

VILLAGE BOARD MEETING
January 5, 2011

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

Doug Brown, Big Ridge Road
Susan Brown, Big Ridge Road
Melanie Cullingworth, West Avenue
Dr. Bill Kusak, Treasurer - Land-Re Development
Barbara DiVincenzo, Big Ridge Road
Doug Foster, Big Ridge Road
Gail Gates, Galley Restaurant
Ross Gates, Galley Restaurant
MaryAnn Gunther, Big Ridge Road
Virginia Hart, Big Ridge Road
Rick Lynch, Big Ridge Road
Owen McIntee, Electric Superintendent
Richard Olson, Village Attorney
Kris Schultz, Black Forest Drive
David Spencer, West Avenue
Jackie Sullivan, Village Clerk
Tom West, DPW Superintendent
David Wohlers, Martha Street
Greg Yahn, Big Ridge Road

(3) 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 December 1, 2010 be approved as read.

A motion was made by Mayor Lobene, seconded by Trustee Rauber and carried that the minutes of the workshop meeting held December 15, 2010 be approved as read.

PRIVILEGE OF FLOOR

Mr. Ross Gates, Galley Restaurant, expressed his concern regarding the approximate 30 feet between the existing dock at the Galley Restaurant and the proposed 300' of new municipal dock. Mr. Gates further explained that it is his understanding that there needs to be some separation between the two docks and would like it if the new dock came up to his dock but he understands and would like to know what will be done with the area in between the two docks.

Mayor Lobene responded that at this time the plans are underway now and not finalized.

Mr. Gates indicated that the pictures of the proposed dock are great.

Mayor Lobene indicated that the dock needs to be in front of the Trolley Depot.

Mr. Gates is concerned about the weeded area between the two docks and that if there is any way that he could help with the new dock he would be willing.

Mayor Lobene thanked Mr. Gates for his comments.

Mr. Rick Lynch of Big Ridge Road, made the below statement:

“I would like to thank the members of the Village Board for communicating with me in the past few months regarding the proposed use of the Sewage Treatment Plant entrance for an avenue for a proposed residential setting.”

“We on Big Ridge Road have seen many changes over the years, with neighborhoods, apartment complexes, and certainly all the activity (good and bad) that goes along with these changes.”

“We recently sat and watched an agricultural part of our neighborhood go straight to commercial with a medical complex, parking lot, bright lights, and two pending apartment complexes to be started very soon. We are still a bit confused on how that happened as it was brought before the town as a change to residential homes initially.”

“We have also sat and watched the issue of the proposed use to the Plant road to be viewed as a Village problem. It is not a Village Problem. It is a problem for the proposed builder, and it is their problem alone.”

“I ask that whatever quality of neighborhood we have left on Big Ridge Road be left to our true wishes. I learned long ago that there is no problem hearing the word no, as there are always options, and in this case, the builder has options that do not include the curb cuts in the Village that have been way over emphasized by some.”

“I ask you all to stand up for the Village Residents at this time, before the financial interests of a builder and the revenue interests on this property that is outside the Village line.”

Virginia Hart of Big Ridge Road, made the below statement:

“As members of the Village of Spencerport Board of Trustees, it is your responsibility to represent the interests of the residents of the Village of Spencerport. All of the residents of the Village of Spencerport that have spoken at these public meetings have expressed opposition to the use of the Village road for access to the senior housing development. This development is not within the Village of Spencerport and thus there is not financial or other benefit to the Village taxpayers. My question to the board is what Village residents would benefit from the senior housing development occupants using this access road and who would the board be representing if they were to vote to approve it? I remind you that, as members of the Village of Spencerport Board of Trustees, it is your responsibility to represent your constituents and not to honor friendships or business acquaintances.”

“The Town of Ogden Planning Board minutes of August 12, 2010 (page 10) show that Mr. Ed Martin, representing Land Re Company, stated “if we did not have any connections to the eastern property or to Big Ridge Road, we could meet the good planning standard of providing multiple access points for the number of units.”

“At subsequent Spencerport Village Board meetings, the Village road was discussed as being an emergency access point for the senior housing but now the flyer that we received states that the vote before the Village Board is to permit or deny use of the Village road as “their primary access road into the 80-unit senior townhouse parcel.”

