

**VILLAGE BOARD MEETING
November 3, 2010**

CALL TO ORDER: 7:00 p.m.

The Pledge of Allegiance was led by Trustee Nellis-Ewell

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

Owen McIntee, Electric Superintendent
Joan Quigley, Maplewood Avenue
Richard Olson, Village Attorney
Kris Schultz, Black Forest Drive
Jackie Sullivan, Village Clerk
Tom West, DPW Superintendent

(5) Participation in Government Students

APPROVAL OF MINUTES

A motion was made by Trustee Rauber, seconded by Trustee Hopson and carried that the minutes of the October 6, 2010 be approved as read.

A motion was made by Trustee Gunther, seconded by Trustee Rauber and carried that the minutes of the workshop meeting held October 20, 2010 be approved as read.

PRIVILEGE OF THE FLOOR

Mrs. Quigley, Maplewood Avenue inquired if business has improved in the plaza since the renovations and opening of Tops.

Mayor Lobene indicated that business has improved and Trustee Nellis-Ewell added that the owner of Curves indicated that her business has doubled since the opening of Tops.

Administrative Committee – Mayor Lobene, Chairman

Mayor Lobene asked the Trustees if they would be available to meet on a Saturday morning in December to have a joint meeting with the Mayor and members of the Fairport Preservation Committee to discuss the steps involved in establishing a preservation district. Possible date is December 11th in the morning.

Mayor Lobene acknowledged the Spencerport Rangers Cheerleaders for their Section V title. Mayor Lobene indicated that she will be presenting the School Board with a certificate for the cheerleaders.

Mayor Lobene acknowledged employee Greg Dorgan for bringing the high school service club to the Village Office to clean up the gardens after the group worked at the Ogden Senior Center. Mayor Lobene continued that the Ogden Community chorus will be performing on December 4th and 5th.

Sewers Committee – Trustee Rauber, Chair

No Board action required. Trustee Rauber indicated that he would defer to Superintendent West to give an update regarding sewers.

Planning/Zoning/Building Control – Trustee Nellis-Ewell, Chairman

Village Board
November 3, 2010

- A. Planning
No Board action required.

Trustee Nellis-Ewell commented that both the Architectural and Planning Board met the previous night and three signs were approved for Bonnie's Chocolate World (409 Union Street), Curves (Slayton Plaza) and a revision to Fowlers Canaltown Spirits (Union Street).

- B. Architectural Review
No Board action required.

- C. Zoning
No Board action required.

Trustee Nellis-Ewell commented that the Zoning Board met and approved a variance for an existing shed at Paul Lane's property on Village Walk Circle.

- D. Building Control
No Board action required.

- E. Code Review
No Board action required.

Trustee Nellis-Ewell indicated that the Code Review Committee has met and revisions to the Zoning Code will be reviewed by Attorney Olson.

Finance Committee – Trustee Hopson, Chairman

Trustee Hopson indicated that no board action is required. Trustee Hopson continued that he will be meeting with Treasurer Kimbler and the consulting accounting firm to review the status of the Village financial accounts.

Facilities Committee – Trustee Hopson, Chairman

- A. Electric

RESOLUTION NO 65 11/2010

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

Be it Resolved, that the Board of Trustees of the Village of Spencerport approves the purchase of Auto CAD Map 3D in the amount of \$5,035.00 for the purpose of developing and updating circuitry maps for Spencerport Municipal Electric.

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

Trustee Rauber indicated that he is concerned whether this purchase is appropriate since the electric fund continues to be in the red.

Clerk Sullivan indicated that the electric fund is slowly recovering and that it has been able to make a significant payment to the general fund for an outstanding loan and remain solvent to date.

- B. Other (Drainage, Franchise)
No Board action required.

Public Works Committee – Trustee Rauber, Chairman

- A. Highways/Garage
No Board action required.

Trustee Rauber indicated that the engineering work to be done for Brockport Spencerport Road would be approximately \$50,000 in addition to the annual road work budget.

- B. Public Services (Refuse, Recycling, Parks)
No Board action required.

