

## **Village of Bloomfield Board of Trustees Meeting of October 24, 2018**

Present were Mayor Mark Falsone, Trustees: Gail Harrington, Don Bowe, Dave Conklin and David Poole, DPW Supervisor Brian Rayburn and Clerk/Treasurer Donna Wollschleger. Also in attendance: Jim Kier-Code Enforcement Officer, Ken Martin-Planning Board Chairman, and Village residents-Suzanne Pohorence and Karl Smith. Pat, Nelson and Barbara Thorpe entered the meeting later (see times below)

**Regular monthly meeting of October 24, 2018** opened at 5:30 with the pledge to the flag.

**Minutes:** The minutes of the September 2018 meeting were approved. Mayor Falsone approved the motion and Gail Harrington seconded to approve the minutes as amended.

**Privilege of the floor:** Jim Kier CEO gave an update on an Elms situation that occurred on October 18, 2018 along with updates from his reports.

1. On October 18, 2018 Mr. Smith (East Main St) called the CEO @ 7pm to complain about work being done behind his property-(AKA The Elms) and that lights were being shined in his house. Jim disregarded the complaint as it was only 7pm. He didn't see that as unreasonable. Mr. Smith called him again at 9pm to say they were still working and the lights were shining in his son's bedroom. At 9pm Jim called John Barry one of the owners of "The Elms" to share with him the complaint. Mr. Barry said it was a mason working and he would speak to him. At 11pm Mr. Smith called the police to have the work stopped and also called Jim.
2. Jim spoke to the Mayor about some temporary guidelines for the times they could work because they were being distracting to area residents. A timeframe of 7am-7pm was temporarily agreed upon. Jim talked to Mr. Barry and explained the times to him. Mr. Barry seemed fine with it and Mr. Smith said since last Thursday when this happened they have stopped working earlier in the evening.
3. It was discussed at the meeting tonight that we should have a policy for Commercial Guidelines for site work schedules outside. It was agreed upon by all members of the Board to create a policy with the times being 7am-7pm and no Sunday work. They can work anytime inside once the building is closed up and the noise is not an inconvenience to the adjacent properties. The Mayor will write something up for the next meeting for the Boards review.

Pat Thorpe and Nelson Thorpe entered the meeting at 5:48

4. Both Mr. Smith and Ms. Pohorence agreed to these times and thought they were fair.
5. Jim will speak to Mr. Barry and advise him of the upcoming new policy with hours and that no work should be done on Sundays.

Suzanne Pohorence left the meeting at 5:50

6. Jim updated on the Elms inspections. Ken Martin asked if Jim or the Mayor has had any updates from Mr. Barry on the marketing info he is receiving back. Neither has heard from Mr. Barry. The Mayor will send him an email and ask for an update and recommend him to come to the next Planning Board meeting on November 8, 2018. There was discussion on the buffer of trees that should be going up between the buildings and the properties around them.
7. Mr. McCoon of 2 Bennett Ave has a court date of October 25, 2018 for non-compliance of written violations.
8. Mr. Schaffer continues to show small amounts of progress.

9. Mr. DiBona's front of his house has been completed.
10. Mr. Lucas still has many violations Jim is working on.

Barbara Thorpe entered the meeting at 5:58

Mr. Kier and Trustee Gail Harrington spoke about the Comprehensive Plan Committee they are both on representing their respective offices. Gail feels a lot was accomplished at the October meeting and both committee members feels they are on track to adopt the Plan after the first of the year.

### **Public Hearing Local Law #2 of 2018 "Solar Energy Law" was called to order at 6:00**

The Mayor waived the reading of the public notice that was published. The Mayor shared with the Board that the Planning Board made a recommendation for an updated Zoning Law for Solar Energy Systems. A copy was given to all Board members prior to the meeting for their review. The recommended law was created from one that the Village of Rushville had and the sections referring to Major Solar Collections was eliminated. We are a small Village and would not want to see large scale solar panels on any village property. The recommended law would be for homeowner use only and not for selling excess electricity.

The Mayor asked if anyone present would like to speak on the matter. Pat Thorpe asked about geothermal because he did not see it addressed in the proposal. He wants to be sure there are no issues with that. Jim said that is underground and he sees no problems with that.