Mr. Greg Yahn of Big Ridge Road commented that he understands that the fire marshal wants two access points into the development and that one can be private and that a lot of times when these things get all

done and then the developer will dedicate the road to the town and then the town is responsible for the maintenance and plowing meanwhile they got what they wanted and our quality of life goes down.

Mr. Doug Brown of Big Ridge Road commented that since he retired he has nothing else to do but count cars and within an hour 112 cars went up and down Big Ridge Road and adding another track is ridiculous and can't see adding anymore traffic to that road. The road is used for through traffic and would add to the problem

Mrs. Barb DiVincenzo of Big Ridge Road expressed her concern that there has been a lack of communication and that someone was supposed to talk to the people in the neighborhood and that no one had spoken to the people in the neighborhood and no one agreed the use of the road.

Mayor Lobene opened the floor to any other residents who would like to speak.

Mrs. Quigley of Maplewood Avenue indicated that the Unity Health building is brightly lit with at least 28 lights on the building not counting parking lights.

Mr. Doug Foster of Big Ridge Road commented that when all of this took place at the first meeting all of these problems were going to occur and nobody wanted to hear about it then. Now we have a little bit of progress and a little bit more and little bit more and Big Ridge is going to be the next 104 and that we are having problems and we need to address them now. The Unity building and the generator were addressed at the first meeting and I was told to get used to it and that more development would be coming further down the road.

Mayor Lobene asked Mr. Foster if he talked to someone on the Board.

Mr. Foster responded that it was the Mayor at the first meeting at the Town of Ogden. Mr. Foster indicated that all these issues were brought up when the property was changed from agricultural to residential and now all these bridges are being built so we can't go back and we need to think about what we are doing.

Mrs. MaryAnn Gunther of Big Ridge Road commented reminding everyone that the builder's representative indicated that the development does not need a road on Big Ridge Road and that they have alternatives in mind, they would not do this project without alternatives in mind they are a big company. Mrs. Gunther added that the Town of Ogden and the garbage trucks continually speed down Bid Ridge Road and that calls have been made to the municipalities to report the speeding and it has not stopped and that it is a disgrace that these trucks speed down Village Streets. Mrs. Gunther continued that the resident's wishes need to be respected by the Village Board.

Mayor Lobene closed the privilege of the floor portion of the meeting.

Administrative Committee – Mayor Lobene, Chair

Mayor Lobene commented that the department head reviews have been done and went quite well. The Chamber of Commerce Dinner will be January 28th, Citizen of the Year recipient is Doreen Castano; Business of the Year is Top's Market and Morgan Management for the Beautification Award. Mayor Lobene requested the Board Members consider attending the NYCOM winter legislation meeting in February.

Mayor Lobene recommended appointing Melanie Cullingworth as the Village Historian.

RESOLUTION 91 1/2011

Introduced by: Trustee Rauber
Seconded by: Trustee Hopson

Now, therefore, be it resolved that the Village of Spencerport Board of Trustees hereby approves Mayor Lobene's recommendation to appoint Melanie Cullingworth, 141 West Avenue, Spencerport, NY as the Village Historian.

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 Nellis-Ewell questioned if this is a volunteer position and that in the future a description of expectations be provided prior to the meeting.

Mayor Lobene responded that the position is volunteer and that Ms. Cullingworth will be working with what the former historian left behind.

Sewers Committee – Trustee Rauber, Chair

Trustee Rauber commented that he fully appreciates the resident's no road comments; the reason this is being done is due to new information being presented by Jay Wegman and that if Northrup Creek Drive is not approved his development will be moving ahead with approvals to use Lot 22 as the roadway. Trustee Rauber continued that he sees a potential driveway where it is not necessary. Northrup Creek Drive has been there for 100 years and the development needs an exit. Trustee Rauber further commented that he has crafted a motion to adequately reflect the concerns of the residents. If the board embraces the resolution there are stipulations that the developer must adhere to and if the board votes down the resolution the builder will have to embrace an alternate plan. Trustee Rauber indicated that by doing this resolution for today's residents and future residents will avoid future problems.

