

Regular meeting of the Trustees, Village of Lyndonville was held on Monday, November 9, 2015 at the Village Hall. Meeting opened at 6:01 p.m.

PRESENT:	Deputy Mayor:	James Tuk
	Trustees:	Charles Covell
		Ellen Tuohey -
		Danny Woodward Jr.
	Clerk-Treasurer	Teri Woodworth
	Supt. of Public Works	Terry M. Woodworth
	Code Enforcement Officer	Aaron Young
	Attorney	David Schubel
	Fire Chief	Jason Gerety
	Public:	Larry Wolfe, Scott Buffin, Jennifer Terry

APPROVAL OF THE MINUTES

ON MOTION of Trustee Woodward Jr., seconded by Trustee Covell, to accept the minutes of the October 12, 2015 regular meeting.

Vote: 4 Ayes (Covell, Tuk, Tuohey, Woodward Jr.); 0 Nays; 0 Abstain

ON MOTION of Trustee Woodward Jr., seconded by Trustee Tuohey, to accept the minutes of the October 12, 2015 regular meeting.

Vote: 4 Ayes (Covell, Tuk, Tuohey, Woodward Jr.); 0 Nays; 0 Abstain

PRIVILEGE OF THE FLOOR:

- Jennifer Terry addressed the Board regarding her October water/sewer bill. She noted that Officer Larkin had spoken to Mrs. Coleman. Clerk-Treasurer Woodworth noted that the Coleman's called to find out how much water they may have used of Ms. Terry's. Superintendent Woodworth added we wouldn't have that information if the Village was not contacted to obtain readings before and after the Coleman's used the water. Superintendent Woodworth advised Ms. Terry that she may want to shut the water off, have the DPW remove the meter and winterize the house if no one is living there. Ms. Terry stated she didn't want the house to be condemned for no water. The Board asked Ms. Terry what she could do for payments. Ms. Terry stated she would be able to pay \$150.00 on November 13th and \$150.00 on December 18th plus pay the regular cycle bill. The Board asked Ms. Terry to make the payments she stated and to come to the December 14th Board meeting for the Board to reassess things at that time.

RESOLUTION NO 2015-134

114 MAPLE AVENUE – WATER/SEWER PAYMENTS

ON MOTION of Trustee Woodward Jr., seconded by Trustee Tuohey to agree to Jennifer Terry making a payment of \$150.00 on November 13th, \$150.00 on December 18th and the full payment for the next regular cycled bill and for Ms. Terry to return to the December 14, 2015 Board meeting to review her account then.

Vote: 4 Ayes (Covell, Tuk, Tuohey, Woodward Jr.); 0 Nays; 0 Abstain

USE OF FACILITIES

- Village Hall – NYS DEC is requesting use of the Village Hall on December 17, 2015 from 6:00pm to 8:00pm for a public meeting regarding Monroe Electronics property.

RESOLUTION NO 2015-135

USE OF FACILITIES – NYS DEC

ON MOTION of Trustee Tuohey, seconded by Trustee Covell to approve the use of facilities for NYS DEC for December 17, 2015 for a public meeting.

Vote: 4 Ayes (Covell, Tuk, Tuohey, Woodward Jr.); 0 Nays; 0 Abstain

Report – Fire Chief Gerety

- Report - YTD calls – 170, MTD calls – 12 (2 – EMS in Town, 6 – EMS in Village, 1 – M/A FAST to Medina, 2 – Hazardous Condition, and 1 – Gas Leak)
- Chief Gerety expressed his thoughts on the Fire Hall not being used for political events. The Board agreed.
- Chief Gerety announced he will not be running for re-election at the December elections. Clerk-Treasurer Woodworth presented the Board with the list of individuals running for office.
 - Chief: Scott Buffin and Ben Bane
 - 1st Assistant Chief: Steve Bane, Mike Heideman, Ben Bane
 - 2nd Assistant Chief: Scott Buffin, Steve Bane, Lee Kistner, Adam Ehrenreich, Mike Heideman & Ben Bane
 - Captain: Lee Kistner and Adam Ehrenreich
 - EMS Captain: Tina Woolley and Lee Kistner
 - Fire Police Captain: Harold Scribner
 - Chaplain: Wes Bradley
 - President: Mickie Schuner
 - Vice-President: Mike Tabor and Tinker Young

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- Treasurer: Jim Wells
- Secretary: Pamela Durow
- Director: Ben Walker

RESOLUTION NO 2015-136

LYNDONVILLE FIRE DEPARTMENT NOMINEES FOR THE DECEMBER 2015 ELECTION

ON MOTION of Trustee Woodward Jr., seconded by Trustee Tuohey to approve the list of nominees for the Lyndonville Fire Department December 2015 election.

