



VILLAGE OF BARKER WORK SESSION MINUTES

January 4, 2016
6:00pm

In **Attendance**: The entire Village Board of Trustees and Amanda Detschner, Clerk-Treasurer

The **meeting was opened at 6:02pm** by Mayor Nellist administering the Pledge of Allegiance.

Woodward Right of Way Issue

- In November of 2015 Mr. Neal Gordon approached the Village about an issue at the end of Woodward Avenue. Mr. Gordon brought to the attention of the Clerk-Treasurer that Woodward Avenue extends approx. 200 feet beyond the paved portion of the road, which would give Mr. Gordon access to his property that meets the property lines established in his deed. It does show on the Village Zoning map that Woodward Avenue extends beyond the paved portion, but no physical evidence in the form of a deed, easement or Right of Way can be found.
- The information that could be obtained was forwarded to the Village's attorney for review. Upon review and extensive research it could not be determined that the Village does in fact own that approximately 200 feet beyond the pavement.
- A letter was written by the Village's legal counsel determining it was not in the Village's interest to spend money to survey, title search and so on. It was the consensus of the Village Board of Trustees that a letter would be sent to Mr. Gordon outlining the above information.
- All the information obtained is located in a file "Woodward Right of Way Issue-2015/2016"

Update on UB Max Utility Software

- After submitting payment for the month of December 2015 and 12 days of January 2016, Bob Martin Owner/CEO of NetWork Oriented Solutions (Water Works) sent a letter stating that all copies of the software installed on the Village computers must be erased. The Letter and Licensing agreement was forwarded to the Attorney for review. The opinion was that the data collected over the past 12 years is the Village's and he can't take that away from us.

Healthcare Consortium Update

- NYS Department of State letter awarding the Health Care Consortium \$225,000 from the Local Government Efficiency Program

No **Public Comment** was offered.

Board Comment was offered by:

Mayor Nellist: Stated that he received a letter from attorney general Schiderman about a website people can access to measure their internet speed. Received a letter from NYCOM that the Police and Fireman new state retirement program was vetoed by Governor Cuomo. Also an email was received from NYCOM about the allowable growth levy factor for our FY 2016/2017 budget will be .12%.

Trustee Kerth: Stated that he would like to see the Board send a letter to the Barker Fire Department about the Village ceasing to mow the grounds and stop plowing the back parking lot. The Clerk-Treasurer was asked to inquire about this with our legal counsel.

Trustee Matheis: Stated that maybe a contract should be drawn up with the Fire Department in case of property damage when snow plowing.

A motion for adjournment came at 7:28pm from Deputy Mayor Rider and a second was offered by Trustee Kerth. All voted aye to carry the motion.

VILLAGE OF BARKER BOARD OF TRUSTEES

REGULAR MEETING MINUTES

January 11, 2016 7:00PM



Mayor Aaron Nellist
Deputy Mayor Janice M. Rider
Trustee Gregory P. Kerth
Trustee Scott Matheis
Trustee Kimberly Ruffini

In **Attendance:** DPW Superintendent Mark Remington, Police Chief W. Ross Annable and Deputy Clerk-Treasurer Victoria Baker. Trustee Ruffini arrived at 7:22pm.

At **7:01pm meeting is called to order** by Mayor Nellist by administering the Pledge of Allegiance.

The **Sales tax** received for December was \$10,939.73 an increase of \$314.07 from December 2014.

Approval of Minutes for the monthly board meeting December 9, 2015 was motioned for approval by Deputy Mayor Rider and a second was offered by Trustee Matheis. A unanimous vote followed to carry the motion.

Resolution #1-2016 Election Resolution

RESOLVED, that the Village Election shall be held at the Village Hall, 8708 Main Street, Barker, NY on March 15, 2016 and the polls shall be open between the hours of Noon and 9:00pm of such day.

FURTHER BE IT RESOLVED, that the rate of pay for the inspectors shall be \$9.00 per hour, \$90.00 per day.

Resolution #1-2016 was motioned for adoption by Trustee Kerth and was seconded by Deputy Mayor Rider. The following votes were cast:

Mayor Nellist- AYE
Deputy Mayor Rider- AYE
Trustee Kerth- AYE
Trustee Matheis- AYE
Trustee Ruffini- Absent
Carried. Resolution Adopted.