Public Safety Committee – Trustee Gunther, Chairman

- A. Fire Department
No Board action required.

- B. Police
No Board action required.

Trustee Gunther commented that there have been a lot of questions surrounding skateboarding and that he did see the letter published in the Suburban News co-signed by the Mayor and Town of Ogden Supervisor regarding skateboarding. Trustee Gunther further commented that he had been receiving some feedback from people and then the skate park was closed for the season.

Mayor Lobene commented that the park was closed unexpectedly.

Trustee Gunther questioned if it was known that the park would be closing so soon.

Mayor Lobene responded that she agreed to the co-signing the letter but did not know that the skate park was going to close immediately following the publication of the letter.

Trustee Gunther asked if Attorney Olson had any comments regarding the letter and skateboarding.

Attorney Olson explained the current Village Code regarding skateboarding and the NYS vehicle and traffic law requirement for anyone under 14 to wear a helmet.

Mayor Lobene commented that management from Tops and the pastor from St. John's were concerned about the number of stake boarders on their properties thus starting the publications surrounding skate boarding.

Trustee Gunther indicated that the Ogden Police are looking to stop skating boarding in the Village.

Mayor Lobene responded that the police are not looking to stop skating boarding all together just not on the public areas such as the gazebo and parks.

Trustee Gunther responded that the code addresses that there is no skate boarding in the Village parks.

Trustee Hopson explained that some of the problems with the skate park in the Town are that the security guards would address situations and move people along only for the situation to resurface.

Trustee Rauber commented that about four years back the Village contracted with Ken Olson to provide security services for the summer to actively disburse the groups of kids and it did decrease problems.

Mayor Lobene agreed with Trustee Rauber.

Human Resources Committee – Trustee Gunther, Chairman

No Board action required.

Trustee Gunther indicated that the health care committee met to discuss the current health care plan and the group commented that staff is pleased with the program.

Economic Development Committee – Mayor Lobene, Chairman

Mayor Lobene commented that the Spencerport Area Chamber of Commerce announced their Citizen of the Year Doreen Castano; Beautification Award when to Morgan Management for the Plaza and Business of the Year to Tops.

Green Initiatives (trails, trees, misc.)– Trustee Nellis-Ewell, Chairman

Trustee Nellis-Ewell indicated that the Green Award when to Adams Basin Bed and Breakfast for the use of solar technology. Trustee Nellis-Ewell continued that she and Superintendent McIntee visited the Ogden Senior Center to develop a plan for that building to become more energy efficient.

Village Clerk – Jacqueline Sullivan

RESOLUTION NO 66 11/2010

Introduced by: Mayor Lobene
Seconded by: Trustee Hopson

Be it Resolved, that the Board of Trustees of the Village of Spencerport here by approves the surrender of unpaid village taxes to Monroe County in the amount of \$29,448.68.

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 67 11/2010

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

Be it Resolved, that the Board of Trustees of the Village of Spencerport approves waiving the training requirement for Zoning Board member Mark Unvericht for calendar year 2010.

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 68 11/2010

Introduced by: Mayor Lobene
Seconded by: Trustee Rauber

Be it Resolved, that the Board of Trustees of the Village of Spencerport accepts the architectural services quote from Barkstom and LaCroix in the amount of \$400 for the north vestibule doors of the Spencerport Village Hall to accommodate automatic swing doors to service the physically impaired.

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

Village Board
November 3, 2010

RESOLUTION 69 11/2010

Introduced by: Trustee Rauber

Seconded by: Trustee Hopson

SEQR RESOLUTION

***DESIGNATING THE VILLAGE BOARD AS LEAD AGENCY
FOR
VILLAGE OF SPENCERPORT CANAL BOAT DOCK PROJECT***

WHEREAS, the Village of Spencerport Village Board (hereinafter referred to as Village Board) has on Wednesday, September 15, 2010 declared its intent to be designated the Lead Agency for Village of Spencerport Canal Boat Dock Project under the provisions of the State Environmental Quality Review (SEQR) Regulations; and

WHEREAS, the Village Board has provided written notices to this effect to the involved and interested agencies; and

WHEREAS, the Village Board has not received any written objections from the involved agencies to the Board's being designated as the lead agency under the SEQR Regulations; and

WHEREAS, the Village Board has previously determined that it is the most appropriate agency to insure the coordination of this Action and for making the determination of significance thereon under the SEQR Regulations.

