

Board of Trustees
Village of Black River, New York



Agenda

Regular Meeting

February 4, 2019

- Call to order.
- Pledge of Allegiance.
- Approval of minutes of the 1/7/19 regular meeting and the 1/14/19 & 1/22/19 special meetings.
- Public Comment.
- Code Enforcement Report & review of related correspondence.
- Superintendent's Report.
- Clerk-Treasurer's Report.
- Police Department Report.

Correspondence Received:

- A) Letter from NYCOM
- B) Letter from NYCOM

Re: AIM funding
Re: 2019-20 state budget info.

Correspondence Sent:

- A) Emails to Senator Ritchie &
Assemblyman Blankenbush
- B) Letter to Heather Saski

Re: AIM funding
Re: Water/sewer bill

New Business:

- A) Budget meeting dates

Unfinished Business:

- Reports from Standing Committees.
- Reports from Special Meetings.
- Authorize payment of bills; adjournment.

Village of Black River
Board of Trustees
Regular Meeting
January 7, 2019

DRAFT

Mayor Carpenter called the regular meeting to order and led the Pledge of Allegiance at 6:00 p.m.

Present:

Mayor Leland Carpenter
Trustee Francis Dishaw
Trustee Gary McCullough
Trustee Michael Caldwell
Trustee Corey Decillis
Superintendent Steve Lillie
Police Chief Steve Wood
Assistant Superintendent Les Williams
Clerk Treasurer Kristin Williams
Code Enforcement Officer James Holland

A motion was made by Trustee McCullough seconded by Trustee Dishaw to approve the minutes of the December 3, 2018 meeting. The motion was carried.

Public Comment: Mickey Dietrich from the Tug Hill Commission was in attendance to present a book about the region and offer services.

Code Enforcement Report: CEO Holland stated that an individual running a business on NYS Rt. 3 would like to put a temporary sign out in front of the shop but that the code prohibits it. He stated that he feels that signs should be allowed at businesses along NYS Rt. 3. He stated that there are businesses that already have signs in place that are not in compliance and he will address those when he does the fire inspections. CEO Holland stated that he took a complaint regarding a dumpster at a residence and that there is nothing in the code that prohibits them in a residential area.

A motion was made by Trustee Decillis, seconded by Trustee Dishaw to adopt the following resolution:

Resolved, that the individual that is operating Get R Done Automotive be allowed to place a temporary sign in front of the business. The motion was put to a vote as follows:

Mayor Carpenter	No
Trustee Decillis	Yes
Trustee Dishaw	Yes
Trustee Caldwell	No
Trustee McCullough	No

The motion was not carried therefore the resolution was not adopted.

Superintendent's Report: Superintendent Lillie stated that he assisted with the Cool Yule event at the library, the new truck was delivered, sidewalk notices were distributed and the ones that were not cleared by residents were cleared by the contractor and will be billed. Superintendent Lillie stated that they had repaired a large water leak on N. Main Street and that the annual pesticide permit had been filed.

Clerk's Report: Clerk Treasurer Williams stated that written requests regarding code violations and certificates of occupancy for properties have been coming more frequently and she feels that there should be a fee attached. She stated that there is currently a \$15 fee for a ten-year tax search. CEO Holland stated that sometimes the research may only take a few minutes but if there is a large file it can take longer.

A motion was made by Trustee Dishaw, seconded by Trustee McCullough to establish a fee of \$15 for property record searches. The motion was carried.

Police Department Report: Police Chief Wood discussed the December and the year end reports. He stated that he has acquired a new records management system which will help recall records easier in the future.

Correspondence Received: Mayor Carpenter reviewed a letter from National Grid and stated that the LED street lighting conversion has started. The board reviewed letters from the NY State Department of Health regarding water testing, a letter from Waste Management regarding a rate increase and a list of elected officers from the fire department.

A motion was made by Trustee McCullough, seconded by Trustee Dishaw to approve Robert Kanaly as a member of the Black River Fire Department. The motion was carried.

New Business: The board agreed to hold a special meeting on Monday, January 14th at 6 p.m.

