

VILLAGE BOARD MEETING
September 3, 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

Owen McIntee, Superintendent of Electric Department
Jackie Sullivan, Village Clerk
Tom West, DPW Superintendent
Joan Quigley, Maplewood Avenue
Robert Garlick, Nichols Street
Andy Squire, Pine crest Drive

Richard Olson, Village Attorney

APPROVAL OF MINUTES

A motion was made by Mayor Walker, seconded by Trustee Rauber and carried that the minutes of the August 6, 2008 Village Board meeting be accepted as read

A motion was made by Mayor Walker, seconded by Trustee Nellis-Ewell and carried that the minutes of the special meeting held August 8, 2008 be approved noting that Trustee Marello was present at the meeting.

A motion was made by Mayor Walker, seconded by Trustee Rauber and carried that the minutes of the special meeting held August 21, 2008 be approved noting that Attorney Olson and Deputy Clerk Marischen were present at the meeting. Trustee Hopson abstained.

PRIVILEGE OF FLOOR

Sewers Committee – Trustee Rauber, Chairman

Mayor Walker updated the board on the WWTP project indicating that performance testing is taking place on the pump station during the month of October and punch list items are being addressed. Mayor Walker continued that the gravity portion of the project on Union Street will be restarting the week of September 8th, continuation of the canal bore will possibly take place in the winter of 2008, EFC financing closed with only one minor issue regarding the transfer of ownership that will be address by both parties in 3-18 months and that the BAN associated with the project was paid off with EFC funds on September 4th.

RESOLUTION NO 38 9/2008

Introduced by: Mayor Walker
Seconded by: Trustee Hopson

Resolved, that the Village of Spencerport Board of Trustees hereby approves payment application #12 from Villager Construction, Inc. in the amount of \$46,875.66 for the PS-General Contract.

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

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RESOLUTION NO 39 9/2008

Introduced by: Mayor Walker
Seconded by: Trustee Rauber

Resolved, that the Village of Spencerport Board of Trustees hereby approves payment application #13 from Villager Construction, Inc. in the amount of \$26,742.50 for the FM-General Contract.

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 40 9/2008

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

Resolved, that the Village of Spencerport Board of Trustees hereby approves a payment application from MRB Group for Bid and Construction Phase – Spencerport Pump Station & Force Mail from 5/25/2008 – 7/19/2008 in the amount of \$78,336.56.

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

Planning/Zoning/Building Control – Trustee Rauber, Chairman

A. Planning

No board action required.

B. Zoning

No board action required.

C. Building Control

No board action required.

D. Code Review

No board action required.

E. Architectural Review

No board action required. Trustee Rauber indicated that approval was granted to Ross Gates of the Galley Restaurant for a portable garage structure to act as coverage for their patio to be able to extend his outside business. Trustee Rauber continued that fencing was approved for installation at the Kennedy/Scum office on Nichols Street for screening between their office and ESL Federal Credit Union.

Finance Committee – Trustee Hopson, Chairman

Trustee Hopson acknowledged receipt of monthly-consolidated investment; HSBC Insured Municipal Money Market rate of 1.87% (up .02 from August 2008) CD Rates are 2.2% for 29 day CD and 2.4% for 61 day CD.

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Facilities Committee – Trustee Mareello, Chairman

A. Electric

RESOLUTION NO 41 9/2008

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

Resolved, that the Village of Spencerport Board of Trustees hereby approves the purchase of consumer recycling kits for compact fluorescent lamps, 4ft small lamp kit to be sold to Spencerport Municipal Electric customers cost not to exceed \$380.00.

Mayor Walker explained that this program is a direct result of the community's concern of disposing of compact fluorescent light bulbs.

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 42 9/2008

Introduced by: Mayor Walker
Seconded by: Trustee Hopson

Whereas, the Village of Spencerport will provide to the Village of Hilton upon their request any and all materials, machinery, equipment and personnel which may be reasonably required to maintain and repair the Street Lighting System in the Village of Hilton.

Therefore be it Resolved, that the Village of Spencerport Board of Trustees hereby authorizes the Mayor to sign the attached inter-municipal agreement with the Village of Hilton.

Superintendent McIntee explained that SME would provide maintenance on their village street lights. Spencerport would be notified as bulk maintenance is necessary on Hilton's street lights.

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

B. Other (Drainage, Franchise)

No board action required.

