

Regular meeting of the Trustees, Village of Lyndonville was held on Monday, October 14, 2013 at the Village Hall. Meeting opened at 7:00 p.m.

PRESENT:	Mayor:	Stephen C. McAvoy
	Trustees:	Charles Covell
		James Tuk
		Ellen Tuohey
		Danny Woodward Jr.
	Clerk-Treasurer	Teri Woodworth
	Supt. of Public Works	Terry M. Woodworth
	Code Enforcement Officer	Douglas Rue
	Attorney	David Schubel
	Fire Chief	Jason Gerety
	Public:	Rob Woolley

APPROVAL OF THE MINUTES

ON MOTION of Trustee Woodward Jr., seconded by Trustee Tuohey, to accept the minutes of the September 9, 2013 Regular meeting.

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

- Mayor McAvoy appointed Charles Covell as a Trustee of the Board of the Village of Lyndonville.

PRIVILEGE OF THE FLOOR:

- Nothing

USE OF FACILITIES

- Fire Hall – Rob Woolley requested the use of the Fire Hall for the Lyndonville Fire Department Auxiliary for their annual Turkey Raffle, to be held on November 16, 2013. Clerk-Treasurer Woodworth stated new paperwork would be needed for the Special Event Permit for the temporary beer and wine permit as the date states November 2, 2013.

RESOLUTION NO 2013-86

USE OF FACILITIES - LYNDONVILLE FIRE DEPARTMENT AUXILIARY

ON MOTION of Trustee Woodward Jr., seconded by Trustee Tuk, to approve the use of facilities for Lyndonville Fire Department Auxiliary to use the Fire Hall on November 16, 2013 for their annual Turkey Raffle.

Vote: 5 Ayes (Covell, McAvoy, Tuk, Tuohey, Woodward Jr.); 0 Nays; 0 Abstain

- Fire Hall - Lyndonville Lions Club is requesting the use of the Fire Hall on October 26, 2013 for their annual Pumpkin Carving Contest. Clerk-Treasurer Woodworth has all the correct paperwork as well as proof of insurance.

RESOLUTION NO 2013-87

USE OF FACILITIES - LYNDONVILLE LIONS CLUB

ON MOTION of Trustee Tuohey, seconded by Trustee Woodward Jr., to approve the use of facilities for Lyndonville Lions Club to use the Fire Hall on October 26, 2013 for their annual Pumpkin Carving Contest.

Vote: 5 Ayes (Covell, McAvoy, Tuk, Tuohey, Woodward Jr.); 0 Nays; 0 Abstain

Report – Fire Chief Gerety

- Report - YTD calls – 172, MTD calls – 15 (7 – EMS in Town, 1 – EMS in Village, 1 – Structure fire in the Town, 1 – CO Detector, 1 – Assist the Resident, 2 – Good Intent and 2 – Hazardous Conditions)
- Met with Mayor McAvoy and Trustee Tuk to discuss the possibilities of a new truck as well as the operations of the Fire Department.

Report – Code Enforcement Rue

- Report - 18 Permits for the month of September
- Working on annual survey for the Village

Report – Attorney Schubel

- Nothing new

Report – Clerk-Treasurer Woodworth

- 2012-2013 AUD has been filed, we have not received any comments or changes from the State Comptroller's Office at this point.
- KVS - the Village's project manager is no longer with KVS. Contacted KVS regarding over billing and received credit invoices.
- Compliance Connections - Is a website for Code Enforcement Officers, Elected Officials and other related staff to get information on abandoned properties and to notify the parties involved of any code violations. Clerk-

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Treasurer Woodworth has registered and has linked all the abandoned properties within the Village to the Village of Lyndonville account. Will work with Code Enforcement Rue to get access to post any code violations.

- Vouchers – Abstract A5 #991 & #1063 to be paid

General	\$ 30,486.36
Water	\$ 7,739.30
Sewer	\$ 5,913.12
Capital	\$ 14,815.00
Grand Total	\$ 58,953.78

RESOLUTION NO 2013-88
VOUCHERS TO BE PAID

ON MOTION of Trustee Tuohey, seconded by Trustee Tuk, to have Clerk-Treasurer Woodworth to pay Abstract A5 Vouchers #991- #1063.

Vote: 5 Ayes (Covell, McAvoy, Tuk, Tuohey, Woodward Jr.); 0 Nays; 0 Abstain

- Christmas in Lyndonville - Clerk-Treasurer Woodworth obtained two quotes for trees. Joe Hayburger of Hilton, \$20.00 a tree plus the Village to pick up and Dudley Farms of Albion, \$22.50 a tree and they will drop off the trees.

RESOLUTION NO 2013-89
ACCEPTANCE OF CHRISTMAS TREE QUOTE FROM DUDLEY FARMS

ON MOTION of Trustee Tuohey, seconded by Trustee Woodward Jr., to accept Dudley Farms quote of \$22.50 per Christmas Tree and they will deliver them.