A motion was made by Trustee Dishaw, seconded by Mayor Carpenter to adopt the following resolution:

Resolved, that the following abstracts of audited vouchers be approved: interim abstract dated 12/4/18 in the amount of \$7,996.75 (General Fund: \$7,996.75) interim abstract dated 12/6/18 in the amount of \$34,962.78 (General Fund: \$1656.84 Sewer Fund: \$33,305.94) interim abstract dated 12/19/18 in the amount of \$12,578.33(General Fund: \$11,026.02 Water Fund: \$1,552.31) interim abstract dated 1/3/19 in the amount of \$5,811.11 (General Fund: \$5,449.99 Water Fund: \$361.12) and regular monthly abstract dated 1/7/19 in the amount of \$52,801.54 (General Fund: \$17,155.78 Water Fund: \$26,158.26 Sewer Fund: \$9,487.50. The motion was put to a vote as follows:

Mayor Carpenter	Yes
Trustee Decillis	Yes
Trustee Dishaw	Yes
Trustee Caldwell	Yes
Trustee McCullough	Yes

The motion was carried and the resolution duly adopted.

A motion was made by Trustee Caldwell, seconded by Trustee Decillis to adjourn the meeting at 7:38 p.m. The motion was carried.

Respectfully submitted,

Kristin Williams
Clerk-Treasurer

Village of Black River
Board of Trustees
Special Meeting
January 14, 2019

DRAFT

Mayor Carpenter called the special meeting to order at 6:00 p.m.

Present:

Mayor Leland Carpenter
Trustee Gary McCullough
Trustee Francis Dishaw
Trustee Michael Caldwell
Trustee Corey Decillis
Superintendent Steve Lillie
Assistant Superintendent Les Williams
Clerk-Treasurer Kristin Williams

The board members were present to discuss the health insurance benefits for employees. The board made revisions to the personnel policy. Clerk-Treasurer Williams was instructed to make the changes to the policy. The board agreed to hold a special meeting on January 22nd at 6:00 p.m. to view the revisions.

The board reviewed a letter from Heather Saski, 157 Maple St. regarding a high water bill. Superintendent Lillie showed the board the water meter that had been removed from the property. The meter was replaced because the battery that sends the readings remotely had quit working, the meter itself was still registering. The board was given a data log report which showed daily usage for the new meter that had been installed. After review, the board came to the conclusion that there was still higher than normal water usage for a period after the new meter was installed and that the removed meter was working properly.

A motion was made by Trustee McCullough, seconded by Trustee Decillis to adopt the following resolution:

Resolved, that Ms. Saski may make partial payments on her account #02200 and the penalty will be waived as long as the balance is paid in full before the April water/sewer bills are mailed on April 1, 2019. The motion was put to a vote as follows:

Mayor Leland Carpenter	Yes
Trustee McCullough	Yes
Trustee Decillis	Yes
Trustee Caldwell	Yes
Trustee Dishaw	Yes

The motion was carried and the resolution duly adopted.

A motion was made by Trustee Dishaw, seconded by Trustee Caldwell to adjourn the meeting at 8:13 p.m. The motion was carried.

Respectfully submitted,

Kristin Williams
Clerk-Treasurer

Village of Black River
Board of Trustees
Special Meeting
January 22, 2019

DRAFT

Mayor Carpenter called the meeting to order at 6:00 p.m.

Present:

Mayor Leland Carpenter
Trustee Corey Decillis
Trustee Michael Caldwell
Trustee Gary McCullough
Superintendent Steve Lillie
Assistant Superintendent Les Williams
Clerk-Treasurer Kristin Williams

Excused:

Trustee Francis Dishaw

The board was present to discuss health insurance for employees. The board also discussed setting a rate for the new Department of Public Works employee who will be hired due to Superintendent Lillie retiring in May 2019. The board discussed possible pay scales and instructed Clerk-Treasurer Williams to contact Jefferson County Highway Department to ask for a sample of their pay rates and scales.

Clerk-Treasurer Williams presented a letter from a resident who is a Transportation Security Administration officer who is not being paid due to the government shutdown. He had asked for an extension for paying his water bill.

A motion was made by Trustee Decillis, seconded by Trustee Caldwell to adopt the following resolution:

Resolved, that the penalty will be waived for the January 2019 water/sewer bill for Tony Bender, 107 Stafford Dr. as long as it is paid by the April 1, 2019 water/sewer billing. The motion was put to a vote as follows:

Mayor Carpenter	Yes
Trustee Decillis	Yes
Trustee Caldwell	Yes
Trustee McCullough	Yes
Trustee Dishaw	Absent

The motion was carried and the resolution duly adopted.