Appointment of Election Inspectors for the Village Election on Tuesday, March 15, 2016

Chairman-Lois Niethe
Inspector- Janet Kerth
Alternate- Grace Bodine

The appointment of the Election Inspectors and Alternate as listed above were motioned for approval by Deputy Mayor Rider and a second was offered by Trustee Matheis. The following votes were cast:

Mayor Nellist- AYE
Deputy Mayor Rider- AYE
Trustee Kerth- AYE
Trustee Matheis- AYE
Trustee Ruffini- Absent
Motioned Carried.

The Offices of 2 (two) Trustee seats are open for the Election. Petitions began being released on December 29, 2015. The signed petitions must be filed with the Clerk-Treasurer's Office between February 2nd and February 9th, 2016 in order to be on the ballot.

Woodward Avenue Right of Way Issue discussion

Mayor Nellist read aloud a letter written by the Village's legal counsel that expressed the Board of Trustees opinion that the Village is not willing to incur any more costs associated with the research of the approximately 200ft of unpaved road at the end of Woodward Avenue. The Board of Trustees agreed with the content of the letter and asked the Clerk-Treasurer to forward the approval to the lawyer so the letter can be sent.

The **Clerks Financial Reports** (cash receipts journals, Treasurer’s Report, Detailed Revenues and Expenditures) were reviewed by the Board of Trustees and accepted. Filed with the Clerk.

Permission to purchase desktop document scanner XEROX Documate 3115 Sheet Fed Document Scanner with Docking Station was motioned for approval by Trustee Matheis and seconded by Trustee Kerth. The following votes were cast:

- Mayor Nellist- AYE
 - Deputy Mayor Rider- AYE
 - Trustee Kerth- AYE
 - Trustee Matheis- AYE
 - Trustee Ruffini- Absent
- Motion Carried.

Permission to purchase computer monitor for Deputy Clerk-Treasurer’s desk was made by Trustee Kerth and seconded by Deputy Mayor Rider. The following votes were cast:

- Mayor Nellist- AYE
 - Deputy Mayor Rider- AYE
 - Trustee Kerth- AYE
 - Trustee Matheis- AYE
 - Trustee Ruffini- Absent
- Motion Carried.

- ✓ Water Bills were mailed on January 8th and are due by February 10
- ✓ Training began today on new Water billing software and will be fully functional shortly
- ✓ Begin budget FY 2016/2017- Monday, February 1st at 6:00pm

The **Public Works Report** was reviewed and accepted by the Board of Trustees. Filed with the Clerk.

- The Water comparison for the 4th Quarter 2015- Water loss at 8.32%

The **Code Enforcement Report**- No Activity

The **Police Report** was reviewed and accepted by the Board of Trustees. Filed with the Clerk.

Correspondence: Time Warner Cable Programming Changes- December 18, 2015
Time Warner Cable Programming Changes- January 6, 2016
NYS Department of State letter awarding the Health Care Consortium \$225,000 from the Local Government Efficiency Program

NYSEG regarding Natural Gas Safety
NC Gallonage Report

Approval of Claims and Bill Payment: Abstracts 008 Voucher #'s 247-276
General Fund-\$6,669.74 Water Fund-\$3,423.81 T&A Fund-\$1,000.00 TOTAL \$11,093.55
A motion to approve the claims and bill payment was made by Deputy Mayor Rider and was seconded by Trustee Matheis. All voted aye to carry the motion.

Budget Transfer: F8320.4 Source of Supply \$321.00 to F8310.4 Water Administration Contractual
The motion for approval of the above referenced Budget Transfer was made Trustee Kerth and seconded by Trustee Ruffini. A unanimous vote followed to carry the motion.

No **Public Comment** was offered.

Board Comment was offered by:
Trustee Matheis: Inquired about when the Fire Department will be informed about the advice given by our legal counsel of not being able to perform services for them without a contract. Without a contract it’s considered gift of Village services.

A motion for **Adjournment at 7:41pm** by Trustee Kerth and a second was offered by Deputy Mayor Rider. All voted aye to carry the motion.

Next regularly scheduled work session/budget session will be February 1st, 2016 @ 6:00pm.
Next regularly scheduled meeting will be February 8, 2016 @ 7:00pm.

Respectfully Submitted,

Amanda M. Detschner
Clerk-Treasurer