

Regular meeting of the Trustees, Village of Lyndonville was held on Monday, September 10, 2012 at the Village Hall. Meeting opened at 7:03 p.m.

PRESENT: Mayor: Stephen C McAvoy
Trustees: James Tuk
Ellen Tuohey
James Whipple - Excused
Danny Woodward Jr.
Clerk-Treasurer Teri Woodworth
Supt. of Public Works Terry M Woodworth
Code Enforcement Officer Dan Wolfe - Absent
Attorney David Schubel - Excused
Fire Chief Jason Gerety - Excused
Public: Wirt Bane, Anna Schuner, Lauren Sullivan, Carla Woodworth

OPENING OF PUBLIC HEARING:

Local Law # 4 – Authorizing the disposal of certain materials by village residents at a designated site.

ON MOTION of Trustee Tuk, seconded by Trustee Woodward Jr., it was moved to open the public hearing to authorize the disposal of certain materials by village residents at a designated site behind the DPW.

Vote: 3 Ayes (Tuk, Tuohey, Woodward Jr.); 0 Nays; 0 Abstain

APPROVAL OF THE MINUTES

ON MOTION of Trustee Tuohey, seconded by Trustee Woodward Jr., to accept the minutes of the August 13, 2012 meeting.

Vote: 3 Ayes (Tuk, Tuohey, Woodward Jr.); 0 Nays; 0 Abstain

PRIVILEGE OF THE FLOOR:

- Nothing

Report – Fire Chief Gerety

- Report of Calls 14 MTD & 155 YTD – Given by Clerk-Treasurer

Report – Code Enforcement – Wolfe

- Absent

Report – Clerk-Treasurer Woodworth

- NYS Withholding – Several issues/errors from prior Clerk’s and Bookkeeper with payments and filings. Clerk-Treasurer Woodworth is working closely with a NYS rep to resolve everything. So far the \$1,000.00 fine and \$8.08 interest has been waived. We still have 3 to 4 more errors to work out and see what can be waived. NYS is working with us since Clerk-Treasurer Woodworth found the errors and reached out to NYS to correct before they found them. But the Village of Lyndonville will be incurring some additional charges due to these errors.
- Trustee’s Auditing – Waiting on Jim Whipple to respond if he can take part in the rotation of auditing the vouchers and bank statements. Clerk-Treasurer Woodworth will do up a rotating schedule for the Trustee’s for auditing.
- KVS – Still looking for final figures from Bookkeeper (Millennium Roads) and the Budget needs some tweaking. Once those are entered Clerk-Treasurer Woodworth will be able to produce an Account Balance Report monthly showing the Budget Balances and Actual Balances.
- Payroll – No vouchers are produced with KVS. Clerk-Treasurer Woodworth will have to pull a customer report along with the payroll reports to be audited by the Trustees.
- Voucher’s 78 – 88 – Were added to the abstract from August as they weren’t entered into QuickBooks with the Bookkeeper (Millennium Roads) prior to KVS. They were all part of the Sewer Capital Project.
- Voucher’s – # 87 – # 152 to be paid, except #126 payable to the Town of Yates (not audited)

General	\$ 35,863.37
Water	\$ 6,226.84
Sewer	\$ 2443.62
Capital	<u>\$ 97,273.90</u>
Grand Total	\$141,807.73

RESOLUTION NO 2012-70
VOUCHER’S TO BE PAID

ON MOTION of Trustee Woodward Jr., seconded by Trustee Tuk to have Clerk-Treasurer Woodworth to pay Voucher’s 87- 152 with the except of voucher 126.

Vote: 3 Ayes (Tuk, Tuohey, Woodward Jr.); 0 Nays; 0 Abstain

Regular meeting of the Trustees, Village of Lyndonville was held on Monday, September 10, 2012 at the Village Hall. Meeting opened at 7:03 p.m.

Report – Superintendent Woodworth

- Valve replacements are done from Water Treatment Plant almost to Village limits should be done by September 11, 2012. Approximately 4 to 8 more valves to go.
- Sewer Plant Project – Blue Heron is back working on the project; Suburban Electric hasn't come back yet. Superintendent Woodworth tried to have JP Schepp (Chatfield Engineers) attending tonight's meeting for an update on the project but he was unavailable. Sewer Plant is half functional, currently one RBC, one sludge pump and no degritter. RBC was removed back in March, and contractors are arguing who should pay for the supports costing \$53,000.00. They are looking to go with "cheap" steel. The Village won't incur any additional charges based on the final decision.
- Storm Damage – DPW cleaned up all the debris from this weekend's storm.

