

March 14, 2016

The Regular Meeting of the Nunda Village Board of Trustees was held on March 14, 2016 with the following present:

Mayor: Robert Cox
Deputy Mayor: Fritz Amrhein
Trustees: Jeffrey Essler
Jack Morgan
Darren Snyder

Village/Town of Nunda Justice James R. Mann Jr.
Code Enforcement/Zoning Officer: Mark Mullikin
Chief Water Operator - Department of Public Works Superintendent: Troy Bennett
Chief Waste Water Treatment Operator: Markus Hugi
Laborers: Brian Emke
Daniel Strobel
Clerk-Treasurer: LeRoy Wood

Town Highway Supervisor: Rick Moran

Citizens: Maxine Snelgrove Melvin Allen Tim Cassidy Sr.
Sue Carpenter Alex Pierce Dan Vasile

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

Roll Call: All present

Pledge of Allegiance led by Trustee Essler

Visitor's Forum

The Mayor recognized and welcomed all visitors to the meeting this evening.

Sue Carpenter – presented her current water/sewer bill to the Board and wanted an explanation as to why she was now being charged two water and sewer units.

Mayor Cox asked Clerk-Treasurer Wood to explain why there were changes to her bill at this time. It was explained to the customer that a thorough audit of all water/sewer customer was completed in February 2016 per Village Local Law No. 1-2004 Water Rules and Regulation. It was determined at that time that the residence in question does have two living units. The owner explained that more than ten years ago when one water meter was placed at that the property it was then considered one location and that they should only be charged one water and one sewer unit, per the customer's recollection of what the former Chief Water Operator communicated to them.

Questions asked to the customer from the Board were about how many kitchens and bathrooms are at the property. The customer responded two kitchens and two bathrooms, however, the other kitchen is barely used at this time. Sue Carpenter requested these charges be taken off her bill. Mayor Cox explained that the Water Committee will be reviewing the current Water Law and that a final determination in the near future could affect future billing.

Resolution no. 2016-031

BE IT RESOLVED, that the Nunda Village Board of Trustees approve the adjustment to Sue Carpenter's quarterly invoice at this time, Account # 1138, in reducing said charges by \$137.08. This resolution is made with the understanding of all parties that the Water Law will be thoroughly reviewed by the Village Water Committee and that changes to future invoices could be implemented accordingly. The motion was made by Trustee Essler, seconded by Trustee Morgan. Carried 5-0.

Dan Vasile – presented a request to have late payment penalty charges waived from the previous billing cycle on all properties he owns, eleven properties totaling \$288.81. Property account numbers and total late payment penalties are:

Account #1003	48 South State Street	\$ 15.48
Account #1057	79 North State Street	\$ 24.97
Account #1115	30 Gibbs Street	\$ 3.53

Account #1556	24 Mill Street Apt.1	\$ 16.35
Account #1557	24 Mill Street Apt.2	\$ 18.66
Account #1651	14 North Church Street	\$ 16.35
Account #1652	14 North Church Street	\$ 18.99
Account #1660	3 Second Street	\$ 127.08
Account #1661	47 Massachusetts Street	\$ 15.36
Account #1662	47 Massachusetts Street	\$ 16.02
Account #1741	77 North State Street	<u>\$ 16.02</u>
		\$ 288.81

Resolution no. 2016-032

BE IT RESOLVED that the Nunda Village Board of Trustees approve and waive previously billed late payment penalty charges to all properties owned by Daniel Vasile totaling \$288.81 with the understanding that this is a one-time waiver. The motion was made by Trustee Morgan, seconded by Deputy Mayor Amrhein. Carried 5-0.

Woodside Apartments – Genesee Valley Preservation Council (GVPC) – requested to have late payment penalty charges waived from the previous billing cycle totaling \$368.59 through correspondence received on March 14, 2016, for Account #1682. It was determined that this Account had never been delinquent in the past and requested relief from these charges due to personnel changes within their Council.

