

**VILLAGE BOARD WORKSHOP MEETING**  
**January 20, 2010**

**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 (excused himself at 5:45 p.m.)

**BOARD MEMBERS ABSENT**

**Others Present**

Jack Crooks, Building Inspector  
Owen McIntee, DPW Superintendent  
Richard Olson, Attorney  
Jackie Sullivan, Village Clerk  
Tom West, DPW Superintendent

Mr. Crooks commented that a review meeting that took place regarding the plans that were submitted by Morgan Management for Village Plaza phase two and phase three for approval at the February 2010 Planning Board Meeting.

Mr. Crooks summarized that there are several items on the submitted plans for phase two and three continue to need to be addressed and that Morgan Management and their engineer, Costich Engineering, has the list of items that need addressing. Currently the outstanding items have not been addressed. Mr. Crooks continued that if these items are not addressed the Planning Board will table the application until the outstanding items are addressed.

Discussion ensued regarding the outstanding items and the various phases of the Village Plaza project and process of issuing permits.

Superintendent McIntee commented that he has spoken to the general contractor for Morgan Management indicating that electric heat is not allowed in new construction and that they must use natural gas heating units because it is available.

Mayor Lobene commented that if this project is going to work we need to make sure we are following the rules and codes.

Trustee Rauber commented that he agrees we should be following the Village Codes for this project.

Mr. Crooks commented that the Planning Board must decided how they would like to go forward with the approval process for phase two and three of the Village Plaza. He indicated that tabling the application is an option; conditional final approval is an option but it needs to be pretty black and white.

Mayor Lobene responded that she does not want to see it tabled however if Morgan does not get the things done on phase one in the next two weeks then the Planning Board can determine how to approve phase two and three.

Attorney Olson led a group discussion regarding possibility of reducing the number of large scale plans needed for the Planning Board.

Trustee Nellis-Ewell indicated that she will work to implement the plan in an effort to be greener.

Attorney Olson commented that a local law can be enacted to prohibit the conversion an existing apartment property to a condominium.

Mayor Lobene explained to the Village Board that the Town of Ogden is having a public hearing regarding condominiums.

Attorney Olson explained that the Town of Ogden has already enacted a code prohibiting the conversion of an existing apartment property to a condominium and that the proposed code up for public hearing will address prohibiting any new condominiums being built within the Town of Ogden.

Attorney Olson recommended that the Village should look into prohibiting the conversion of an existing apartment property into a condominium but feels that it is not necessary to prohibit the building of new condominiums due to the limited amount of undeveloped land within the Village limits.

The Village Board asked Attorney Olson to go forward to develop the local law to prohibit the conversion of apartments to condominiums.

The following official action took place:

**RESOLUTION 88 1/2010**

Introduced by: Mayor Walker  
Seconded by: Trustee Gunther

**INTRODUCTORY LOCAL LAW #1-2010  
VILLAGE OF SPENCERPORT, MONROE COUNTY**

**TAX EXEMPTIONS FOR REAL PROPERTY**

**WHEREAS**, the Village Board has before it a proposed Local Law to revise Chapter 114 of the Village Code "Taxation" with respect to property tax exemptions for:

1. Senior Citizens;
2. Business Investment
3. Veterans;
4. Disabled Persons with Limited Income; and

**WHEREAS**, in order to consider said change, the Village Board of the Village of Spencerport is required to hold and conduct a public hearing thereon;

**NOW, THEREFORE, BE IT RESOLVED:**

**SECTION 1.** That the Village Board of the Village of Spencerport shall hold and conduct a Public Hearing on the 3rd day of February, 2010, at 7:00 p.m. at the Village Hall, 27 West Avenue, Village of Spencerport, New York, 14559 to consider to the attached Local Law; at which Public Hearing all interested persons will be heard concerning the subject matter thereof.

**SECTION 2.** That the Village Clerk shall cause due notice of such public hearing to be published as required by law.

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 89 1/2010**

Introduced by: Mayor Lobene  
Seconded by: Trustee Gunther

Now, therefore, be it resolved:

That the Village of Spencerport Board of Trustees hereby approves attendance at the 2010 NYCOM Winter Legislative Meeting February 21 and 22, 2010 by any Village Board Member. Cost not to exceed \$414.00 per person.

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 90 1/2010**

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

Now, therefore, be it resolved:

That the Village of Spencerport Board of Trustees hereby authorizes the Mayor to sign the inter-municipal amendatory agreement with Monroe County for fleet services, machinery, tools, equipment and services sharing access and sale of alternate fuels for 2010.

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

**RESOLUTION 91 1/2010**

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

Now, therefore, be it resolved:

That the Village of Spencerport Board of Trustees hereby approves attendance at the 2010 Monroe County Spring Land Use Decision Making Training Program by any Village, Planning or Zoning Board Member and/or any Village Attorney or Support Staff member. Cost not to exceed \$200 per person.

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

A motion was made by Trustee Rauber, seconded by Trustee Hopson and carried unanimously that the workshop session be adjourned at 8:30 p.m.