

Regular meeting of the Trustees, Village of Lyndonville was held on Monday, February 4, 2019 at the Village Hall. Meeting opened at 6:00p.m.

PRESENT: Mayor: John Belson
Deputy Mayor: Danny Woodward Jr.
Trustees: Andrew Cousins
Mary Kage - Absent
Darren Wilson
Clerk-Treasurer Teri Woodworth
Supt. of Public Works Terry M. Woodworth
Code Enforcement Officer Dan Wolfe - Absent
Attorney Katherine Bogan
Fire Chief Ben Bane
Public: Susan Campbell, Harvey Campbell, Jeremy Foss, Carla Woodworth, Cheryl Weldon, Paul Weldon, Jim Tuk, Robert Smith

APPROVAL OF THE MINUTES

ON MOTION of Trustee Wilson seconded by Trustee Woodward Jr., to accept the minutes of the January 7, 2019 regular meeting and the January 28, 2019 special meeting.

Vote: 4 Ayes (Belson, Cousins, Wilson, Woodward Jr.); 0 Nays; 0 Abstain

PRIVILEGE OF THE FLOOR

- Susan Campbell spoke on behalf of the Mother's Out-Front, thanked the Board for the approval to use the Village Hall for their monthly meetings. Mrs. Campbell asked if the Mother's Out-Front could be added to the agenda monthly going forward.
- Robert Smith, owner of Main Street Lyndonville LLC (the old Pennysaver buildings) asked if the Board would be discussing pursuing a technical assistance grant for revitalizing Main Street. Mayor Belson noted a discuss could be had, however he didn't have all of the information at this time.

USE OF FACILITIES

- Village Hall - Lyndonville Area Foundation is requesting use of the Village Hall for meetings on 4/23/19, 7/23/19, 10/22/19 & 1/21/20 from 7:00pm to 8:00pm.
- Fire Hall - Anna Schuner is requesting use of the Fire Hall for a birthday party on March 8, 2019 from 4:00pm to 11:00pm.

RESOLUTION NO 2019-16

USE OF FACILITIES – LYNDONVILLE AREA FOUNDATION & ANNA SCHUNER

ON MOTION of Trustee Woodward Jr., seconded by Trustee Cousins to approve the use of facilities for Lyndonville Area Foundation and Anna Schuner as requested.

Vote: 4 Ayes (Belson, Cousins, Wilson, Woodward Jr.); 0 Nays; 0 Abstain

Report – Fire Chief Bane

- Report – 14 Calls for 2019; 14 Calls for January (4 – EMS Town, 2 – EMS Village, 2 – Chimney Fire Town, 1 – MVA Town, 1 – Mutual aid Carlton, 1 – FAST Team Barker, 2 – False Alarms Village and 1 – Water problem Town)
- Chief Bane mentioned to the Board that he would like to upgrade their current rescue tool. Chief Bane noted the Fire Department has funds from the last fund drive to contribute towards it, asked if the remainder could be taking from the NYCLASS account. Mayor Belson noted the Public Safety Committee will be meeting in the next couple of weeks and it would need to be discussed by the committee.
- Mayor Belson noted that Wes Bradley has served in the Lyndonville Fire Department for 40 years and thanked him for his services to the community.

Report – Code Enforcement Wolfe

- No report was provided

Report – Attorney Bogan

- Nothing

Report – Clerk-Treasurer Woodworth

- Clerk-Treasurer Woodworth confirmed everyone received Officer Larkin's Police Report.
- Clerk-Treasurer Woodworth presented all department heads with the request for budget estimates for the 2019-2020 budget, those estimates are due to the Budget Officer by March 1, 2019.
- Clerk-Treasurer Woodworth asked the Board for approval to destroy the following in accordance with the NYS MU-1 schedule:
 - Water Bills – 2011 – 2013
 - Water Bills – Town of Yates – 2006 - 2008
 - Property Tax Receipts & Information – 2011
 - Gross Tax Receipts – 2004 – 2006

