

The Regular Meeting of the Nunda Village Board of Trustees was held on November 9, 2015 with the following present:

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

Code Enforcement/Zoning Officer: Mark Mullikin
Chief Water Operator/Superintendent - Department of Public Works Supervisor: Troy Bennett
Chief Waste Water Treatment Operator: Markus Hugi
Clerk-Treasurer: LeRoy Wood

Citizens: Mr. Steven Gelser

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

Roll Call: Trustee Jack Morgan arrived at 7:35 P.M.

Pledge of Allegiance led by Trustee Essler

Visitor's Forum

Mr. Gelser – Portage Street Water/Sewer Project Questions

Mr. Gelser asked a question in relation to the Portage Street Water/Sewer Joint Village/Town Project on how will the sewer lines portion of the project get from the south side to the north side of Portage Street?

Mayor Cox responded that the cost would be incurred at the homeowner's expense.

Mr. Gelser asked with the water line to the new Veterinary Clinic, it was placed under the road, how were those costs incurred?

Mayor Cox responded those costs were incurred by the owner of the new construction Nunda Veterinary Clinic.

Mr. Gelser commented that a homeowner would not get a highway permit to go under the road.

Mayor Cox asked, what is the time limit on the current highway permit for this project? Permit expires October 31, 2016.

Approval of Minutes

A. October 19, 2015

BE IT RESOLVED, that the Nunda Village Board of Trustees have reviewed and approved the meeting minutes as presented. The motion was made by Deputy Mayor Amrhein, seconded by Trustee Snyder. Carried 4-0.

Approval of Bills

A. Amend Abstract #4 as follows:

BE IT RESOLVED, that the Nunda Village Board of Trustees has reviewed and approve the amended changes to the General and Water Abstracts with the understanding that the bottom line total of all four abstracts did not change:

GENERAL -	\$ 27,183.06*
WATER -	\$ 7,612.66*
SEWER -	\$ 6,616.36
YOUTH -	\$ <u>1,759.50</u>
TOTAL -	\$ 43,171.58

*Initially, two invoices were charged to the Water Fund. These two charges were for FEMA related materials and were corrected internally within the Village's accounting software. Bottom line total of outgoing invoices on abstract #4 did not change.

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

B. Abstract Number #5

BE IT RESOLVED, that the Nunda Village Board of Trustees has reviewed and approve bills for payment on Abstract Number #5 as follows:

GENERAL -	\$ 18,840.10
WATER -	\$ 16,597.48
SEWER -	\$ 6,712.00
YOUTH -	\$ 42.46
TOTAL -	\$ 42,192.04

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

Reports

A. Police

1. Monthly Report: October 2015
2. Town of Nunda Budget Report
3. Payroll Reports: Not provided

Mayor Cox requested contact with Police Chief Wilcox to ascertain the submittal process of such report for future Monthly Village Board Meetings.

4. Police Budget
5. Speed Trailer – Deployment Log
6. Rehire of Officer Matt Whitney

BE IT RESOLVED that the Nunda Village Board of Trustees approve the rehire of Officer Matt Whitney as an Officer for the Nunda Police Department. The motion was made by Trustee Morgan, seconded by Deputy Mayor Amrhein. Carried 5-0.

B. Code Enforcement/Zoning

1. Monthly Report: October 2015

Executive Session

BE IT RESOLVED that the Nunda Village Board of Trustees enter Executive Session at 7:17 P.M. for the purpose of discussing proposed, pending, and current litigation. The motion was made by Deputy Mayor Amrhein, seconded by Trustee Snyder. Carried 4-0.

BE IT RESOLVED that the Nunda Village Board of Trustees exit Executive Session at 7:34 P.M. The motion was made by Deputy Mayor Amrhein, seconded by Trustee Essler. Carried 4-0.

C. Sewer

1. Land Spreading; test results have been sent to Chatfield for analysis. Should have results by middle of next week.
2. Part Time Employee: Spoke to Catholic Charities and they are actively seeking a candidate that will fit our needs.
3. De-foamer: It was determined to be not cost-effective. Will continue to look for better methods.
4. Part for mixer has arrived and has been installed

Trustee Essler requested estimate for a shaft to be provided at next Village Board Meeting.

D. Department of Public Works

1. October 2015 Calendar
2. Leaf Box working great
3. Overhead door at DPW Building has been installed.

E. Water

1. Southern Tier NY Water Works Operators Conference – Bennett, Emke approval

BE IT RESOLVED that the Nunda Village Board of Trustees approve the attendance of Troy Bennett and Brian Emke for the one-day conference, November 18, 2015, in Cuba, New York – Southern Tier New York Water Works Operators Conference. The motion was made by Trustee Essler, seconded by Deputy Mayor Amrhein. Carried 5-0.

F. Justice

1. Monthly Reports: October 2015
2. Appointment of Court Clerk – Sheila Duffy

Concern discussed about tickets not being uploaded properly for processing. Police Commissioners to address concern with Police Chief Wilcox for clarification. Information to be shared at next regularly scheduled Village Board Meeting in December 2015.

G. Treasurer's Reports

1. October 2015 – Williamson Law (financial software provider) contacted with a scheduled meeting/training session for November 17, 2015.

