

VILLAGE BOARD MEETING
June 7, 2006

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

BOARD MEMBERS ABSENT

Steven T. Russell, Trustee

John R. Marello, Trustee

OTHERS PRESENT

Richard J. Olson, Village Attorney
Jacqueline Sullivan, Village Clerk
Thomas M. West, Superintendent of Public Works
Jack Linder, Superintendent of Electric Department

Jim Powell
Joan Quigley
Mr. and Mrs. Unvericht

APPROVAL OF MINUTES

Motion was made by Trustee Rauber, seconded by Trustee Granger and carried that the minutes of the regular meeting held May 3, 2006 be approved as read.

Motion was made by Trustee Rauber, seconded by Trustee Granger and carried that the minutes of the regular meeting held May 17, 2006 be approved as read.

PRIVILEGE OF FLOOR

Mr. Powell addressed the board to request a status report regarding his requests at the April 2006 board meeting for sidewalks to be installed along Nichols and S. Union Street and any other areas that do not currently have sidewalks. Mr. Powell continued that he concerned about the lack of sidewalks on Nichols and S. Union Street because of the heavy traffic on those streets. Mr. Powell stated that the Village has purchased new trucks, sweepers, etc., made repairs to the village office and relocated village equipment but have not added any new sidewalks.

Mr. Powell also stated that he is concerned that someone will get hurt on the broken steps on Martha Street along side of the railroad tracks.

Mayor Walker responded that no additional funds were allocated in the 2006-2007 budget for new sidewalks due to the increased spending on road repair, although funds are in place for sidewalk repair.

Mr. Powell responded that the budget should contain a provision for 1 mile of sidewalks per year.

Mayor Walker continued that the stairs on Martha Street are owned by the railroad company and little can be done about their condition.

Superintendent West stated that he will barricade off the steps with a sign stating "sidewalk closed".

Mr. Powell stated that the Village continues to ignore businesses that leave their "A" frame signs outside over night.

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Trustee Rauber stated that he will contact Kevin Kelly, Village Code Enforcement Officer, about the possibility of conducting a night patrol and speaking to the businesses that are in violation of that law.

Mr. Powell thanked the board for allowing him to speak.

Mayor Walker thanked Mr. Powell for continuing to be proactive resident and bringing items to the attention of the board.

Mrs. Patricia Unvericht of 36 Pinecrest Drive addressed the board regarding a legal notice posted regarding a possible zoning variance for her neighbors at 26 Pinecrest Drive to install a fence in the drainage easement. Mrs. Unvericht continued that they were required to install the drainage on 26 Pinecrest drive and that it was costly. Mrs. Unvericht's understanding is that the board would have to approve the installation of the fence in the easement and is requesting that the board not allow the installation of the fence for fear that it might hinder or stop the flow of water.

Mayor Walker responded that the Village Board does not want any structures built within the utility easements.

Attorney Olson stated that he addressed a letter to the zoning board chair requesting that no structures to be built in a utility easement.

Joan Quigley questioned who is digging and repairing Union Street north of the bridge.

Tom West responded the Monroe County Water Authority.

Sewers Committee – Trustee Rauber, Chairman

Trustee Rauber did not have a flow report for the month of April. The resolution to approve borrowing for WWTP Force-Main Project was tabled due to not having a 2/3 majority for voting.

Mayor Walker stated that planning continues regarding the WWTP Force-Main project.

Planning/Zoning/Building Control – Trustee Rauber, Chairman

A. Planning

Nothing requiring board action. Draft development regulations have been submitted for review.

B. Zoning

Nothing requiring Board action.

C. Building Control

Nothing requiring Board action. Work continues on a proposal regarding a building control law.

Attorney Olson stated that because of shared services making the Village law as close to the Town of Ogden's law would be helpful in the future.

D. Code Review

Nothing requiring Board action.

E. Architectural Review

Signs for Stuey's Sandwich Shop, Eddy's Restaurant, Cellichio School of Music, and Chellango's Restaurant were approved. An outside patio was approved for Chellango's Restaurant as well.

Finance Committee – Trustee Russell, Chairman

The Board unanimously acknowledges receipt of monthly investment of consolidated Village funds, Insured Municipal Money Market, HSBC, 4.36%. It is up .10% from prior month.

Facilities Committee – Trustee Russell, Chairman

A. Electric

1. Resolution authorizing various improvements to electric system was tabled due to the lack of 2/3 voting majority.

B. Other (Drainage, Franchise)

Nothing requiring Board action. Mayor Walker acknowledged that all of the residents should have received MCWA's water quality report.

