

Regular meeting of the Trustees, Village of Lyndonville was held on Monday, February 6, 2017 at the Village Hall. Meeting opened at 6:02 p.m.

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| PRESENT: | Mayor: | John Belson |
| | Trustees: | Andrew Cousins |
| | | Charles Covell |
| | | Mary Kage |
| | | Danny Woodward Jr. |
| | Clerk-Treasurer | Teri Woodworth |
| | Supt. of Public Works | Terry M. Woodworth |
| | Code Enforcement Officer | Michael Hartman - Absent |
| | Attorney | Katherine Bogan |
| | Fire Chief | Ben Bane |
| | Public: | Carla Woodworth |

APPROVAL OF THE MINUTES

ON MOTION of Trustee Covell seconded by Trustee Kage, to accept the minutes of the January 3, 2016 Regular meeting and the January 6, 2017 Special meeting.

Vote: 5 Ayes (Belson, Cousins, Covell, Kage, Woodward Jr.); 0 Nays; 0 Abstain

PRIVILEGE OF THE FLOOR:

- Nothing

USE OF FACILITIES

- Village Hall - Lyndonville Little League requested the use of Village Hall for a meeting on January 9, 2017 from 6pm to 8pm.
- Village Hall - Lyndonville Little League requested the use of Village Hall for a meeting on January 16, 2017 from 6pm to 8pm.
- Fire Hall - Teresa Carvalho is requesting the use of Fire Hall for birthday party on February 11, 2017 from 5pm to 10pm.
- Fire Hall - Teresa Carvalho is requesting the use of Fire Hall for birthday party on February 12, 2017 from 2pm to 5pm.
- Village Hall - Lyndonville Little League requesting the use of Village Hall for a meeting on February 12, 2017 from 6pm to 8pm.
- Village Hall - Lyndonville Little League requesting the use of Village Hall for a meeting on February 21 2017 from 6pm to 8pm.
- Village Hall - Lyndonville Little League requesting the use of Village Hall for a meeting on February 28, 2017 from 6pm to 8pm.
- Fire Hall - Taylor Heideman is requesting the use of Fire Hall for birthday party on March 12, 2017 from 2pm to 7pm.

RESOLUTION NO 2017-8

USE OF FACILITIES – LYNDONVILLE LITTLE LEAGUE, TERESA CARVALHO AND TAYOR HEIDEMAN

ON MOTION of Trustee Woodward Jr., seconded by Trustee Covell to approve the use of facilities for Lyndonville Little League for January 9 and 16, 2017 and February 12, 21, and 28, 2017, for Teresa Carvalho for February 11 and 12, 2017 and for Taylor Heideman for March 12, 2017.

Vote: 5 Ayes (Belson, Cousins, Covell, Kage, Woodward Jr.); 0 Nays; 0 Abstain

Report – Fire Chief Bane

- Report – 16 Calls for 2017; 16 Calls for January (1 - Fast to Medina, 6 - EMS Village, 6 - EMS Town, 1 - Oven fire Town, and 2 - CO Village)
- Repair work is being done on Lyndonville #31
- Chief Bane noted the Lyndonville Fire Department banquet went very good. Mayor Belson added it was a nice celebration for Harold Scribner who's put in 50 years with the Fire Department.
- Lieutenant - Chief Bane appointed Mike Heideman as the Lieutenant of the Fire Department and requested the Boards approval.

RESOLUTION NO 2017-9

APPOINTMENT OF MIKE HEIDEMAN AS LIEUTENANT OF THE LYNDONVILLE FIRE DEPARTMENT

ON MOTION of Trustee Woodward Jr., seconded by Trustee Covell to approve Chief Bane's appointment of Mike Heideman as the Lieutenant of the Lyndonville Fire Department.

Vote: 5 Ayes (Belson, Cousins, Covell, Kage, Woodward Jr.); 0 Nays; 0 Abstain

Report – Code Enforcement

- No report was provided

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Report – Attorney Bogan

- Planning Board - Attorney Bogan along with Code Enforcement Hartman met with the Planning Board regarding solar regulations.