Mayor clarified that the motion is for the use of Northrup Creek Drive by the developer.

Mrs. Hart questioned if the road will be used for primary access.

Trustee Rauber indicated that it would be used for primary access to the senior development.

Mrs. Hart questioned who would be responsible for the maintenance on the road.

Trustee Rauber responded that maintenance is included in the resolution.

RESOLUTION 92 1/2011

Introduced by: Trustee Rauber

Seconded by: Trustee Hopson

Be it resolved that the Village of Spencerport Board of Trustees hereby approves the use of an easement granted to Wegman Properties in regards to the entrance and exit to our sewage treatment area known as Northrup Creek Drive. This approval is to only be granted if Wegman Properties meets the following conditions.

1. Road is to be dedicated entrance and exit for senior living designed area only. (not to be used as a main entrance of the entire development)
2. Gated area after the turn into the complex. (towards pump station – ability to be able to marshal vehicles is required)
3. Road will be constructed per Village Building specifications.
4. Work with the neighbors to ensure screening where possible. (road sides)
5. Signage (if possible) stating private drive only.

6. Development construction vehicles shall not use this road for entrance and egress (Monroe County/Village ok)
7. Development construction vehicles to enter/exit only from Union Street entrance.
8. Monroe County Pure Waters is in agreement.
9. Maintenance of this section of road shall be the responsibility of the developer; including snow plowing.
10. Lot 22 (proposed road) sold to either neighbors or for a new build.

Trustee Hopson commented that it is hard to predict the outcome. Trustee Hopson commented he would hate to see them use lot 22 and the Village Board would not have control of the outcome of lot 22. However he does not like the use of Northrup Creek Drive but does not like the use of lot 22 either.

Mr. Greg Yahn commented that there is no option to stop the road on lot 22.

Mayor Lobene responded that Monroe County would have to approve the curb cut and developer would need to go to the Zoning Board of Appeals for approval and then the vote would be out of the Village Boards hands.

Trustee Nellis-Ewell indicated that she is impressed by residents attending the board meetings and expressing concerns. Trustee Nellis-Ewell continued that she believes some communication, miscommunication and lack of communication has taken place and that there are options that should be considered and that she supports the residents.

Trustee Gunther appreciates the resolution outlining everything. Trustee Gunther continued that he is confused by the road to be used as dedicated entrance and exit for senior living facility it is his understanding is that the development needs two accesses. Trustee Gunther further commented that the current private road signs do not work, the police cannot enforce the signs and construction vehicles will use the road.

Trustee Gunther made the following statement:

“We have the important decision of whether or not to allow the developer of Parkview Center to take control of a Village owned access road known as Northrup Creek Drive, make improvements to that road for the benefit of the developer, and allow it to be the main and possibly only access road to and from their proposed 80+ unit housing and commercial development.”

“Since this development lies outside the Village limits, this Board has no power to regulate or provide input as to what may be built there. The issue that this Board does have is do we want the Village to be unfairly burdened by the traffic, decreased property values, and a diminished quality of life of these neighbors by allowing a primary access road onto Big Ridge Road.”

I, as well as every member of this Board, have witnessed the protests of Village residents that will be directly impacted by the proposed access road onto Big Ridge Road without a single person in favor of it (SVB Meeting Minutes 8/18/2010, 9/1/2010). The unanimous position of the people is that they do not want an access from this proposed development through Northrup Creek Drive, or on the vacant lot at 22 Big Ridge Road.”

“I have asked repeatedly for the developer or its representatives, specifically Mr. Edmund S. Martin, to be present at our Village Board meetings to no avail (SVB Minutes 9/1/2010 pg 6). There are vast differences in what this developer is presenting to the Town of Ogden and what they are presenting to us. There are some serious discrepancies, misinformation, and the developer appears to be uninterested in working with this Board.”

“I have personally attended meetings at the Ogden Planning Board (OPB). I have witnessed Mr. Martin, on behalf of the developer, described several options to achieve safe and functional entrances and egresses which include not developing a new access onto Big Ridge Road.”

“In light of an overwhelming outcry from Village Residents, the detrimental impact this will have on Village property values in the area, and an unwillingness of the developer to meet openly with this Board, I strongly side with the wishes of my constituents and I will vote no to allowing the developer access through Northrup Creek Drive, or lot 22 Big Ridge Road.”

