

VILLAGE BOARD MEETING
June 4, 2008

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
Carol J. Nellis-Ewell, Trustee
Charles R. Hopson, Trustee

BOARD MEMBERS ABSENT

John R. Marello, Trustee

OTHERS PRESENT

Richard Olson, Village Attorney
Owen McIntee, Superintendent of Electric Department
Jackie Sullivan, Village Clerk
Tom West, DPW Superintendent

Joan Quigley, Maplewood Avenue
Joyce Lobene, Hillcrest Drive
Jim Powell, Nichols Street
Rebecca Guerinot, Noble Drive
Smantha Bieck, Twin Oaks Drive
Dennis Maxwell, Spencerport Road

APPROVAL OF MINUTES

Motion was made by Trustee Nellis-Ewell, seconded by Trustee Hopson and carried that the minutes of the regular meeting held May 7, 2008 be approved as read.

Motion was made by Trustee Rauber, seconded by Trustee Nellis-Ewell and carried that the minutes of the workshop meeting held May 16, 2008 be approve with the following correction: Amend Resolution 206 5/2008 to read 103 Village Walk Circle instead of 104 Village Walk Circle.

A motion was made by Trustee Nellis-Ewell, seconded by Trustee Rauber and carried that the minutes of the workshop meeting held May 21, 2008 be approved as read.

A motion was made by Trustee Nellis-Ewell, seconded by Trustee Hopson and carried that the minutes form the year end meeting held May 30, 2008 be approved as read.

Mayor Walker recognized Village Clerk Jackie Sullivan as an honoree on General Code Publishing's 2008 Municipal Clerks Honor Roll.

Mayor Walker further explained that Clerk Sullivan was nominated by Chamber of Commerce President and Village Zoning Board member Joyce Lobene.

Mayor Walker and Joyce Lobene presented Clerk Sullivan with a certificate and pin from General Code Publishing.

PRIVILEGE OF FLOOR

Mr. Jim Powell announced to the Village Board that he wanted to talk about the Village tax bill. Mr. Powell continued that he cannot understand why the sewer user fee has increase from approximately \$165 in 2000 to \$380 in 2008.

Mayor Walker explained that the increase represents the cost of the project of taking the Waste Water Treatment Plant offline and the construction of the pump station. Mayor Walker continued to explain the process of the project and future billings.

Mr. Powell continued to express his discontent with the sewer user fee.

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Mayor Walker offered to make an appointment with Mr. Powell to review in detail the sewer budgets and costs each year.

Mr. Powell continued to express his discontent and confirmed that he would like to meet with the Mayor.

Mrs. Joan Quigley commented that the flowers on Main Street are beautiful.

Superintendent West commented that the students at BOCES made the flower pots and changed the types of flowers in the pots.

Mrs. Quigley asked why the port a john was not on the canal path.

Superintendent West indicated that it will be placed on the canal path once the construction has been completed.

Sewers Committee – Trustee Rauber, Chairman

Trustee Rauber commented that there was 618 thousand gallons of flow through the treatment plant for the month of May with 1.12 inches of precipitation.

Trustee Rauber continued that the Village did receive application from Stonewall Estates for entrance into our sewer system. Trustee Rauber further explained that the cost per unit will be \$5,500.

Mayor Walker indicated that as we add units to the system the cost to the tax payers will decrease.

Mayor Walker updated the Village Board and the public on the status of the WWTP project. The following items were highlighted.

- Force main is complete, ready and has been tested.
- The dry start up of the pump station has been taking place; with clean water start up beginning next week.
- By the end of June ½ of the affluent stream will be routed though the pump station.
- The current schedule indicates that by the second week in July the pump station will be fully online.

Superintendent West explained that he, Mark Elliott and DPW Staff have been working to drain the pond and working to acquire dirt to fill the pond when it is drained. In an effort to control odor sand has been placed on the drained sediment.

Mayor Walker explained that work will resume on the south side of the canal to complete a portion of the gravity system improvements. Mayor Walker continued that soil samples need to be taken near the Prudential Building to ensure that there are no buried tanks in the path of the proposed sewer line. Upon receipt of the soil samples and acceptable results the contractor will be installing the new gravity lines on Main Street during the time between the Fireman's Carnival and Canal Days. The contractor and MRB Group will be communicating the schedule with the businesses affected.

