

**VILLAGE BOARD MEETING  
October 5, 2005**

**CALL TO ORDER:** 7:00 p.m.

The Pledge of Allegiance was led by Mayor Walker.

**BOARD MEMBERS PRESENT**

Theodore E. Walker, Mayor  
Theodore E. Rauber, Trustee  
Glenn C. Granger, Trustee  
Steven T. Russell, Trustee  
John R. Marello, Trustee

**BOARD MEMBERS ABSENT**

**OTHERS PRESENT**

Jacqueline Sullivan, Village Clerk  
Thomas M. West, Superintendent of Public Works  
Richard Olson, Village Attorney  
John E. Linder, Superintendent of Electric

Joan Quigley, 151 Maplewood Avenue  
Spencerport Central School's, Participation in Government Students

**APPROVAL OF MINUTES**

Motion was made by Mayor Walker, seconded by Trustee Russell and carried that the minutes of the regular meeting held September 7, 2005 be approved as read.

Motion was made by Mayor Walker, seconded by Trustee Marello and carried that the minutes of the workshop meeting held September 21, 2005 be approved as read.

**PRIVILEGE OF FLOOR**

Mayor Walker welcomed students from Spencerport Central School's participation in government program and introduced him and the trustees.

**Sewers Committee** – Trustee Rauber, Chairman

Trustee Rauber stated that he did not have a flow report for September. He continued by reviewing the minutes from the coordination meeting regarding the Spencerport Pump Station and Force Main Project. This project will be further discussed at the workshop meeting.

1. Resolution to transfer funds from Sewer Fund Capital Reserve.

**RESOLUTION 57 10/2005**

Introduced by: Trustee Rauber  
Seconded by: Trustee Russell

Whereas, the Village of Spencerport previously established a capital reserve fund known as "Sewer Fund Capital Reserve" on April 4, 1989 pursuant to the provisions of Section 6-c of the General Municipal Law for the purpose of financing the cost of reconstruction or betterment of any Village owned Sewer Fund assets and also to finance the cost of construction or acquisition of any buildings, equipment or other Sewer Fund items deemed necessary by the Village Board, and

Whereas, the Village Board of Trustees of the Village of Spencerport deems it necessary to expend an amount not to exceed \$15,000.00 for the purpose of upgrades and repairs related to the sewer infrastructure and reconstruction of streets within the Village of Spencerport.

NOW THEREFORE BE IT RESOLVED:

That the Village Treasurer be and is hereby directed to removed from the Sewer Fund Capital Reserve Fund an amount not to exceed \$15,000.00 for payments of costs of such upgrades and repairs related to the sewer infrastructure and reconstruction of streets within the Village.

This resolution is adopted subject to permissive referendum.

Vote of the Board:

|                             |     |
|-----------------------------|-----|
| Theodore E. Rauber, Trustee | Aye |
| Steve T. Russell, Trustee   | Aye |
| Glenn C. Granger, Trustee   | Aye |
| John R. Marelllo, Trustee   | Aye |
| Theodore E. Walker, Mayor   | Aye |

**Planning/Zoning/Building Control** – Trustee Rauber, Chairman

A. Planning

Nothing requiring board action.

Trustee Rauber commented that Richard Gollell attended the Planning meeting on 10/4/2005 to discuss the status of the development of the Davison property.

B. Zoning

Nothing requiring board action.

C. Building Control

Nothing requiring board action.

D. Code Review

Nothing requiring board action

E. Architectural Review

Trustee Rauber stated that ARB did not approved the sign for Tiny Talents. The ARB has requested that their sign be removed. The owner of Tiny Talents will attend the November meeting for sign approval.

**Finance Committee** – Trustee Russell, Chairman

1. The board unanimously acknowledged the receipt of monthly-consolidated investment; HSBC Insured Municipal Money Market 3.14% (up .09). The account has a balance of \$3,417,092.00.
2. Resolution to transfer funds from Capital Reserves for Streets Project.

**RESOLUTION 58 10/2005**

Introduced by: Trustee Russell  
Seconded by: Trustee Rauber

Whereas, the Village of Spencerport previously established a capital reserve fund known as “General Fund Capital Reserve” on April 3, 1984 pursuant to the provisions of Section 6-c of the General Municipal Law for the purpose of financing the cost of reconstruction or betterment of any Village owned assets and also to finance the cost of construction or acquisition of any buildings, equipment or other items deemed necessary by the Village Board, and

Whereas, the Village Board of Trustees of the Village of Spencerport deems it necessary to expend an amount not to exceed \$161,600.00 for the purpose of upgrading and reconstruction of streets within the Village of Spencerport.