CLOSING OF PUBLIC HEARING:

Local Law # 4 – Authorizing the disposal of certain materials by village residents at a designated site.

ON MOTION of Trustee Woodward Jr., seconded by Trustee Tuk, to close the public hearing for Local Law # 4 authorizing the disposal of certain materials by village residents at a designated site behind the DPW.

Vote: 3 Ayes (Tuk, Tuohey, Woodward Jr.); 0 Nays; 0 Abstain

- Scrap Metal – Superintendent Woodworth has more scrap metal to sell. Also there are 2 old WTP at the sewer plant that can be sold. Board discussed selling online or just selling for scrap metal.

RESOLUTION NO 2012-71

SCRAP METAL AND 2 SEWER PUMPS

ON MOTION of Trustee Tuk, seconded by Trustee Tuohey to have Superintendent Woodworth sell scrap metal along with the 2 unusable WTPs.

Vote: 3 Ayes (Tuk, Tuohey, Woodward Jr.); 0 Nays; 0 Abstain

- Dam – Superintendent Woodworth is going to talk to JP Schepp from Chatfield to see what needs to be done to start working in the creek. The flood gates are getting really bad along with the side erosion. He will also look to see if there is any kind of funding for the project.
- Sewer Project additional expenses:
 - Sludge bed improvements, the DPW took care of so you can cross off the \$37,500.00.
 - Replacement of roof, gutters and skylights, needs to be done ASAP. Cost is \$49,765.00
 - Replacement of grating and ladder at sludge pump pit needs to be done per NYS Department of Labor. Cost is \$31,200.00.
 - Replacement of misc. windows, doors, solar wall and masonry, cost is \$45,690.00. Superintendent Woodworth would like to see a "real" solar wall, current is just concrete painted black, doesn't work that great. Windows and doors could be put out for bid at a later time.

RESOLUTION NO 2012-72

REPLACEMENT OF ROOF, GUTTERS, GRATING AND LADDER

ON MOTION of Trustee Tuk, seconded by Trustee Woodward Jr., to approve the replacement of the roof, gutters and skylights costing \$49,765.00 and replace of the grating and ladder at the sludge pit costing \$31,200.00 totally \$80,965.00 completed at the Sewer Plant.

Vote: 3 Ayes (Tuk, Tuohey, Woodward Jr.); 0 Nays; 0 Abstain

USE OF FACILITIES

- Anna Schuner – Requesting the Fire Hall on October 7, 2012 10:00am to 6:00pm for a Baby Shower.
- Yates Community Library – Requesting the park for "Charlie & Checkers" October 6, 2012 at 1:00pm weather permitting.
- County Soil and Water Department – Requesting the Fire Hall on September 24, 2012 for a meeting/hearing.

RESOLUTION NO 2012-73

USE OF FACILITIES

ON MOTION of Trustee Woodward Jr., seconded by Trustee Tuohey to approve the use of facilities as long as there are no conflicts.

Vote: 3 Ayes (Tuk, Tuohey, Woodward Jr.); 0 Nays; 0 Abstain

Report – Attorney Schubel

- Excused

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Report – Trustee Tuohey

- Virginia Nicholson provided her quote for the Bookkeeping/Deputy Clerk that Ellen forwarded to Clerk-Treasurer Woodworth. (Attached to her application)