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- Court Quarterly Statements – 2006 – 2007
- Bank Statements:
 - First Niagara - June 2006 – December 2011
 - Bank of Castile – General Fund – June 2011- July 2012
 - Bank of Castile – Health Care – May 2010
 - Bank of Castile – Water Fund – October 2010 – June 2012
 - Bank of Castile – Trust & Agency – June 2010 – June 2012
 - Bank of Castile – Payroll – June 2005 – November 2012
 - Bank of Castile – CD – July 2004 – April 2011

RESOLUTION NO 2019-17

AUTHORIZATION TO DESTROY IN ACCORDANCE WITH NYS MU-1 SCHEDULE

ON MOTION of Trustee Cousins, seconded by Trustee Woodward jr to authorize Clerk-Treasurer Woodworth to destroy the documents as presented.

Vote: 4 Ayes (Belson, Cousins, Wilson, Woodward Jr.); 0 Nays; 0 Abstain

- Clerk-Treasurer Woodworth noted she’s received the new laptop that will be used for meetings and in the event of an emergency or disaster. Clerk-Treasurer Woodworth noted the current IT Policy only allows for use of Village computers at Village offices unless prior approval is given. Clerk-Treasurer Woodworth asked the Board for permission to take the Clerk’s laptop home daily.

RESOLUTION NO 2019-18

AUTHORIZATION FOR CLERK-TREASURER WOODWORTH TO TAKE THE CLERK’S LAPTOP HOME

ON MOTION of Trustee Woodward Jr., seconded by Trustee Wilson to authorize Clerk-Treasurer Woodworth to take the Clerk’s laptop home daily.

Vote: 4 Ayes (Belson, Cousins, Wilson, Woodward Jr.); 0 Nays; 0 Abstain

- Vouchers – Abstract A8-1 & A9 #13144 -13205 to be paid

General	\$ 14,844.22
Water	\$ 10,042.12
Sewer	\$ <u>17,957.31</u>
Grand Total	\$ 42,843.65

RESOLUTION NO 2019-19

VOUCHERS TO BE PAID FOR ABSTRACT A8-1 & A9

ON MOTION of Trustee Wilson, seconded by Trustee Woodward Jr. to have Clerk-Treasurer Woodworth pay Abstract A8-1 & A9 #13144-13205.

Vote: 4 Ayes (Belson, Cousins, Wilson, Woodward Jr.); 0 Nays; 0 Abstain

Report – Superintendent Woodworth

- Lead & Copper Testing – Superintendent Woodworth noted the first round of lead and copper sampling has been completed, and we were below 90th percentile. The next round of testing will be in July. Superintendent Woodworth also noted the Village has tested source water and found no lead.
- New Employee – Superintendent Woodworth noted the new Public Works Maintenance Worker Devan Freeman started January 28, 2019, he’s going a great job.
- New tractor – Superintendent Woodworth noted the new tractor is now working properly and the DPW has put 26 hours on it so far. Superintendent Woodworth added they will be working on getting the v-plow setup to go on it.

Report – Trustee Cousins

- Trustee Cousins asked where things were with Municipal Solutions getting us their water rate analysis. Mayor Belson noted he may need to schedule another meeting with Jeff Smith to clarify the Village’s request.
- Trustee Cousins inquired if it was still planned to fill the old sanitary sewer with flowable fill come spring. Superintendent Woodworth noted it is planned for the spring.

Report – Trustee Wilson

- Nothing

Report – Trustee Woodward Jr.

- Nothing

Report – Trustee Kage

- Nothing - Absent

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Report – Mayor Belson

- Mayor Belson thanked the DPW for everything they did during the most recent storm.

OLD BUSINESS:

- Nothing

NEW BUSINESS:

- Lieutenant - Mayor Belson asked the Board to approve the appointment of Danny Woodward Jr. as the Lieutenant of the Fire Department.