Vote: 4 Ayes (Covell, Tuk, Tuohey, Woodward Jr.); 0 Nays; 0 Abstain

- Lyndonville 10 is back in service. Superintendent Woodworth noted the pictures that were taken of the tank that was damaged during shipping and provided the Board with a lifetime warranty from the company on the tank.
- New member's info – Clerk-Treasurer Woodworth inquired if Chief Gerety had obtained the necessary information requested by Orleans County Self-Insurance on the latest members. Chief Gerety didn't recall getting a letter. Clerk-Treasurer Woodworth will work with the members to complete the request.
- Mercy Flight – Chief Gerety noted several citizens came to him with concerns about Mercy Flight not being able to land in the Town of Yates or the Village of Lyndonville after reading an article Jim Simon wrote and may comments from Save Ontario Shores. Chief Gerety contacted Mercy Flight himself to learn that Mercy Flight can land in the Town of Yates and the Village of Lyndonville regardless if wind turbines are put up.

Report – Code Enforcement Young

- Report – 1 - Building permit, 5 - Certificates of Occupancy, 4 - Certificates of Compliance, 2 - Complaints received, 1- 1203 Inspection and 1 - Notice of Violation
- Deputy Mayor Tuk asked Code Enforcement Young what the code is for dumpsters and if he could look into that.

Report – Attorney Schubel

- Cats – Attorney Schubel is working with the family of Mildred Leonard to find a place to take the homeless cats. Attorney Schubel noted Clerk-Treasurer Woodworth assisted in contacting Lollypop Farms who are able to take the cats in small amounts at a time. Attorney Schubel mentioned he will contact the District Attorney's office if the matter isn't able to be resolved.
- Signs – The Board asked Attorney Schubel to review the Village's zoning on signage. The Board would like to see all signs kept off the right-of-way or a certain distance back from the road for those properties without sidewalks. Clerk-Treasurer Woodworth noted that the sign regulations are part of the Village Zoning Local Law and there are several others errors or changes that need to be made that should just be made all at once.
- Solar – Deputy Mayor Tuk noted he has spoke with Chatfield Engineers regarding solar power and both Chatfield Engineers and Attorney Schubel feel that Board should look into it more.

Report – Clerk-Treasurer Woodworth

- Police Report - Confirmed everyone received Officer Larkin's police report.
- Clerk-Treasurer Woodworth noted she's received 34 letters supporting wind turbines.
- Water/Sewer Bills – Clerk-Treasurer Woodworth noted there are still 26 unpaid water/sewer bills that were due today.
- Unpaid property taxes will be returned to Orleans County on Friday.
- Records to be destroyed:
 - Gross Tax Receipts – 2007-2009
 - Certificates of Insurance – 2008-2009
 - Pensoft User Guides 2005-2008 and install disks (19)
 - Systems East install disks (6)
 - 3.5 floppy disks
 - NFAVO bank statements prior 2009
 - NYCOM manuals from 1981-2003
 - Check Stubs 4547-5168
 - Tompkins Insurance files 2005-2009
 - Bank Statements 2005-2009 (Bank of NY, M&T Investments & NYCLASS)
 - Water/Sewer payment records 2007-2009
 - Dust Buster
 - Three old cell phones
 - Shade from Police/Code Enforcement office

RESOLUTION NO 2015-137

ITEMS TO BE DESTROYED

ON MOTION of Trustee Tuohey, seconded by Trustee Covell to approve Clerk-Treasurer Woodworth to destroy the items mentioned in accordance with the NYS MU-1 schedule.

Vote: 4 Ayes (Covell, Tuk, Tuohey, Woodward Jr.); 0 Nays; 0 Abstain

Regular meeting of the Trustees, Village of Lyndonville was held on Monday, November 9, 2015 at the Village Hall. Meeting opened at 6:01 p.m.

- Vouchers – Abstract A6 #10343 - 10397 to be paid

General	\$ 70,886.76
Water	\$ 18,477.58
Sewer	\$ <u>14,113.62</u>
Grand Total	\$ 103,477.96

RESOLUTION NO 2015-138

VOUCHERS TO BE PAID FOR ABSTRACT A6-2016

ON MOTION of Trustee Tuohey, seconded by Trustee Covell to have Clerk-Treasurer Woodworth to pay Abstract A6 Vouchers #10343 - 10397.

Vote: 4 Ayes (Covell, Tuk, Tuohey, Woodward Jr.); 0 Nays; 0 Abstain

Report – Superintendent Woodworth

- Mixer – The mixer will be installed in the Water Tower on November 16, 2015, the tower will be down for a day and a half.
- Leaf pick up is going good, the DPW picked up seven loads today.
- Deputy Mayor Tuk will need to be signed a waiver so Superintendent Woodworth can sign the necessary Waste Water Treatment reports.
- Patterson Park – Superintendent Woodworth mentioned that Patterson Park was sold to the Village by Jack Thomas who recently passed away. Superintendent Woodworth stated it would be nice if the Village was to plant a tree or purchase a bench with a plaque in memory of Mr. Thomas.

