

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

PRESENT:	Mayor:	Stephen C. McAvoy
	Trustees:	Charles Covell - Excused
		James Tuk
		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 - Absent
	Public:	Jim Krencik, Kevin Johnson, Vernon Fonda, James Wells

**APPROVAL OF THE MINUTES**

**ON MOTION** of Trustee Woodward Jr., seconded by Trustee Tuk, to accept the minutes of the February 9, 2015 Regular meeting.

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

**PRIVILEGE OF THE FLOOR:**

- DEC Officer Fonda - Requested a meeting be setup in the spring to get back working on the North and South retaining walls by the dam. The Board informed DEC Officer Fonda that the Village met with the US Army Corps of Engineers, Orleans County Soil & Water and Chatfield Engineers PC in the fall and the Corp was going to draft up some plans for repair. Clerk-Treasurer Woodworth noted we have not heard back from the Corp, she will contact them for an update. DEC Officer Fonda noted he was still working on funding with the Town as well would like anyone given weekend community service to pick up trash and be part of the project, this would help with the DPW's work. He also inquired where tires could be taken during this clean up Superintendent Woodworth mentioned the Town of Yates tire drop off. The Board also mentioned they have asked Chatfield Engineers PC to relook at their proposed plans. Chatfield Engineers also have several engineering students from RIT working on the project as well.

**USE OF FACILITIES**

- Lake Avenue Ball Fields - The Lyndonville Baseball League presented a letter and schedule to the Village Board:

Dear Board Members,

On behalf of the Lyndonville Baseball League Board members, we would like to extend our praises to Mr. Covell, Mr. Woodworth, and the rest of the Village Board members along with the Town of Yates on the continued efforts for the restoration project with the Lake Avenue ball fields.

With our league returning to the area and each division hosting league games with the surrounding communities of Medina, Roy-Hart and possibly Somerset, we are confident that these fields will be utilized frequently once schedules are in place for games and practices.

This upcoming season, we are anticipating six different divisions. These include:

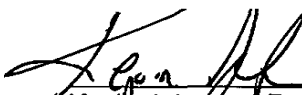
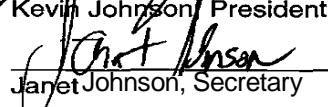
- T-Ball ( possibly 2 teams )
- Girls ages 6 - 8 ( - 2 teams ); ages 9-11 ( - 1 team ) ages 12- up ( - 1 team )
- Boys ages 7 - 9 ( - 2 teams ) and ages 10 - 12 ( - 3 teams )

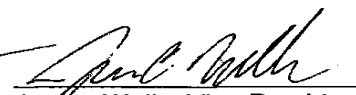
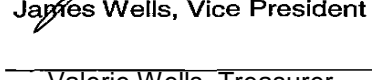
It has come to our attention that a request has been submitted for the use of the Lake Avenue fields from a ball team from another community. We feel that if such a request is approved, this will limit field availability to an already shortage of practice and game space.

If approval is granted for use of fields by other communities, we are requesting that use of the fields be scheduled through the Board of Directors of the Lyndonville Baseball League Board of Directors.

Hopefully, you will take our concerns into consideration when making your decision regarding outside communities requesting use of the Lake Avenue fields.

Sincerely,

  
Kevin Johnson, President  
  
Janet Johnson, Secretary

  
James Wells, Vice President  
  
Valerie Wells, Treasurer

**RESOLUTION NO 2015-24**

**USE OF FACILITIES - LYNDONVILLE BASEBALL LEAGUE**

**ON MOTION** of Trustee Woodward Jr., seconded by Trustee Tuk, to approve the use of facilities for the Lyndonville Baseball League to use the Lake Avenue Balls Fields pending the proper insurance is provided to Clerk-Treasurer Woodworth prior to using the facilities and to have Lyndonville and Medina work together on the scheduling of the fields.