Resolution no. 2016-033

BE IT RESOLVED that the Nunda Village Board of Trustees approve and waive previously billed late payment penalty charges to the Genesee Valley Preservation Council, Account #1682, totaling \$368.59 with the understanding that this is a one-time waiver. The motion was made by Trustee Morgan, seconded by Deputy Mayor Amrhein. Carried 5-0.

Approval of Minutes

A. February 8, 2016

Resolution no. 2016-034

BE IT RESOLVED, that the Nunda Village Board of Trustees have reviewed and approved the meeting minutes as presented, with one correction - deleting additional seconded information added to original submission of approved meeting minutes. The motion was made by Trustee Essler, seconded by Deputy Mayor Amrhein. Carried 5-0.

Approval of Invoices

A. Abstract #9 as follows:

Resolution no. 2016-035

BE IT RESOLVED, that the Nunda Village Board of Trustees has reviewed and approve invoices for payment on Abstract no. 9 as follows:

GENERAL -	\$ 22,170.49
WATER -	\$ 3,329.07
SEWER -	\$ 4,285.35
YOUTH -	\$ <u>.00</u>
TOTAL -	\$ 29,784.91

The motion was made by Trustee Essler, seconded by Deputy Mayor Amrhein. Carried 5-0.

Trustee Morgan requested additional information on the Emergency Power Contract associated with generator maintenance at the Village Buildings; costs of using different vendor, costs in prior years.

Reports

A. *Police*

1. Monthly Report: February 2016

Additional hours reported were associated with cadet training.

Letter received and addressed to Town and Village Board Members from Chief Wilcox acknowledging three academy recruits successful completion and graduation from the Basic Course

for Police Officers at the Rural Police Training Academy. The Police Chief is requesting these three graduates be brought on as members of the Joint Village/Town Police Department.

Resolution no. 2016-036

BE IT RESOLVED that the Nunda Village Board of Trustees approve the hiring of Matt Thomas, Casey Chatley and Britney Eldridge as members of the Nunda Police Department at the rate of \$15.00 per hour. The motion was made by Trustee Morgan, seconded by Deputy Mayor Amrhein. Carried 4-1 (Trustee Snyder).

2. Town of Nunda Budget Report
3. Payroll Reports: 1/24/2016 – 3/5/2016

The recently purchased Fingerprint Machine was discussed with some reservations of the total cost and annual maintenance costs that were not disclosed to the Board.

B. Code Enforcement/Zoning

1. Monthly Report: February 2016

C. Sewer

1. Plant Engineering Assessment

The assessment to be conducted through Chatfield Engineering would examine the present and future equipment needs along with current operations of the Waste Water Treatment Plant and provide extensive information for any potential forthcoming grant requests the Village may submit. Due to cost of this assessment the Board would like to discuss in the coming months as to the present state of the Sewer budget for the remainder of this fiscal year.

2. Waste/trash disposal services at Waste Water Treatment Plant – Casella Waste Services

Resolution no. 2016-037

BE IT RESOLVED that the Nunda Village Board of Trustees approve Casella Waste Services for waste and trash pick-up services at the Waste Water Treatment Plant. All contracts requiring signature for said service are hereby approved for the Mayor to sign. The motion was made by Deputy Mayor Amrhein, and seconded by Trustee Snyder. Carried 5-0.

D. Department of Public Works

1. February 2016 Calendar of Events
2. 2016 Village Seasonal Clean-Up Schedule

Resolution no. 2016-038

BE IT RESOLVED that the Nunda Village Board of Trustees approve the hiring of a Part-Time Seasonal Laborer at the rate of \$10.00 per hour. The motion was made by Trustee Morgan, seconded by Deputy Mayor Amrhein. Carried 5-0.