Public Works Committee – Trustee Hopson, Chairman

A. Highways/Garage

No board action required. Trustee Hopson indicated that the advertisement for the gutter and roof replacement for the mechanics building has been re-advertised in the Suburban News.

Mayor Walker complimented Superintendent West on the great job done on Prospect Street.

Discussion ensued regarding the condition of Big Ridge Road.

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B. Public Services (Refuse, Recycling, Parks)

No board action required.

Public Safety Committee – Trustee Mareello, Chairman

A. Fire Department

No board action required. Mayor Walker commented that progress continues on the Lyell Avenue Fire Department construction.

B. Police

No board action required. Trustee Rauber commented that Trustee Mareello commented that security guard Ken Olson continues to make a positive impact during the summer months keeping the area youth moving through out the Village.

Trustee Rauber commented that Dock Master Carl Ayers is an excellent addition to assist with the summer time activities in the Village of Spencerport. Mr. Ayers has helped many visitors navigate the dock slips and the Village. Trustee Rauber further commented that the Rose Lummis has achieved their business plan for 2008 and will be returning in the summer of 2009.

Human Resources Committee – Trustee Nellis-Ewell, Chairman

No board action required. Trustee Nellis-Ewell commented that work continues on health care plans.

Economic Development Committee – Trustee Nellis-Ewell, Chairman

No board action required. Trustee Rauber commented that more volunteers are needed to greet the participants of the annual Eire Canal bike tour.

Trustee Nellis-Ewell commented that a water bottle refilling station would be more appropriate for 2009.

Trustee Rauber commented that the condition of the CSX railroad bridge continues to deteriorate.

Village Administrator

Position is currently vacant.

Village Clerk – Jacqueline Sullivan

RESOLUTION NO 43 9/2008

Introduced by: Mayor Walker

Seconded by: Trustee Nellis-Ewell

Resolved, that the Village of Spencerport Board of Trustees hereby approves Deputy Clerk, Glenda Marischen to attend Powerful Communication Skills for Women seminar October 21, 2008 in Rochester, NY. Cost not to exceed \$160.00

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 44 9/2008

Introduced by: Mayor Walker

Seconded by: Trustee Rauber

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Resolved, that the Village of Spencerport Board of Trustees hereby approves any Village, Planning, Zoning Board member and support staff member to attend the fall 2008 Land Use Decision Making Training Program.

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 45 9/2008

Introduced by: Mayor Walker
Seconded by: Trustee Hopson

Resolved, that the Village of Spencerport Board of Trustees hereby approves refunding \$380 to Mark and Patricia Undercut, 36 Pine crest Drive, Spencerport, NY for miscalculation of their sewer tax for fiscal year 2007/2008 and 2008/2009.

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 46 9/2008

Introduced by: Mayor Walker
Seconded by: Trustee Rauber

Resolved, that the Village of Spencerport Board of Trustees hereby approves any Village, Planning, Zoning Board member and support staff member to attend the 2008 New York State Canal Conference in Grand Island, NY October 5-7, 2008 cost not to exceed \$235 per person.

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

Clerk Sullivan commented on the following items

- The employee orientation for new health care plan is scheduled for Friday, October 3rd at 7:30 a.m. Bond Financial will be used as the broker of record and will be working with Brian in obtaining rates.
- Successful concert series for 2008 and that Margaret Gioia continues to do a good job coordinating these concerts and at this time Margaret is working on completing 2008 brick orders.
- Follow-up letter will be sent to residents who have not paid their 2008 Village taxes.
- Continues to work with the webmaster to keep the Village website up to date.

Superintendent of Public Works – Thomas M. West

Superintendent West commented on the following items:

- Drainage, gutter and road work has been completed on Prospect Street. Paul Robinson and his crews have done an excellent job coordinating this project. Superintendent West indicated that this project would have cost about \$1,000,000 if it had been done by a contractor. Superintendent West expressed his gratitude to the Board for giving his crews the support to complete these types of projects.
- Paving of Prospect Street will take place on September 15 and 16.
- Work on the Gollel/Canalside Landing project continues. MRB continues to help with this project.
- Sewer, pump station, manhole and tie map issues continue to be addressed; dedication will not take place until these items are corrected.