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

- Veterans Park or Patterson Park - Lyndonville United Methodist Church is requesting use of Veterans Park or Patterson Park on April 5, 2015 from 6:30am to 7:30am for Easter Sunrise Service.

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**RESOLUTION NO 2015-25**

**USE OF FACILITIES - LYNDONVILLE UNITED METHODIST CHURCH**

**ON MOTION** of Trustee Tuohey, seconded by Trustee Woodward Jr., to approve the use of facilities for the Lyndonville United Methodist Church to use either Veterans Park or Patterson Park on April 5, 2015 for Easter sunrise service pending the proper insurance is provided to Clerk-Treasurer Woodworth prior to using the facilities.

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

**Report – Fire Chief Gerety**

- Absent
- Clerk-Treasurer Woodworth gave report - YTD calls – 34, MTD calls – 18 (9 – EMS in Town, 5 – EMS in Village, 1 - Appliance Fire, 1 - Hazardous Condition, 1 -Auto Alarm and 1 – M/A to Medina

**Report – Code Enforcement Young**

- Report: 1 - Violation Notice for a vehicle parked on the right-of-way

**Report – Attorney Schubel**

- Local Law 1987-1 - Providing for the Repair or Removal of Unsafe Buildings and Collapsed Structures - The Board discussed the ridiculous costs associated with demolition of a condemned structure. Attorney Schubel noted the County is in discussion on how Town, Village and the County can work together demolition of unsafe structures. The Board inquired if the demolition could be put back onto the bank instead of the Village, Attorney Schubel stated it was an option. The Board discussed 15 Eagle Street, Superintendent Woodworth stated the second floor is starting to cave in. Superintendent Woodworth mentioned if the Board wanted to go forward it would need to be done by competitive bid process with Chatfield Engineers PC assistance. Code Enforcement Young mentioned he needs to get the required abandoned building signs posted on several properties, Superintendent Woodworth will look into getting the required signs.
- Public Safety Committee Meeting - Attorney Schubel inquired if the next meeting had been set for the Public Safety Committee yet. Trustee Woodward Jr. stated he will send out an email tomorrow to get something scheduled.
- Attorney Agreement - Attorney Schubel mentioned some municipalities only have legal counsel present at six meetings a year if the Village Board felt that's what they would like then the legal services retainer would be adjusted. The Board decided they would prefer to have legal counsel present at all Village Board meetings.

**Report – Clerk-Treasurer Woodworth**

- Resolution 2007-71 - Income Level For Persons To Be Eligible For The Real Property Tax Exemption For Persons Sixty-Five Years Of Age And Over - Clerk-Treasurer Woodworth inquired with Attorney Schubel if this Resolution should have been done by Local Law as all other prior tax exemptions were. Attorney Schubel stated it was fine as a resolution however if the Board wished to amend the resolution he would advise at the time making it a local law.
- Police Report - Confirmed everyone received Officer Larkin's police report.
- Clerk-Treasurer Woodworth noted that the drug and alcohol results of the last four new members the Board approved have not been received yet. Trustee Woodward Jr. advised he will have Chief Gerety schedule the tests right away and have all results set to Clerk-Treasurer Woodworth.
- Recycling/Waste - Clerk-Treasurer Woodworth has forwarded a letter as well as the Village resolution to all municipalities within Orleans County asking for their support.
- Budgets due to the Budget Officer by March 20, 2015.
- 1270 North Lyndonville Road - The water services are shut off however the water program charged the customer the minimum charge of \$41.70. Clerk-Treasurer Woodworth asked for the Board's permission to credit back the \$41.70.

**RESOLUTION NO 2015-26**

**WATER CREDIT - 1270 N LYNDONVILLE RD**

**ON MOTION** of Trustee Woodward Jr., seconded by Trustee Tuk, to authorized Clerk-Treasurer Woodworth to credit \$41.70 to water customer NL-1270 since the water services are shut off.