Report – Trustee Tuk

- LFD Training - Questioned Trustee Woodward Jr. as to where the LFD trains. Per Trustee Woodward Jr. they go to classes at Orleans County, other Fire Departments or just at the LFD. They use the house on County House Road; they no longer use the house behind the Pennysaver. Trustee Tuk would like to see the house behind the Pennysaver taken down.
- VSG – Inquired when the Water Treatment Plant would be online to monitor remotely. Mayor McAvoy noted they were having issues getting the radio at Miller Drive working. They may need a tower to get a signal however there are too many overhead wires.
- Code Enforcement – Trustee Tuk asked if our Code Enforcement Officer gets paid time off. Mayor McAvoy said yes, two days a year as that was the way it was in the past. Trustee Tuk asked if that could stop.
- Swimming Pool Codes – Inquired if we have something stating the new pool regulations and when they would start being enforced. Mayor McAvoy stated the enforcement will start January 1, 2013 and Code Enforcement Wolfe has a list of pools to look at next year.
- KVS – Cost is \$18,000.00, why is that. Per Mayor McAvoy it's due to Oracle's rewriting.
- Dave Callard – Going around talking to Mayors. Asked if he spoken to Mayor McAvoy, no he hasn't.

Report – Trustee Woodward Jr.

- Nothing

Report – Mayor McAvoy

- Gave Police Report

NEW BUSINESS:

- Self Insurance is increasing

OLD BUSINESS:

- Bookkeeping Contract with Millennium Roads – Trustee Tuk stated that due to errors, not around for the month of August and no addendum extending the contract past June 30, 2012 that the month of August 2012 fees should be paid to the Town of Yates and that's it, no further payments. Trustee Tuohey and Trustee Woodward Jr. agreed.

RESOLUTION NO 2012-74

BOOKKEEPING CONTRACT WITH TOWN OF YATES/MILLENNIUM ROADS

ON MOTION of Trustee Tuk to pay for the bookkeeping services for August and not further payments. **AMENDED** by Mayor McAvoy the Village of Lyndonville will pay for the August bookkeeping services once the bookkeeper has reconciled July 2012, given KVS final figures and returned all documentation and an electronic copy of QuickBooks back to the Village. **ON MOTION** of Trustee Tuk, seconded by Trustee Tuohey to pay for the August bookkeeping services based on the amendment from Mayor McAvoy except for voucher 126.

Vote: 3 Ayes (Tuk, Tuohey, Woodward Jr.); 0 Nays; 0 Abstain

- New Bookkeeper – Clerk-Treasurer Woodworth obtained 3 quotes.
 - Walter G Gaesser Accounting - \$25.00 per hour or \$375.00 per month (12-15 hrs). Experience with KVS.
 - Zelazny & Roush CPA PC - \$45.00 per hour, no KVS or municipality experience.
 - Virginia Nicholson - \$15.00 per hour, extensive bookkeeping experience however no KVS experience.

ON MOTION of Trustee Tuk, seconded by Trustee Woodward Jr. to hire Walter Gaesser as the Village's new bookkeeper for the remainder of fiscal year 2012-2013 beginning September 10, 2012 with the agreement the Village will give 30 days' notice prior to terminating the agreement.

Vote: 2 Ayes (Tuk, Woodward Jr.); 1 Nays (Tuohey); 0 Abstain

- 2011-2012 Audit – Clerk-Treasurer Woodworth obtained 3 quotes.
 - Drescher & Malecki LLP - \$8,250.00
 - Amato Fox - \$5,500.00
 - Toski & Co., P.C. - \$6,800.00 – \$7,500.00

ON MOTION of Trustee Tuk, seconded by Trustee Tuohey to award the 2011-2012 audit to Toski & Co., P.C. as their services seem to offer more, noted in their quote.

Vote: 3 Ayes (Tuk, Tuohey, Woodward Jr.); 0 Nays; 0 Abstain

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- Sidewalks – National Grid cracked two sidewalks at 100 Maple Avenue during the storm clean up. Clerk-Treasurer Woodworth to do up a new chart with the survey information for Garland Street, Riverside and Church St. for pending sidewalk replacement.
- Best Tasting Water Contest – Superintendent Woodworth reported that the Village of Lyndonville took 3rd at the New York State Fair putting the Village as the 3rd Best Tasting Water in the state.
- Credit Card Payments – Clerk-Treasurer Woodworth noted that she will be speaking with M&T Bank to start accepting credit card payments via online and in the office in the future. The costs can be charged back to the customer so the Village will not incur any additional charges.

ON MOTION of Trustee Woodward Jr., seconded by Trustee Tuk to adjourn the meeting at 8:55 p.m.

Vote: 3 Ayes (Tuk, Tuohey, Woodward Jr.); 0 Nays; 0 Abstain

Teri Woodworth
Clerk-Treasurer