

**VILLAGE BOARD WORKSHOP MEETING**  
**April 20, 2011**

**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

**BOARD MEMBERS ABSENT**

Fritz Gunther, Trustee

**Others Present**

Craig Byham, Luther Jacobs Way  
Jack Crooks, Building Inspector  
Scott DeHollander, MRB Group  
Kevin Kelly, Code Enforcement Officer  
Owen McIntee, Electric Superintendent  
Richard Olson, Attorney  
Jackie Sullivan, Village Clerk  
Ginny Swarthout, S. Union Street  
Tom West, DPW Superintendent

**BI/FM/CE**

Mr. Jack Crooks presented his departmental quarterly report for 2011 indicating that 6 permits in total were issued and that 38 field inspections were completed and 30 C of O's were issued.

Mr. Crooks continued that the Brockport Road project continues and waiting for Mr. LoPresti to file the maps. Big Ridge Road project continues and Mr. Crooks confirmed that the Village is not allowing the access road on the treatment plant road. Mr. Crooks continued that he has been contacted about restarting the access road process. Mr. Crooks informed the Board that some activity has been happening with the Gollel buildings on Evergreen Street, and the canal dock project is moving along. Mike LoPresti's Clark Street project has been referred to the ZBA with a letter from the Planning Board not supporting the project. Mr. Crooks suggested that it might have been better if the Planning Board had made a recommendation for a reduction in units. ZBA may send the project back to the Planning Board with the recommendation of a reduction in units.

Mr. Crooks continued that the project came in front of the Village Board for re-zoning in an effort to help make the area more residential instead of having a warehouse in that area, however Mr. Crooks suggested that the Village Board should have considered the area is only 2100 square feet and cannot be used for the six units.

Mr. Crooks indicated that at Trowbridge Court Apartments had a small incident with the dryers and they have corrected the situation.

Mr. Kelly indicated that he has met with the Fire Chief Tod Ritzenthaler and that the Knox Box at Trowbridge Court Apartments did not have the required key in it and that he will make sure that it has a key in it and all of the Knox Boxes in the Village are in proper order. Mr. Kelly continued that he is working with Village Woods and other commercial buildings to confirm that the fire alarm zones correspond with the maps within the buildings. Fire safety inspections are being completed and Pontillo's is considering moving spaces at 500 S. Union Street.

Mr. Kelly suggested that the Village Board take a look at revising the code regarding mooring and extending the two day limit to the new docks as well.

Mr. Kelly added that he continues to work with residents regarding the condition of their properties.

Trustee Nellis-Ewell indicated that the Curves sign in the plaza remains to be a temporary sign, that the monument sign needs to be more than a gas price sign and that on Maplewood Avenue a property is using a number of trucks as dumpsters.

Trustee Rauber commented that the advertising sign in front of Subway needs to be removed.

### **Attorney**

Attorney Olson indicated that the funds have been received from Crown Castle, work continues with the easement documentation for the WWTP and lastly a letter has been drafted to be sent to various governmental departments and CSX regarding the condition of the CSX Railroad Bridge.

Trustee Nellis-Ewell commented that logic indicates that taking the bridge down is the most economically feasible.

Trustee Rauber commented that taking down the bridge would change the look of the Village and open up the road to truck traffic.

Trustee Penders and Attorney Olson commented that the Village could make zoning changes to restrict truck travel.

Trustee Penders questioned how the Town of Ogden got permission to take the Trimmer Road Bridge down.

Attorney Olson responded that CSX gave the Town permission.

### **Engineering**

Mr. Scott DeHollander commented that Mr. LoPresti's parking issues could be mitigated due to him purchasing the adjacent property.

Mr. DeHollander further commented that the dock project is moving along, skirting on the face of the dock has been added however the cost is within the allowance of the contract and will make docking easier for smaller boats.

Mrs. Ginny Swarthout presented to the Board a program sponsored by the Canal Days Committee to paint the Village owned with murals. The Canal Days Committee will develop the guidelines and financially sponsor the program with the hope that the dumpsters would be painted by Canal Days.

Superintendent West and the group determined that the Village owns approximately 9 dumpsters in the business district.

Trustee Nellis-Ewell indicated that it is a good idea but how will we handle the businesses that do not have our dumpsters.

Clerk Sullivan and Superintendent West indicated that it could promote additional refuse customers for the Village.

The group suggested to Mrs. Swarthout to develop the guidelines and submit them to the Village Board for approval at the May 4, 2011 Board Meeting.

Mayor Lobene indicated that she and former Trustee Hopson met with various engineering firms. Mayor Lobene suggested that rather than having one engineering firm Chatfield would handle

new applications for Planning and Zoning, Schultz Engineering for some projects and MRB for any projects that they have started or previously studied projects and that quotes would be received from BME as well.

Trustee Rauber commented that MRB Group would need to continue to be the engineering firm for all sewer work.

Trustee Nellis-Ewell commented that she is unclear if there is a scope of work and deliverables for the engineering firms. Trustee Nellis-Ewell indicated that presentations by the engineers to the full Board maybe a good idea.

Mayor Lobene indicated that these are mayoral appointments and that now with the need for interviews this process will just keep going and no decision will be made.

Trustee Nellis-Ewell responded that scope and definition was discussed in January and the Mayor and former Trustee Hopson moved forward and that it is an important decision and that the group should have input on this process. Trustee Nellis-Ewell continued that she is aware that it is a mayoral appointment but is subject to Board approval.

