

September 10, 2019

**The Regular Meeting of the Nunda Village Board of Trustees was held on September 10, 2019 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  
**Police Chief:** Ryan Dale  
**Planning Board Chairperson:** Alex Pierce  
**Administrator/Clerk-Treasurer:** LeRoy Wood

**Citizens:** Ron Adam

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

**Roll Call:** Trustee McTarnaghan arrived at 6:37 PM

**Pledge of Allegiance:** Led by Administrator/Clerk-Treasurer Wood

**Visitor's Forum:** 3 Residents                      Mr. Van Allen

Concerns were brought to the Village Board as to 43 Massachusetts Street and the garbage and junk located throughout the property. Toys and other rubbish are located in the front yard of the property causing a nuisance. Dogs have been observed living back in this residence with the owners living in a recreational vehicle in the backyard.

Code Enforcement Officer Mullikin has issued an appearance ticket to the homeowner to appear before the local justice.

Mayor Morgan stated we are exploring other options to rectify this concern.

Mr. Van Allen introduced himself to the Board. Mr. Van Allen is running for Livingston County Court Judge. Mayor Morgan welcomed Mr. Van Allen.

**Approval of Minutes**

A. August 20, 2019

**MOTION** was made by Trustee Wilcox to approve the minutes as *presented, discussed, and reviewed*, with some grammatical corrections, seconded by Trustee Allen. Carried 4-0.

**Reports**

A. *Police*

1. Nunda Police Department Monthly Report – August 2019
2. Community Policing Report – August 2019
3. Payroll – August 2019

Chief Dale stated the new Police vehicle should be delivered this month.

Old Police vehicles are ready to go to auction with proceeds to be returned to the Police Car Reserve Account.

Custom protective vests have arrived.

Nunda Lumber has been contacted to have replacement flooring in the Police Department installed later this month.

Concerns on bail reform law, discovery laws, increases in departmental budget because of the anticipated additional administrative hours needed to comply with the new law's requirements.

A review of local traffic and parking laws will need to occur.

**MOTION** was made by Trustee Wilcox to transfer an old light bar from a police patrol vehicle to the Nunda Fire Department, seconded by Trustee McTarnaghan. Carried 5-0.

**MOTION** was made by Trustee Allen to allow Officer Britney Eldridge to become civil service status available accordingly, seconded by Deputy Mayor Snyder. Carried 5-0.

Trustee Allen discussed the changes in Criminal Justice Reform set by New York State beginning January 1, 2020. Much was discussed as to the concerns this reform will bring to our local and County Police force. A copy of a letter from Livingston County District Attorney's Office was distributed for review. This concern will continually be discussed throughout the remainder of this year and thereafter.

A review of local traffic laws related to parking tickets and other moving violations was discussed. Mayor Morgan asked to take this to the Police Commissioners Board and discuss further with Police Commissioners Attorney.

Village Board took a break at 7:01 PM and joined the Town of Nunda Board for a presentation from a speaker representing the National Registry. Presentation provided opportunities for local municipalities, non-profits, and residents to apply for grant monies to help repair homes or businesses within the community and have their place of business or home added to the National Registry. Information was provided to both Boards as to options available and ways to move forward if they so desire.

Village Board resumed their meeting at 7:43 PM.

*B. Code Enforcement/Zoning*

1. Monthly Report – August 2019
2. Complaints on several properties within the community

*C. Waste Water Treatment Plant*

1. Departmental Activity Log provided for August 2019

Chief Hugi stated he would be meeting with the Village Engineer about the planning and status of the WWTP Capital Improvement Project later this month.

Chief Hugi he was getting samples ready to have land spreading completed in the Fall.

*D. Water/Department of Public Works*

1. Departmental Activity Log not provided for August 2019
2. Striping Update
3. Sidewalk Plan

Mr. Brick on Massachusetts Street has had the sidewalk replaced in front of his home. An invoice for cement will be sent to him for payment.

4. Crooked Brook-DEC/Livingston County

Superintendent Bennett discussed skin coating South Walnut and Seward Streets.

E. Justice

- 1. Monthly Reports – August 2019

F. Treasurer’s Reports

- 1. Monthly Treasurer’s Report – August 2019
2. Monthly Bank Statement Account – August 2019
3. Collateralization Report – August 2019
4. Payroll #16, #17, and #18 - Certification Review
5. Departmental Activity Log provided for August 2019

Discussion of each fund took place. The monthly Treasurer’s Report was then compared to each bank account. All bank accounts ending balances did not match the Treasurer’s Report as presented. August 2019 interest earned on all accounts was posted in September 2019, per bank statement.