Report – Clerk-Treasurer Woodworth

- Police Report - Confirmed everyone received Officer Larkin's police report.
- Gross Receipts Tax - Clerk-Treasurer Woodworth informed the Board that Computel Consultants has found an underpayment by Verizon for gross receipts tax from 2010 through 2012, approximately \$400.00. They believe there maybe more, they are continuing to audit Verizon. Clerk-Treasurer Woodworth also noted that National Grid sent a letter saying they found and overpayment of \$15.17 from May of 2014, National Grid stated they were going to reduce the next payment.. Clerk-Treasurer Woodworth consulted with Computel Consultants regarding this letter. Clerk-Treasurer Woodworth notified National Grid that per the Village of Lyndonville's local law on gross receipts tax that overpayments may be requested within one year of the overpayment and that the Village of Lyndonville doesn't not authorize the reduction in the next payment. A copy of the local law was sent with the response.
- Vouchers – Abstract A8-1 and Abstract 9 #11314 -11383 to be paid

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| General | \$ 16,214.99 |
| Water | \$ 14,406.80 |
| Sewer | \$ <u>22,228.41</u> |
| Grand Total | \$ 52,850.20 |

RESOLUTION NO 2017-10

VOUCHERS TO BE PAID FOR ABSTRACT A8-1 AND ABSTRACT A9

ON MOTION of Trustee Kage seconded by Trustee Cousins to have Clerk-Treasurer Woodworth to pay Abstract A8-1 and Abstract A9 #11314 - #11383.

Vote: 5 Ayes (Belson, Cousins, Covell, Kage, Woodward Jr.); 0 Nays; 0 Abstain

Report – Superintendent Woodworth

- Shared Services Agreement - Superintendant Woodworth informed the Board that he's received shared services agreements from Orleans County and New York State DOT that he would like authorization to sign. He noted they are the same shared services agreements that we have signed to in the past.

RESOLUTION NO 2017-11

SHARED SERVICES AGREEMENTS AUTHORIZATION

ON MOTION of Trustee Cousins seconded by Trustee Kage, to authorize Superintendent Woodworth to sign the shared services agreements with Orleans County and New York State DOT.

Vote: 5 Ayes (Belson, Cousins, Covell, Kage, Woodward Jr.); 0 Nays; 0 Abstain

- Shared Services Agreement with Lyndonville Central School - Superintendent Woodworth asked Attorney Bogan if she would draft up an agreement for the school and Village Board to review.
- Trees - Superintendent Woodworth informed the Board that all of the trees being taken down in the Village currently are at no cost to the Village.
- Water Upgrade - John Paul Schepp from Chatfield Engineer's P.C. is working on the water upgrades as well as looking for grant monies for the disinfectant ion of the effluent for the Waste Water Treatment Plant.
- Dam Repairs - Superintendent Woodworth asked what the Board's plan was for funding for the emergency repairs at the Dam. He noted he's going to have to put up some fencing around the large area that is sinking in. The Board discussed pursuing another grant from DASNY.
- Bleachers - Lyndonville Central School would like to donate some old bleachers to the Village of Lyndonville, Superintendent Woodworth noted they are need of some repair before they could be used. The Board discussed their concerns with liability and decided to thank Lyndonville Central School for their offer, however the Village is not interested in them at this time.

Report – Trustee Kage

- Nothing

Report – Trustee Woodward Jr.

- Nothing

Report – Trustee Cousins

- Nothing

Report – Trustee Covell

- Water Tower - Trustee Covell inquired how soon we could get the Water Tower inspection done. Superintendent Woodworth noted he will ask Chatfield Engineer's to put it on the schedule for early spring.

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Report – Mayor Belson

- Ad Hoc Committee - Mayor Belson proposed forming an Ad hoc committee to help with revitalization of Main Street. Mayor Belson proposed Ted Lewis, Darren Wilson and Virginia Hughes as the members of the committee. He note they can work the Orleans County EDA that there are funds out there to help with Main Street, that something has to be done with the old Pennysaver building. Resident Carla Woodworth stated she would like to volunteer to be on the committee as well. Mayor Belson advised that sub committees may be formed that he would like to stay with Mr. Lewis, Mr. Wilson and Mrs. Hughes at this time. Trustee Cousins noted that he spoke with Mr. Wilson moments prior to the meeting and Mr. Wilson was proposing trees in pots on Main Street. Trustee Cousins inquired that if the properties on Main Street are privately owned wouldn't the owner's have to peruse the grants. Trustee Cousins also added that Carla Woodworth currently does all the plantings on Main Street and felt she would be a great asset to the committee and give that she's volunteering Trustee Cousins would like to see her added to the Board as well.

RESOLUTION NO 2017-12

APPOINTMENT OF THE AD HOC COMMITTEE

ON MOTION of Trustee Covell seconded by Trustee Kage, to form an Ad Hoc Committee with the members being Ted Lewis, Darren Wilson, Virginia Hughes and Carla Woodworth.