NOW THEREFORE BE IT RESOLVED:

That the Village Treasurer be and is hereby directed to removed from the General Fund Capital Reserve Fund an amount not to exceed \$161,600.00 for payments of costs of such Village streets infrastructure upgrades and reconstruction.

This resolution is adopted subject to permissive referendum.

Vote of the Board:

|                             |     |
|-----------------------------|-----|
| Theodore E. Rauber, Trustee | Aye |
| Steve T. Russell, Trustee   | Aye |
| Glenn C. Granger, Trustee   | Aye |
| John R. Marelo, Trustee     | Aye |
| Theodore E. Walker, Mayor   | Aye |

**Facilities Committee** – Trustee Russell, Chairman

A. Electric

Nothing requiring board action. Mayor Walker acknowledged the electric superintendent and crew for the excellent support during the scheduled electric shutdown on 9/11/05.

B. Other ( Drainage, Franchise)

Nothing requiring Board action. Trustee Russell acknowledged the receipt of Time Warner Franchise Fees of \$17,324.44 for January 1 – June 30, 2005.

**Public Works Committee** – Trustee Granger, Chairman

A. Highways/Garage

Nothing requiring board action.

B. Public Services (Refuse, Recycling, Parks)

Nothing requiring board action.

**Public Safety Committee** – Trustee Marelo, Chairman

A. Fire Department

Nothing requiring Board action.

B. Police

Nothing requiring board action. Trustee Marelo commented that a youth had confessed to vandalizing Merz Park and that legal actions are taking place.

Discussion ensued regarding the tables at Merz Park.

Mayor Walker commented that the Fire Department will be having an open house on Sunday, October 9, 2005.

**Human Resources Committee** – Trustee Granger, Chairman

Nothing requiring board action. Trustee Granger commented that he and the department heads had met with the human resources consultants to review the employee handbook for updates. At this time the consultants will be developing a new employee handbook to be adopted.

**Economic Development Committee** – Trustee Granger, Chairman

Nothing requiring board action. Trustee Granger commented that he and Trustee Marelo have talked to the village merchants and received various comments regarding owners parking on streets. Trustee Granger commented that all of the merchants seem content.

Trustee Granger commented that he has been in contact with a banner vendor in Syracuse, NY. Trustee Granger confirmed that \$5,000 is available for this project. Trustee Granger reviewed the scope of the project and suggested that the Village purchase seasonal banners (summer, fall, winter, spring) and intermingled with the current banners.

Discussion ensued regarding banners and holiday decorations.

**Village Administrator** – Position is currently vacant.

**Village Clerk** – Jacqueline Sullivan

Clerk Sullivan reviewed Medicare part D informational meeting for retirees, the status of advertisements in the electric bill, advertising for the vacant meter reader position and canber of commerce lunch.

1. Resolution - Troop 92 Annual Christmas Tree Sale

**RESOLUTION 59 10/2005**

Introduced by: Mayor Walker  
Seconded by: Trustee Granger

Resolved, that the request of Boy Scout Troop 92 to locate a trailer for use in conjunction with their Annual Christmas Tree Sale at property located at 75 S. Union Street be hereby by granted pursuant to Section 118-4 of the Spencerport Village Code and,

Further Resolved, that such trailer must not be placed prior to November 25, 2005 and be removed on or before December 28, 2005.

|                    |                             |     |
|--------------------|-----------------------------|-----|
| Vote of the Board: | Theodore E. Rauber, Trustee | Aye |
|                    | Steven T. Russell, Trustee  | Aye |
|                    | Glenn C. Granger, Trustee   | Aye |
|                    | John R. Marelo, Trustee     | Aye |
|                    | Theodore E. Walker, Mayor   | Aye |

2. Resolution – Christmas on the Canal Event

**RESOLUTION 60 10/2005**

Introduced by: Mayor Walker  
Seconded by: Trustee Russell

Resolved, that the application of the Christmas on the Canal Committee to conduct its 10<sup>th</sup> Annual Christmas on the Canal Celebration on Sunday, December 4, 2005 between the hours of 1:00 PM and 6:00 PM be approved and,

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Further Resolved that the Village Board hereby authorizes the closing of So Union Street (between Amity Street and West Avenue), West Avenue, Evergreen Street and Amity Street to accommodate the strolling of the carolers for a 30-40 minute period commencing at approximately 5:15 PM.

