

Regular meeting of the Trustees, Village of Lyndonville was held on Monday, August 11, 2014 at the Village Hall. Meeting opened at 6:01 p.m.

PRESENT: Mayor: Stephen C. McAvoy
Trustees: Charles Covell
James Tuk
Ellen Tuohey
Danny Woodward Jr. - Excused
Clerk-Treasurer Teri Woodworth
Supt. of Public Works Terry M. Woodworth
Code Enforcement Officer Aaron Young
Attorney David Schubel
Fire Chief Jason Gerety
Public: Kathy Goldsmith, Donald Goldsmith, John Champlin and Barb Champlin

APPROVAL OF THE MINUTES

ON MOTION of Trustee Tuk, seconded by Trustee Tuohey, to accept the minutes of the July 8, 2014 Special meeting, July 8, 2014 Planning Board Special meeting and July 14, 2014 Regular meeting.

Vote: 4 Ayes (Covell, McAvoy, Tuk, Tuohey); 0 Nays; 0 Abstain

PRIVILEGE OF THE FLOOR:

- Mayor McAvoy expressed Harold Scribner's concerns regarding the green house located behind the Pennysaver Market and that the Village will start the process to have the house condemned and taken down.

USE OF FACILITIES

- Fire Hall – Kathy Goldsmith is requesting use of the Fire Hall on October 5, 2014 from 12:00pm to 6:00pm for a baby shower.

RESOLUTION NO 2014-87

USE OF FACILITIES

ON MOTION of Trustee Covell, seconded by Trustee Tuohey, to approve the use of facilities for Kathy Goldsmith to use the Fire Hall on October 5, 2014 for a baby shower.

Vote: 4 Ayes (Covell, McAvoy, Tuk, Tuohey); 0 Nays; 0 Abstain

Report – Attorney Schubel

- Sent out letters to land owners within a mile radius of the Water Treatment Plant regarding the spreading of manure.
- Old Crosby Whipple building - Attorney Schubel inquired if needed to send a letter to owners required their intensions with the building. Clerk-Treasurer Woodworth stated she spoke to the contractors regarding cleaning up the location. The contactor did state the intensions is still for a Dunkin Donuts with a convenience store they are just looking for someone who wants to operate the convenience store.

Report – Code Enforcement Young

- Report: Building Permits - 2 - Building Permits Issued, 3 - Inspections and 1 - Notice/Violation

Report – Fire Chief Gerety

- Report - YTD calls – 126, MTD calls – 21 (8 – EMS in Town, 7 – EMS in Village, 1 - ATV Accident, 1 – M/A to Shelby, 1 – M/A to Ridgeway, 1 - Hazardous Condition and 2 - Automatic Alarm)
- Games of Chance - Clerk-Treasurer Woodworth inquired when the under \$30,000.00 raffle application would be submitted, it is required before the Gun Raffle on August 23, 2014 can be held. Chief Gerety stated he will look into it.
- Mayor McAvoy requested contact information for who could put the Village of Lyndonville Board meeting information on sign at the Fire Hall. Jim Scarlau is in charge of it, Clerk-Treasurer Woodworth will contact Mr. Scarlau.

Report – Clerk-Treasurer Woodworth

- Clerk Part-Time position - Clerk-Treasurer Woodworth will be calling this week to schedule interviews.
- Orleans County Job Development summer youth worker has been terminated for not following the Job Developments program requirements. However a lot of reorganization was accomplished this summer and hopefully next summer we can get the photos and Historian documents organized.
- Notice of dead or diseased tree sent to the owners of 261 North Main Street was not removed by August 9, 2014, Superintendent Woodworth will obtain quotes to have it removed and charged back to the property.
- Lyndonville Community Yard Sale - Kelly Cousins would like to have the Boards approval to advertise for a Lyndonville Community Yard Sale on August 22nd from 9:00am to 3:00pm and August 23rd from 9:00am to 3:00pm. Those are the days that St. Joseph's Church will be hosting their annual yard sale. The Village would not be responsible for anything just looking for the Board's approval to state it's a community yard sale to encourage others to host a sale as well or donate their unwanted items to St. Joseph's Church. The Board discussed the proposal and support it.
- Police Report - Confirmed everyone received Officer Riemer's last report for July 2014 police report via email, also Officer Larkin's report is available for review if anyone is interested.

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- Shared Services Agreement - Clerk-Treasurer Woodworth is waiting to hear back from the Town of Carlton regarding a share services agreement regarding Code Enforcement backing each other up when needed.
- Vouchers – Abstract A3 #1774 - 1837 to be paid

General	\$ 15,806.08
Water	\$ 30,143.21
Sewer	\$ 58,487.26
Grand Total	\$ 104,436.55

RESOLUTION NO 2014-88
VOUCHERS TO BE PAID

ON MOTION of Trustee Tuohey, seconded by Trustee Covell to have Clerk-Treasurer Woodworth to pay Abstract A3 Vouchers #1774 - 1837.