Public Works Committee – Trustee Granger, Chairman

A. Highways/Garage

1. Resolution to advertise Legal Notice of Estoppel for the DPW Trucks and Sweeper.

RESOLUTION NO 16/2006

Introduced by: Trustee Granger

Seconded by: Trustee Rauber

Resolved, that the Village Board hereby approves the advertising of Legal Notice of Estoppels in the Suburban News.

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

2. General Fund Capital Reserve transfer for the purchase of equipment.

RESOLUTION 2 6/2006

Introduced by: Trustee Granger

Seconded by: Trustee Rauber

WHEREAS, the Village of Spencerport previously established a capital reserve fund known as "Capital General 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 from such reserve an amount not to exceed \$42,500.00 for the purchase of equipment which includes three trucks: Truck#15 1-Ton Dump (\$15,000), Truck#9 1-Ton Dump (\$15,000) and Truck#1 (\$12,500).

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NOW THEREFORE BE IT RESOLVED:

That the Village Treasurer be and is hereby directed to remove from the Capital General Reserve Fund established on April 3, 1984, an amount not to exceed \$42,500.00 for the payment of budgeted equipment for use by the Village of Spencerport.

This resolution is adopted subject to permissive referendum.

Vote of the Board

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

B. Public Services (Refuse, Recycling, Parks)

Nothing requiring Board action.

Public Safety Committee – Trustee Mareello, Chairman

A. Fire Department

Nothing requiring Board action. Mayor Walker announced that the fire department is proposing a new firehouse in place of station #1 on Lyell Avenue. Mayor Walker announced the annual parade and carnival next week.

B. Police

Nothing requiring Board action. Mayor Walker informed the public that there have been a few minor incidents of vandalism throughout the village.

Human Resources Committee – Trustee Granger, Chairman

1. Approval of Handbook

RESOLUTION NO 3 6/2005

Introduced by: Trustee Granger

Seconded by: Trustee Rauber

Resolved, that the Village Board hereby approves the current version of the employee handbook completed by Amtek Human Resource Consultants.

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

Mayor Walker commented that the questions he had regarding the handbook have been resolved.

Economic Development Committee – Trustee Granger, Chairman

Nothing requiring Board action. Mayor Walker commented that concerts at the gazebo have started.

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Village Administrator

Position is currently vacant.

Village Clerk – Jacqueline Sullivan

Clerk Sullivan commented that the village tax bills were mailed and payments are currently being paid at the office

1. Spencerport Fireman's Annual and Kiddie Parade

RESOLUTION NO 4 6/2006

Introduced by: Mayor Walker
Seconded by: Trustee Rauber

Resolved, that the Village Board hereby approves the applications of the Spencerport Volunteer Fire Department to conduct their Annual Parade and Kiddie Parade on June 14th and June 15th respectively at 7:00 P.M. on the route so delineated on the application.

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

2. Continuation of Pamela Gilbert's part-time employment

RESOLUTION NO 5 6/2005

Introduced by: Mayor Walker
Seconded by: Trustee Granger

Resolved, that the Board of Trustees of the Village of Spencerport hereby authorizes continuing the part-time employment of Pamela Gilbert. This hiring is to aid in the completion of special projects. Requests for services will be coordinated by the current village clerk. Pamela Gilbert's hourly rate will continue at \$22.00 per hour.

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

3. Transferring Monies from Computer Reserve for Computers, Computer Software Upgrades, Server Upgrade, and Fiber Optic Lines.

RESOLUTION 6 6/2006

Introduced by: Mayor Walker
Seconded by: Trustee Granger

WHEREAS, the Village of Spencerport previously established a computer reserve known as the "Capital Computer Reserve" on April 7, 1999 pursuant to the provisions of Section 6-c of the General Municipal Law for the purpose of financing the cost of acquisition of new and updating existing computer hardware, software, and related technical and professional services deemed necessary by the Village Board, and

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WHEREAS, the Village Board of Trustees of the Village of Spencerport deems it necessary to upgrade our computers, computer software, server, and to install Fiber Optic lines from such reserve an amount not to exceed \$13,000.00 for the purpose to purchase the computer upgrades and equipment.

NOW WHEREAS BE IT RESOLVED:

That the Village Treasurer be and is hereby directed to remove from the Capital Computer Reserve established April 7, 1999, an amount not to exceed \$13,000.00 for payments of costs for budgeted computer upgrades and equipment.

This resolution is adopted subject to permissive referendum.

Vote of the Board

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

Superintendent of Public Works – Thomas M. West

Superintendent West updated the board on the following:

260' of 8" sewer pipe has been installed at Gaslight Apartments to Harwood Road. This installation will improve I&I due to the tree roots that had infiltrated the old pipe.
Catch basins and gutter are being replaced in Domus.
Milling and paving of streets will start and paving will begin end of July early August.
Phase II storm water regulations revision will be submitted to board for approval at next workshop meeting.
Street patching continues.
Street striping continues.
Proposed signage along Canal for bicycling traffic and possible bicycling trail along the Trolley Bed.