Clerk Sullivan explained to the Village Board that on April 30, 2008 the Village Board agreed to a cost of \$279,150.00 to complete this portion of the gravity sewer improvements. At that time the approved cost was an estimate. At this time firm numbers have been received indicating the cost will be approximately \$245,000.

Mrs. Lobene questioned if the contractors are a local company to Monroe County.

Mayor Walker replied that they are local and reputable.

Planning/Zoning/Building Control – Trustee Rauber, Chairman

A. Planning

Trustee Rauber read Planning Board Member Ron Muraco's resignation letter. Trustee Rauber continued that Mr. Muraco's resignation is due to his moving from the Village of Spencerport to North Chili.

Trustee Rauber indicated that Planning Board Alternate David Wohlers will be fulfilling Mr. Muraco's term on the Planning Board.

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Mayor Walker recognized and thanked Ron Muraco for his service to the Village Planning Board.

RESOLUTION NO 16/2008

Introduced by: Mayor Walker
Seconded by: Trustee Rauber

Resolved, that the Mayor of the Village of Spencerport hereby appoints David Wohlers as a member of the Planning Board. His term will run from June 4, 2008 to June 4, 2010.

Vote of the Board:	Theodore E. Rauber, Trustee	Aye
	Carol J. Nellis-Ewell, Trustee	Aye
	Charles R. Hopson, Trustee	Aye
	John R. Marelo, Trustee	Absent
	Theodore E. Walker, Mayor	Aye

Trustee Nellis-Ewell attended the Planning Board Meeting and indicated that the board tabled the Prushia subdivision plan until the July 1, 2008 meeting to further review the plans.

B. Zoning

No board action required.

Trustee Rauber indicated that the Zoning Board tabled a request for a fence at a property on the corner of Maplewood Avenue and Union Street until more information and an inspection of the property is done by the Zoning Board members.

Trustee Rauber continued that a hearing is scheduled for the June 19th meeting to review an application from Tim Horton's Restaurant for a drive through.

Mr. Powell asked where the drive through will be located.

Trustee Rauber explained that the proposed Tim Horton's will be located on Union Street south of Page Appliances store.

C. Building Control

No board action required.

D. Code Review

Trustee Rauber explained that the code review committee is reviewing the accessory structure code.

RESOLUTION NO 26/2008

Introduced by: Mayor Rauber
Seconded by: Trustee Hopson

Resolved, that the Village of Spencerport Board of Trustees will conduct a Public Hearing on Wednesday, July 2, 2008 at 7:00 p.m. for introductory local law 7/2008 entitled "Flood Damage Prevention".

Vote of the Board:	Theodore E. Rauber, Trustee	Aye
	Carol J. Nellis-Ewell, Trustee	Aye
	Charles R. Hopson, Trustee	Aye
	John R. Marelo, Trustee	Absent
	Theodore E. Walker, Mayor	Aye

E. Architectural Review

No board action required.

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Trustee Nellis-Ewell commented that plans for the façade renovations to Mr. Inzana's building at 123/127 S. Union Street were reviewed and approved.

Trustee Nellis-Ewell commented that conversation regarding the work at the site of the new firehouse and the pumping of mud into the storm sewers.

Trustee Nellis-Ewell commented that she attended a "Going Green" seminar and that our code book has many opportunities to make "green" revisions.

Finance Committee – Trustee Hopson, Chairman

Trustee Hopson acknowledged receipt of monthly-consolidated investment; HSBC Insured Municipal Money Market rate of 2.05% (dropped from 2.36% in May)

Facilities Committee – Trustee Marello, Chairman

A. Electric

RESOLUTION NO 3 6/2008

Introduced by: Mayor Walker

Seconded by: Trustee Rauber

Resolved, that the Board of Trustees of the Village of Spencerport hereby approves Electric Superintendent Owen McIntee's and Lineman Mike Meyer's attendance at the MEUA Regional Meeting June 12, 2008 in Mayville, NY.

Vote of the Board:	Theodore E. Rauber, Trustee	Aye
	Carol J. Nellis-Ewell, Trustee	Aye
	Charles R. Hopson, Trustee	Aye
	John R. Marello, Trustee	Absent
	Theodore E. Walker, Mayor	Aye

B. Other (Drainage, Franchise)

No board action required.

