



VILLAGE OF BARKER WORK SESSION MINUTES

March 5, 2018
6:00pm

Mayor Aaron Nellist
Deputy Mayor Gregory P. Kerth
Trustee James Baker
Trustee Kimberly Ruffini
Trustee Seanna Corwin-Bradley

Attendance: All Board members present, DPW Superintendent Mark Remington, Deputy Clerk-Treasurer Victoria Baker and Clerk-Treasurer Amanda Detschner

The **meeting was opened at 6:00pm** by Mayor Nellist administering the Pledge of Allegiance.

- Grant Update- Lake Park
 - A letter of award was sent from NYS OCR releasing the funds for the Grant
 - This means construction can now begin
- Review the Policies for the Annual Meeting- April 2, 2018
 - Investment Policy
 - Procurement Policy
 - Ethics Policy
 - Fund Balance Policy
- Spring Newsletter Ideas-Mail Early April
- NC Planning Board
 - Decision in favor of granting zoning change to Dollar General
- Standard Work Day Resolution-Must update with Mark and Amanda

No **Public Comment** was offered.

No **Board Comment** was offered.

A **motion for adjournment was made at 6:08pm** by Deputy Mayor Kerth and was seconded by Trustee Corwin-Bradley. A unanimous vote followed to carry the motion.

Budget Session Immediately Followed

The budget session began at 6:08pm

General Fund Expenditures were reviewed line by line, followed by the Water Fund Expenditures and then Revenues.

General Fund Expenditures accounts were discussed in detail:

- A1010.4 Trustee Contractual-NYCOM attendance
- A1210.4 Mayor Contractual-Mayor Nellist requested a cell phone stipend
- A1460.4 Records Management-put off the restoration of 1941-1953 Minute Book
- A1640.43 DPW Vehicle Maintenance-was increased to \$2,000
- A1640.45 DPW Miscellaneous-Roof options were discussed for Cinderblock building, new screws for roof of the metal building-Roofing options put on hold for now
- A3120.1-A3120.47 Police Budget Lines were discussed in great detail and modifications made accordingly, as well possibly getting DWI money back
- A3620.1 Building Inspector PS-kept at the same rate of pay \$7,300.00
- A5110.4 Street Maintenance-paving options were discussed at length for Pallister between Coleman and Church, Church and Main as well as Woodward Avenue
- A5130.2 Machinery-presented options with new Salter for 5,200, trade in dump truck for \$26,500 towards the purchase of new one at a cost of 44,250 with plow. It was decided to wait until next year for this equipment

Water Fund Expenditures were discussed in detail:

- F8340.4 Water Contractual- Mayor Nellist expressed to budget for the valve replacement that we found under Main Street toward Mayer Brothers. To abandon old line and hook onto the new water main. Therefore, this expenditure was increased to 13,000

Revenues were discussed in detail:

- A3005 Mortgage Tax was decreased to reflect the declining trend over the past couple of years
- F2148 Penalty was decreased because more people are paying their water on time and with the many property transfers the banks would let the water go on the tax bill, but the owners are choosing to pay on time

The **meeting was adjourned at 9:05pm.**

The budget will be updated by the Clerk-Treasurer and discussions will resume after Monday, March 12th Board Meeting.

VILLAGE OF BARKER BOARD OF TRUSTEES
REGULAR MEETING AGENDA
March 12, 2018 7:00PM



Mayor Aaron Nellist
Deputy Mayor Gregory P. Kerth
Trustee James Baker
Trustee Kimberly Ruffini
Trustee Seanna Corwin-Bradley

In **Attendance:** DPW Superintendent Mark Remington, Deputy Clerk-Treasurer Victoria Baker, Jon Hotaling, Richard Hellert and one Participation in Government student John Costello

At **7:00pm meeting was called to order** by Mayor Nellist by administering the Pledge of Allegiance.

The **Sales tax** received for February 2018 was \$10,532.74 a decrease of \$106.94 from February 2017.

The **Approval of Minutes** for the monthly board meeting held February 12, 2018 was motioned for approval by Deputy Mayor Kerth and a second was offered by Trustee Ruffini.
The previous was ADOPTED. AYES 5- Nellist, Kerth, Baker, Ruffini, Corwin-Bradley NAYS- 0/None Motioned Carried.