The Balance Sheet, Detail of Revenues and Cash Receipts Journal, Detail of Expenditures and Cash Disbursements Journal - Statements were provided to each Board member for each fund for review, and discussion. Noted, budget modifications will need to occur this month to correct the Expenditure Reports in the following funds; General, Water, Sewer, and Capital Project. The monthly Collateralization Report did provide enough funding as required. Each reserve account was reviewed with the Village Board. Administrator/Clerk-Treasurer Wood stated concerns with spending at this point. Also, CHiPS funding has been submitted to State for reimbursement.

H. ZBA/Planning Board

I. Youth Recreation

- 1. Budget preparation/review

Administrator/Clerk-Treasurer Wood provided a working copy of next year’s Youth Recreation Budget. Further discussion to take place in October 2019.

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

Approval of Invoices

- A. Abstract No. 004

The Nunda Village Board of Trustees has reviewed and approve invoices for payment on Abstract no. 004 as follows

Table with 2 columns: Category and Amount. Rows include GENERAL(A), WATER (F), SEWER (G), YOUTH (J), WWTP CIP (H), and TOTAL.

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

New Business

- A. Meet with Gary Nageldinger, President of Greater Nunda Action Program (GNAP)

Mr. Nageldinger introduced himself to the Board. Stated his organization is focused on economic development in the Town. Mr. Nageldinger stated the potential use of Triple Creek Development (old golf course property) to be used for a business, possibly a micro-brewery. Questions about the availability of water and sewer were mentioned. Superintendent Bennett mentioned the

municipality engineer would need to be involved to help ascertain the distance and topography of this property in relation to where the water plant is located in order to be able to provide these services.

Mayor Morgan thanked Mr. Nageldinger for his presentation.

**B. Budget Modification Account**

From	Buildings/Contractual	A1620.4	\$ 17.86	
To	Buildings/Salaries	A1620.1		\$ 17.86
From	Streets/Contractual	A5110.4	\$ 512.06	
To	CHIPS	A5112.2		\$ 512.06
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From	Contingency	F1990.4	\$ 12,400.00	
To	Power Source/Pumping	F8320.2		\$ 3,700.00
	Salaries	F8340.1		\$ 168.45
	Transmission/Contractual	F8340.4		\$ 8,531.55
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From	Treatment/Contractual	G8130.4	\$ 133.95	
To	Sewer/Equipment	G8120.4		\$ 133.95
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From	State Aid/Capital Projects	H3991	\$ 20,000.00	
To	Engineering	H1440.4		\$ 20,000.00

**MOTION** was made by Trustee Wilcox to approve the above discussed budget modifications as presented by the Village Administrator/Clerk-Treasurer, seconded by Trustee McTarnaghan. Carried 5-0.

**C. WWTP vs. WTP charges**

**D. Wire transfer to pay Debt \$ 14,184.37**

**MOTION** was made by Trustee Wilcox to allow Administrator/Clerk-Treasurer Wood to process a bank wire transfer in the amount of \$14, 184.37 for payment of Village debt to Chase Manhattan Bank through the Depository Trust Company, seconded by Trustee Allen. Carried 5-0.

**E. Water/sewer bill adjustment account #1610 decrease \$82.82**

**MOTION** was made by Trustee Wilcox to reduce water/sewer bill \$82.82 on Account #1610 for overcharging on most recent invoice, seconded by Trustee McTarnaghan. Carried 5-0.

**F. Water/sewer bill adjustment account #1654 decrease \$39.15**

**MOTION** was made by Trustee Wilcox to reduce water/sewer bill \$39.15 on Account #1654 for overcharging on most recent invoice, seconded by Trustee McTarnaghan. Carried 5-0.

**G. Truck purchases**

Administrator/Clerk-Treasurer Wood informed the Board he has discussed with both department heads on truck purchases for their departments and that according to the approved fiscal budget were moving forward with ascertaining quotes for purchase at this time. As per budget, \$30,000 will be taken from the Equipment Reserve Account-Sewer Fund to finance the purchase of this truck.