|                    |                             |     |
|--------------------|-----------------------------|-----|
| Vote of the Board: | Theodore E. Rauber, Trustee | Aye |
|                    | Steven T. Russell, Trustee  | Aye |
|                    | Glenn C. Granger, Trustee   | Aye |
|                    | John R. Mareello, Trustee   | Aye |
|                    | Theodore E. Walker, Mayor   | Aye |

3. Resolution – St. John's Marathon

**RESOLUTION 61 10/2005**

Introduced by: Mayor Walker  
Seconded by: Trustee Granger

Resolved, that the request of St. John the Evangelist to conduct a marathon on Thursday, October 6, 2005 between the hours of 9:30 – 11:45 am on Martha St., West Ave., Amity St., and Union St.

|                    |                             |
|--------------------|-----------------------------|
| Vote of the Board: | Theodore E. Rauber, Trustee |
|                    | Steven T. Russell, Trustee  |
|                    | Glenn C. Granger, Trustee   |
|                    | John R. Mareello, Trustee   |
|                    | Theodore E. Walker, Mayor   |

**Superintendent of Public Works** – Thomas M. West

Nothing requiring board action. Superintendent West commented on the Village Walk Circle creek project, Maplewood drainage project, paving of Brockport Spencerport Road and various other projects.

Trustee Rauber commented the effectiveness of the tree trimming schedule has allowed the village to sustain high winds without the loss of power.

Discussion ensued regarding bulk pick-up.

**Superintendent of Electric** – John E. Linder

Nothing requiring Board action.

Jack Linder reviewed the following projects; office building at 500 West Avenue, street lighting project, storage building project and electric shut down on 9/11/05.

**Attorney** – Richard J. Olson

Dick Olson commented that he is in the process working through the electric franchise material and stated that it is not necessary to develop a new policy for charging developers for electric services. He commented that the policy is within the current tariff and that it is necessary to massage the material to develop a charging schedule.

Dick Olson also stated that progress continues on the joint use agreement with Frontier and Time Warner. He continued that he made a counter offer to Global Communications on behalf of the Village and Global Communications responded with an offer of \$210,000. At this time the Village is tabling this item.

**Administration Committee** – Mayor Walker, Chairman

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Nothing requiring board action. Mayor Walker acknowledged a letter from a resident regarding trees along the railroad tracks and will be sending a letter to the railroad company notifying them of the potential problem.

1. Resolution – Approve Clerk Sullivan and Superintendent West to attend a Leadership Seminar December 7 & 8, 2005.

**Resolution 62 10/2005**

Introduced by: Mayor Walker  
Seconded by: Trustee Granger

Resolved, that the request of Clerk Sullivan and Superintendent West to attend a Leadership Conference December 7 & 8, 2005, not to exceed \$696.00.

|                    |                             |     |
|--------------------|-----------------------------|-----|
| Vote of the Board: | Theodore E. Rauber, Trustee | Aye |
|                    | Steven T. Russell, Trustee  | Aye |
|                    | Glenn C. Granger, Trustee   | Aye |
|                    | John R. Marello, Trustee    | Aye |
|                    | Theodore E. Walker, Mayor   | Aye |

**Unfinished Business**

Trustee Rauber reviewed the Canal Conference that took place Sunday, September 11, 2005 – Tuesday, September 13, 2005.

Trustee Rauber acknowledged Carol Coburn’s review of the Trolley Seminar in Pittsburg, PA that she attended in September and Al Scheg’s review of the Canal Conference.

**New Business**

Mayor Walker acknowledged the public information meeting regarding the streets program scheduled for October 19, 2005 and the Town of Ogden Open Space Plan meeting scheduled for October 20, 2005 from 6-9 p.m. at the Cosgrove Middle School. He continued that the Canal Days Committee has begun planning for 2006, October 22<sup>nd</sup> is the Village make a difference day, and that he attended ribbon cuttings for the Paper Garden and the Party Starts Here.

**Bills**

Motion was made by Mayor Walker, seconded by Trustee Marello and carried unanimously that the monthly bills be paid.

|               |                     |
|---------------|---------------------|
| General Fund  | \$81,717.49         |
| Electric Fund | \$27,900.04         |
| Sewer Fund    | \$27,343.58         |
| Trust Fund    | \$0                 |
| Capital Fund  | <u>\$ 7,439.96</u>  |
| <b>TOTAL:</b> | <b>\$144,401.01</b> |

Motion was made by Mayor Walker, seconded by Trustee Granger and carried unanimously to post the audit for September 2005.

**Adjournment**

Motion was made by Mayor Walker, seconded by Trustee Marello and carried unanimously that the regular meeting be adjourned at 8:00 p.m. and moved into workshop session.