Niagara County Planning Board's determination regarding parcel #18.14-1-27.1

The NC Planning Board recommended approval based on upon the service it would provide to the community.

Resolution #5-2018 RE-ZONING REQUEST TAX MAP #18.14-1-27.1 SEQRA RESOLUTION

WHEREAS, Primax Properties LLC has applied to the Village for re-zoning of the parcel located on Quaker Road within the Village identified by tax map #18.14-1-27.1 from R-2 to B-1 use district and has completed a Short Environmental Assessment Form for the proposed action, and

WHEREAS, the Village has reviewed the Short Form Environmental Assessment, and has otherwise assessed the possible environmental impacts of the proposed action with regard to each of the considerations listed on Part 2 of the EAF, now therefore be it

RESOLVED, that it is determined that the action is an unlisted action pursuant to SEQRA, and that each question on Part 2 of the EAF should be answered "No, or small impact may occur," and that the proposed action will not result in any significant adverse impacts on the environment, and it is directed that this Determination pursuant to SEQRA be prepared and filed.

Mayor Nellist read the document aloud and then Trustee Baker motioned to ADOPT Resolution #5-2018, seconded by Trustee Corwin-Bradley.

The previous was ADOPTED. AYES 5- Nellist, Kerth, Baker, Ruffini, Corwin-Bradley NAYS- 0/None Motioned Carried.
Resolution ADOPTED.

After the adoption of Resolution #5-2018 Mayor Nellist signed the Short Environmental Assessment Form Part 2 and 3.

Resolution #6-2018 RE-ZONING REQUEST TAX MAP #18.14-1-27.1 FINDINGS OF FACT

WHEREAS, Primax Properties LLC has applied to the Village for re-zoning of the parcel located on Quaker Road within the Village identified by tax map #18.14-1-27.1 from R-2 to B-1 use district, and

WHEREAS, the matter was referred to the Village of Barker Planning Board which after due consideration recommended that the Village Board grant the requested re-zoning, and

WHEREAS, a public hearing was duly noticed and held on February 12, 2018 at which hearing all members of the public who wished to be heard were heard, and

WHEREAS, the Niagara County Planning Board has reviewed the requested action and has recommended approval, and

WHEREAS, this Board by resolution passed this day has determined, pursuant to the State Environmental Quality Review Act, that the proposed action will not result in any significant adverse impacts on the environment, and

WHEREAS, the Village Board has taken into consideration all of the information before it, including that provided by the applicant, provided to the Planning Board, provided at the public hearing, and known to it and its officials, now therefore be it

RESOLVED, that the Village Board hereby determines and finds that:

1) The Village of Barker has experienced a loss of businesses over a period of many years resulting in limited access to retail and other businesses for Village residents.

2) That a large portion of the Village which is currently zoned for business lies within what has now been determined to be a 100 year flood plain resulting in a hesitance for new businesses to locate there.

3) That the applicant has considered all available parcels within the Village that are currently zoned for business and has been unable to locate any that would be suitable for the construction of a retail business.

4) That the parcel in question, tax map #18.14-1-27.1, is undeveloped land which is a suitable location for a retail or other business allowed in the B-1 district as it is located on the Village's main thoroughfare, Quaker Road, on which several other businesses are located, and the property immediately north of the proposed location contains a multiple residence which already receives increased traffic.

5) That given the considerations above, and taking into consideration the totality of the circumstances, including the current state of the Village and desired future goals of this Board, the re-zoning of the requested parcel to B-1 is consistent with overall planning objectives of the Village and will be a benefit to the Village as a whole and its residents.

A **motion to ADOPT Resolution #6-2018** was made by Trustee Corwin-Bradley and was seconded by Trustee Kerth. The previous was ADOPTED. AYES 5- Nellist, Kerth, Baker, Ruffini, Corwin-Bradley NAYS- 0/None Motioned Carried. Resolution Adopted.

Local Law #2-2018 “Amending the Zoning Provisions of the Code of the Village of Barker” Vote
Be it enacted by the Board of Trustees of the Village of Barker as follows:

The Zoning Map of the Village of Barker, as adopted at §210-4(B) of the Code of the Village of Barker, and amended from time to time, is hereby amended to incorporate the following changes, and the amended Zoning Map, as certified by the Village Clerk, is incorporated herein:

The parcel located on the east side of Quaker Road at the southern boundary of the Village of Barker and identified on the Niagara County tax map by # 18.14-1-27.1 is changed from the “R-2: More Than Two Family Residence” district to the “B-1: Business District.”