Respectfully submitted,

Kristin Williams
Clerk-Treasurer

BLACK RIVER/EVANS MILLS POLICE DEPARTMENT
MONTHLY REPORT
 January-19

	B/R	E/M	TOTAL	Dec-18	Nov-18
ARRESTS -	1	1	2	1	1
COMPLAINTS -	20	17	37	30	30
VEHICLE STOPS -	14	26	40	48	33
TICKETS ISSUED -	5	7	12	8	10
ACCIDENT REPORTS -	0	3	3	2	0
PARKING VIOLATIONS -	2	3	5	3	9
MOTORIST ASSISTS -	0	0	0	2	0
ASSIST OTHER AGENCY -	4	4	8	15	11
ESCORTS -	0	0	0	0	0
VEHICLES TOWED -	1	3	4	0	2
PROPERTY CHECKS -	11	14	25	57	48
INCIDENT REPORTS -	4	2	6	4	7
DOMESTIC REPORTS -	0	0	0	0	0
OFFENSE REPORTS -	1	2	3	1	2
FOLLOW UP REPORTS -	2	2	4	6	0
CRIMES REPORTED -	0	1	1	0	2

DAYS WORKED PER MONTH - 15/31 days

GAS USED - 66.1 gallons

HOURS WORKED - 122 hours

MILES DRIVEN - 697 miles

EXTRA DETAILS - LEA meeting at JC DA office

POLICE CHIEF, STEVEN C WOOD #2701
 POLICE DEPARTMENT
 VILLAGE OF BLACK RIVER/EVANS MILLS NY

Steven C Wood #2701

UII Report by Date

From 1/1/2019 to 1/31/2019

Date	Officer Name	Badge	Case Number	Section And Offense	Status	Location	Local Code
01/30/2019	WOOD S	01	C32195VZK6	1211A BACKING UNSAFELY	4	FACTORY ST @ CR 46	19BR00052
01/30/2019	WOOD S	01	C32195VHRZ	1110A DISOBEYED TRAFFIC CONTROL DEVICE	4	SR 3 @ HUNTINGTON ST E/R	19BR00050
01/23/2019	WOOD S	01	C321954KNF	1110A DISOBEYED TRAFFIC CONTROL DEVICE	7	SR 3 @ HUNTINGTON ST E/R	19BR00037
01/20/2019	WOOD S	01	C32194SSDD	5111A AGGRAVATED UNLIC OP 3RD (MISD)	7	SR 3 @ S MAIN ST E/R	19BR00035
01/20/2019	WOOD S	01	C32194SRZ3	37540B INADEQUATE OR NO STOP LAMPS	7	SR 3 @ S MAIN ST E/R	19BR00035
01/16/2019	OBRIEN D	03	C32194DP06	1110A DISOBEYED TRAFFIC CONTROL DEVICE	7	S MAIN ST, E/M	19BR00029
01/15/2019	WOOD S	01	C32194B11Q	1180D SPEED IN ZONE	7	LERAY ST AT HENRY ST E/M	19BR00027
01/08/2019	WOOD S	01	C321949KZ9	4031 NO/MORE THAN ONE STICKER	7	S MAIN ST E/R	19BR00025
01/03/2019	WOOD S	01	C32193JKCR	37518 NO/INADEQUATE DIRECTIONAL SIGNALS	7	CEMETERY RD E/M	19BR00014
01/03/2019	WOOD S	01	C321930DTM	5111A AGGRAVATED UNLIC OP 3RD (MISD)	7	N MAIN ST @ SCHELL AVE E/M	18BR00004
01/03/2019	WOOD S	01	C321930DF1	306B UNINSPECTED MOTOR VEHICLE	7	N MAIN ST @ SCHELL AVE E/M	18BR00004
01/03/2019	WOOD S	01	C321930BM6	1220A THREW/DEPOSITED REFUSE/ETC HGWAY	7	8729 N MAIN ST E/M	18BR00003

Summary

Query returned 12 records.