Mayor Lobene commented that she did not know this was going to be a topic until Monday and it should be put to rest and that she appreciates the opinions of the residents. Mayor Lobene added that this area is mainly farm land and will eventually be developed.

Trustee Nellis-Ewell asked if anyone was in the audience representing the developer.

Dr. Bill Kusak Treasurer for Land-Re Development commented that he came to the meeting tonight to hear the outcome of the vote. Dr. Kusak continued that the treatment plant road was promised to the developer by the previous Village administration although no formal vote was taken and that the developer did not originally want the road and contemplated using the road and that it was considered to be a secondary road however since the road was preexisting it would be the easiest point. Dr. Kusak indicated that there is a main entrance established off of Rt 259 and that the treatment plant road would be secondary to the senior development. Dr. Kusak continued that the developers are men of their word and old school developers and that Wegman Company is willing to make everyone happy and that lot 22 was bought to have a secondary plan.

Trustee Gunther questioned that the developer did not want to use treatment plant road and that the developer must have had a secondary plan.

Dr. Kusak clarified that when the property was bought the developer planned to use the treatment plant road and then bought 22 Big Ridge road in the event the treatment plant road could not be used. Rt 259 was always going to be the main entrance to the development.

Mrs. Gunther commented that it was her understanding that this development would take 8-10 years to be completed.

Dr. Kusak responded that it was not true.

Mrs. Gunther indicated that the treatment plant road to lot 22 would be the service road for the length of the development.

Dr. Kusak responded that the business part was developed first and the residential is being started second. Dr. Kusak explained the design of the development and that NYS will not allow for another curb cut on Rt. 259 for this development and due to contract restrictions Land-Re Way cannot be used for the senior development as a secondary access road.

Mayor Lobene asked if the other businesses can use Land-Re Way.

Dr. Kusak indicated that the other businesses can use Land-Re Way per their contracts.

Mr. Yahn clarified that all of the roads are connected and that one could drive through Land-Re Way and get to the senior development.

Dr. Kusak indicated that he was not sure if that was possible.

Trustee Gunther commented that Dr. Kusak is the third person and third story. Trustee Gunther continued that he feels the developer is strong arming the Village Board into make a decision and that it is not the Village Board's concern and information was asked for with no avail.

Attorney Olson commented that the residential development Parkview apartments are going to use Land-Re Way.

Dr. Kusak responded that he does not know about the agreement with Parkview and Unity Health and it is owned by another business. Dr. Kusak continued that lot was bought for a reason and will use Lot 22.

Trustee Gunther commented that the developer will have to file an application to Zoning Board of Appeals for the use of that lot.

Mr. Glenn Granger asked if the three Board members remember giving the parcel away.

Trustee Rauber responded that the developers approached the Board to enter into sewer system and what would be done with the road and that the road is not needed and could be given to developer since those conversations in 1999-2000 the project has change.

Mr. Granger questioned if a sale of village property be part of some kind of referendum.

Trustee Rauber commented that at the time if the waste water treatment plant was going to be decommissioned then why would the Village need to keep the road.

Dr. Kusak commented that the use of the treatment plant road was reconsidered.

Mrs. Gunther commented that Lot 22 across my house and that my compensation for a roadway being put in across from my house is arborvitaes?

Dr. Kusak indicated that the developers would work with her.

Mr. Lynch thanked Dr. Kusak for bringing up several points especially past administrations promises or back door politics and I hope you can respect the residents' not wanting a road in their neighborhood and that we as a group can still leave here friends.

Mr. Yahn asked who Dr. Kusak's partners were.

Dr. Kusak responded the Visca brothers and Mike Demenico.

Mayor Lobene called for a vote on the resolution.

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

Mr. Granger suggested that Trustee Gunther abstain from the vote since he lives on Big Ridge Road.

Trustee Gunther responded that he would not abstain since he has no financial interest in the property and will vote on this resolution and thanked Mr. Granger for brining the point up.