Section 210-8(A) (3) is abolished and replaced with the following:

(3) Retail stores and personal service shops, including hand laundries .

A motion was made by Trustee Baker to ADOPT Local Law #2-2018 and was seconded by Trustee Corwin-Bradley. A Roll Call vote was taken:
Trustee Baker: AYE
Trustee Ruffini-AYE
Mayor Nellist-AYE
Deputy Mayor Kerth-AYE
Trustee Corwin-Bradley-AYE
The previous was ADOPTED. AYES 5- Nellist, Kerth, Baker, Ruffini, Corwin-Bradley NAYS- 0/None Motioned Carried. Local Law Adopted.

Authorization for Mayor Nellist to execute the Notification of Withdrawal for FEMA pertaining to the Federal declaration of the Lake Ontario shoreline erosion due to the high levels #FEMA-4348-DR-NY in response to the Village receiving 100% funding from the NYS Office of Community Renewal, now that officially the release of funds letter has been received from the NYS OCR was motioned for approval by Trustee Ruffini and a second was offered by Deputy Mayor Kerth.
The previous was ADOPTED. AYES 5- Nellist, Kerth, Baker, Ruffini, Corwin-Bradley NAYS- 0/None Motioned Carried.

Appointment of **Aaron Davis to the Planning Board**, 5 year term expiring 3/2023 was motioned for approval by Trustee Corwin-Bradley and was seconded by Deputy Mayor Kerth.
The previous was ADOPTED. AYES 5- Nellist, Kerth, Baker, Ruffini, Corwin-Bradley NAYS- 0/None Motioned Carried.

Resolution #7-2018 Standard Work Day Resolution BE IT RESOLVED, that the Village of Barker hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body:

Title	Name	Social Security Number (Last 4 digits)	Registration Number	Standard Work Day (Hrs/day)	Term Begins/Ends	Participates in Employer's Time Keeping System (Y/N)	Days/Month (based on Record of Activities)
Elected Officials							
MAYOR	Aaron S. Nellist	7754	4005441-3	6.00	4/17-3/19	N	11.92
TRUSTEE	Ronald James Baker	7049	3659531-2	6.00	4/17-3/19	N	1.08
Appointed Officials							
Clerk-Treasurer	Amanda M. Detschner	8289	6004588-7	6.00	4/17-3/19	Y	
Code Enforcement	Mark D. Remington	8545	4042607-4	6.00	4/17 – 3/19	N	2.17
Police Chief	Timothy Braughler Sr.	9241	0A912154	6.00	4/17-3/19	Y	

A **motion to ADOPT Resolution #7-2018** was made by Deputy Mayor Kerth and was seconded by Trustee Baker. The previous was ADOPTED. AYES 5- Nellist, Kerth, Baker, Ruffini, Corwin-Bradley NAYS- 0/None Motioned Carried. Resolution Adopted.

The **Clerk-Treasurer Financial Reports** were reviewed and accepted by the Board of Trustees.
✓ Certified Municipal Clerk Designation (CMC) was awarded to the Clerk-Treasurer as of March 9, 2018. Mayor Nellist read the award letter aloud and a round of applause was given.
✓ Spring Newsletter ideas-mailing early April
✓ Unpaid water accounts that remain on March 31, 2018 will be re-levied onto the Village tax roll for collection in June
✓ Water bills will be mailed April 10th and will be due May 10th without penalty

A **motion to set the public hearing date for the FY 2018-2019 Budget for Monday, April 2, 2018 at 7:00pm** was made by Deputy Mayor Kerth and was seconded by Trustee Ruffini.
The previous was ADOPTED. AYES 5- Nellist, Kerth, Baker, Ruffini, Corwin-Bradley NAYS- 0/None Motioned Carried.

The **Public Works Report** was reviewed and accepted by the Board of Trustees.
Mayor Nellist inquired about the possible transmission disruption of water by Niagara County was they abandon the old line, a construction meeting will be held in a couple of weeks. If it’s learned that we may have an impact an article will be placed in the Spring newsletter. The work to be done on the Lake Shore will begin shortly, when the contractor is done at Camp Kenan.