Pat Thorpe asked the board if they would ever consider selling it. He was asking because if the Major sections were eliminated that would also stop the Village of someday putting up panels at perhaps the Waste Water Treatment Plant property. Dave Conklin agreed that anything is possible at some time, but in the unforeseen future if we were to put up panels it would simply be for the Village's own usage. It would not be sold.

The Public Hearing was closed at 6:08pm.

A motion was made by David Poole and seconded by Gail Harrington to adopt the Solar Energy Law #2 of 2018 as amended. All in favor No opposed.

### **Mayor's report:**

1. Mayor Falsone spoke about an unpaid water bill on Maple Ave. The Mayor has been in touch with Dan Bryson and a letter was sent to the homeowner for non-payment.
2. There will be an E-Waste collection at the Bloomfield Elementary school on November 10, 2018. Pre-registration is required.
3. NYS has mandated an updated Sexual Harassment Policy with specific guidelines. The Mayor has re-written the Village Policy and presented it to the Board. The Board authorized the amendment to the Policy as written. One will be posted in the Main St office and one was given to Brian Rayburn to post in the Department of Public Works office.
4. The December meeting date was decided to be changed to December 19<sup>th</sup>. Donna will post a legal notice in the paper with date change.
5. November 8<sup>th</sup> MRB/Chatfield will be hosting an open house from 5-8 if anyone from the board is interested in going. See Mayor for details.

**Clerk/Treasurer report:**

1. Abstract #05 (vouchers 602-639, TA 135) was audited and approved in the following amounts: general fund \$15,093.01; water fund \$46,328.29; sewer fund \$4,213.12; and TA \$99.00. The clerk and DPW supervisor declared that all services have been rendered and all goods have been received. Trustee Conklin motioned, Trustee Bowe seconded and it was unanimously carried to pay the bills as presented.
2. The Financial Reports from September were submitted for review.
3. The contract for Empire access for internet, phone and fax has been signed. Installation should be some time in November.
4. Donna is working to complete the website so it can go live. There are some things missing and/or corrections that need to be done first.
5. Property tax rolls need to be submitted to Ontario County by November 15<sup>th</sup>.
6. Donna asked and was granted permission to spend \$25 for 2 different Village Election webinars.
7. Sales tax received for the 3<sup>rd</sup> quarter is up approx. 5.5% from 2017 and up about approx. 6.5%/\$12,000 year to date.

**CEO report:** There is no further CEO report beyond the officer's report given to the Village and Mr. Kiers discussion at the start of the meeting.

**Public works report:****Water:**

1. We had one significant water main break this month on State Street. Temporary restoration has been completed with the permanent concrete gutter and topsoil to be completed in the spring.
2. The new water service for the Big M is in the ground with final hook up will take place the first week of November. The hook up will be done at the same time as the final connection of Dolco's new line and the plaza's water service connection. Water in the area will be shut down for approximately four hours to complete the work. All customers have been notified.

**Sewer and WWTP:**

1. We had one sewer plug this month on Main Street just west of the business district.

**Streets and Equipment:**

1. The check was received for the old van.
2. Most of the road work for the year has been completed. If we get another nice day we may do a bit more black top patch work.
3. All of the flower carts and pots have been removed and the banners are down. We should be ready for Halloween. Holiday season banners will go up around thanksgiving. The wreaths should be here on November 22<sup>nd</sup>.
4. We will be getting ready for the snow removal season in the next couple of weeks.

**Village Engineer:** Working on WQIP Grant.

**Standing committees:** no report

**Special Committees:** Joint Comprehensive Plan committee met in October. See notes above in the Privilege of the Floor section for update.

**Unfinished Business:**

1. Garbage cans. Brian suggested that perhaps our DPW guys could build some wood receptacles this winter. We can then put garbage cans inside them for a better appearance. It was agreed to do this instead of buying them.

**New business:**

1. Route 5&20 work has begun by the NYS DOT. Should be completed in the next couple of weeks.

**Adjournment:** The November meeting will be the fourth Wednesday, November 28, 2018. Mayor motioned, Trustee Conklin seconded and it was unanimously carried to adjourn the meeting at 6:42 p.m.

Respectfully submitted,

Donna Wollschleger, Clerk/Treasurer