Superintendent of Electric – John E. Linder

1. Resolution to approve Mike Meyers to attend infrared camera training.

RESOLUTION NO 7 6/2005

Introduced by: Mayor Walker

Seconded by: Trustee Rauber

Resolved, that the Board of Trustees of the Village of Spencerport hereby authorizes Mike Meyers to attend Infrared Camera training June 12-16, 2006.

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

Superintendent Linder updated the board on the following:

New bucket truck will arrive at the end of June 2006.

Gary Zimmerman's retirement August 31, 2006, discussion ensued regarding the replacement of Gary.

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Mayor Walker commented that the Village of Spencerport accepts Gary's resignation with great sadness.

Superintendent Linder continued to comment on the following items:

Rebuilding system on Lyell Ave, from the ambulance station to the credit union.

Cams pizza is powered up and running.

Deliver of fiber optic cable has been delivered and hanging of that cable will begin.

Mayor Walker asked for the status of the school's district's fiber cable project.

Superintendent Linder commented that the project is done throughout the electric franchise.

Superintendent West thanked Dick Olson and MRB for their participation in the DPW/Electric Department open house

Attorney – Richard J. Olson

Attorney Olson requested executive session to discuss legal matters.

Administration Committee – Mayor Walker, Chairman

Mayor Walker acknowledged that a public information meeting will be June 21, 2006 at 7:00 pm at the firehouse regarding the WWTP capital letter.

Unfinished Business

Mayor Walker questioned attorney Olson if a letter was sent to the town regarding the possible formation of sewer districts in three areas of the town.

Attorney Olson responded that he and Jackie had discussed this issue and he will be crafting a letter.

New Business

Mayor Walker commented on the NYS Canal Splash event on August 12 and 13. He continued that NYS is encouraging communities along the canal to host events during that weekend. The local chamber of commerce will be working with the Village on possible events.

Trustee Rauber commented that he would be contacting the local service committees to possible participate in this event as well.

Clerk Sullivan commented that the banners for Union Street light poles have been ordered and that the Chamber of Commerce will be at least providing lunch for the students willing to paint the railroad bridge abutments. The cost of the paint will be approximately \$920.

Mayor Walker commented on the Canalview School's 4th grade class toured the historical sites of the village. This field trip was coordinated with Town/Village historian Carol Coburn.

Bills

Motion was made by Mayor Walker, seconded by Trustee Granger and carried unanimously that the monthly bills be paid as audited in the following amounts:

General Fund	\$20,392.80
Electric Fund	\$ 5,809.82
Sewer Fund	\$ 16,246.96
Trust Fund	\$0
Capital Fund	\$ <u>526.</u>
TOTAL:	\$43,275.58

Motion was made by Mayor Walker, seconded by Trustee Granger and carried unanimously that the cash disbursements for the General, Electric, Sewer, and Trust Funds, June 2006 be approved as audited.

Adjournment

Motion was made by Mayor Walker, seconded by Trustee Rauber and carried unanimously that the regular meeting be adjourned at 8:08 p.m. and moved into executive session.

Motion was made by Mayor Walker, seconded by Trustee Rauber and carried unanimously that the executive session be adjourned at 8:48 and moved into workshop session.

1. Resolution to authorize Mayor Walker to sign purchase agreement for land at 126 South Union Street.

RESOLUTION 8/2006

Introduced by: Mayor Walker
Seconded by: Trustee Granger

Village of Spencerport, Monroe County

Resolution authorizing Mayor to sign purchase agreement for land at 126 South Union Street.

Whereas, the Village Board finds it desirable to obtain a permanent entrance and utility access to the trolley station being reconstructed as a visitor's center on the south side of the Erie Canal; and

Whereas, appraisals of said property place the value at between \$25,300 and \$39,204.00; and

Whereas, the seller has indicated a willingness to entertain an offer of \$30,000 with the provision that there will be full and free access to the remaining parcel from any driveway constructed by the Village; and

Whereas, the Village Attorney has prepared an agreement which is attached hereto and made a part here of

Now, Therefore, Be it Resolved;

Section 1. That the Mayor is hereby authorized to sign the agreement and addendum attached hereto.

Section 2. That any counteroffers, changes in price or material changes will be subject to further review by this Board.

Section 3. That this resolution shall take effect immediately.

Vote of the Board

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

A motion to adjourn was made by Mayor Walker, seconded by Trustee Rauber at 8:50 p.m.