

October 14, 2013

A regular meeting of the Nunda Village Board of Trustees and a Public Hearing on Proposed Local Law No. 2 of 2013, Local Traffic Laws, was held on October 14, 2013 with the following present:

Mayor: Jack Morgan
Deputy Mayor: Reggie Grosse
Trustees: Jeff Essler
Doug Gray
Bob Cox
Clerk-Treasurer: Lori Gray
Superintendent DPW/Sewer: Ron Macomber
Chief Water Operator: Troy Bennett 7:19 P.M.

Citizens: Ron & Betty Adam
Ken Veneron
Jennifer Amrhein
Fritz Amrhein
Gary Brink
Sandy Bartholomew
Marie Schoenacker
Darren Snyder

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

Roll Call – All Present

Pledge of Allegiance led by Trustee Essler

Visitor's Forum

None

Approval of Minutes

A. September 9, 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 5-0.

Approval of Bills

A. Abstract No. 4

BE IT RESOLVED that the Nunda Village Board of Trustees approve the bills for payment on Abstract No. 4 as follows:

GENERAL- \$32,784.67
WATER - \$8,906.90
SEWER - \$7,434.25
YOUTH- \$0
TOTAL – \$49,125.82

The motion was made by Trustee Essler, seconded by Trustee Gray. Carried 5-0.

B. Engineering Amendment No. 1

BE IT RESOLVED that the Nunda Village Board of Trustees approve Engineering Amendment No. 1 for the WTP SPDES Permit Compliance Outfall Sewer Project to increase the Residential Project Representation from \$12,556 to \$14,256 for services necessary, \$1,200 for additional Design Phase work and \$392.50 for additional Bidding Phase work performed resulting in a total increase amount of \$3,292.50. The motion was made by Trustee Cox, seconded by Trustee Essler. Carried 5-0.

C. Change Order No. 1

BE IT RESOLVED that the Nunda Village Board of Trustees approve the Change Order No. 1 for the WTP SPDES Permit Compliance Outfall Sewer Project, final quality adjustment, in a total decrease of \$3,737.00

The motion was made by Trustee Cox, seconded by Trustee Gray. Carried 5-0.

D. Pay Application No. 3: \$35,155.62

BE IT RESOLVED that the Nunda Village Board of Trustees approve the bills for payment on the Chatfield Engineers Pay Application No. 3 in the amount of \$35,155.62. The motion was made by Trustee Essler, seconded by Trustee Cox. Carried 5-0.

E. CBDG Drawdown No. 13: \$36,708.82

BE IT RESOLVED that the Nunda Village Board of Trustees approve the bills for payment on CBDG Drawdown No. 13 in the amount of \$36,708.82. The motion was made by Trustee Cox, seconded by Trustee Gray. Carried 5-0.

Reports

A. Police: Presented by Trustee Cox & Trustee Gray

1. Monthly Report: September 2013
2. Town of Nunda Budget Report: August & September 2013-Unavailable
3. Payroll Reports: 8/25/13-10/5/13
4. Proposed Police Budget 2014: No further updates
5. Signs entering Village regarding “No Parking 2-6AM” not in good conditions, poor visibility, therefore making unenforceable per Chief Wilcox

B. Code Enforcement/Zoning

1. Monthly Report: September 2013
2. Update: Rathbun Property – Unavailable

Trustee Cox recognized Fritz and Jennifer Amrhein in attendance. They have a complaint regarding the vacant home located at 27 Mill Street. There are rats, feral cats, broken windows and garbage. Clerk Gray stated that no complaints have been called in or filed with her office. Written complaint to be filed and forwarded to Code Enforcement/Zoning Officer Shawn Grasby.

Mayor Morgan declared the Public Hearing on Proposed Local Law No. 2 of 2013, Local Traffic Laws open at 7:15 P.M.

Public Hearing Comments

Gary Brink questioned why the Board made changes to the Proposed Law introduced last month. Mayor Morgan responded that it seemed the feeling of people was that the 2 hour parking restriction was too restrictive, therefore the Board reverted back to the current regulations.

Mr. Brink questioned how someone would apply for a special needs permit. Mayor Morgan stated that once the law is passed, the procedure can be developed. Mr. Brink disagreed and feels the procedure should be developed prior to passage.