H. ZBA/Planning Board

I. Youth Recreation – 2016 Proposed Budget

BE IT RESOLVED that the Nunda Village Board of Trustees approve the 2016 Youth Recreation Budget as presented by Youth Program Director Gordinier at the Village Board Meeting in October 2015. Budget in the amount of \$ 5836.36, with the Program Share of Contributions for the Village of Nunda, Towns of Nunda and Portage to remain the same as 2015. The motion was made by Trustee Essler, seconded by Trustee Snyder. Carried 5-0.

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

New Business

- A. Water Bill - Account #1331- Mr. Hurlburt requested a final water/sewer bill for two apartments, one vacant, one tenant moving out. Mr. Hurlburt was assessed charges of \$59.58 for sewer charges that should not have been billed. Mr. Hurlburt requested reimbursement for overpaid water/sewer bill.

BE IT RESOLVED that the Nunda Village Board of Trustees approve the adjustment of \$59.58 for overcharging of Mr. Hurlburt Water/Sewer Account #1331. The motion was made by Trustee Essler, seconded by Deputy Mayor Amrhein. Carried 5-0.

- B. Water Law – Apartments/Single Family Residence – Discussion of tabling a review of the Water Law Local Law Number 1-2004 to be convened

- C. Budget Modifications for payment of Annual New York State Retirement Invoice

BE IT RESOLVED that the Nunda Village Board of Trustees approve the following budget modifications to cover the cost of the annual New York State Retirement:

General Account				
From	Budget Code A1190.4	Contingent Account	\$10,000.00	
To	Budget Code A9010.8	State Retirement		\$10,000.00
Water Account				
From	Budget Code F1990.4	Contingent Account	\$5,070.50	
To	Budget Code F9010.8	State Retirement		\$5,070.50
Sewer Account				
From	Budget Code G1990.4	Contingent Account	\$5,070.50	
To	Budget Code G9010.8	State Retirement		5,070.50

The motion was made by Trustee Snyder, seconded by Trustee Morgan. Carried 4-1.

Trustee Essler opposed this resolution of New York State Retirement System billing the Village without proper notification and at such a high rate.

- D. Personnel – Civil Service requirements – Livingston County Personnel Department requires a job description to on file for the newly created Deputy Clerk-Treasurer Position.

BE IT RESOLVED that the Nunda Village Board of Trustees approve the job description for the position Deputy Clerk-Treasurer. This job description will be submitted to Livingston County Personnel Department for review and approval as required per Civil Service Law. The motion was made by Deputy Mayor Amrhein, seconded by Trustee Essler. Carried 5-0.

- E. Seminar OSC Audits – Approval to attend – LeRoy Wood

BE IT RESOLVED that the Nunda Village Board of Trustees approve the attendance of LeRoy Wood for the one-day seminar on December 9, 2015, in Waterloo, New York – Office of State Comptroller “What to expect from an OSC Audit”. The motion was made by Trustee Essler, seconded by Trustee Morgan. Carried 5-0.

Old Business

- A. Nunda Zoning Law: Temporary Structures recommendations
- B. Sidewalks – Snow removal discussion – Local Law to be provided to Village Board
- D. Water/Sewer Extension Route 436 – additional expenses – Water line has been installed at this time through to the new construction Veterinary Clinic. Work on the sewer line is in the process.
- E. Welder – 3 quotes provided

BE IT RESOLVED that the Nunda Village Board of Trustees approve the purchase of a Welder – Power MIG 210 MP for the price of \$1,199.00 along with the necessary accessories for equipment to be operational, from Jackson Welding and Gas Products, Rochester, New York. The motion was made by Trustee Essler, seconded by Deputy Mayor Amrhein. Carried 5-0.

F. Backhoe – Quote provided from vendor was discussed with Office of General Services (OGS), Albany New York. The vendor provided what they ascribed to was New York State Contract pricing. In conducting further research, it was ascertained that the vendor providing the NYS Contract pricing is not affiliated with the NYS contract list of qualified vendors. The Village contacted the vendor with the information provided from NYS OGS. The Village informed the vendor that the pricing provided was not acceptable and that the vendor would need to contact NYS OGS to process the required correspondence in order to be added to the NYS OGS contract before a quote can be finalized and accepted by Village.

G. Village Employee Health Care Premium for 2016 – Mayor Cox scheduled a meeting with Trustee Morgan and the Village Clerk-Treasurer Wood.

Other Business

Executive Session

BE IT RESOLVED that the Nunda Village Board of Trustees enter Executive Session at 9:22 P.M. for the purpose of discussing employee personnel concerns. The motion was made by Trustee Essler, seconded by Deputy Mayor Amrhein. Carried 5-0.

BE IT RESOLVED that the Nunda Village Board of Trustees exit Executive Session at 9:31 P.M. The motion was made by Mayor Cox, seconded by Deputy Mayor Amrhein. Carried 5-0.

Communications/Information Items

- A. Calendar: November and December 2015
- B. Time Warner Cable
- C. Livingston County Association of Village Boards Meeting November 18, 2015
- D. Planning/Zoning Board Members-Energy Efficient Municipal Projects Workshop
- E. Governor Cuomo/Senator Schumer Announcement
- F. Genesee Valley Water News – Fall 2015
- G. Livingston County Planning Board Meeting, November 12, 2015

Adjournment

With no further business to be discussed, the motion to adjourn was made by Trustee Essler at 9:37 P.M., seconded by Deputy Mayor Amrhein. Carried 5-0.

Respectfully submitted,

LeRoy J. Wood
Clerk-Treasurer