Mayor Walker commented that he and Building Inspector Jack Crooks met with a representative from the DEC to discuss the revised flood maps and development in the flood plains. The only area for development is potentially the plaza.

Public Works Committee – Trustee Hopson, Chairman

A. Highways/Garage

No board action required.

B. Public Services (Refuse, Recycling, Parks)

No board action required.

Public Safety Committee – Trustee Marello, Chairman

A. Fire Department

No board action required.

Mayor Walker commented that construction of the new Fire Department has started and issues with water and drainage have occurred but are being taken care of.

B. Police

No board action required.

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Ogden Police Department had an open house on June 1st.

Trustee Rauber commented that Carl Ayers will be acting as a volunteer dock master for this summer and Ken Olson will be starting in June as our seasonal security guard.

Human Resources Committee – Trustee Nellis-Ewell, Chairman

No board action required.

Trustee Nellis-Ewell reported that she and Clerk Sullivan have met with employee representatives Greg Dorgan and Gary Penders to discuss health care and potential plans. Trustee Nellis-Ewell indicated that there are some opportunities for the Village of Spencerport and that Clerk Sullivan will be arranging our insurance consultant to speak to the Village Board and Staff members.

Economic Development Committee – Trustee Nellis-Ewell, Chairman

No board action required.

Trustee Nellis-Ewell commented that she attended the Chamber of Commerce meeting today and that grant writing opportunities were discussed for the community. The Relay for Life event is scheduled for this Friday and is the largest in New York State and that the Senior Center is consistently looking for speakers for their lunch program.

Trustee Nellis-Ewell commented that she has forwarded comments to Monroe County regarding the Lyell Avenue project regarding cost, landscaping and turning lanes.

Village Administrator

Position is currently vacant.

Village Clerk – Jacqueline Sullivan

Clerk Sullivan publically thanked Mrs. Joyce Lobene for the nomination to General Code Publishing's Clerk Honor Roll. Clerk Sullivan thanked all of her staff and other staff member for all of their help and patience.

Clerk Sullivan reported that she attended the DARE Graduation at the Bernabi School and found it to be a very interesting experience.

Clerk Sullivan informed the Board and the Public that the Village renewed their liability and workers compensation insurance at 21% less than the previous fiscal year. The tax bills have been mailed out and payments are being received.

Clerk Sullivan commented that the Perinton Concert Band has approached Village to perform at our Gazebo in 2009.

RESOLUTION NO 4 6/2008

Introduced by: Mayor Walker

Seconded by: Trustee Nellis-Ewell

Resolved, that the Board of Trustees of the Village of Spencerport hereby approves Village Clerk Jackie Sullivan attendance at an Employment Law Seminar, July 22, 2008 in Rochester, NY. Cost not to exceed \$200.00

Vote of the Board:	Theodore E. Rauber, Trustee	Aye
	Carol J. Nellis-Ewell, Trustee	Aye
	Charles R. Hopson, Trustee	Aye
	John R. Mareello, Trustee	Absent
	Theodore E. Walker, Mayor	Aye

RESOLUTION NO 5 6/2008

Introduced by: Mayor Walker

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Seconded by: Trustee Nellis-Ewell

Resolved, that the Village of Spencerport Board of Trustees hereby approves any Village, Planning or Zoning Board Member to attend NYCOM Training on July 31, 2008. Cost \$60 per person.

Vote of the Board:	Theodore E. Rauber, Trustee	Aye
	Carol J. Nellis-Ewell, Trustee	Aye
	Charles R. Hopson, Trustee	Aye
	John R. Marello, Trustee	Absent
	Theodore E. Walker, Mayor	Aye

Superintendent of Public Works – Thomas M. West

Superintendent West requested executive session to discuss possible litigation.

Superintendent West updated the Board on the following items:

- The conduit is in for the fiber optic cable.
- Crews are striping the roads.
- 3 way signs are in for Maplewood Avenue
- Drainage piping for the Prospect Street project has been ordered; pricing continues to rise for petroleum based products.
- Staff has met with the scale company for the garbage trucks.
- The specifications for the recycling truck have been created and will be advertised in this weekends Suburban News for a bid opening on June 17, 2008.
- The water project continues and it has been a challenge for the Village as well as MCWA. Black topping should be done by June 6, 2008.