Trustee Rauber indicated that the Planning and Zoning Boards should have input into the process as well.

The group determined that a joint meeting of the Village, Planning and Zoning Boards would be held on May 11, 2011 at 7:00 p.m. to interview various engineering firms.

Trustee Penders questioned what would be involved in changing engineering firms specifically cost to have drawings or materials reproduced.

Clerk Sullivan responded that any materials that would be requested from another firm would be at a cost to the Village of Spencerport.

Mayor Lobene commented on Trustee Gunther's memo and that Trustee Penders will be liaison to the Public Safety.

Trustee Rauber indicated that the change should be done by resolution at the next Board Meeting.

Trustee Penders commented that using a commercial ambulance service will put a financial burden on the fire department as well as the residents and that SVA does provide services to resident who do not have medical insurance. Trustee Penders added that we will be participating with the ambulance, fire and police departments to bring information back to the Village Board.

#### **Resolution 160 4/2011**

Introduced By: Mayor Lobene

Seconded By: Trustee Rauber

Now, therefore, be it resolved:

That the Village Board hereby approves the Mayor's appointment of David Wieme, 113 Amity Street to the Zoning Board of Appeals for the term ending March 31, 2016.

Trustee Nellis-Ewell indicated that Mr. Wieme was not interviewed by the Zoning Board as was done with Mr. Lane.

Resolution was tabled until Mr. Wieme is interviewed by the Zoning Board.

**Resolution 161 4/2011**

Introduced By: Mayor  
Seconded By: Trustee Nellis-Ewell

Now, therefore, be it resolved:

That the Village Board hereby approves the Mayor's reappointment of Craig Byham, 50 Luther Jacobs Way to the Planning Board for the term ending March 31, 2016.

Vote of the Board:	Theodore E. Rauber, Trustee	Abstain
	Carol J. Nellis-Ewell, Trustee	Aye
	Gary Penders, Trustee	Aye
	Fritz Gunther, Trustee	Absent
	Joyce Lobene, Mayor	Aye

**Resolution 162 4/2011**

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

Now, therefore, be it resolved:

That the Village Board hereby approves the Mayor's reappointment of Dale Kellerson, 58 Thorncliff Road to the Zoning Board of Appeals for the term ending March 31, 2016.

Vote of the Board:	Theodore E. Rauber, Trustee	Abstain
	Carol J. Nellis-Ewell, Trustee	Aye
	Gary Penders, Trustee	Aye
	Fritz Gunther, Trustee	Absent
	Joyce Lobene, Mayor	Aye

**Resolution 163 4/2011**

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

Now, therefore, be it resolved:

That the Village Board hereby approves the attached budget transfers.

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

**Resolution 164 4/2011**

Introduced By: Trustee Nellis-Ewell  
Seconded By: Trustee Penders

Now, therefore, be it resolved:

That the Village Board hereby approves the attached Village of Spencerport fiscal year 2012 Capital Plan for the LWRP Dock Project.

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

**Resolution 165 4/2011**

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

Now, therefore, be it resolved:

That the Village Board hereby approves the Spencerport United Methodist Church K-9 Demonstration/Fundraiser, Sunday, May 15, 2011 at 11:00 a.m.

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

**Resolution 166 4/2011**

Introduced By: Trustee Rauber  
Seconded By: Trustee Penders

Now, therefore, be it resolved:

That the Village Board hereby approves the Spencerport Volunteer Firemen's Association annual youth parade, Wednesday, June 15, 2011 starting at 7:00 p.m.

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

**Resolution 167 4/2011**

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

Now, therefore, be it resolved:

That the Village Board hereby approves the Spencerport Volunteer Firemen's Association annual parade, Thursday, June 16, 2011 starting at 7:00 p.m.

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

**Resolution 168 4/2011**

Introduced By: Trustee Rauber  
Seconded By: Trustee Penders

Now, therefore, be it resolved:

That the Village Board hereby approves the Aurora House Boot Drive, Saturday, July 16, 2011 from 9:00 a.m. till Noon do be conducted at the intersection of Union Street and West Avenue.

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

**Resolution 169 4/2011**

Introduced By: Trustee Penders  
Seconded By: Trustee Rauber

Now, therefore, be it resolved:

That the Village Board hereby approves the Spencerport Volunteer Firemen's Association annual Red Onions drill team competition, Saturday, August 6, 2011 from 10:00 a.m. till 7:00 p.m. at the DPW facility 500 West Avenue.

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

**Resolution 170 4/2011**

Introduced By: Trustee Penders  
Seconded By: Trustee Nellis-Ewell

Now, therefore, be it resolved:

That the Village Board hereby approves the Spencerport Volunteer Firemen's Association annual Explorer Post drill team competition on Sunday, August 7, 2011 from 11:00 a.m. till 5:00 p.m. at the DPW facility, 500 West Avenue.

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

**Resolution 171 4/2011**

Introduced By: Trustee Penders  
Seconded By: Trustee Rauber

Now, therefore, be it resolved:

That the Village Board hereby hiring William T. Faul as a seasonal employee starting Monday, April 25, 2011 until December 2, 2011 at a rate of \$12/hr.

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

A motion to adjourn the workshop session was made by Mayor Lobene, seconded by Trustee Nellis-Ewell and carried unanimously at 7:30 p.m.