

A Regular Meeting of the Nunda Village Board of Trustees was held December 8, 2014 with the following present:

Mayor Bob Cox
Deputy Mayor Fritz Amrhein
Trustees: Jeff Essler
Darren Snyder 7:55 PM
Gary Galton
Chief Water Operator/Supt. DPW: Troy Bennett
Chief WWTO: Markus Hugi 7:17 P.M.
Clerk-Treasurer: Lori Gray

Citizens: Dick Beardsley
Larry Mallaber, NFD
Travis Rawleigh, NFD

CEO/Zoning: Shawn Grasby
Employee: Dan Strobel

Mayor Cox called the meeting to order at 7:06 P.M.

Roll Call: Trustee Snyder Absent

Pledge of Allegiance led by Trustee Essler

Visitor's Forum

- A. Larry Mallaber, Nunda Fire Department: 2 Year Contract presented and signed by all Board members in attendance
- B. Barb Baldwin, Christmas in Nunda: Unable to attend due to illness

Approval of Minutes

- A. November 10, 2014
- B. November 19, 2014

BE IT RESOLVED that the Nunda Village Board of Trustees approve the meeting minutes together as presented. The motion was made by Trustee Essler, seconded by Deputy Mayor Amrhein. Carried 4-0.

Approval of Bills

- A. Abstract No. 7

BE IT RESOLVED that the Nunda Village Board of Trustees approve the bills for payment on Abstract No. 7 as follows:

GENERAL- \$27,879.19
WATER - \$16,443.76
SEWER - \$13,487.00
YOUTH- \$6.00
TOTAL – \$57,815.95

The motion was made by Trustee Essler, seconded by Deputy Mayor Amrhein. Carried 5-0.

Reports

- A. Police
 - 1. Monthly Report: November 2014 – No written report provided. Copies of the Police Ride-Along Application and Release of Liability – Ride Along Waiver Forms distributed to Board members

- 2. Town of Nunda Budget Report: November - Unavailable
 - 3. Payroll Reports: 11/2/2014-11/29/2014
 - B. Code Enforcement/Zoning
 - 1. Monthly Report: November 2014, working on Fire Inspections. To meet with Mayor on Wednesday at 5 PM
 - 2. Proposed Zoning Updates: To be reviewed by both Village & Town Boards
 - C. Sewer
 - 1. Aeration Tank Blower motor drive update: 2 quotes presented – MW Controls, including labor \$4,669.00 and Bailey Electric \$4,880.72 including parts & installation.
- BE IT RESOLVED** that the Nunda Village Board of Trustees approve the purchase of one 20 HP Variable Frequency Drive for the Aeration Tank Blowers to include setup, programming and training in the amount of \$4,669.00. The motion was made by Trustee Essler, seconded by Deputy Mayor Amrhein. Carried 4-0.
- 2. New Lab update
 - 3. Auger Update
- D. DPW
 - 1. November Calendar of Projects
 - 2. FEMA money in the bank
 - 3. Spinner motors for both sanders
 - 4. New Truck hopefully in a couple weeks
 - 5. New exhaust needed for Dump Truck and windshield is cracked
 - 6. New and improved “Working Men” signs needed for safety reasons, Board agreed
 - E. Water
 - 1. Village of Nunda Public Water Supply Inspection Report
 - 2. Generator purchase
 - 3. H2O line is copper 1” to ¾”
 - 4. Flow totalizer – call into Mark Massa
 - F. Justice
 - 1. Monthly Reports: November 2014
 - G. Treasurer’s Reports
 - 1. November 2014
 - H. ZBA/Planning Board
 - 1. Village Planning Board Seat: Still Vacant
 - I. Youth Recreation: None

BE IT RESOLVED that the Nunda Village Board of Trustees accept the reports as presented. The motion was made by Trustee Essler, seconded by Deputy Mayor Amrhein. Carried 4-0.

New Business

- A. Smoking Policy: State of New York Regulation of Smoking in Certain Public Areas

RESOLUTION NO. 1 OF 2014

WHEREAS the Village of Nunda is desirous of proving a safe and healthy place of employment for its employees, AND

WHEREAS the Public Health Law Section 1399-0 required the adoption of a written smoking policy for its place of employment of Village employees in effective April 1, 1990, and

WHEREAS effective July 24, 2003, the amended New York State Clean Indoor Air Act (Public Health Law, Article 13-E) prohibits smoking in virtually all workplaces, including restaurants and bars,

NOW THEREFORE BE IT RESOLVED that New York State Public Health Law, Article 13-E be adopted as the smoking policy for employees of the Village of Nunda effective immediately.