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

- County of Orleans Job Development Agency - Clerk-Treasurer Woodworth would like to get one to two summer youth workers through the County again like last year, there is no cost the Village. The Board was ok with this request.
- Elections Inspectors - Clerk-Treasurer Woodworth was not able to give the Elections Inspectors their oath of office within the required time therefore would like Patricia Gawne and Vida Johnston re-appointed just for the purposes of the oath of office.

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**RESOLUTION NO 2015-27**

**RE-APPOINTMENT OF ELECTION INSPECTORS FOR THE MARCH 18, 2014 ELECTION**

**ON MOTION** of Trustee Tuohey, seconded by Trustee Tuk, to re-appoint Patricia Gawne, Vida A. Johnston as the election inspectors for the March 18, 2015 Village Election and their rate of pay be \$9.00 per hour.

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

- Vouchers – Abstract A10 #2270 - 2335 to be paid

General	\$ 27,340.68
Water	\$ 32,993.83
Sewer	\$ 10,031.41
Payroll	\$ 7,151.76
<b>Grand Total</b>	<b>\$ 77,517.68</b>

**RESOLUTION NO 2015-28**

**VOUCHERS TO BE PAID FOR ABSTRACT A10-2015**

**ON MOTION** of Trustee Tuohey, seconded by Trustee Tuk to have Clerk-Treasurer Woodworth to pay Abstract A10 Vouchers #2270-2335.

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

**Report – Superintendent Woodworth**

- Yates Community Library - Has no water due to frozen lines underneath the road. Superintendent Woodworth is working with the Village of Medina to restore the water.
- Superintendent Woodworth will be meeting with the group of student engineers from RIT to discuss the north and south retaining walls near the dam.
- 15 Eagle Street - The Board asked Superintendent Woodworth to go forward with obtaining competitive bidding on demolition of 15 Eagle Street through Chatfield Engineers PC.
- Superintendent Woodworth noted that those given community service sentences cannot be doing DPW work due to the required attire, insurance requirements and taking work away from the union employees.
- Trustee Tuk asked Superintendent Woodworth to put together a proposal for new equipment for snow removal on the sidewalks.

**Report – Trustee Tuohey**

- Nothing

**Report – Trustee Tuk**

- Nothing

**Report – Trustee Woodward Jr.**

- Nothing

**Report – Trustee Covell**

- Nothing - Excused

**Report – Mayor McAvoy**

- Nothing

**OLD BUSINESS:**

- Village Zoning Map - Set a Public Hearing for April 13, 2015 at 6:15pm at the Village Hall.
- Village Planning Board - Mayor McAvoy will check with the Town of Yates about shared services for the Town of Yates Planning Board to act as the Village's as well.

**NEW BUSINESS:**

- Local Law 2010-3 - Establish the Residency Requirements for the Village Clerk-Treasurer, Deputy Clerk-Treasurer, and Superintendent of Public Works - The Board discussed amending this local law to remove Orleans County and replace it with a certain mile radius as well as allowing for a certain amount of time to relocate if outside of that preferred radius. Attorney Schubel will draft up the proposed changes for the next Board meeting for the Board to review prior to setting a Public Hearing.
- Resolution - 2010-11 - Climate Smart Community Pledge - The Board discussed rescinding the resolution.

**RESOLUTION NO 2015-29**

**RESCIND RESOLUTION 2010-11 - CLIMATE SMART COMMUNITY PLEDGE**

**ON MOTION** of Trustee Tuk, seconded by Trustee Tuohey, to rescind Resolution 2010-11 - Climate Smart Community Pledge.

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

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- Orleans County Resolutions 72-2015 and 50-215 - The Board discussed and consulted with Attorney Schubel on how the Village already did resolutions supporting both the County resolutions and inquired if additional resolutions were needed. Attorney Schubel advised additional resolutions were not necessary.

**ON MOTION** of Trustee Tuohey, seconded by Trustee Woodward Jr., to adjourn the meeting at 7:01 p.m.

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

*Teri Woodworth*  
Clerk-Treasurer