Kristin Burroughs

From: Peter Baynes <peter@nycom.org>
Sent: 15 January, 2019 6:56 PM
To: Peter Baynes
Cc: Barbara Vanepps
Subject: ACTION ALERT: Proposed Elimination of AIM Funding for 480 Villages

To: Village Mayors, Managers, Administrators and Treasurers
Cc: NYCOM Executive Committee

From: Peter A. Baynes, NYCOM Executive Director

Subject: Proposed Elimination of AIM Funding for 480 Villages

I wanted to let you know that late this afternoon we were briefed on the Governor's 2019-2020 Executive Budget where we learned that he has **proposed eliminating AIM funding for any village whose AIM amount is less than 2% of their 2017 all funds expenditures** – which would take a total of \$16.4 million away from 480 of the 531 villages. The list of proposed AIM amounts may be found [here](#).

The Governor's State Budget Briefing Book summarizes this proposed action as follows:

Adjust AIM Payments to Towns and Villages Based on Reliance - The Budget proposes to eliminate AIM payments to towns and villages that have a low reliance on the funding. Towns and villages scheduled to receive payments that are less than two percent of their total local fiscal year 2017 expenditures, as reported to the State Comptroller, will be removed from the AIM program. For affected municipalities, AIM is not a significant source of revenue – the typical impact is just 0.65 percent of expenditures.

In the context of a \$175 billion State Budget and in a year where the Governor is proposing significant increases in state revenues through both the Internet sales tax and the legalization of marijuana, I fail to see why this draconian action is necessary and you can rest assured that we will fight to get this cut restored. I strongly encourage every mayor whose village would be impacted by this proposal to call their Senator and Assembly member as soon as possible to let them know your position on this action and to ask for their public support of AIM restoration for villages.

FY 2020 Executive Budget Aid and Incentives for Municipalities (AIM)

Villages Sorted by County

Municipality	County	Class	FY 2019 Enacted	2017 Expenditures	AIM Relliance	FY 2020 Executive
			Budget AIM (\$)	(OSC Data, \$)		Budget AIM (\$)
Village of Cold Brook	Herkimer	Village	6,323	40,711	15.53%	6,323
Village of Dolgeville	Herkimer	Village	19,953	2,274,079	0.88%	0
Village of Frankfort	Herkimer	Village	50,498	4,824,573	1.05%	0
Village of Herkimer	Herkimer	Village	131,566	10,671,299	1.23%	0
Village of Ilion	Herkimer	Village	162,479	13,512,765	1.20%	0
Village of Middleville	Herkimer	Village	4,828	423,856	1.14%	0
Village of Mohawk	Herkimer	Village	65,320	4,034,202	1.62%	0
Village of Newport	Herkimer	Village	7,838	529,699	1.48%	0
Village of Poland	Herkimer	Village	6,666	226,301	2.95%	6,666
Village of West Winfield	Herkimer	Village	8,863	0	Not Filed	0
Village of Adams	Jefferson	Village	13,297	2,677,679	0.50%	0
Village of Alexandria Bay	Jefferson	Village	18,054	2,829,148	0.64%	0
Village of Antwerp	Jefferson	Village	9,485	830,729	1.14%	0
Village of Black River	Jefferson	Village	8,236	1,363,240	0.60%	0
Village of Brownville	Jefferson	Village	7,631	869,132	0.88%	0
Village of Cape Vincent	Jefferson	Village	5,639	1,812,357	0.31%	0
Village of Carthage	Jefferson	Village	33,050	3,492,649	0.95%	0
Village of Chaumont	Jefferson	Village	4,319	646,672	0.67%	0
Village of Clayton	Jefferson	Village	12,088	4,709,850	0.26%	0
Village of Deferiet	Jefferson	Village	2,232	745,343	0.30%	0
Village of Dexter	Jefferson	Village	10,333	2,892,213	0.36%	0
Village of Ellisburg	Jefferson	Village	4,220	98,077	4.30%	4,220
Village of Evans Mills	Jefferson	Village	5,108	563,518	0.91%	0
Village of Glen Park	Jefferson	Village	4,349	654,207	0.66%	0
Village of Mannsville	Jefferson	Village	5,444	163,707	3.33%	5,444
Village of Philadelphia	Jefferson	Village	7,308	3,610,646	0.20%	0
Village of Sackets Harbor	Jefferson	Village	7,491	4,407,590	0.17%	0
Village of Theresa	Jefferson	Village	6,981	1,208,096	0.58%	0
Village of West Carthage	Jefferson	Village	20,426	2,457,470	0.83%	0
Village of Castorland	Lewis	Village	2,400	306,371	0.78%	0
Village of Constableville	Lewis	Village	2,518	187,400	1.34%	0
Village of Copenhagen	Lewis	Village	4,954	595,796	0.83%	0
Village of Croghan	Lewis	Village	5,123	375,264	1.37%	0
Village of Harrisville ⁽²⁾	Lewis	Village	12,890	Dissolved	Dissolved	0
Village of Lowville	Lewis	Village	26,030	7,930,514	0.33%	0
Village of Lyons Falls	Lewis	Village	8,569	717,791	1.19%	0
Village of Port Leyden	Lewis	Village	9,712	0	Not Filed	0
Village of Turin	Lewis	Village	2,401	131,319	1.83%	0
Village of Avon	Livingston	Village	20,159	5,581,118	0.36%	0
Village of Caledonia	Livingston	Village	13,401	1,714,480	0.78%	0
Village of Dansville	Livingston	Village	40,191	5,839,576	0.69%	0
Village of Geneseo	Livingston	Village	72,701	5,551,585	1.31%	0
Village of Leicester	Livingston	Village	2,999	1,012,205	0.30%	0
Village of Lima	Livingston	Village	15,047	1,686,368	0.89%	0
Village of Livonia	Livingston	Village	7,430	979,373	0.76%	0
Village of Mount Morris	Livingston	Village	21,039	3,293,651	0.64%	0
Village of Nunda	Livingston	Village	9,392	1,106,327	0.85%	0

