

**VILLAGE BOARD WORKSHOP MEETING**  
**July 15, 2009**

**CALL TO ORDER:** 4:30 p.m.

**BOARD MEMBERS PRESENT**

Joyce Lobene, Mayor  
Theodore E. Rauber, Trustee  
Carol J. Nellis-Ewell, Trustee  
Charles R. Hopson, Trustee  
Fritz Gunther, Trustee

**BOARD MEMBERS ABSENT**

**Others Present**

Kevin Kelly, Code Enforcement Officer  
Owen McIntee, Electric Superintendent  
Jackie Sullivan, Village Clerk  
Richard Olson, Attorney

**BI/FM/CE – Monthly Report**

Mr. Jack Crooks, Building Inspector updated the Village Board on the following items:

- Countryside Cabinets showroom is open in the old Eckert Building on Union Street.
- Apartment Building owned by David Lintz on Brockport Spencerport Road is in process of being sold and current owner is making the property code compliant.
- Collichio subdivision – Building permits will not be issued until the pump station located on Ballard Avenue is to be rebuilt by Mr. Gollel. Plat will not be filed with Monroe County until the pump station is rebuilt.
- St. John's Church is taking steps to relocate the religious shop into former school located on Martha Street.
- No zoning board meeting scheduled for July due to not receiving any applications.
- 8 Building permits issued this month and 32 total for the Village in 2009.
- The proposed building for 117 S. Union Street presented to Planning Board was denied.

Mr. Kevin Kelly, Code Enforcement Officer updated the Village Board on the following items:

- Organizers of the Haunted Maze to be located in the Village Plaza will need to go to the Zoning Board for a use variance to have the maze. The maze is to be located in the vacant spot between the reptile store and Rite Aid. Information regarding requirements has been given to the organizer.
- The property located at 53 West Avenue continues to be a problem. Contact was made to MRB for a follow-up inspection. MRB indicated that it would take 9 hours to complete an assessment of property. Discussion ensued regarding next steps.
- Communication with Mr. Breckenridge has been made to propose leasing the property for the cost of the taxes and Mr. Breckenridge indicated that he will remove the shed and the Village will remove the fence posts and maintain the property. Mr. Breckenridge indicated that if the lease is terminated a shed can be put back on the property.
- SFD is in their new building and a fire inspection has been completed.
- Lakeside Urgent Care Facility has had a fire inspection.
- Basketball hoop was installed on Canalside Drive at Mr. and Mrs. Marisco's house and work continues to relocate the basketball hoop.

**Attorney – Monthly Report**

Attorney Olson commented that he attended a meeting at MEUA with the Mayor and the Electric Superintendent to discuss the borderline properties and supplying them with electric service.

670 Ogden Parma Townline Road needs to be normalized and power will be supplied to both properties and #670 will be an RG&E customer.

Correspondence will be send to both properties by Attorney Olson indicating the process that will need to take place.

Attorney Olson indicated that he has concerns that the WWTP Pump Station ownership transfer has not been completed and that bond counsel has not responded to Attorney Olson's requests for information.

Attorney Olson requested permission from the Village Board to complete the transfer of ownership.

Mayor Lobene commented that she and Superintendent West met with MRB to ensure that the canal bore will be on schedule and taking place in the winter of 2009.

Trustee Nellis-Ewell led discussion regarding the 57/59 West Avenue LoPresti project indicating that this project was denied several years ago and if the decision is to be reversed the Village Board must address the reasons why the project was denied and ensure that all issues surrounding the denial have been addressed.

Discussion ensued regarding zoning and rezoning.

Mayor Lobene questioned what the next steps are?

Trustee Rauber indicated that a public hearing would be necessary to hear the project and address the issues surrounding the denial of the previous request.

**The following official action took place:**

**RESOLUTION NO 22 7/2009**

Introduced by: Trustee Nellis-Ewell

Seconded by: Trustee Hopson

Resolved, that the Board of Trustees of the Village of Spencerport hereby approves the 2009 Spencerport Volunteer Fireman's Association drill team competition on Saturday, August 1, 2009 starting at 9:00 a.m. with a rain date of Sunday, August 2, 2009.

Vote of the Board:	Theodore E. Rauber, Trustee	Aye
	Carol J. Nellis-Ewell, Trustee	Aye
	Charles R. Hopson, Trustee	Aye
	Fritz Gunther, Trustee	Aye
	Joyce Lobene, Mayor	Aye

**RESOLUTION NO 23 7/2009**

Introduced by: Mayor Lobene  
Seconded by: Trustee Rauber

Resolved, that the Board of Trustees of the Village of Spencerport hereby acknowledges the notification sent by the Spencerport Volunteer Exempt Firemen's Benevolent Association for the renewal of their liquor license.