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- Drainage associated with Timber Ridge has been completed.
- Recycling truck has been ordered and 10 wheel dump truck has been ordered and will be in early October.
- Slip lining of Harwood Road will be complete in a couple of weeks. This work will be done under the Sewer Term Contract with Skanex.
- WWTP decommissioning is nearly complete and finish work/grading is being completed. Buildings and pumps are being removed at this time.
- The Monroe County fiber optic project continues with the assistance of DPW and SME Crews.
- Drainage work on Parkhurst Drive will be taking place when Prospect Street is done.
- All of the life rings have been installed on the Canal bank.
- The Village DPW will be looking into doing County work with the new dump truck.
- Scale system on the new refuse truck continues to not work but the new system should be in within the next month.

Superintendent of Electric – Owen McIntee

Superintendent McIntee updated the Board on the following items:

- Requested executive session to follow-up on a personnel matter.
- No significant outages reported.
- Safety and training starts in September.
- October 1st is the IEEP Annual Meeting will be attended by Superintendent McIntee and Treasurer Harissis.
- MEUA fall engineering workshop agenda has arrived and a determination will be made as to staff members attending.
- Pole replacements have taken place to the Terry Taylor School with a scheduled shut down to complete.
- Electronic maps for the electric franchise will be completed by the end of October 2008.
- Continue to work towards Green initiatives.

Attorney – Richard J. Olson

Attorney Olson was absent from the meeting.

Administrative Committee – Mayor Walker, Chairman

RESOLUTION NO 47 9/2008

Introduced by: Mayor Walker

Seconded by: Trustee Nellis-Ewell

Resolved, that the Village of Spencerport Board of Trustees hereby approves Letter of Credit Release Estimate Number 9 for the Canal Landing Sub-Division in the amount of \$22,721.15 thereby leaving \$304,189.54 to finish the project.

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

RESOLUTION NO 48 9/2008

Introduced by: Mayor Walker
Seconded by: Trustee Hopson

Resolved, that the Village of Spencerport Board of Trustees hereby approves Letter of Credit Release Estimate Number 10 for the Canal Landing Sub-Division in the amount of \$63,802.37 thereby leaving \$240,387.17 to finish the project.

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 explained that the first meeting for the East Avenue steering committee is scheduled for Monday, September 8th at 9:00 a.m. This committee will be working with the consultant to begin to drive the project to completion. An RFP has been developed and proposals are now being obtained from consultants. Project should be completed by the end of April 2009.

Mayor Walker continued that no work has been done regarding the East Avenue and dock grant that was received as formal notification has not been received at this time.

Mayor Walker announced that an invitation has been received for the grand opening of the SCS Pool. Renovations to the plaza continue and he and Joyce Lobene will be meeting with Morgan Mgt. and a potential grocer next week.

Unfinished Business

Trustee Rauber commented that he, Craig Byham and Al Scheg have been meeting regarding updating the comprehensive plan.

Mayor Walker announced the Association of Villages will be having David Zorn at their October meeting and that ten members of each village will be invited to attend. Mayor Walker reviewed County Executive Maggie Brooks attendance at the last meeting regarding her Green initiatives.

New Business

Bills

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

General Fund	\$ 69,484.56
Electric Fund	\$ 40,404.45
Sewer Fund	\$ 21,391.28
Trust Fund	\$ 0
Capital Fund	\$ 8,971.64
TOTAL:	\$140,251.93

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

Adjournment

Motion was made by Mayor Walker, seconded by Trustee Rauber and carried unanimously that the regular meeting be adjourned to executive session to discuss employee issues at 8:54 p.m.

Motion was made by Mayor Walker, seconded by Trustee Hopson and carried unanimously that the executive session be adjourned to regular meeting at 9:44 p.m.

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RESOLUTION NO 49 9/2008

Introduced by: Mayor Walker
Seconded by: Trustee Hopson

Resolved, that the Village of Spencerport Board of Trustees hereby approves advertising internally for the position of electric department working foreman. The position is to be filled by year end 2008. Successful candidate will have a 6 month probationary period as outlined in the Village of Spencerport Employee Handbook.

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

Motion was made by Mayor Walker, seconded by Trustee Rauber and carried unanimously that the regular meeting be adjourned to workshop session at 9:46 p.m.

Trustee Rauber stated that Planning Board Chairman Robert Garlick will be retiring from his position at the close of 2008.

Motion was made by Mayor Walker, seconded by Trustee Nellis-Ewell and carried unanimously that the workshop session be adjourned at 9:50 p.m.