E. Water

1. Water Plant painting project requested three quotes be received for work to be completed.

F. Justice

1. Monthly Reports: February 2016
2. Annual 2015 Justice Report - Judge Mann discussed and submitted the following Justice Reports; Annual Audit Checklist and Annual Cashbook. Mayor Cox took receipt of all reports. Mayor Cox reviewed all reports with the Nunda Village Board of Trustees. Mayor Cox then asked about different programs that may be available to motorists. Judge Mann discussed the Traffic Diversion Program available through Livingston County. The Mayor thanked Judge Mann for his presentation of his annual reports.

Resolution no. 2016-039

BE IT RESOLVED that the Nunda Village Board of Trustees accept the 2015 Justice Audit Report as presented by Justice James R. Mann Jr., with the next Annual Village Court Audit to be held during the regular meeting of the Nunda Village Board of Trustees in March 2017. The motion was made by Trustee Morgan, seconded by Deputy Mayor Amrhein. Carried 5-0.

G. *Treasurer's Reports*

1. February 2016

2. Budget Modifications – request the following modifications be approved;

Budget Modifications – General Account

From	Budget Code A1325.11	Deputy Clerk/Treasurer	\$ 435.70	
To	Budget Code A1325.2	Clerk/Treasurer Equipment		\$ 435.70
From	Budget Code A1640.2	Central Garage	\$ 1,146.00	
To	Budget Code A5110.2	Street Maintenance/Equipment		\$ 1,146.00
From	Budget Code A1640.2	Central Garage	\$ 1,445.82	
To	Budget Code A5110.2	Permanent Improvements/Chips		\$ 1,445.82
From	Budget Code A1910.4	Unallocated Insurance	\$ 1,051.13	
To	Budget Code A7550.4	Celebrations/CIN		\$ 1,051.13
From	Budget Code A1910.4	Unallocated Insurance	\$ 142.00	
To	Budget Code A9010.8	State Retirement		\$ 142.00

Budget Modifications – Water Account

From	Budget Code F1990.4	Contingent Account	\$ 3,270.15	
To	Budget Code F1910.4	Unallocated Insurance		\$ 360.76
To	Budget Code F1950.4	Taxes & Assessments		\$ 183.66
To	Budget Code F8310.2	Water Administration Equipment		\$ 332.88
To	Budget Code F8340.4	Transmission & Distribution		\$ 2,379.58
To	Budget Code F9030.4	Social Security		\$ 13.27

Budget Modifications – Sewer Account

From	Budget Code G1990.4	Contingent Account	\$ 693.64	
To	Budget Code G1910.4	Unallocated Insurance		\$ 360.77
To	Budget Code G8110.2	Sewer Administration Equipment		\$ 332.87

Resolution no. 2016-040

BE IT RESOLVED that the Nunda Village Board of Trustees approve the budget modification as listed. The motion was made by Trustee Morgan, seconded by Trustee Snyder. Carried 5-0.

3. 2016-2017 Budget preparation

Resolution no. 2016-041

BE IT RESOLVED that a Special Meeting of the Nunda Village Board of Trustees be held Monday, March 28, 2016 at 7:00 P.M. for the purpose of reviewing the proposed 2016/2017 Tentative Budget. The motion was made by Trustee Morgan, seconded by Trustee Essler. Carried 5-0.

4. Tax cap for upcoming budget is 0.12%

H. *ZBA/Planning Board*

I. *Youth Recreation*

Resolution no. 2016-042

BE IT RESOLVED that the Nunda Village Board of Trustees accepts the reports as presented. The motion was made by Deputy Mayor Amrhein, seconded by Trustee Snyder. Carried 5-0.

New Business

A. 2016 Livingston County Youth Employment Program – the Board discussed the importance of current program and the impact this program has to the Joint Village/Town of Nunda/Town of Portage Summer Youth Recreation Program.

Resolution no. 2016-043

BE IT RESOLVED that the Nunda Village Board of Trustees approves the entering into a contract with Livingston County Office of Workforce Development - 2016 Livingston Youth Employment Program. All contracts requiring signature for said program participation are hereby approved for the Mayor to sign. The motion was made by Deputy Mayor Amrhein, seconded by Trustee Snyder. Carried 5-0.

