

VILLAGE BOARD MEETING
Minutes
March 7, 2012

CALL TO ORDER - 7:00 p.m.

The Pledge of Allegiance was led by Trustee Gunther

BOARD MEMBERS PRESENT

Joyce Lobene, Mayor
Theodore E. Rauber, Trustee
Carol J. Nellis-Ewell, Trustee
Gary Penders, Trustee
Fritz Gunther, Trustee

BOARD MEMBERS ABSENT

OTHERS PRESENT

Ray Kuntz, Jr., Coolidge Avenue
Charles Hopson, Maplewood Avenue
Owen McIntee, SME Superintendent
Richard Olson, Village Attorney
Joan Quigley, Maplewood Avenue
Jim Powell, Nichols Street
Jackie Sullivan, Village Clerk
Tom West, DPW Superintendent
Dave Wieme, Amity Street

Participation in Government Students (11)

APPROVAL OF MINUTES

A motion was made by Trustee Rauber, seconded by Trustee Penders and carried that the minutes from the February 1, 2012 regular meeting be approved as read.

A motion was made by Trustee Nellis-Ewell, seconded by Trustee Penders and carried that the minutes from the Workshop February 15, 2012 workshop meeting be approved as read.

PRIVILEGE OF FLOOR

Mrs. Quigley, Maplewood Avenue questioned why the house next to Hollink Honda on S. Union Street is boarded up.

Mayor Lobene responded that the house is owned by Hollink Honda and the owner is being contacted as to the condition of the house. The owner is concerned that if the house is removed he will not be able to construct something in its place. Mayor Lobene added that the Village is working on getting the problem corrected.

Mr. Hopson, Maplewood Avenue questioned if the condition of the LoPresti property on Brockport Road is allowable under Village Code.

Mayor Lobene responded that she has been in contact with Mr. LoPresti and he is waiting for the fire department to do some training on the house prior to taking it down and that she and Building Inspector, Jack Crooks continue to be in contact with Mr. LoPresti regarding the house.

Mr. Hopson questioned about the condition of 28 N. Union Street property.

Mayor Lobene indicated that she has contacted Jack Crooks regarding the condition of the house and to do what he needs to do to correct the problem.

Mr. Hopson asked if anything is being done regarding the drainage issues at Village Woods.

Superintendent West responded that NYS DOT has issued a letter to the property owner that the plaza cannot pump into the street and the Village is monitoring the situation and will be issuing tickets for blocking the sidewalk when the plaza pumps during a storm event across the sidewalk into S. Union Street.

Mr. Hopson was under the impression that the plaza was approved to connect to drainage system on S. Union Street.

Superintendent West responded that was correct however, the plaza owners waited too long and the engineer who issued the approvals retired.

Administrative Committee – Mayor Lobene, Chair

Mayor Lobene indicated that she has discussed having the Village Pines property appraised by a commercial appraiser with Attorney Olson. Mayor Lobene offered the proposal up to the Board for discussion.

Trustee Nellis-Ewell indicated that the Village has had properties appraised in the past and that Mr. Fitzpatrick would be an acceptable choice. Trustee Nellis-Ewell continued that she doesn't remember the cost but thought it was about \$1300.

Trustee Rauber indicated that it would be a good idea to get a baseline value.

Trustee Gunther questioned if it was the same property that was analyzed for trees for logging and was it appraised then.

Attorney Olson responded that is valued only for the logging purposes.

Trustee Gunther indicated to go ahead.

Trustee Penders indicated affirmative to the appraisal.

Trustee Nellis-Ewell commented that the Village is not in the business of selling green space and that it is likely will be concerns from the surrounding community/property owners.

Resolution 103 3/2012

Introduced by: Trustee Rauber

Seconded by: Trustee Nellis-Ewell

Be it resolved that the Village of Spencerport Board of Trustees hereby approves having the Village Pines property appraised by Allen Fitzpatrick not to exceed \$1500.

Vote of the Board:

Theodore E. Rauber, Trustee	Aye
Carol J. Nellis-Ewell, Trustee	Aye
Gary Penders, Trustee	Aye
Fritz Gunther, Trustee	Aye
Joyce Lobene, Mayor	Aye

Mayor Lobene updated the Board regarding the closing of the canal bridge and the removal of the CSX Bridge; the canal bridge will start in April and be closed for approximately four weeks and the CSX bridge removal will start May 1, 2012 and Lyell Avenue construction will start by May 1, 2012.

Trustee Nellis-Ewell indicated that the tree list is available for the Lyell Avenue project and they will be various kinds of flowering trees.

Sewers Committee – Trustee Rauber, Chair

Trustee Rauber indicated that area sewers are being flushed and deferred further comments to Superintendent West.