Vote: 5 Ayes (Covell, McAvoy, Tuk, Tuohey, Woodward Jr.); 0 Nays; 0 Abstain

Report – Superintendent Woodworth

- Generator and Street Sweeper sold at auction on October 5, 2013 for \$1,250.00 each.
- Paving on Lake Avenue and Willowbrook Drive is scheduled for this Thursday and/or Friday.
- Leaf pickup will be starting soon.
- Sidewalk replacement on Maple Avenue is schedule for about three weeks out, the contractor can't make it out here until then. Superintendent Woodworth and Trustee Tuk will meet with Curtis from Pro Construction on Saturday October 19, 2013.
- Waste Water Treatment Plant - We're working on a few minor things that need to be fixed or replaced due to not working correctly from the Sewer Capital Project.
- Mayor McAvoy inquired if the leaf machine was in good shape? Superintendent Woodworth stated its running good, we may need to look for a new motor next year.
- Mayor McAvoy inquired if there were still several campers parked in Fisherman's Park? Superintendent Woodworth stated there were a few still there. Superintendent Woodworth noted that drywall and construction materials were found in the brush pile yesterday and asked how can we go after the illegal dumping if we are allowing campers to park over night in Fisherman's Park?

Report – Trustee Tuohey

- Nothing

Report – Trustee Tuk

- Conference call on October 17, 2013 from 9:00am - 10:00am with the U.S. Army Corps of Engineers and NYS Department of Environmental Conservation regarding Johnson's Pond.
- Dump site - Board discussed the illegal dumping issues and are considering putting a gate and surveillance camera up that would be able to read license plates.
- Trustee Tuk inquired if the Village would be using the CHIPS monies to cover the cost of paving Lake Avenue and Willowbrook Drive.
- Trustee Tuk and Mayor McAvoy met with the Lyndonville Fire Department to discuss what things are needed and a plan for the future. Trustee Tuk mentioned that the Board would have to take a look at restricting funds for the NYCLASS accounts in next year's budget.

Report – Trustee Woodward Jr.

- Nothing

Report – Mayor McAvoy

- Nothing

OLD BUSINESS:

- Overpayment of Prior Clerk-Treasurer - Attorney Schubel sent a letter to prior Clerk-Treasurer Ames giving 10 days to repay the Village for her over payment.
- Capitalization Policy - Attorney Schubel will draft up a policy for the Board to review.

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NEW BUSINESS:

- Policy - Persons on Disability/Workers Compensation - Mayor McAvoy stated that the County is not looking for individuals to be 100% if there is desk work available. The Board discussed would attending meetings be ok. Trustee Woodward Jr. stated there is no physical training at the Fire Departments monthly meetings. Auxiliary VP Rob Woolley stated the Auxiliary do not have any physical training. Attorney Schubel noted that the Auxiliary are not covered under the Orleans County Self-Insurance. Attorney Schubel to do up a draft for the Board to review at the next workshop. Auxiliary VP Rob Woolley asked if the members on temporary disability could attend and or work functions. The Board asked that they hold off until a policy is in place.
- Trick-Or-Treating Hours - 6:00pm to 8:00pm

RESOLUTION NO 2013-90

TRICK-OR-TREATING HOURS FOR OCTOBER 31, 2013

ON MOTION of Trustee Woodward Jr., seconded by Trustee Tuohey, to set the hours for Trick-Or-Treating on October 31, 2013 from 6:00pm to 8:00pm.

Vote: 5 Ayes (Covell, McAvoy, Tuk, Tuohey, Woodward Jr.); 0 Nays; 0 Abstain

- Invisible Fences - Complaint from Carla Woodworth - Invisible fences for dogs. People allow accessibility to close to sidewalks and streets where no sidewalk is available, and side property lines. Also dogs crossing line and roaming free. Attorney Schubel advised the Village could adopt a Local Law setting a distance back that dogs are allowed to come. The Board will discuss at the next workshop.
- NFAVO - The Board would like to include all members of the Zoning Board of Appeals for the NFAVO dinners as well as cover the Zoning Board member's cost for the dinner. Clerk-Treasurer Woodworth asked for approval to cut a check payable to the Village of Barker for the NFAVO dinner meeting on October 16, 2013 for 6 members to attend, totaling \$108.00.

RESOLUTION NO 2013-91

NFAVO DINNER EXPENSE ON OCTOBER 16, 2013

ON MOTION of Trustee Tuohey, seconded by Trustee Tuk, to approve Clerk-Treasurer Woodworth to produce a check for \$108.00 payable to the Village of Barker for the October 16, 2013 NFAVO dinner meeting.

Vote: 5 Ayes (Covell, McAvoy, Tuk, Tuohey, Woodward Jr.); 0 Nays; 0 Abstain

- Training - Genesee/Finger Lakes Regional Planning Council, Fall 2013 Regional Local Government Workshop November 15, 2013 if anyone is interested.
- Fee Schedule - Superintendent Woodworth stated we are working on obtaining all the fee's within the Village Code and asked if the Board wanted to see the fines as well. Mayor McAvoy inquired if the Village wanted to look into having the Code books updated the last update he could see was in 1996. Superintendent Woodworth stated the updates are in boxed in the document storage room in the Clerk's office. Clerk-Treasurer Woodworth informed the Board that the fees on the back of the building permit applications is incorrect and there is a possibility of some individuals have been overcharged. Clerk-Treasurer Woodworth will audit the Building Permit payments to see if refunds are needed.

ON MOTION of Trustee Tuohey, seconded by Trustee Woodward Jr., to adjourn the meeting at 8:30 p.m.

Vote: 5 Ayes (Covell, McAvoy, Tuk, Tuohey, Woodward Jr.); 0 Nays; 0 Abstain

Teri Woodworth
Clerk-Treasurer