciting Ordinance. No questions or additional comments were provided.

MOTION was made by Trustee Wilcox to officially close the Public Hearing on the Soliciting Ordinance, seconded by Trustee Allen. Carried 5-0.

Resolution no. 2018-049

BE IT RESOLVED, that the Village Board of Trustees adopt and approve the filing with the Secretary of State for the State of New York, Local Law #4 of 2018 – Peddling and Soliciting Law. The motion was made by Trustee Wilcox, seconded by Deputy Mayor Snyder. Carried 5-0.

Communications/Information Items

- A. Mayor Jack Morgan read holiday cards received
- B. Invite to Marjorie Byrnes Oath of Office-December 28, 2018

MOTION was made by Trustee Allen to enter in an Executive Session to discuss personnel matters at 7:43 PM, seconded by Trustee Wilcox.

All people in attendance were asked to leave including all village employees.

MOTION was made by Trustee Allen to exit Executive Session at 8:05 PM, seconded by Trustee Wilcox.

Adjournment

With no further business to be discussed, the motion to adjourn was made by Trustee Allen, seconded by Trustee Wilcox at 8:10 PM. Carried 5-0.

Respectfully submitted,

Mechelle Gillen
Deputy Clerk-Treasurer