

## **VILLAGE BOARD WORKSHOP MEETING**

**September 20, 2006**

**CALL TO ORDER:** 5:30 p.m.

The purpose of this meeting was to conduct any business brought before the Village Board as deemed necessary.

### **BOARD MEMBERS PRESENT**

Theodore Walker, Mayor  
Theodore E. Rauber, Trustee

Glenn C. Granger, Trustee  
John R. Marello, Trustee

### **BOARD MEMBERS ABSENT**

Steven Russell, Trustee

### **Others Present**

Kevin Kelly, Code Enforcement Officer  
Dave Willard, MRB Group  
Jeff Kosmala, MRB Group  
Jacqueline Sullivan, Village Clerk  
Tom West, Highway Superintendent  
Jack Linder, Electric Superintendent  
Supervisor Gay Lenhard, Town of Ogden  
Patrick Hotchkiss, 105 West Avenue  
Bill Barlow, 15 West Avenue

### **Recreation Fee Information Session**

Trustee Rauber explained his intention for charging a recreation fee to new development. He continued by stating that with the increase in population the park, located in the town of Ogden, would have an increased flow of people thus requiring expansion of the park. The funds collected from the proposed recreation fee would help to pay for the expansion of the park.

Supervisor Lenhard outlined the purpose of the recreation fee and that currently the Town of Ogden charges a \$650 per unit recreation fee to new residential development. Supervisor Lenhard further explained that the Village of Spencerport residents do not pay on any level for the parks. Supervisor Lenhard continued by explaining the services that the Village of Spencerport residents do and do not pay for through their taxes. Supervisor Lenhard also explained that the funds generated from the recreation fee is used for expansion of the park only, not for operation or maintenance. Supervisor Lenhard continued by stating that the town currently is in negotiation with a land owner in the southeast area of Ogden for a possible land donation for a park facility. Supervisor Lenhard stated that the purpose of this fee is to not tax the residents or the new homeowner but to charge the developer.

Trustee Marello questioned what would happen to the parks when development in the Village of Spencerport is complete.

Supervisor Lenhard replied, that is the intention of the recreation fee.

Trustee Marello further explained his concern is that because development is limited the Village of Spencerport the recreation fees generated will be small and that the Village of Spencerport should consider a parks and recreation fee for all of the residents.

Further discussion ensued regarding parks and recreation taxes for the Village of Spencerport residents.

1. Resolution to advertise for Public Hearing regarding Local Law 3/2006 – Recreation Fee

**RESOLUTION 35 9/2006**

Introduced by: Trustee Rauber

Seconded by: Mayor Walker

Be it resolved, that a Public Hearing to be set for October 4, 2006 at 7:00 p.m. to consider the adoption of Introductory Local Law #3 of 2006 to amend Chapter 140 of the Code of the Village of Spencerport entitled “Zoning Ordinance of the Village of Spencerport” which would establish a recreation fee on a per unit basis.

Upon further discussion a motion to amend resolution 35 9/2006 to change the public hearing from October 4, 2006 to November 1, 2006. Introduced by: Trustee Rauber, Seconded by: Mayor Walker.

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

**Building Inspections/Fire Marshal/Code Enforcement**

Kevin Kelly submitted Jack Crooks and his monthly report.

Kevin Kelly commented on the following items:

Earthwork has begun at the Erie View Landing Project for the installation of utilities and roadway.

MCWA is working with the developer and Spencerport Electric for the relocation of utility poles.

Mayor Walker questioned the schedule of when the road will be completed.

Tom West responded that the issue of residents entering the cemetery has been addressed with the developer. Tom continued that the developer stated that he only agreed to special arrangements for funerals for St. John’s Church. Tom further explained that although it is inconvenient the developer does not have many options regarding the placement of the utilities and the construction of the road.

Kevin Kelly continued by stating that a sign has been erected on the Gollel property and proper permits have not been obtained. Kevin stated that he has been in contact with Mr. Gollel’s office. Kevin further stated that the Gollel project does not have preliminary or final approval for their project.

Kevin Kelly continued to comment on the following items:

MCWA planning for the water main relining continues. Fire hydrants on West Avenue will need to be relocated from the north side to the south side for blow off points.

Jack Crooks met with Morgan Management regarding the plaza face lift, permits were issued on September 13, 2006.

Larry Fenity presented ideas for a building on the corner of East Ave and Union Street on behalf of Dr. Robert Fallone.

Kevin Kelly gave the following update on the property located at 51 West Avenue:

As of September 12, 2006 the (2) unregistered vehicles were removed by the resident. Based on an outside inspection conducted by K. Kelly and J. Crooks the property has 12 code violations.