NOW, THEREFORE BE IT RESOLVED that the Village Board does hereby designate itself as the lead agency for the Action identified above herein;

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 70 11/2010

Introduced by: Mayor Lobene

Seconded by: Trustee Gunther

Be it Resolved, that the Board of Trustees of the Village of Spencerport here by approves the annual Christmas on the Canal assembly permit and the closing of S. Union Street from Amity Street to West Avenue on Sunday, December 5, 2010 from 12:30 – 6:30 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

Clerk Sullivan commented on the following:

- Will be requiring the Citizens for the Environment Campaign to get a peddling permit.
- Town of Ogden will be issuing firework permits and does the Village want to have the permit process; Attorney Olson will look into the process of requiring a permit.
- Allen Fitzpatrick will be working on proposal to appraise the cell tower site.
- Various docks were viewed with the Mayor and Trustee Hopson to get ideas for the Village dock.
- Christmas Holiday will follow the Employee Handbook policy.
- \$68,000 in grant funds was received for the recycling truck.
- Website committee met to gather ideas for improvements and another meeting is scheduled for 12/1 at noon.
- Information was presented regarding the possibility of self funding dental insurance. The health insurance committee will be meeting to discuss.

Superintendent of Public Works – Thomas M. West

Superintendent West commented on the following:

- Leaf pick up continues.
- Docks are winterized.
- Preparing roads budget for the next fiscal year.
- Met with the engineer regarding the dock project in regards to installation and maintenance.
- Attended NYCOM's DPW Superintendent's training seminar.
- Beginning to haul in salt for the season from storage at the Town of Ogden to the Village shop.

Superintendent of Electric – Owen McIntee

Trustee Hopson made the following comments in the absence of Superintendent McIntee:

- Mat Gartz graduated from apprentice line school top of his class.
- Pole work continues on S. Union Street.
- Gary Penders will be out for eye surgery.
- Computerized work order system is on line.
- Holiday decorations are being installed and flags/banners will be removed on 11/12.
- Interviews will begin for the vacant lineman position.
- Superintendent McIntee attended the MEUA engineering meeting.

Attorney – Richard J. Olson

Attorney Olson requested an executive session to discuss litigation.

Unfinished Business

Trustee Gunther commented that he received a letter from Spencerport Ambulance illustrating their cost savings measures that have been implemented.

New Business

Mayor Lobene reminded the Village Trustees of the Veterans Day ceremony at the Ferris Goodridge American Legion Post at 11:00 a.m. on Thursday, November 11, 2010

Bills

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

General Fund	\$ 63,684.26
Electric Fund	\$ 45,863.99
Sewer Fund	\$ 9,668.99
Trust Fund	\$ 0.00
Capital Fund	\$ <u>6,411.50</u>
TOTAL:	\$125,628.74

Motion was made by Trustee Nellis-Ewell, seconded by Trustee Rauber and carried unanimously that the cash disbursements for the General, Electric, Sewer, Trust and Capital Funds, November 2010 be approved as audited.

Adjournment

Motion was made by Mayor Lobene, seconded by Trustee Gunther and carried unanimously that the regular meeting be adjourned to executive session to discuss litigation at 8:15 p.m.

Village Board
November 3, 2010

Motion was made by Trustee Rauber, seconded by Mayor Lobene and carried to adjourn executive session to regular meeting at 8:50 p.m.

Motion was made by Trustee Rauber, seconded by Trustee Gunther and carried to adjourn the regular meeting to workshop at 8:50p.m.

Motion was made by Trustee Rauber, seconded by Trustee Hopson and carried to adjourn the workshop at 9:05 p.m.