Kristin Burroughs

From: Lisa Earing <lisa@nycom.org>
Sent: 16 January, 2019 4:36 PM
To: Lisa Earing
Subject: 2019-20 Executive Budget Released

To: Mayors, Managers, Administrators, Fiscal Officers and Attorneys

From: Barbara Van Epps, NYCOM Deputy Director

Re: 2019-20 Executive Budget Released

The Governor released his 2019-20 Executive Budget yesterday afternoon for the fiscal year beginning April 1, 2019. NYCOM will be sending you a comprehensive analysis of the Budget's impact on cities and villages, but in the meantime we wanted to highlight some of the proposals of greatest importance to our members.

While we were successful with respect to our requests for increases in funding for water and sewer infrastructure, the Internet sales tax and the calculation of the interest rate on judgements, the Governor is proposing to eliminate AIM funding to a majority of villages as described below.

AIM Funding

While cities would receive the same amount as they do currently, the Governor has proposed to eliminate AIM funding for those villages whose AIM amount exceeds 2% of their local fiscal year 2017 expenditures. This would take a total of \$16.4 million away from 480 of the 531 villages across the State. The list of proposed AIM amounts may be found [here](#). We have already begun the fight to get this cut restored and hope we can count on you to assist in this effort.

Other Budget Initiatives of Importance

The Governor proposes to make the tax cap permanent and includes no changes with respect to how the tax cap is calculated or administered.

An additional \$2.5 billion would be provided for drinking water and wastewater infrastructure as well as water quality protection over a five year period. This would be in addition to the five-year \$2.5 billion Clean Water Infrastructure Act that was created in 2017-18.

There is no proposed increase in CHIPS funding and the \$65 million in Extreme Winter Recovery funding is not continued under the Executive Budget.

The Budget would change the interest rate on court judgments or accrued claims from a 9% fixed rate to a market rate. This would not only generate savings but encourage timely court proceedings.

The Budget would legalize recreational marijuana for those 21 years of age and older. Marijuana sold by wholesalers to retailers would be subject to three different taxes including a 2% tax on the invoice price of the sale by a wholesaler to a retail dispensary. The revenue from this 2% excise tax would go to the county in which the retailer is located. Every

county regardless of population and cities with populations of greater than 100,000 would have the ability to opt out of having marijuana dispensaries located within their borders.

The Budget includes funding for a fourth Downtown Revitalization competition where 10 communities would each receive \$10 million.

The Budget proposes to extend binding arbitration for public safety unions for an additional five years, until 2024.

The Budget would require all local elected officials who earn an annual government salary of more than \$50,000 to file annual statements of financial disclosure with the Joint Commission on Public Ethics.