- B. Annexation – Water Cure Road residence – discussed
- C. Stephen Gelser – Water/Sewer Application – Agreement – discussed
- D. Grant research for potential Composter at the Waste Water Treatment Plant – discussed
- E. Right to Farm Law – discussed
- F. Resignation received from Joseph Columbo, Joint Village/Town Planning Board Member

Resolution no. 2016-044

BE IT RESOLVED that the Nunda Village Board of Trustees accepts the resignation of Joseph Columbo as the member of the Joint Village/Town of Nunda Planning Board, with thanks and regrets. The motion was made by Trustee Essler, seconded by Trustee Snyder. Carried 5-0.

G. Correction of the water/sewer bills. The water/sewer bills listed had final meter reads requested during the printed phase of the actual bills and prior to the posted phase of the most recent billing cycle. These final meter reads were requested due to property/ownership transfer or sale. With this occurring, additional charges were arbitrarily created - charging the customer twice their original invoice/bill. All accounts are paid in full at this time. Adjustments and account numbers as listed;

Account #1010	Shoemaker	\$ -36.57
Account #1157	Dietz	\$ -207.67
Account #1158	Dietz	\$ -220.87
Account #1869	Strickland	\$ 18.44
Account #1895	Naschke/Snyder	\$ -124.58

Resolution no. 2016-045

BE IT RESOLVED that the Nunda Village Board of Trustees approve adjustment for corrections of water/sewer customer accounts as listed. The motion was made by Trustee Morgan, seconded by Deputy Mayor Amrhein. Carried 4-0 (Trustee Snyder abstained).

H. Village Fiscal Stress Monitoring Results– No Designation as reported back from the New York State Comptroller’s Office

Old Business

- A. Nunda Zoning Law: Temporary Structures recommendations
- B. Water Law – Updates from Committee – discussed
- C. Deputy Clerk – update – Four potential applicants have submitted an application or resume, the Mayor and Clerk-Treasurer will review with recommendations to be brought to the April 11, 2016 Village Board regularly scheduled Meeting.

Other Business

- A. Replacement of US flag at the Village Mall area due to wear and tear. US flag will be provided to DPW Superintendent for replacement.
- B. Joint Village/Town/Keshequa School Board Informal Meeting. Mayor Cox asked Clerk-Treasurer Wood to confer specific items discussed at the Joint meeting held March12, 2016.

The meeting agenda was reviewed with Village Board with discussion on shared services possibilities (i.e. School bus garage, bulk purchasing, shared facilities), Old bus garage and options the municipalities could use with the property or possibly having community involvement in leasing/renting space for additional revenue to the School, the Long term plans of the School related to the Dalton Building, water/sewer opportunities at the Dalton School Building, crosswalks and School safety concerns, and sidewalks to Robert Rymer Athletic Fields – Kiwanis Park and grants associated with sidewalks.

Communications/Information Items

- A. Calendar: March 2016 & April 2016
- B. Time Warner Cable
- C. Census 2016

Resolution no. 2016-046

BE IT RESOLVED that the Nunda Village Board of Trustees approve completed Census numbers for the Village of Nunda be made available to all Village organizations and businesses as requested. The motion was made by Trustee Morgan, seconded by Deputy Mayor Amrhein. Carried 5-0.

- D. New York Rural Water Association March 2016 - Newsletter
- E. Keshequa Central Schools – Reinstatement of Character Education Program
- F. Governor Cuomo – Funding Strength and Improve Healthcare in the Finger Lakes Region
- G. St. Taco Standardized Notice From
- H. NYSEG/RG&E Rate Proposed Increase
- I. Governor Cuomo – Boys & Girls Club of Rochester

Adjournment

With no further business to be discussed, the motion to adjourn was made by Deputy Mayor Amrhein, seconded by Trustee Essler at 9:01 P.M., seconded by. Carried 5-0.

Respectfully submitted,

LeRoy J. Wood
Clerk-Treasurer