Vote: 5 Ayes (Belson, Cousins, Covell, Kage, Woodward Jr.); 0 Nays; 0 Abstain

OLD BUSINESS:

- Water Rate Assessment – Nothing was discussed
- Cats - Trustee Kage informed the Board that she's been working with Mrs. Leonard's family on the cat situation. Trustee Kage agreed to take three kittens to Lollypop Farms with the consent of the family. Trustee Kage noted that she was making some rounds on Eagle Street to find out that Mrs. Leonard is not the only one feeding stray and homeless cats. Trustee Kage proposed getting a flyer out to all residence advising them that feeding of stray and homeless cats needs to stop or the Board will start looking into an ordinance on cats. Trustee Kage also offered to provide the information of all shelters and assistance programs for cats in New York State. Superintendent Woodworth noted that the flier could go out with the upcoming water quality report. Trustee Kage will prepare the flyer.

NEW BUSINESS:

- AIM Resolution -
WHEREAS, New York State provides \$715 million in Aid and Incentives to Municipalities each year, and 90 percent of that goes to upstate cities;
WHEREAS, the AIM funding per capita is \$277 per city resident and only \$7 for residents in towns and villages;
WHEREAS, there are 549 villages with a combined population of 1,918,032 in New York State, including four (Albion, Holley, Lyndonville and Medina) in Orleans County with a population of 14,770;
WHEREAS, many villages wrestle with the same problems as cities, with aging infrastructure, blighted housing, abandoned commercial sites, brownfields and increased crime rates;
WHEREAS, villages are similar to cities with a high concentration of senior citizens and low-income families;
WHEREAS, villages mirror cities as centers for culture, civic and religious life, especially in rural counties;
WHEREAS, villages are like cities with many important community structures – churches, courthouses, schools and other public buildings – that do not pay taxes, shifting the tax burden for those sites to other residents in the village or city;
WHEREAS, the state's share of AIM funding for villages has put villages at a competitive disadvantage in attracting and retaining businesses and residents;
WHEREAS, the disparity in AIM funding between the cities and villages is a form of state-sponsored economic discrimination, resulting in much higher tax bills for village residents and a diminished quality of life;
WHEREAS, the erosion of the village tax base has shifted a greater burden of town, county and school district tax burden outside the village, punishing the outside-village residents as well;
WHEREAS, the high tax rates in the village encourage suburban sprawl and development of green space and farm land for housing tracts, industrial parks and "Big Box" stores;
WHEREAS, village residents are no less a New Yorker than a city resident;
WHEREAS, the Legislature/Town Board/Village Board/Board of Education, call on Gov. Andrew Cuomo and the State Legislature to adopt a fair formula for sharing AIM funding so village residents can enjoy municipal services and their homes without being taxed to death.
RESOLVED, that the clerk of the Legislature/Village Board/Town Board/Board of Education shall forward copies of this resolution to Gov. Andrew M. Cuomo, Senator Robert Ort, Assemblyman Steve Hawley, Assemblyman Michael Norris, and all others deemed necessary and proper

RESOLUTION NO 2017-13

RESOLUTION TO SUPPORT VILLAGES CALLING FOR INCREASES TO NEW YORK STATE AID AND INCENTIVES TO MUNICIPALITIES

ON MOTION of Trustee Cousins seconded by Trustee Woodward Jr. to approve the AIM Resolution.

Vote: 5 Ayes (Belson, Cousins, Covell, Kage, Woodward Jr.); 0 Nays; 0 Abstain

- Elections Inspectors - Clerk-Treasurer Woodworth asked the Board to approve Carla Woodworth as the chairperson of the Election on March 21, 2017 with Beth Malone and Sherrie Manning splitting a shift and

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Patricia Gawne and Josette Lauze as alternates; and that all elections inspectors be paid hourly at the rate of \$9.70 per hour.

RESOLUTION NO 2017-14

APPOINTMENT ELECTIONS INSPECTORS CARLA WOODWORTH - CHAIRPERSON, BETH MALONE, SHERRIE MANNING, PATRICIA GAWNE - ALTERNATE AND JOSETTE LAUZE -ALTERNATE

ON MOTION of Trustee Cousins seconded by Trustee Kage to appoint Carla Woodworth as the chairperson of the elections along with Beth Malone and Sherrie Manning splitting a shift with Patricia Gawne and Josette Lauze as alternates; and all elections inspectors working that day will be paid at the rate of \$9.70 per hour.