Mr. Brink continued to question how the new law is going to be enforced when the current law is not being enforced. Mayor Morgan responded that when an officer notices a violation or has a complaint, they do enforce.

Marie Schoenacker would like to know that if the law is passed, will 2 hr. parking be enforced 24 hrs. The Village Board response is “No”. The Village does not have a full-time Police Department.

Mayor Morgan added that an audit of 2 hr parking signs would need to be completed, and also a specific definition of 2 hr parking developed.

Mrs. Schoenacker thanked the Board for their consideration of the discussions held last month.

C. Sewer/DPW

1. Approval to hire Full-Time Laborer

Trustee Essler made the recommendation to hire Dan Strobel. Mr. Strobel has 25 years of experience. He has been a laborer in the city with pipe, sewer/water and mechanical experience. Also has CDL license. Capabilities would be an asset. Proposed wage is higher than budgeted for. Suggested that Mr. Strobel could start later in the year. Clerk-Treasurer Gray to review the financials.

2. C.P. Ward awarded Walnut St. Bridge job. To start by end of month. Preconstruction meeting is October 21st.

3. Work on sander for new dump truck completed.

4. Town doing some fabrication work on 1999 dump truck for hook-up to leaf machine.

5. Start picking up leaves week of 10/14

6. West St. drainage project to be done this month.

7. Had problem with influent pump at Sewer, had to call Siewert Equipment in for repairs.

8. Want to put two new drain lines in old drying bed area. Waiting for estimate from DAKKSCO. Estimate has been received and would like to increase to three new drain lines prior to concrete work in the drying beds. Cost would be \$2,849.04.

BE IT RESOLVED that the Nunda Village Board of Trustees approve the installation of three new drain lines by DAKKSCO Pipeline in the amount of \$2,849.04. The motion was made by Trustee Cox, seconded by Trustee Essler. Carried 5-0.

D. Water

1. Still awaiting price from Siewerts for the seals to be replaced on the Goulds Pump.

E. Justice

1. Monthly Reports: August & September 2013

F. Treasurer's Reports

1. September 2013

2. Annual Financial Report for Fiscal Year ending May 31, 2013: available for inspection in office, posted online

G. ZBA/Planning Board

1. Resignation Bill Davis, Planning Board effective January 1, 2014

BE IT RESOLVED that the Nunda Village Board of Trustees accept the resignation of Bill Davis as member of the Planning Board effective January 1, 2014 with thanks and regrets. The motion was made by Trustee Cox, seconded by Trustee Gray. Carried 5-0.

2. Resignation Merilee Walker, ZBA/Planning Board Secretary effective December 31, 2013

BE IT RESOLVED that the Nunda Village Board of Trustees accept the resignation of Merilee Walker, ZBA/Planning Board Secretary effective December 31, 2013 with thanks and regrets. The motion was made by Trustee Cox, seconded by Trustee Gray. Carried 5-0.

A letter will be sent from the Board to thank both for their service.

H. Youth Recreation

1. Approval Proposed Budget 2014: Program Share Contributions to remain the same as 2013

BE IT RESOLVED that the Nunda Village Board of Trustees approved the 2014 Proposed Budget with the municipal program shares for the Village of Nunda in the amount of \$4,836.36, the Town of Nunda \$4,836.36 and the Town of Portage \$2,123.28. The motion was made by Trustee Essler, seconded by Trustee Gray. Carried 5-0.

Mayor Morgan declared the Public Hearing Closed at 8:04 PM

BE IT RESOLVED that the Nunda Village Board of Trustees accept the reports as presented. The motion was

made by Trustee Essler, seconded by Trustee Gray. Carried 5-0.

New Business

A. Return of Village Taxes to County Treasurer

BE IT RESOLVED that the delinquent Village Taxes that remain unpaid on September 30, 2013 be returned to Livingston County Treasurer for re-levy. The motion was made by Trustee Essler, seconded by Trustee Gray. Carried 5-0.

B. Halloween

BE IT RESOLVED that the Nunda Village Board of Trustees declares that Trick-or-Treating will be allowed from 6-8 P.M. on Thursday, October 31, 2013, this day only. The motion was made by Trustee Essler, seconded by Trustee Gray. Carried 5-0.