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

- A. Planning – No meeting this month
- B. Architectural Review – No meeting this month
- C. Zoning – Trustee Nellis-Ewell indicated that the next Zoning Board could meeting is on January and that there was no meeting in December
- D. Building Control

- E. Code Review – Trustee Nellis-Ewell commented that the next meeting is January 13th.
- F. Comprehensive Plan – Trustee Nellis-Ewell commented that the comprehensive plan group is seeking an editor and that the next steps are a public hearing, SEQR and resolution to adopt the plan in June 2011.

Finance Committee – Trustee Hopson, Chair

RESOLUTION 93 1/2011

Introduced by: Trustee Hopson
 Seconded by: Trustee Gunther

Now, therefore, be it resolved that the Village of Spencerport Board of Trustees hereby authorizes the Treasurer to sign the Third Party Custodian Agreement (Collateralized Municipal Deposits) for public deposits with Manufacturers and Traders Trust Company and their custodian, the Bank of New York Mellon. The contract has been reviewed and considered acceptable by the Village Attorney.

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

Facilities Committee – Trustee Hopson, Chair

- A. Electric

RESOLUTION 94 1/2011

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

Now, therefore, be it resolved that the Village of Spencerport Board of Trustees hereby approves the attendance of the Electric Superintendent and two designees to the MEUA Winter Engineering Workshop February 9th and 10th, 2011. Cost not to exceed \$225 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

- B. Other (Drainage, Franchise)

Public Works Committee – Trustee Rauber, Chair

Trustee Rauber commented that he has had several meetings at DPW regarding budget planning and taking data from Trustee Hopson’s maintenance reports that he started. This information will be used to clock how many hours equipment can work prior to a failure to better assist in determining the replacement of vehicles and equipment for future budgets. In addition the DPW Staff are building a data acquisition room for the mechanic to be able to complete his required paperwork.

- A. Highways/Garage
- B. Public Services (Refuse, Recycling, Parks)

- C. Trolley Depot Update – Trustee Rauber commented that he is president of Trolley Depot and that the Depot had 2600 visitors this year. Trustee Rauber continued that Doreen Castano was named the Director of the depot this year and has been a volunteer since the depot opened. The next meeting is January 10th and that the depot was open this season 6 days a week. Trustee Rauber added that a grant for potential elevator to be installed at the Depot has been found by the Mayor and the Village will be making application for consideration. Over 77 volunteers operate the depot on an annual basis and that future projects may include bringing the bridge tenders building to the site.

Public Safety Committee – Trustee Gunther, Chair

- A. Fire Department – Mr. David Spencer, Fire Commissioner commented that Treasurer McKinney discovered that the fire tax rate is incorrect should be 1.06 not 1.11. Mr. Spencer further commented that County Legislator Robert Colby required that the town/county tax bills for Ogden be reprinted.

Mayor Lobene commented that Spencerport Fire Department is the lowest taxing fire department in Monroe County.

- B. Police

Human Resources Committee – Trustee Gunther, Chair

Economic Development Committee – Mayor Lobene, Chair

Mayor Lobene commented that it was a busy Christmas season in Spencerport and that TC Machine Company has evacuated their building and may be going up for sale with the potential of a microbrewery purchasing it.

Green Initiatives – Trustee Nellis-Ewell, Chair

Trustee Nellis-Ewell commented that a green statement will be added to procurement policy.

Village Clerk – Jackie Sullivan

Clerk Sullivan commented that the procurement and investment policies have been updated and reviewed by Attorney Olson and will be presented to the Village Board for approval at the February Board meeting.

RESOLUTION 95 1/2011

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

Now, therefore, be it resolved that the Village of Spencerport Board of Trustees hereby accepts the revisions to the Village of Spencerport Computer Policy to be included in the Employee Handbook.

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 96 1/2011

Introduced by: Trustee Gunter
Seconded by: Trustee Rauber

Now, therefore, be it resolved that the Village of Spencerport Board of Trustees will not be having a village voter registration day.