The Budget also proposes to ban the use of plastic bags (and preempt any such local bans) and expand the definition of beverages for purposes of the bottle bill to include sports drinks, energy drinks, fruit and vegetable beverages and ready-to-drink teas and coffee.

In addition, the 2019-20 Executive Budget would increase local revenues by:

Requiring marketplace providers to collect sales and use tax on the taxable sale of tangible personal property that they facilitate. This initiative relieves sellers using marketplace providers of the responsibility to collect the tax. This proposal would increase local sales tax revenue by an estimated \$280 million annually, including \$121.8 million for NYC and \$17 million for other cities and villages. In addition to the marketplace providers proposal, and consistent with the United States Supreme Court ruling in *South Dakota v. Wayfair, Inc.*, out-of-state retailers whose sales in New York exceed \$300,000 or 100 transactions will be notified by the Tax Department that they are required under the New York Tax Law to collect and remit sales tax. This would generate approximately \$110 million in sales tax annually, including \$47.8 million for NYC and \$6.7 million for other cities and villages.

Eliminating the sales tax exemption on the non-residential transmission and distribution of gas or electricity when purchased from an ESCO (Energy Service Company), which would increase city (outside NYC) and village sales tax revenue by \$4.5 million.

If you have any questions or concerns, feel free to contact me. Please keep in mind that these proposals will be discussed at [NYCOM's Winter Legislative Meeting](#) at the Hilton Albany, February 10-12.

Kristin Burroughs

From: Kristin Burroughs <clerktreasurer@blackriverny.org>
Sent: 17 January, 2019 10:49 AM
To: 'ritchie@nysenate.gov'
Subject: AIM funding
Attachments: AIM funding info..pdf

Good morning Senator Ritchie,

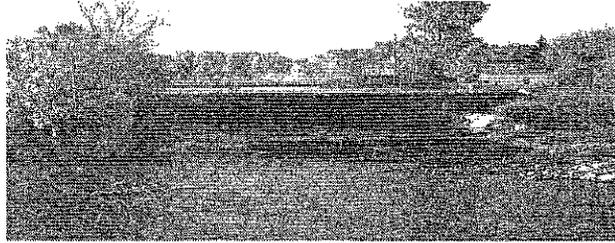
As I am sure you are aware, the governor is proposing to eliminate AIM funding for most villages in the state. While this is not a huge sum in our budget, we use the funding to help offset the cost of the many unfunded mandates that have been placed upon us in recent years. The fact that the AIM funding would remain in place for cities reminds me that the current administration sees villages as liabilities instead of the assets that they are. Villages may be another taxing entity, however, they provide services and a local voice that taxpayers would not get otherwise. We have always been fiscally responsible and were under the tax cap limit well before it was instituted. This cut will make it more difficult to maintain that trend. The Mayor has asked that I reach out to you to ask for your support in fighting against this unfair proposal. I have attached the information we received from NYCOM so that you can see the dollar amounts that would be eliminated for Villages in Jefferson County.

Thank you for your attention to this matter.

Kristin Williams
Clerk-Treasurer
Village of Black River
315-773-5721

Board of Trustees
Village of Black River, New York

COPY



January 17, 2019

Heather Saski
157 Maple St.
Black River, NY 13612

Dear Ms. Saski;

I am writing in regard to your letter dated January 11, 2019 about your water/sewer bill. The Village Board Members were given their letters at a special meeting on January 14, 2019, which was scheduled for another matter. The Board discussed this matter with the Superintendent of Public Works, viewed the meter that was removed from your home and reviewed the data log report generated from the replacement meter. When viewing the data log report the Board noted that usage continued to be higher than average until it normalized on or around November 13, 2018. This indicated to the Board that there was not an issue with the old meter as the replacement meter was registering high usage as well. The Board instructed the Department of Public Works to test the flow rate of the removed meter against a new meter. The flow rates were the same.

In conclusion, the Board has agreed to allow you to make payments on your bill and will waive the penalty if the total amount is paid before the April water/sewer bills are mailed on April 1, 2019. If you have any questions you may call me at 315-778-1578.

Sincerely,

A handwritten signature in cursive script, appearing to read "Leland Carpenter".

Leland Carpenter
Mayor