**H. Water and Streets Superintendent to Public Works Conference sponsored by NYCOM October 2019-approval**

**MOTION** was made by Trustee Allen to approve Superintendent Bennett to attend the annual Fall Public Works Conference sponsored by NYCOM in October 2019, seconded by Trustee Wilcox. Carried 5-0.

I. Halloween observance

**MOTION** that the Nunda Village Board of Trustees declares that Trick-or-Treating will be allowed from 5-8 P.M. on Thursday, October 31, 2019, this day only.

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

J. Nunda Public Art Committee

Mayor Morgan discussed the local artist mural to be created in the Village. Mayor Morgan introduced a local policy called – Nunda Public Art Committee Policy. Mayor Morgan read aloud this policy as the Board discussed the purpose of said policy.

**MOTION** was made of Trustee Wilcox to **adopt** this Nunda Public Art Committee Policy to better enhance artistic abilities of our local artists and promote Nunda, seconded by Trustee Allen. Carried 5-0.

K. Return of Village Taxes to the County Treasurer

**Resolution no. 2019-025**

**BE IT RESOLVED** that the Nunda Village Board of Trustees approve sending all delinquent Village Taxes that remain unpaid on October 1, 2019 to the Livingston County Treasurer for re-levy.

The motion was made by Deputy Mayor Snyder, seconded by Trustee McTarnaghan. Carried 5-0.

**Old Business**

- A. Local Traffic Laws
- B. 1 Mill Street Flooring
- C. Evaluation Program-Job Descriptions (feedback-received from Dept. Heads)
- D. Sexual Harassment Training-NY State Mandate - Completed
- E. WWTP CIP – Update
- F. CDBG Update

Questions arose of which were dealing with qualifications of applicants seeking grant monies to fix their homes up. Adjusted income was also mentioned in the qualification process. Mayor Morgan asked if Thoma Development could come and have an informational day as to questions to be asked and answered and authorized uses for the Community Block Development Grant.

- G. Inventory of property-tabled
- H. Mounting of cameras-Village Park
- I. Sewer Ordinance-to be completed once WWTP upgrades are finished
- J. Tax abatement discussion w/Town (committee)

**Policy Review**

- A. Paving Policy

**MOTION** was made by Trustee Wilcox to adopt the Village of Nunda Paving Policy as presented and discussed, seconded by Trustee McTarnaghan. Carried 5-0.

- B. Employee Policy was distributed to all employees to review and discuss at a later date.

**Communications/Information Items**

- A. Village Associations Dinner-Lima-September 18, 2019

**Other Business**

- A. Crosswalks

Discussion on adding crosswalks to the Village street was thoroughly discussed. Mayor Morgan and Trustee McTarnaghan will further research through the New York State Department of Transportation the authorized solutions the Village can have in place to better provide safe

walking measures for the citizens of the community.

#### B. Feral Cats

Trustee Wilcox has been working closely with Dr. Emo, local veterinarian, Anne and Paul Rangere, and Mary Ann Roby to take care of removal, spaying, or neutering these animals to help the community. Trustee Wilcox thanked all involved with trying to clear up this concern.

#### C. Safe Access to Schools Grant

Mayor Morgan discussed this program Keshequa Central Schools is seeking. The school would like the Village to partner with them. Questions about partner responsibilities is still unknown.

#### D. Blue Stone work at 1 Mill Street

#### E. Kiwanis Sidewalk

Mayor Morgan wanted Superintendent Bennett to reach out again and see what our options were in creating a sidewalk to Kiwanis Park from the main intersection in the Village. This process involves both the Village Engineer and New York State Department of Transportation as the location is on State Route 436 heading West.

#### F. Memorial

Mayor Morgan has reached out to local veterans in seeking responses to having a memorial created in the Village that recognizes all local veterans and their service to our country.

#### G. Tri-County Medicine

Is seeking additional space for expanding healthcare related business in the community. This entity is touring locations in our community including our high school for available space.

#### H. Executive Session

**MOTION** was made by Deputy Mayor Snyder to enter into executive session, at 9:08 PM, for the discussion of personal matters, the motion was seconded by Trustee McTarnaghan. Carried 5-0.

**MOTION** was made by Deputy Mayor Snyder to exit executive session, at 9:13 PM, the motion was seconded by Trustee Allen. Carried 5-0.

#### **Adjournment**

With no further business to be discussed, the motion to adjourn was made by Trustee Allen at 9:13 PM.

Respectfully submitted,

LeRoy J. Wood  
Administrator/  
Clerk-Treasurer