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 97 1/2011

Introduced by: Mayor Lobene
Seconded by: Trustee Gunther

Now, therefore, be it resolved that the Village of Spencerport Board of Trustees hereby designates the polling place for the March 15, 2011 Village Elections to be at the Spencerport Volunteer Fire Department Station #1, 175 Lyell Avenue, Spencerport, NY 14559 from Noon until 9:00 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 98 1/2011

Introduced by: Trustee Hopson
Seconded by: Trustee Gunther

WHEREAS the Board of Trustees of the Village of Spencerport has entered into a project for the recodification of local laws, ordinances and certain resolutions of the Village of Spencerport for the purposes of increasing the effectiveness of village governmental administration, providing for greater public awareness of and access to village legislation and protecting the health, safety and welfare of village inhabitants; and

WHEREAS the proposed recodification has been published in loose-leaf form and the Board of Trustees now desires to formally effect the adoption of said codification by enactment of a local law;

NOW, THEREFORE, BE IT RESOLVED, that a public hearing be held by the Board of Trustees with respect to enactment of local law 1-2011, such public hearing to be held on the 19th day of January, 2011, at 6 p.m., in the Municipal Building, Village of Spencerport, New York.

LOCAL LAW NO. 1 -2011

A LOCAL LAW TO PROVIDE FOR THE RECODIFICATION OF THE LOCAL LAWS, ORDINANCES AND CERTAIN RESOLUTIONS OF THE VILLAGE OF SPENCERPORT INTO A MUNICIPAL CODE TO BE DESIGNATED THE "CODE OF THE VILLAGE OF SPENCERPORT"

Copies of the text of the above-named local law shall be filed in the office of the Village Clerk.

AND BE IT FURTHER RESOLVED that the Village Clerk is hereby directed and authorized to cause public notice of said hearing to be given in accordance with the Municipal Home Rule Law, the Open Meetings Law and the Village Law of the State of New York.

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

Superintendent of Public Works – Thomas M. West

Superintendent West commented that December was a busy month record month for snow at this time \$13,000 has been spent for snow removal. Currently the Village only had to purchase 140 tons of salt. Starting this year the cost of the bulk pick up will be tracked. The paint chips from the rail road bridge are at the lab to be tested for lead. Prices for painting and taking the bridge down are being requested from various contractors and Mr. Dan Hogan will be giving pricing for painting and taking down the bridge. Mr. Paul Robinson’s last day is this Friday. It was determined that the sidewalk in front of Spencerport Volunteer Ambulance will be moved closer to road in an effort to accommodate the request of SVA and the rebuilding of Lyell Avenue.

Trustee Rauber commented that the guys did great work with snow removal.

Mr. Granger commented that guys did an impressive job with snow removal.

Superintendent of Electric – Owen McIntee

Superintendent McIntee commented that new employee Chris Drzewiecki started Monday. Crews will begin the thermo imaging program. Planning regarding the Lyell Avenue street lighting continues. An analysis of lighting at Ogden Senior Center has been completed and will be presented this week at the senior center. The attic insulation program is starting and audits have been done.

Trustee Gunther requested that he would like to review the list of residents having insulation put into their home.

Attorney – Richard J. Olson

Attorney Olson commented that the closing on Domus property should take place in the next 30 days and further described the potential project and that the Village sold the 1 acre property to the developer to aid in the development’s drainage and to allow for the developer to better lay out the proposed housing. Attorney Olson added that the Pump Station transfer work continues and that Monroe County is requesting an access easement to the pump station road and Schultz Associates will be doing the required survey work.

Attorney Olson commented that railroads are overseen by the Federal Government and that he will be forwarding all of the information gathered regarding the bridge to the Federal Government. In addition Attorney Olson is requesting an opinion from the State Comptroller’s Office asking if the Village can spend tax payers’ money on the rail road bridge.

Unfinished Business

New Business

Bills

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

General Fund	\$ 63,429.50
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Electric Fund	\$ 50,811.78
Sewer Fund	\$ 8,746.50
Trust Fund	\$ 0
Capital Fund	<u>\$ 75,404.97</u>
TOTAL:	\$198,392.75

Motion was made by Trustee Hopson, seconded by Trustee Gunther and carried unanimously that the cash disbursements for the General, Electric, Sewer, Trust and Capital Funds, January 2011 be approved as audited.

Adjournment

Motion was made by Mayor Lobene, seconded by Trustee Gunther and carried unanimously that the regular meeting be adjourned at 9:30 p.m.