The **Code Enforcement Report** was reviewed and accepted by the Board of Trustees.

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

Correspondence: Town of Yates-Resolution opposing APEX clean energy Lighthouse Wind LLC project
Spectrum Enterprise-Digital picture transition
NC Sales Tax Distribution Formula 2018
NYCOM-NY Municipal Energy Program
NYCOM-Dues Notice for budget purposes-remaining the same for eighth consecutive year
NC Dept. of Health-Environmental Division-Water System requirements
NC Planning Board-Parcel #18.14-1-27.1 determination
Charter Communications-Upcoming changes-March 2, 2018
NC Gallonage Report-February 2018
NC Energy Aggregation Programs annual report
NC Center for Economic Development Update
IIMC CMC designation to Amanda M. Detschner
NJPA & Power Distributors discount program flyer

Approval of Claims and Bill Payment: Abstract 010 Voucher #’s 325-357 H2 Voucher #1
General Fund-\$10,351.46 Water Fund-\$736.61 T&A Fund-\$1,400.00 H2-Fund \$27.00 TOTAL \$12,515.07
A motion to approve the above claims and bill payment was made by Deputy Mayor Kerth and was seconded by Trustee Ruffini.
The previous was ADOPTED. AYES 5- Nellist, Kerth, Baker, Ruffini, Corwin-Bradley NAYS- 0/None Motioned Carried.

Budget Transfer: A1420.4 Law Contractual \$220.00 to A1620.44 Village Hall Contractual
A3120.43 Police Uniforms \$170.00 to A3120.47 Police Building Maintenance
A3120.12 Police Officer PS \$500.00 to A3120.47 Police Building Maintenance
A motion to approve the above budget transfers was made by Trustee Corwin-Bradley and was seconded by Trustee Baker.
The previous was ADOPTED. AYES 5- Nellist, Kerth, Baker, Ruffini, Corwin-Bradley NAYS- 0/None Motioned Carried.

No **Public Comment** was offered.
No **Board Comment** was offered.

A motion to enter **Executive Session was made at 7:25pm on the grounds of Police Matters** by Trustee Corwin-Bradley and was seconded by Trustee Baker. The previous was ADOPTED. AYES 5- Nellist, Kerth, Baker, Ruffini, Corwin-Bradley NAYS- 0/None Motioned Carried.
All 5 Board Members were present, as well as Clerk-Treasurer Amanda Detschner
A **motion to leave Executive Session was made at 7:28pm** was made by Deputy Mayor Kerth and was seconded Trustee Corwin-Bradley. The previous was ADOPTED. AYES 5- Nellist, Kerth, Baker, Ruffini, Corwin-Bradley NAYS- 0/None Motioned Carried.

A motion to authorize the Clerk-Treasurer to make the necessary budget transfer was made by Deputy Mayor Kerth and was seconded by Trustee Baker. The previous was ADOPTED. AYES 5- Nellist, Kerth, Baker, Ruffini, Corwin-Bradley NAYS- 0/None Motioned Carried.

A motion for **Adjournment was made at 7:30pm** by Deputy Mayor Kerth and was seconded by Trustee Corwin-Bradley. The previous was ADOPTED. AYES 5- Nellist, Kerth, Baker, Ruffini, Corwin-Bradley NAYS- 0/None Motioned Carried.

No Work Session due to the Annual Organizational meeting being held on April 2, 2017, the first Monday of the Month.
Next regularly scheduled meeting will be the Annual Organizational Meeting on Monday, April 2, 2018 at 7:00pm.

BUDGET SESSION IMMEDIATELY FOLLOWED the board meeting
Began at 7:38pm
The following expenditure accounts were revised after deliberation:
A1010.4 Trustees Contractual-reduced to \$1,500 from \$2,500
A1325.42 C/T Contractual-increased to \$7,150 from \$6,500.00
A1325.44 Code Publishers- decreased to \$2,000 from \$3,000
A5110.4 Street Maintenance-decreased to \$16,000 from \$20,000
This brought the general expenditures down to \$330,966 approximately the same as last fiscal year of \$330,975

The water revenue line was revised
F2140 Water Sales was raised to \$75,000 from \$73,500
The Budget Session ended at 9:03pm
Respectfully Submitted, Amanda M. Detschner, CMC Clerk-Treasurer