RESOLUTION NO 2019-20

APPOINTMENT OF DANNY WOODWARD JR. AS LIEUTENANT OF THE LYNDONVILLE FIRE DEPARTMENT

ON MOTION of Trustee Cousins, seconded by Trustee Wilson to appoint Danny Woodward Jr. as the Lieutenant of the Lyndonville Fire Department.

Vote: 3 Ayes (Belson, Cousins, Wilson); 0 Nays; 1 Abstain (Woodward Jr.)

- Snowmobile Complaint – Mayor Belson mentioned the Village had received a complaint regarding snowmobiles. Mayor Belson noted the DPW put up signs at the Village limits prohibiting snowmobiles. Mayor Belson has been in contact with Sheriff Bower and the Orleans County Snow Drifters regarding this matter. The Village Board will continue to look into it.
- Orleans County Resolution #443-1018 – Mayor Belson presented the Board with Orleans County’s resolution #443-1018. Attorney Bogan mentioned this was being done to oppose any further action on pistol permits.

RESOLUTION NO 2019-21

SUPPORT OF ORLEANS COUNTY RESOLUTION #443-1018

ON MOTION of Trustee Cousins, seconded by Trustee Woodward Jr. to support Orleans County resolution #443-1018.

Vote: 4 Ayes (Belson, Cousins, Wilson, Woodward Jr.); 0 Nays; 0 Abstain

- Elections Inspectors - Clerk-Treasurer Woodworth asked the Board to approve Joyce Chizick as the chairperson of the Election on March 19, 2019 with Kathleen Sillick, with Patricia Gawne and Sherrie Manning as alternates.

RESOLUTION NO 2019-22

APPOINTMENT ELECTIONS INSPECTORS JOYCE CHIZICK - CHAIRPERSON, KATHLEEN SILLICK AND PATRICIA GAWNE AND SHERRIE MANNING - ALTERNATES

ON MOTION of Trustee Wilson seconded by Trustee Woodward Jr. to appoint Joyce Chizick as the chairperson of the elections along with Kathleen Sillick and Patricia Gawne and Sherrie Manning as alternates.

Vote: 4 Ayes (Belson, Cousins, Wilson, Woodward Jr.); 0 Nays; 0 Abstain

- Orleans County Emergency Radio System – Mayor Belson noted the Board met with H. Dale Banker the Director of the Orleans County Emergency Management with regards to a grant Orleans County has received to update the current radio system. Mayor Belson mentioned they would like to put a tower on Village property on West Avenue. He also noted that there would be no cost to the Village for this project, possibility of additional revenue for the Village if others went onto the tower. Attorney Bogan noted she will be working on ground lease agreements once a location is determined.

RESOLUTION NO 2019-23

SUPPORT OF A RADIO TOWER SIGHT IN LYNDONVILLE FOR THE ORLEANS COUNTY EMERGENCY RADIO SYSTEM

ON MOTION of Trustee Wilson, seconded by Trustee Woodward Jr. to support the efforts to move forward with a sight in Lyndonville for a new radio tower for the Orleans County Emergency Radio System.

Vote: 4 Ayes (Belson, Cousins, Wilson, Woodward Jr.); 0 Nays; 0 Abstain

- Mobile Food Vendor: Regulations for the Village of Lyndonville - The Board discussed setting a public hearing for the proposed mobile food vendor regulations.

RESOLUTION NO 2019-24

PUBLIC HEARING - MOBILE FOOD VENDOR REGULATIONS

ON MOTION of Trustee Cousins, seconded by Trustee Woodward Jr., to set the public hearing for the mobile food vendors regulations for the Village of Lyndonville for March 4, 2019 at 6:05pm.

Vote: 4 Ayes (Belson, Cousins, Wilson, Woodward Jr.); 0 Nays; 0 Abstain

Regular meeting of the Trustees, Village of Lyndonville was held on Monday, February 4, 2019 at the Village Hall. Meeting opened at 6:00p.m.