Superintendent of Electric – Owen McIntee

Superintendent McIntee updated the Board on the following items:

- No unplanned outages have been experienced.
- Mat Gartz continues with apprentice line school and is 1st in his class.
- Attended management class with Mike Meyers, Tom West, Paul Robinson and Jim Reddick.
- Working on a pole replacement agreement with Frontier.
- Work continues at the Canal Landing subdivision with utilities going in after July 1st.
- Electric designs for the new firehouse need to be submitted to Monroe County.
- Work continues regarding high electric bills.
- Bucket truck will be in the Fireman's Parade.
- Tony Modafferri, President of the MEUA will be visiting SME on June 9th.

Attorney – Richard J. Olson

No board action required.

Attorney Olson commented that he has been working with Treasurer Harissis on the EFC agreement documents.

Administrative Committee – Mayor Walker, Chairman

RESOLUTION NO 6 6/2008

Introduced by: Mayor Walker

Seconded by: Trustee Hopson

Resolved, that the Village of Spencerport Board of Trustees hereby renames the drive to leading to 6 Big Ridge Road Tax id# 087.06-1-1 in the Village of Spencerport Northrup Creek Drive.

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Therefore, be it resolved that the property formally known as 6 Big Ridge Road will now be known as 24 Northrup Creek Drive.

Vote of the Board:	Theodore E. Rauber, Trustee	Aye
	Carol J. Nellis-Ewell, Trustee	Aye
	Charles R. Hopson, Trustee	Aye
	John R. Mareello, Trustee	Absent
	Theodore E. Walker, Mayor	Aye

RESOLUTION NO 7 6/2008

Introduced by: Mayor Walker
Seconded by: Trustee Nellis-Ewell

Resolved, that the Village of Spencerport Board of Trustees hereby awards the bid for the dump body and plow attachment for existing truck chassis to Viking-Cives, USA in the amount of \$42,300.10.

Vote of the Board:	Theodore E. Rauber, Trustee	Aye
	Carol J. Nellis-Ewell, Trustee	Aye
	Charles R. Hopson, Trustee	Aye
	John R. Mareello, Trustee	Absent
	Theodore E. Walker, Mayor	Aye

RESOLUTION NO 8 6/2008

Introduced by: Mayor Walker
Seconded by: Trustee Hopson

Resolved, that the Village of Spencerport Board of Trustees hereby authorizes Treasurer Linda Harissis to sign the project finance agreement, the EFC Clean Water Statutory Installment Bonds totaling \$7,566,753.00 and any other financial documents associated with the NYS Environmental Facilities Corporation, Clean Water State Revolving Fund, Project # C8-6443-02-00.

Vote of the Board:	Theodore E. Rauber, Trustee	Aye
	Carol J. Nellis-Ewell, Trustee	Aye
	Charles R. Hopson, Trustee	Aye
	John R. Mareello, Trustee	Absent
	Theodore E. Walker, Mayor	Aye

Mayor Walker reminded the Board and public about the Camber of Commerce Golf Tournament on July 21, 2008.

Mayor Walker announced the opening of the Splash Pad at Pineway Pond Park and the Big Ridge Road reconstruction.

Unfinished Business

New Business

Bills

Motion was made by Trustee Rauber, seconded by Trustee Nellis-Ewell and carried unanimously that the monthly bills be paid as audited in the following amounts:

General Fund	\$ 33,513.63
Electric Fund	\$ 5,609.82
Sewer Fund	\$ 11,459.76
Trust Fund	\$ 0
Capital Fund	\$ <u>2,224.60</u>

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TOTAL: \$ 52,224.60

Motion was made by Mayor Walker, seconded by Trustee Rauber and carried unanimously that the cash disbursements for the General, Electric, Sewer, Trust and Capital Funds, June 2008 be approved as audited.

Adjournment

Motion was made by Mayor Walker, seconded by Trustee Nellis-Ewell and carried unanimously that the regular meeting be adjourned to executive session to discuss litigation issues at 8:30 p.m.

Motion was made by Mayor Walker, seconded by Trustee Rauber and carried unanimously that the executive session be adjourned to workshop session at 9:04 p.m.

Motion was made by Mayor Walker, seconded by Trustee Rauber and carried unanimously that the workshop session be adjourned at 9:15 p.m.