



VILLAGE OF BARKER BOARD OF TRUSTEES
REGULAR MEETING AGENDA
February 8, 2016 7:00PM

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

Attendance

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

- **Sales tax** received for January 2016 was \$11, 877.70 a decrease of \$1,675.72 from January 2015
- **Approval of Minutes** for the monthly board meeting January 11, 2016

Approval of the Highway agreement with the Town of Somerset

Approval of the Water/Sewer agreement with the Town of Somerset

Contract between the Village and the Barker Fire Department concerning Snow removal services

Resolution #2-2016 **Home Rule Resolution**

WHEREAS, Article IX, Section 2(c) of the New York State Constitution grants local governments home rule powers that preserves the right of municipalities to adopt or amend local laws relating to its property, affairs or government; and

WHEREAS, Section 10 of the Municipal Home Rule Law empowers municipalities to enact local legislation to protect the physical and visual environment as well as the power to adopt or amend local laws related to property, affairs, or government; and

WHEREAS, this Village Board strongly believes that the interests of the residents of the Village of Barker are best served through localized decisions and actions granted under New York State home rule; and

WHEREAS, Governor Cuomo and the New York State Legislature enacted Article 10 of the Public Service Law in 2011, which provided for the siting of major electric generating facilities in New York State; and

WHEREAS, said Article 10 of the Public Service Law created a seven-member board consisting of five New York State bureaucrats and two members from the community where the proposed facility is to be located; and

WHEREAS, this seven-member board is responsible for approving or denying applications to site proposed major electric generating facilities in local communities throughout New York State; and

WHEREAS, the siting of a major electric generating facility can have an enormous impact upon local communities including altering the environment and wildlife, reducing the quality of life, and changing unique community characteristics; and

WHEREAS, the seven-member board must consider local laws but may override said local laws enacted by municipalities that are designed to protect the physical and visual local environment or preserve the unique characteristics of said community; and

WHEREAS, Article 10 fundamentally strips local governments of the home rule powers guaranteed in the New York State Constitution, leaving a local community defenseless against the siting of a major electric generating facility.




NOW, THEREFORE, BE IT RESOLVED, that the Village Board of the Village of Barker hereby opposes the stripping of home rule powers under Article 10 of the Public Service Law; and be it further

RESOLVED, that the Village Board calls upon the New York State Legislature and Governor Cuomo to amend Article 10 to restore local control over the siting of large electric generating facilities; and be it further

RESOLVED, that the Village of Barker shall forward copies of this resolution to Governor Andrew Cuomo, Senator Robert G. Ort, Senate Temporary President John J. Flanagan, Member of the Assembly John D. Ceretto, Member of the Assembly Jane L. Corwin, Speaker of the Assembly Carl E. Heastie, Congressman Chris Collins, United States Senator Charles E. Schumer, and United States Senator Kirsten Gillibrand.

The Offices of **two (2) Trustees (2 year terms) are open** for the upcoming election on **Tuesday, March 15, 2016 from Noon until 9:00pm**. Petitions must be filed with the Clerk-Treasurer no later than February 9, 2016 by 5:00pm in order to be on the ballot.

Clerks Report

-  Water Bills due February 10th before penalty will be added, any unpaid water amounts after March 31, 2016 will be levied onto the Village tax roll for payment in June
-  Ability to ACH customers now with the new water software, checked with M&T it will cost 15 cents per ACH. Is this something we would like to offer?
-  As soon as all the numbers are back for the proposed project for SAM Funding (State and Municipal Facilities Funding) through Senator Ort, our Main Street Rehabilitation project will be submitted

Public Works Report

Code Enforcement Report

Police Report

Correspondence:

USDA Single Family Housing program assistance event-Feb. 24, 2016 10-11:30am, Batavia
NC Treasurer's Office-Payment summary-2015
Seaman & Norris notification of Town of Somerset proposed wind law revisions & public hearing notice
Copy of the proposed wind law for the Town of Somerset
Town of Yates notification of resolution being passed opposing Light house wind project
Time Warner Cable programming changes-January 20, 2016
Time Warner Cable programming changes-February 3, 2016
NYS DOT CHIPS balance notification letter
The Evans Insurance Agency promotional letter
US Census Bureau compliance letter
Modern 4th QTR origin/material report- the Village is recycling 43.64 Tons (2015) compared to 13.62 Tons in same quarter 2014
Western NY Regional Economic Development CFA Funding
NYS-Local Government Services-MRF (Municipal Restructuring Fund) info and webinar dates and times
NC Gallonage Report

Approval of Claims and Bill Payment: Abstracts 009 Voucher #'s 277-310
General Fund-\$14,539.28 Water Fund-\$2,832.55 T&A Fund-\$1,000.00 TOTAL \$18,371.83

Budget Transfer: A3310.4 Traffic Control Signs \$470.25 from A5142.4 Snow Removal Contractual
A162.43 Village Hall- Sewer \$18.00 from A1950.4 Taxes on Village Property

Public Comment

Board Comment

Adjournment

Next regularly scheduled work session/ budget session will be February 22, 2016 @ 6:00pm.

March 7, 2016 Work Session is Cancelled.

Next regularly scheduled meeting will be Monday, March 14, 2016 @ 7:00pm.