The motion was made by Trustee Essler, seconded by Deputy Mayor Amrhein. Carried 4-0.

B. Sidewalks: Snow Removal in Business District. All property owners in the Village are responsible for clearing their own sidewalks. Village Crew does so when able, but should not be relied upon. Letters to be sent to Business Owners not in compliance.

C. Ann Couture: Complaint regarding Christmas Music. Would like it turned off. Board suggested turning the music down and looking to see if speaker can be angled in a different way.

D. State Snow & Ice Removal Agreement 2016-2017

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, 2017.

The motion was made by Trustee Essler, seconded by Deputy Mayor Amrhein. Carried 5-0.

E. March Village Election: Wednesday, March 18, 2015

WHEREAS, Pursuant to Election Law 15-104(a) March village elections are held on the third Tuesday of March, and

WHEREAS, for those villages with March elections, if the third Tuesday in March falls on the seventeenth day of March, (St. Patrick's Day), the Village Board of Trustees must adopt a Resolution providing that the election will be held on Wednesday, the 18th of March,

THEREFORE, BE IT RESOLVED, that the Village of Nunda elections for 2015 will be held on Wednesday, March 18th, 2015.

THIS RESOLUTION shall take effect immediately.

The motion was made by Trustee Essler, seconded by Deputy Mayor Amrhein. Carried 5-0.

F. 2015 ELECTIONS

WHEREAS, the next Village Election for offices of the Village of Nunda, New York, will be held on March 18, 2015

WHEREAS, the Board of Trustees of said Village must designate by resolution and publish offices, which are to be filled at such election and the terms thereof, then be it therefore

RESOLVED, that the Board of Trustees of this Village has determined the following offices to be filled and to be voted thereupon, with the terms of such offices respectively noted as follows

TRUSTEE TERM: ONE YEAR

THIS RESOLUTION shall take effect immediately.

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

Old Business

A. Village Property Route 408: Annexation- temporarily postponed

B. Sewer Plant Natural Gas Line: NYSERDA Grant – No Updates. Unable to take advantage of RG&E's Energy Efficiency Program for more efficient lighting at the Sewer Plant due to the light fixtures being enclosed.

- C. Request to tap into water service: Old NAPA building Route 436: No updates
- D. Request to tap into sewer service: Robert Gelsner 1784 Route 436, David Haskell 9401 Route 408: No updates
- E. Appointment Acting Justice: Mayor Cox working with Justice Mann
- F. Village Park/Gazebo Surveillance: Researching services through TYCO, formerly ADT. Deputy Mayor Amrhein and Town Councilperson Brickwood to meet with TYCO tomorrow morning.

Other Business

- A. Executive Session for the purpose of discussing Personnel

BE IT RESOLVED that the Nunda Village Board of Trustees enter Executive Session at 8:13 PM for the purpose of discussing Personnel. The motion was made by Deputy Mayor Amrhein, seconded by Trustee Essler. Carried 5-0.

BE IT RESOLVED that the Nunda Village Board of Trustees exit Executive Session at 8:52 PM. The motion was made by Trustee Essler, seconded by Trustee Snyder. Carried 5-0.

- B. FEMA: Board would like to possibly appeal the decision/grant monies awarded for Melodee Lane. Residents not interested in rip rap except for the Colombo Property. Options to be explored. Appeal would need to be made by December 27, 2014.

BE IT RESOLVED that the Nunda Village Board of Trustees approve to formally appeal the decision by regarding the Melodee Lane Project for the placement of rip rap in ditches for slope protection. The motion was made by Deputy Mayor Amrhein, seconded by Trustee Snyder. Carried 5-0.

- C. Trustee Snyder discussed Police Task Force items to be accomplished, to be included the Review Policy and Duties/Conduct.

Communications/Information Items

- A. Calendar: December 2014 & January 2015
- B. Time Warner Cable
- C. Puppy Mill Legislation
- D. Livingston County Planning Board Meeting
- E. Spring 2015 Land Use Decision-Making Training Program.

With no further business to be discussed, the motion to adjourn was made by Trustee Essler at 9:37 PM, seconded by Deputy Mayor Amrhein. Carried 5-0.

Respectfully submitted,

Lori J. Gray
Clerk-Treasurer