Vote: 4 Ayes (Covell, McAvoy, Tuk, Tuohey); 0 Nays; 0 Abstain

Report – Superintendent Woodworth

- Chatfield Engineers, P.C. - Working on a quote and proposed plans for repair of the flood gates and old sanitary sewers. They should have the information for the September Board meeting. They've been doing several inspections of the old sanitary sewer, South Main Street is dry however Maple Avenue is plugged. Chatfield is also looking into whether all three flood gates need to be repaired or if just the one big one is needed.
- State Health Department - Will be coming this week to inspect the Water Treatment Plant.
- Tree Estimates - Superintendent Woodworth is working on obtaining estimates for tree removals. He received a complaint about a tree at 21 Garland Street. He's also going to look into using the County's stump grinder.
- Dan Fuller - Cut his finger with a grinder while working on the bridge railing. He was out of work for approximately two weeks.
- Pole Removal - Superintendent Woodworth is working on getting the old telephone pole removed at the E-Z Shop before repairing the blacktop, no one wants to take ownership as to who is responsible for the removal.

Report – Trustee Covell

- Village Zoning map - Trustee Covell inquired if the Board could have the re-zoning issues resolved sometime after the September meeting. Mayor McAvoy stated the Planning Board/Village Board will need to get together with the Orleans County Planning Board for guidance on how to proceed as well as obtaining some maps to start the process. Clerk-Treasurer Woodworth will reach out to Jim Bensley for information maps and to see if he's able to attend the September 3, 2014 workshop.

Report – Trustee Tuk

- The Ho Jack Ice Cream Shack & Snack Shack Grill - Trustee Tuk stated the Planning Boards hands are tied on things that need to be addressed until the rezoning process is completed. John and Barb Champlin owners of the Ho Jack expressed their displeasure and concerns regarding the rezoning, fencing and parking requirements. The Champlins feel that they are being singled out from the rest of the businesses in the Village. Mayor McAvoy responded that the zoning process for the Ho Jack never went to the Orleans County Planning Board as required to which the Champlins stated that it had. The Board requested Clerk-Treasurer Woodworth to contact the Orleans County Planning Board and obtain a copy of the minutes from that meeting. Code Enforcement Young stated the Board is simply trying to ensure everything is to code and he would be glad to go over anything they have questions on.

Report – Trustee Tuohey

- Nothing

Report – Mayor McAvoy

- Mentioned receiving a letter of appreciation from the Lyndonville Lions Club.
- Mentioned the Village of Lyndonville received the Lyndonville Fire Departments fund drive letter.

OLD BUSINESS:

- Johnsons Pond - The Army Corp of Engineers has scheduled an onsite visit for September 5, 2014 from 10:30am to 12:30pm. Trustee Covell, Trustee Tuk and Superintendent Woodworth will be meeting with The Army Corp of Engineers for the onsite visit.

NEW BUSINESS:

- Solicitors/Peddlers Permits - The Board discussed if Solicitors/Peddlers Permits should be required for all of those involved in the annual July 4th celebration. Most of the vendors go through the Lyndonville Lions Club or the AFS. Attorney Schubel advised Clerk-Treasurer Woodworth it would be a good idea to at least have a list of the vendors and those selling food have a copy of their Orleans County Health Department Food Permit on file. Clerk-Treasurer Woodworth will contact Joyce Chizick to see what the AFS requires of the vendors.
- Fixed Assets - It's time for the annual update of the fixed assets information. Clerk-Treasurer Woodworth presented the Board with a quote from KVS to setup the fixed assets module to be maintained in-house. The setup fee is \$1,605.00 with an annual maintenance fee \$580.00 and Industrial Appraisal quoted \$400.00 for the annual update.

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RESOLUTION NO 2014-89
FIXED ASSETS

ON MOTION of Trustee Tuohey, seconded by Trustee Tuk to accept Industrial Appraisal's quote of \$400.00 to update the Village's Fixed Assets information.

Vote: 4 Ayes (Covell, McAvoy, Tuk, Tuohey); 0 Nays; 0 Abstain

- Complaint - Joyce Robinson wrote a complaint about the rotten tree across the street from 70 Eagle Street. She states she's getting ants because of the rotten tree and has had to call an exterminator twice this year so far costing her \$144.00. The exterminator stated the ants are coming from the tree. Superintendent Woodworth will look into who's responsible for the tree and obtaining a quote to have it removed.
- Code Enforcement - Mayor McAvoy proposed paying Code Enforcement Young his hourly rate of pay while attending the NYS Code Enforcement required certification classes as well as mileage.

RESOLUTION NO 2014-90
CODE ENFORCEMENT TRAINING COMPENSATION

ON MOTION of Trustee Covell, seconded by Trustee Tuk to accept pay Code Enforcement Young his hourly rate of pay for the required training hours plus mileage to the classes.

Vote: 4 Ayes (Covell, McAvoy, Tuk, Tuohey); 0 Nays; 0 Abstain

ON MOTION of Trustee Tuk, seconded by Trustee Tuohey, to adjourn the meeting at 7:13 p.m.

Vote: 4 Ayes (Covell, McAvoy, Tuk, Tuohey); 0 Nays; 0 Abstain

Teri Woodworth
Clerk-Treasurer