

March 11, 2013

A regular meeting of the Nunda Village Board of Trustees was held on March 11, 2013, including a Public Hearing on Proposed Local Law No. 1 with the following present:

**Mayor: Jack Morgan**

**Trustees: Jeff Essler**

**Bob Cox**

**Doug Gray**

**Chief Water Operator: Troy Bennett**

**Code Enforcement/Zoning Officer: Shawn Grasby**

**Clerk-Treasurer: Lori Gray**

**Julie Marshall, Livingston County Development Group**

**Louise Wadsworth, Livingston County Development Group**

**Citizens: Sandy Bugman**

**Greg O'Connell**

**Gerry Kennedy**

**Carl Bennett**

**Gracie Schaff**

**Tim Carlin**

**Citizens: Ken Veneron**

**Alex Pierce**

**Doug Hart**

**Tom & Barb Baldwin**

**Mr. & Mrs. Jim McMaster**

**Tom & Barbara Byrnes**

**Cindy Welch**

**Lloyd & Lynn Kirwan**

**Steve Gelser**

**Dana Russell**

**Gary Payne**

**Michelle Siefried**

**Lu Pierce**

**Marge Foose**

**Bev Clark**

**Wilma Willey**

**Mayor Morgan called the meeting to order at 7:00 P.M.**

**Roll Call: Deputy Mayor Reggie Grosse Absent**

**Pledge of Allegiance led by Clerk Gray**

#### **Visitor's Forum**

A. Julie Marshall, Louise Wadsworth: Presentation on NY Main Street Grant

#### **Approval of Minutes**

A. February 11, 2013

**BE IT RESOLVED** that the Nunda Village Board of Trustees approve the minutes as presented. The motion was made by Trustee Essler, seconded by Trustee Gray. Carried 3-0. Trustee Cox stepped out of the room.

#### **Approval of Bills**

A. Abstract No. 10

**BE IT RESOLVED** that the Nunda Village Board of Trustees approve the bills for payment on Abstract No.10 as follows:

GENERAL- \$14,954.54

WATER - \$10,306.22

SEWER - \$7,146.52

YOUTH- \$0.00

**TOTAL - \$32,407.28**

The motion was made by Trustee Cox, seconded by Trustee Gray. Carried 4-0.

B. CBDG Drawdown #7

**BE IT RESOLVED** that the Nunda Village Board of Trustees approve the bills for payment on Drawdown #7 in the amount of **\$963.40**. The motion was made by Trustee Essler, seconded by Trustee Cox. Carried 4-0.

**Reports**

A. Police

1. Monthly Report: February 2013-New Police Car delivered on Wednesday
2. Town of Nunda Budget Report: February 2013
3. Payroll Reports: 1/26/13-2/23/13
4. Livingston County Services: Mayor Morgan stated that a Trustee has requested that Ian Coyle be contacted regarding potential increases in services available to be provided to the Village by the Sheriff's Department, including requirements of the Village, benefits, costs, etc. Inquiry to be open knowledge to the Town.

B. Code Enforcement/Zoning

1. Monthly Report: February 2013
2. Appointment Deputy Code Enforcement Officer: Mark Mullikin at the rate of \$15.00 per hour and mileage reimbursement at the current IRS rate. 1 hour minimum Call Out Rate. Not available until 3 PM weekdays. Postponed until next meeting.

Mayor Morgan opened the Public Hearing at 8:05 P.M. regarding proposed Local Law No. 1 of 2013

Business Owner Greg O'Connell stated that the proposed law has worked in other municipalities such as Mt. Morris. The tax exemptions have helped owners and added jobs.

Louise Wadsworth, Downtown Coordinator for Livingston County Development Group, stated that all the villages awarded the New York Main Street Grant have adopted the same law in conjunction with their respective towns & school districts. The Village leads the way.

Julie Marshall, Director of Livingston County Development Group, stated that the law would need to be adopted by all entities by next taxable year.

With no further comments, Mayor Morgan stated the Public Hearing would remain open for a little while longer. The regular meeting continued with reports.

C. Sewer/DPW

1. Question regarding possible formation of new Sewer District. Requests for connection to Municipal Sewer Line: Once Again Nut Butter, David Haskell. Town would need to form the new district that would be needed. Mayor Morgan will speak with Supervisor Baldwin.
2. Internet Auction of 89 International Truck through Teitsworth: When ready will come out and take photo to list. Village can refuse bid. Will at least find out how much it is worth.
3. Koester Associates: Actuators Quote: Actuators have old fittings & original manifold leaking during backwash of filters. Compressor running constantly. Pressure gauges should be added. Quote for \$2,221.43.

**BE IT RESOLVED** that the Nunda Village Board of Trustees approve the service and repair of the 4 actuators by Koester Associates at the total cost of \$2,221.43. The motion was made by Trustee Gray, seconded by Trustee Cox. Carried 4-0.

4. Brush Pick-up resumes first Wednesday in April
5. Reminder on importance of ride-a-rounds conducted by Village DPW. Example is the discovery of the water leak/break at Warren's.

6. Board is in support of providing support to Fire Department with demo, etc. DPW will assist with trucking debris away. Town is hauling in gravel. No other requests have been made.
7. Discussion regarding overnight parking, question regarding criteria to be considered off pavement, not in the way of plows. Need to write into law.
8. Trees: Farrell's provided quote of \$4700.00 for trim trimming & removal, all but 4-5 trees on State Street. Quote for those is \$1200. 1 extra dangerous tree, not included in price. Price to be obtained. Any trees with wires must be addressed by RG&E.