Vote of the Board:	Theodore E. Rauber, Trustee	Aye
	Carol J. Nellis-Ewell, Trustee	Aye
	Charles R. Hopson, Trustee	Aye
	Fritz Gunther, Trustee	Aye
	Joyce Lobene, Mayor	Aye

**RESOLUTION NO 24 7/2009**

Introduced by: Trustee Gunther  
Seconded by: Trustee Nellis-Ewell

Resolved, that the Board of Trustees of the Village of Spencerport hereby approves the renaming Amity Street west of Evergreen Street (fka-Amity Street Ext.) to Glen Cairn Court. This name change will affect the following parcels:

- 086.12.-1-4
- 086.12.1.29 (lot 4)
- 086.12.1.30 (lot 5a)
- 086.12.1.31 (lot 6a)
- 086.12-1-32 (lot 3)
- 086.12-1-33 (lot 2)

Vote of the Board:	Theodore E. Rauber, Trustee	Aye
	Carol J. Nellis-Ewell, Trustee	Aye
	Charles R. Hopson, Trustee	Aye
	Fritz Gunther, Trustee	Aye
	Joyce Lobene, Mayor	Aye

**RESOLUTION NO 25 7/2009**

Introduced by: Trustee Rauber  
Seconded by: Trustee Hopson

Resolved, that the Board of Trustees of the Village of Spencerport hereby approves the closing of Union Street from West Avenue to Amity Street starting Saturday, July 25<sup>th</sup> at 6:30 a.m. through Sunday, July 26<sup>th</sup> at 7:30 p.m. for Canal Days.

Vote of the Board:	Theodore E. Rauber, Trustee	Aye
	Carol J. Nellis-Ewell, Trustee	Aye
	Charles R. Hopson, Trustee	Aye
	Fritz Gunther, Trustee	Aye
	Joyce Lobene, Mayor	Aye

**RESOLUTION NO 26 7/2009**

Introduced by: Trustee Hopson  
Seconded by: Trustee Nellis-Ewell

Resolved, that the Board of Trustees of the Village of Spencerport hereby approves the 2009 SCS Home Coming Parade Saturday, September 26, 2009 starting at 12:30 p.m.

Vote of the Board:	Theodore E. Rauber, Trustee	Aye
	Carol J. Nellis-Ewell, Trustee	Aye
	Charles R. Hopson, Trustee	Aye
	Fritz Gunther, Trustee	Aye
	Joyce Lobene, Mayor	Aye

**RESOLUTION NO 27 7/2009**

Introduced by: Mayor Lobene  
Seconded by: Trustee Rauber

Resolved, that the Board of Trustees of the Village of Spencerport hereby approves conducting a public hearing on Wednesday, August 5, 2009 at 7:00 p.m. to consider technical changes Local Law 3/2009 repair and removal of unsafe buildings.

Vote of the Board:	Theodore E. Rauber, Trustee	Aye
	Carol J. Nellis-Ewell, Trustee	Aye
	Charles R. Hopson, Trustee	Aye
	Fritz Gunther, Trustee	Aye
	Joyce Lobene, Mayor	Aye

**RESOLUTION NO 28 7/2009**

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

Resolved, that the Board of Trustees of the Village of Spencerport hereby approves conducting a public hearing on Wednesday, August 5, 2009 at 7:00 p.m. to consider Local Law 5/2009 Regulation of certain animals.

Vote of the Board:	Theodore E. Rauber, Trustee	Aye
	Carol J. Nellis-Ewell, Trustee	Aye
	Charles R. Hopson, Trustee	Aye
	Fritz Gunther, Trustee	Aye
	Joyce Lobene, Mayor	Aye

**RESOLUTION NO 29 7/2009**

Introduced by: Trustee Rauber  
Seconded by: Trustee Nellis-Ewell

Resolved, that the Board of Trustees of the Village of Spencerport hereby approves conducting a public hearing on Wednesday, August 5, 2009 at 7:00 p.m. to consider rezoning 57/59 West Avenue from an R2 to a R3

Vote of the Board:	Theodore E. Rauber, Trustee	Aye
	Carol J. Nellis-Ewell, Trustee	Aye

Charles R. Hopson, Trustee	Aye
Fritz Gunther, Trustee	Aye
Joyce Lobene, Mayor	Recluse

**RESOLUTION NO 30 7/2009**

Introduced by: Mayor Lobene  
Seconded by: Trustee Gunther

Resolved, that the Board of Trustees of the Village of Spencerport hereby approves leasing the Breckenridge property on Union Street for renewable one year terms for the amount of the Village Taxes.

Vote of the Board:	Theodore E. Rauber, Trustee	Aye
	Carol J. Nellis-Ewell, Trustee	Aye
	Charles R. Hopson, Trustee	Aye
	Fritz Gunther, Trustee	Aye
	Joyce Lobene, Mayor	Aye

**Adjournment**

Motion was made by Mayor Lobene, seconded by Trustee Rauber and carried unanimously that the meeting be adjourned at 7:00 p.m.