Vote: 5 Ayes (Belson, Cousins, Covell, Kage, Woodward Jr.); 0 Nays; 0 Abstain

- Accept Susan Campbell's resignation as a member of the Planning Board

RESOLUTION NO 2017-15

ACCEPT THE RESIGNATION OF PLANNING BOARD MEMEBER SUSAN CAMPBELL

ON MOTION of Trustee Cousins seconded by Trustee Kage to accept the resignation of Susan Campbell as a member of the Village Planning Board.

Vote: 5 Ayes (Belson, Cousins, Covell, Kage, Woodward Jr.); 0 Nays; 0 Abstain

- Re-Appointment of Planning Board Member Steven Grabowski.

RESOLUTION NO 2017-16

RE-APPOINTMENT OF PLANNING BOARD MEMBER STEVEN GRABOWSKI

ON MOTION of Trustee Cousins seconded by Trustee Kage to re-appoint Steven Grabowski to the Planning Board

Vote: 5 Ayes (Belson, Cousins, Covell, Kage, Woodward Jr.); 0 Nays; 0 Abstain

- Appoint a new member of the Planning Board, Mayor Belson proposed appointing Benjamin Holland.

RESOLUTION NO 2017-17

APPOINTMENT OF PLANNING BOARD MEMBER BENJAMIN HOLLAND

ON MOTION of Trustee Woodward Jr. seconded by Trustee Covell to appoint Benjamin Holland as a member of the Village Planning Board for a term of two (2) years.

Vote: 5 Ayes (Belson, Cousins, Covell, Kage, Woodward Jr.); 0 Nays; 0 Abstain

- 2017 Elected Officials of the Lyndonville Fire Co Auxiliary
 - Chair Person - Teresa Carvalho
 - Vice Chair - Nicole Kistner
 - Treasurer - Anna Schuner
 - Secretary - Pamela Durow

RESOLUTION NO 2017-18

TO ACCEPT THE 2017 FIRE DEPARTMENT ELECTED OFFICIALS

ON MOTION of Trustee Woodward Jr., seconded by Trustee Cousins to accept the 2017 Lyndonville Fire Co Auxiliary elected officials.

Vote: 5 Ayes (Belson, Cousins, Covell, Kage, Woodward Jr.); 0 Nays; 0 Abstain

- Fire Police - Pamela Durow

RESOLUTION NO 2017-19

APPROVE PAMELA DUROW AS A FIRE POLICE OFFICER OF THE LYNDONVILLE FIRE CO.

ON MOTION of Trustee Woodward Jr., seconded by Trustee Covell to approve Pamela Durow as a Fire Police Officer for the Lyndonville Fire Department.

Vote: 5 Ayes (Belson, Cousins, Covell, Kage, Woodward Jr.); 0 Nays; 0 Abstain

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- County Planning Board - Mayor Belson read the letter of resignation of Andrew Cousins as the alternate for the County Planning Board. Trustee Cousins proposed adding Village Planning Board Member Chad Arlington as the alternate.

RESOLUTION NO 2017-20

ACCEPT THE RESIGNATION OF ANDREW COUSINS AS ALTERNATE ON COUNTY PLANNING BOARD

ON MOTION of Trustee Covell, seconded by Trustee Woodward Jr. to accept the resignation of Andrew Cousins as a the alternate on the County Planning Board.

Vote: 4 Ayes (Belson, Covell, Kage, Woodward Jr.); 0 Nays; 1 Abstain (Cousins)

RESOLUTION NO 2017-21

APPOINT CHAD ARLINGTON AS ALTERNATE ON COUNTY PLANNING BOARD

ON MOTION of Trustee Cousins seconded by Trustee Woodward Jr. to appoint Chad Arlington as the alternate on the County Planning Board.

Vote: 5 Ayes (Belson, Cousins, Covell, Kage, Woodward Jr.); 0 Nays; 0 Abstain

- Trustee Kage informed the Board the Planning Board had to move their next regularly scheduled meeting from February 18, 2017 to February 11, 2017 at 9:30am.

ON MOTION of Trustee Cousins, seconded by Trustee Covell, to adjourn the meeting at 6:45pm.

Vote: 5 Ayes (Belson, Cousins, Covell, Kage, Woodward Jr.); 0 Nays; 0 Abstain

Teri M. Woodworth
Clerk-Treasurer