C. Change November Meeting Date: Monday, November 11th is Veteran's Day

BE IT RESOLVED that the Nunda Village Board of Trustees change the date of the next regular meeting to November 18, 2013 at 7:00 P.M. due to Veteran's Day on November 11, 2013. The motion was made by Mayor Morgan, seconded by Trustee Gray. Carried 5-0.

D. Extension of State Snow & Ice Control Agreement 2015-2016 Season

RESOLVE, that the agreement which became effective July 1, 1974, between the County of Livingston and this Village, relating to the control of snow and ice on the State Highways within this Village, and such adjacent territory within said County as might be agreed upon by the County and the Village Superintendent of Highways, and the changes and modifications of said agreement heretofore approved by this Village, be and the same hereby are extended for an additional period of one year, until June 30, 2016. The motion was made by Trustee Essler, seconded by Trustee Cox. Carried 5-0.

Old Business

A. Village Property Route 408: Annexation- temporarily postponed

B. Village Playground Repairs, 3 broken Spring Equipment: Still awaiting quote.

C. Parking Mill Street: Can be further discussed once law is passed

D. Stop Signs: Intersection Mill Street & Church St.- County Highway Safety has been contacted per NYSDOT. No response as of meeting time.

E. Thank you

BE IT RESOLVED that the Nunda Village Board of Trustees publicly thank Snyder Enterprises for the roof work on the Mill Street building, and to Don Hooker for the refurbishing of the Village Welcome Signs. Such thank you will be published in the Mt. Morris Shopper. The motion was made by Trustee Essler, seconded by Trustee Gray. Carried 5-0.

Other Business

Trustee Essler commented on the Proposed Police Budget. He understands holding the line but is in favor of the increase. The Police Car was sold which offsets costs and is not shown in the original proposed budget. A 3% increase would amount to \$2,000. He does not want to cut any services, and does not want to see past issues arise again. If needed, should have a joint meeting with the Town.

Trustee Gray stated that the Board struggled to get to the current year's budget. Does not want to have other services offered and subsequently cut.

Mayor Morgan has left a message for Town Supervisor Baldwin to discuss the Police budget. He is currently out of town.

A joint meeting is suggested.

Clerk Gray presented information received regarding Health Insurance Plan options for 2014. Will see if Bill Carson from Bond Benefits Consulting can come out to meet with the Board and employees within the next couple weeks.

Communications/Information Items

- A. Calendar: October & November 2013
- B. Saving Our Small Town and Villages Workshop
- C. Association of Village Boards
- D. Letter from Chad Bugman requesting installation of a 4 way Stop Intersection at Church Street and Massachusetts Street. Discussion concluded that the Department of Transportation prefers various roads to have continuous flow, therefore not recommended. The installation of a 4-way Stop at East Street and Fair Street has created a false sense of security. The signs are frequently run through; therefore a greater risk may potentially be created for children at play.

BE IT RESOLVED that the Nunda Village Board of Trustees approve the installation of a 4 way Stop Intersection at Church Street and Massachusetts Street. The motion was made by Mayor Morgan, seconded by Trustee Cox. Defeated 1 Aye (Cox)-3 Nay (Gray, Essler, Morgan)-1 Abstain (Grosse)

A letter will be sent to Mr. Bugman explaining the decision.

- E. Time Warner Cable
- F. Fall 2013 Land Use Decision-Making Training Program
- G. Fall 2013 Regional Local Government Workshop

Local Law No. 2 of the Year 2013: Local Traffic Laws

BE IT RESOLVED that the Nunda Village Board of Trustees adopt Local Law No. 2 of the Year 2013: Local Traffic Laws. The purpose this Local Law shall be to promote the safety and general welfare of the Village of Nunda, including the protection and preservation of the peace and good order by adopting and enforcing certain regulations, rights and privileges of the residents of the Village of Nunda and by imposing restrictions upon parking and traffic flow in the Village limits. This local law shall take effect upon its filing with the New York State Secretary of State. The motion was made by Trustee Essler, seconded by Trustee Gray. Carried 5-0.

Trustee Cox volunteered to do the measurements needed to be referenced in the schedules regarding 2 hour parking areas.

Adjournment

With no further business to be discussed, the motion to adjourn was made by Trustee Essler at 8:22 P.M., seconded by Trustee Gray. Carried 5-0.

Respectfully submitted,

Lori J. Gray
Clerk-Treasurer