Report – Trustee Tuohey

- Nothing

Report – Trustee Woodward Jr.

- Nothing

Report – Trustee Covell

- Logics – Trustee Covell asked where things stand with getting the new accounting software. Clerk-Treasurer Woodworth noted the Village has signed the necessary paperwork and paid the 50% down now Logics has to custom build the accounting software specifically for the Village's needs.
- Grants – Trustee Covell inquired if Clerk Part-Time Nicholson could look for a grant to replace the Village's police car. Clerk-Treasurer Woodworth will have her look into it.

Report – Deputy Mayor Tuk

- Patterson Park – Deputy Mayor Tuk asked if something could be done with Patterson Park, as in cutting down some trees or at least trimming them up. Superintendent Woodworth noted all the exotic trees that are in the park it would be a shame to cut any trees down. Superintendent Woodworth also added that the intention of the park was to be a walking park. Clerk-Treasurer Woodworth was asked to have Clerk PT Nicholson to look into some grants for walking parks for sidewalks among other things.

NEW BUSINESS:

- Mayor vacancy – The Board discussed filling the Mayor's vacancy and decided to not make an appointment and let the position be filled at the March 2016 General Election.
- Website – Deputy Mayor Tuk noted he's asked Clerk-Treasurer Woodworth to add a new page to the Village's website called "Notes from the Village Hall" and he will be doing little write ups every so often and encouraged other Board members to do the same. He also asked Clerk-Treasurer Woodworth to post the Village's audit from the State Comptroller's office.
- Sidewalks – Deputy Mayor Tuk noted he wants a 5% retainer withheld on the payment to Pro Construction as the Board and several residents are not happy with the restoration work. The Board would like Pro Construction to come back in the spring to fix the restoration work.
- National Grid – The Village received an email about converting street lighting over to LED in the future.

OLD BUSINESS:

- Planning Board – Attorney Schubel is still awaiting a position from NYS before proceeding with any advisement on a joint or shared Planning Board with the Town of Yates.
- Employee Handbook - Clerk-Treasurer Woodworth is working on the next section to be approved for the next Board meeting.
- Cats – The Board mentioned they would like to see either a local law or code regulating cats.
- Bonadio Group - Clerk-Treasurer Woodworth noted the Bonadio Group has started auditing the Village's 2014-2015 fiscal year and will need to have their engagement letter signed. They will be assisting with filing the Village's annual update document this year as well.

RESOLUTION NO 2015-139

BONADIO GROUP 2014-2015 BOOKKEEPING AND AUD FILING

Regular meeting of the Trustees, Village of Lyndonville was held on Monday, November 9, 2015 at the Village Hall. Meeting opened at 6:01 p.m.

ON MOTION of Trustee Tuohey, seconded by Trustee Woodward Jr. to accept the Bonadio Groups engagement letter bookkeeping and AUD filing for the 2014-2015 fiscal year.

Vote: 4 Ayes (Covell, Tuk, Tuohey, Woodward Jr.); 0 Nays; 0 Abstain

- 151 Maple Avenue Complaint letter –

10/19/2015

Village of Lyndonville
Board of Trustees
2 South Main Street
Lyndonville, NY 14098

To whom it may concern:

I am requesting to be credited penalty fines for an “overdue” water bill, for 151 Maple Ave. We recently moved away, and no longer have an active account with the village. When the account was closed for our family, I spoke with Terri on the phone. She has already closed our account and changed the service over to the new home owner. After I offered to give my new address in order to receive the last bill, she explained it was not necessary since it had already been mailed to our old address, in expectation that it would be forwarded by the post office. (We set up forwarding the day we moved, and have been receiving forwarded mail.)

We received this final bill, addressed to our new home, and with the above mentioned overdue fines. I call Terri to see if we could have these fines waived. She explained that first bill had been returned to the village, with a notice from the USPS that the address could not be found. Thus, she had to make many contacts in order to mail the bill to us. Through no fault of our own, the bill has reached us late, after I made the attempt to update our information with the village. I do not believe we have ever paid a bill late to the village. I am asking that as a good citizen of the village, you will grant my request.

Sincerely,

Amy Stickler

The Board discussed with Clerk-Treasurer Woodworth her procedure for final readings and noted that NYS doesn't allow municipalities to legally waive penalties.

- Election Notice – Clerk-Treasurer Woodworth will be posting a notice in the paper for the March 2016 election for the mayor and two trustees.

ON MOTION of Trustee Covell, seconded by Trustee Woodward Jr., to adjourn the meeting at 8:02 p.m.

Vote: 4 Ayes (Covell, Tuk, Tuohey, Woodward Jr.); 0 Nays; 0 Abstain

Teri Woodworth
Clerk-Treasurer