- 302.1 Sanitation – Rear yard is completely overgrown and there is a foul odor being emitted from the rear of the residence.
- 302.4 Weeds – the front yard is marginally maintained while the rear yard is completely overgrown.
- 302.7 Accessory Structures – the collapsed remnants of a detached garage is in the rear yard.
- 303.1 Exterior Structure – The exterior of the property is in an advanced state of deterioration. The structural soundness of the roof is questionable.
- 303.2 Protective Treatment – The entire exterior of the premises is in a complete state of disrepair and deterioration.
- 303.4 Structural Members – The header beam over the front porch is in an advanced state of deterioration and is in eminent danger of collapse.
- 303.5 Foundation Walls – The stone foundation has multiple cracks and some of the stones are missing.
- 303.6 Exterior Walls – The exterior walls are rotting and in an advanced state of deterioration
- 303.7 Roofs and Drainage – Several areas of the roof have been covered by tarpaulins which have now been shredded due to weather conditions. The gutters have fallen from the residence in several areas.
- 303.13 Window, skylights and door frames – A second story opening does not have a window in the frame.
- 303.13.1 Glazing – A second story window does not have glass in the frame.
- 303.13.2 Open-able windows – the windows appear to be in an advanced state of deterioration and appear to be inoperable.

Kevin Kelly explained that in his opinion the board must consider further action on this property. Kevin suggested that the board may want to consider hiring a structural engineer to inspect the property. Further legal action would be necessary to enter the house if the resident is not willing to grant access. Kevin continued that the Village of Spencerport has worked with her to help identify resources for aid in repairing the property.

Discussion ensued regarding the property, condition and courses of action.

The board requested that Kevin Kelly coordinate a meeting with John Mareello, Jack Crooks, and Jim McKinney by the end of the month to discuss an action plan for the property.

The following official action took place:

1. Resolution to approve Final Design Phase for Spencerport Pump Station and Force Main

**RESOLUTION 36 9/2006**

Introduced by: Mayor Walker

Seconded by: Trustee Rauber

Be it resolved, that the proposal from MRB Group for the Final Design Phase of the Spencerport Pump Station and Force Main in the amount of \$322,000 be approved.

Trustee Granger commented that the Village does not own any of the project documentation produced by MRB Group. Trustee Granger questioned that if MRB Group completes the final design phase will the Village of Spencerport have to use them for the entire project.

Mayor Walker explained that the project will need to include the bid phase, construction administration phase and construction observation however MRB does not automatically perform these services without the consent of the board.

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

2. Resolution to approve NIMS program

**RESOLUTION 37 9/2006**

Introduced by: Mayor Walker

Seconded by: Trustee Granger

It is hereby resolved by the Village of Spencerport Board of Trustees adopts the National Incident Management System (NIMS) as the standard for incident management. This resolution shall take effect immediately.

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

3. Resolution to approve fall 2006 Local Government Workshop

**RESOLUTION NO 38 9/2006**

Introduced by: Mayor Walker

Seconded by: Trustee Granger

Resolved, that the Village Board hereby authorizes any Village, Zoning or Planning Board member or support member to attend the Fall 2006 Local Government Workshop Friday, November 17, 2006 in Mt. Morris, NY. Cost for each attendee will be \$40.00.

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

4. Resolution to approve bid for Superintendent's pick up truck

**RESOLUTION NO 39 9/2006**

Introduced by: Mayor Walker

Seconded by: Trustee Marello

Resolved, that the Village Board hereby awards the bid for the 2007 Mid Size Quad Cab 4x4 pick up truck to the lowest bidder meeting all specifications, Doan Dodge Chrysler Jeep Superstore, 4477 Ridge Road West, Rochester, NY 14626 in the amount of \$24,042.00

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

**Attorney**

Richard Olson, Esq., was not in attendance.

**Engineer (s)**

Dave Willard submitted the monthly engineering report.

The following items were highlighted:

- WWTP Plan Project
- 2006 Sanitary sewer relining
- Sanitary sewer I&I study
- Village zoning map
- Village development regulations
- Storm sewer mapping update
- Davison property
- WWTP roof replacement
- Drainage SMSI grant
- Trolley building

**General**

The following items were reviewed:

- Purchasing policy – Public works to include Spencerport Municipal Electric with afore mentioned addition this discussion satisfied the annual review of the Village of Spencerport purchasing policy.
- Trash – Residents will be counseled to attach buck pick up stickers to items on Monday mornings to avoid scavengers picking up items that stickers have been purchased.
- IGA – Discussion ensued regarding the status of the IGA Store
- Hilton Street Lights – Street lights will be installed in approximately 6 weeks, Spencerport Municipal Electric will maintain per signed agreement.

**Adjournment**

Motion was made by Mayor Walker, seconded by Trustee Marello and carried unanimously that the meeting be adjourned at 9:30 p.m.