- Mayor Belson informed the Board of a letter received from the Orleans County Planning Board noting their approval of the Western Orleans Comprehensive Plan. The letter is requesting all municipalities adopt the said plan.

RESOLUTION NO 2019-25

WESTERN ORLEANS COMPREHENSIVE PLAN

ON MOTION of Trustee Cousins, seconded by Trustee Woodward Jr., to adopt the Western Orleans Comprehensive Plan as it reads.

Vote: 4 Ayes (Belson, Cousins, Wilson, Woodward Jr.); 0 Nays; 0 Abstain

- Teamsters Local Union No 264 – Memorandum of Understanding as follows:

This Memorandum of Understanding is made this 1st day of February 2019 by and between the Village of Lyndonville ("the Village") and Teamsters Local #264 ("the Union").

The Village and the Union are parties to a certain Collective Bargaining Agreement which covers the period June 1, 2016 to May 31, 2019. The parties desire to modify the Collective Bargaining Agreement and agree as follows:

Article 21, Health Insurance, Section 21.1 - The Village currently has less than 20 employees therefore any full-time employee turning 65 years of age and is still currently working, must go onto a Medicare Plan as Medicare would be the primary insurance. The Village will pay 100% of the Medicare, Part A, for the full-time employees.

Medicare Part A: If two (2) or more individuals will be "on" Medicare the Village will obtain a group Medicare Advantage Plan. Should there be less than two (2) individuals the employee will need to obtain a Medicare Direct Plan. The employee will need to provide the Village Clerk's Office with the original bill for the Medicare Direct Plan to be submitted for payment on their behalf.

The employee will pay for Medicare Part B directly and be solely responsible for the payment of same. However, the employee will be entitled to a wage increase because of this as follows: The current cost is \$135.50 a month for a total cost of \$1,626.00 divided by 2080 hours = \$.78 wage increase.

As long as the cost of Gary White's Medicare Part Band Medicare Advantage plan is less than the negotiated benefit in the contract, Gary White will have no employee contribution.

The wage increase and no employee contribution will become effective with the pay period of November 28, 2018 through December 11, 2018 for the paycheck received on Friday, December 14, 2018.

This Memorandum of Understanding shall be effective as the date of execution. It will remain in effect until the end of the Union contract, May 31, 2019.

All other terms and conditions will follow the current contract between the Village of Lyndonville and Teamsters Local #264.

Trustee Wilson asked Attorney Bogan if there was any issue with give retro pay back to December 2018, Attorney Bogan noted there were no issues it has to be done. Trustee Wilson asked Clerk-Treasurer Woodworth if it posed any accounting issues. Clerk-Treasurer Woodworth noted the retro pay could cause having to amend the 4th quarter of 2018, amended 941, NYS45, W2c and W3c. Trustee Wilson inquired how long that would take to correct, Clerk-Treasurer Woodworth noted she will need to order the corrected forms.

RESOLUTION NO 2019-26

TEAMSTERS LOCAL UNION NO 264 – MEMORANDUM OF UNDERSTANDING – GARY WHITE

ON MOTION of Trustee Wilson, seconded by Trustee Cousins, to accept the proposed Memorandum of Understanding with Teamsters Local Union No 264 and to authorize Mayor Belson to execute the Memorandum.

Vote: 4 Ayes (Belson, Cousins, Wilson, Woodward Jr.); 0 Nays; 0 Abstain

- Mayor Belson informed the Board of an email he received from Jason Smith, Superintendent at Lyndonville Central School with regards to a request for a crossing guard. Mayor Belson noted that he and Mr. Smith will be looking into this.

Village Planning Board/Zoning Board:

- Nothing

ON MOTION of Trustee Cousins, seconded by Trustee Wilson, to adjourn the meeting at 6:24pm.

Vote: 4 Ayes (Belson, Cousins, Wilson, Woodward Jr.); 0 Nays; 0 Abstain

Teri M. Woodworth
Clerk-Treasurer