D. Water

1. Backflow Prevention Device Inspections: Move to New Business
2. Pre-Bid Conference March 26<sup>th</sup> at 11:00 AM, Bid Opening April 4<sup>th</sup> at 11:00 AM

E. Justice

1. Monthly Reports: February 2013 Hotchkiss & Mann

F. Treasurer's Reports

1. Monthly Report: February 2013

G. ZBA/Planning Board: None

H. Youth Recreation: None

**BE IT RESOLVED** that the Nunda Village Board of Trustees approve the reports as presented. The motion was made by Trustee Essler, seconded by Trustee Cox. Carried 4-0

Mayor Morgan closed the Public Hearing at 8:35 P.M.

**New Business**

A. Proposed Local Law No. 1 of 2013

**BE IT RESOLVED** that the Nunda Village Board of Trustees adopt Local Law No. 1 of 2013 Village of Nunda Real Property Tax Exemptions for Improvements to Commercial or Residential Real Property, for the purpose of providing tax exemption under Section 485-n of the Real Property Tax Law to encourage investment in improvement in commercial or residential real properties, and that the Village Clerk file with the Secretary of State. The motion was made by Trustee Cox, seconded by Trustee Essler. Carried 4-0.

B. Budget Recommendations Due. Special Meeting Monday, March 25, 2013 7:30 P.M to review draft of 2013-2014 Budget

C. Nunda Fire Department: Purchasing new generator. Would like Village to purchase & maintain old generator. Unable to have 2 generators on same gas line. More info with pricing to be obtained for next meeting being held March 25<sup>th</sup>.

D. Appointment of Per-Diem Deputy Clerk

**BE IT RESOLVED** that the Nunda Village Board of Trustees approve the appointment by Mayor Morgan of Elsie Greenberg as Per-Diem Deputy Clerk at the rate of \$10.00 per hour effective March 14, 2013. The motion was made by Trustee Cox, seconded by Trustee Gray. Carried 4-0.

E. Chain of Command: Mayor Morgan requested Trustees to please relay complaints they receive from the public and employees back to him.

F. Cell Phone Use while running equipment: would like employees to pull off to side of road to take call versus using Blue Tooth

G. Water/Sewer Billing: Auto-withdrawal payments from customer bank accounts: okay to pursue with Williamson Law Book

H. Declaration "April is Fair Housing Month"

**"WHEREAS**, in accordance with the Title VIII Fair Housing Policy of the Civil Rights Act of 1968 and the Fair Housing Amendments Act of 1988 and,

**WHEREAS**, the month of April 2013 has been designated by the U.S. Department of Housing and Urban

Development's Office of Fair Housing and Equal Opportunity as Fair Housing Month,

**NOW THEREFORE BE IT RESOLVED**, that the Village Board of Nunda hereby declares and proclaims April as Fair Housing Month in the Village.

The motion was made by Trustee Cox, seconded by Trustee Essler. Carried 4-0.

- I. NYSDOT Undertaking File: Provide copy of 2002 File for next meeting.
- J. Back Flow Prevention Device Inspections: Brian Emke, having attended schooling this year for the purpose of conducting inspections for the Village, would like to inspect other businesses for his own personal gain. Mayor Morgan stated that Deputy Mayor Grosse had shared his concerns of the Village competing with other local businesses if the Village conducted inspections. Also concerned with liability if something goes wrong. The Board agreed that Brian can conduct inspections on his own time, using Village owned equipment, provided there is an agreement for maintenance of the equipment. There would be a cost charged based on the lifespan of the instrument, including the periodic calibration required. Our Attorney would need to review.

### **Old Business**

- A. Process Improvements: Trustee Doug Gray – Inventory SOP to be reviewed for March 25<sup>th</sup> meeting.
- B. Village Property Route 408: Annexation- temporarily postponed
- C. Employee Policy

**BE IT RESOLVED** that the Village of Nunda will reimburse eligible employees for prescription eyewear/contacts expenses not covered under the Excellus SimplyBlue HDCP up to a maximum of \$250.00 total reimbursement per enrollment year and the Village of Nunda will reimburse eligible employees for dental expenses not covered under the Excellus SimplyBlue HDCP up to a maximum of \$250.00 total reimbursement per enrollment year. The motion was made by Trustee Essler, seconded by Trustee Cox. Carried 4-0.

### **Other Business**

None

### **Communications/Information Items**

- A. Calendar: March & April 2013
- B. Tobacco Action Partnership of Livingston County

**BE IT RESOLVED** that The Village of Nunda join the Young Lungs at Play initiative sponsored by the Tobacco Action Partnership of Livingston County and that in support of Tobacco-Free Recreation Areas, the Nunda Village Board of Trustees designate the Village of Nunda Playground & Gazebo (located on East Street) as a Tobacco-Free Zone for the health and well being of our children. The motion was made by Trustee Essler, seconded by Mayor Morgan. Carried 4-0.

- C. Livingston County Summer Youth Employment Program
- D. Time Warner Cable
- E. Reminder to Village Employees
- F. Nunda Fire Department temporarily utilizing 1 Mill Street upstairs room for meetings, would also like to use for a benefit concert to be held on March 16<sup>th</sup> to raise money for the Webster Fire Department. Only NFD families will be in attendance. Okay given.
- G. Livingston County Grievance Days/Town Senior Citizens Exemption
- H. Unemployment

With no further business to be discussed, the motion to adjourn was made by Trustee Essler at 9:22 P.M., seconded by Trustee Cox. Carried 4-0.

Respectfully submitted,

Lori J. Gray  
Clerk-Treasurer