Trolley Depot – Trustee Rauber, President

Trustee Rauber indicated that the committee met to discuss the upcoming season and the depot will open May 15, 2012.

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

- A. Planning – Trustee Nellis-Ewell indicated there was no Planning Board business at the ARB/Planning Board meeting held March 6, 2012.
- B. Architectural Review – Trustee Nellis-Ewell indicated that one application was reviewed and approved for signage from Spencerport Insurance at 117 S. Union Street.

- C. Zoning – Trustee Nellis-Ewell indicated that if a meeting is necessary it will be held March 15, 2012.
- D. Building Control
- E. Code Review – Trustee Nellis-Ewell indicated that the group is working on several updates and will not be meeting in March but will meet as needed.

Finance Committee – Trustee Penders, Chair

Resolution 104 3/2012

Introduced by: Trustee Penders
 Seconded by: Trustee Rauber

Be it resolved that the Village of Spencerport Board of Trustees hereby approves the attached responses to the Agreed-Upon Procedures dated February 8, 2012.

Vote of the Board:

Theodore E. Rauber, Trustee	Aye
Carol J. Nellis-Ewell, Trustee	Aye
Gary Penders, Trustee	Aye
Fritz Gunther, Trustee	Aye
Joyce Lobene, Mayor	Aye

Resolution 105 3/2012

Introduced by: Trustee Penders
 Seconded by: Trustee Rauber

Be it resolved that the Village of Spencerport Board of Trustees 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	Aye
Joyce Lobene, Mayor	Aye

Facilities Committee – Trustee Penders, Chair

- A. Electric

Resolution 106 3/2012

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

Be it resolved that the Village of Spencerport Board of Trustees hereby approves the attendance of the Electric Superintendent and Deputy Clerk to attend the MEUA Semi-Annual Meeting April 24 and April 25, 2012 to be held at the Embassy Suites Hotel, 6646 Old Collamer Rd., East Syracuse, New York, 13057. Cost not to exceed \$235 per person.

Vote of the Board:

Theodore E. Rauber, Trustee	Aye
Carol J. Nellis-Ewell, Trustee	Aye
Gary Penders, Trustee	Aye
Fritz Gunther, Trustee	Aye
Joyce Lobene, Mayor	Aye

Resolution 107 3/2012

Introduced by: Trustee Penders

Seconded by: Trustee Rauber

WHEREAS, Spencerport Municipal Electric of the Village of Spencerport, New York, is a municipal member of the Municipal Electric Utilities Association of New York State, and

WHEREAS, the Semi-Annual Meeting of the Municipal Electric Utilities Association of New York State has been called on April 24 and April 25, 2012 to be held at the Embassy Suites Hotel, 6646 Old Collamer Rd., East Syracuse, New York, 13057 and,

WHEREAS, in accordance with the bylaws of the Municipal Electric Utilities Association of New York State, each municipal member may cast one vote on each transaction properly brought before this meeting,

NOW THEREFORE BE IT RESOLVED, that Owen McIntee be and is hereby designated as the accredited delegate of the Village of Spencerport, New York.

Vote of the Board:

Theodore E. Rauber, Trustee	Aye
Carol J. Nellis-Ewell, Trustee	Aye
Gary Penders, Trustee	Aye
Fritz Gunther, Trustee	Aye
Joyce Lobene, Mayor	Aye

Trustee Penders commented that the electric crew did an excellent job when a fence in the back yards of Coolidge Avenue on Saturday morning became energized due to a primary wire falling on it during the wind storm.

B. Other (Drainage, Franchise)

Public Works Committee – Mayor Lobene, Chair

Mayor Lobene commented that both departments are doing a great job getting work completed this winter.

A. Highways/Garage

B. Public Services (Refuse, Recycling, Parks)

Public Safety Committee – Trustee Penders, Chair

A. Fire Department

B. Police

C. Ambulance

Trustee Penders made the following comments regarding the ambulance meeting that he attended this past Monday.

The annual budget for 2011 was \$523,000 this year 2012 it will be \$573,800. The present amount after one month is \$562,000.

The fund drive mailings have been taken to the Post Office the cost was \$607.00 for the mailing plus \$500.00 for return mailing. All roads and addresses were checked along with businesses to make sure the Fund drive mailing would be correct. The monies returned will be placed in the M&T Bank account.

Spencerport Ambulance received engineering and architect drawing for new garage for the fly car to get rid of the tent area on the side of ambulance quarters. A committee was appointed to continue on with the process of getting the new garage built. Herman Unvericht will chair this committee.

Trustee Nellis-Ewell questioned if there are any volunteers left at the ambulance.

Trustee Penders responded that there are about 8 volunteers left.

Mayor Lobene commented that she attended the recognition luncheon for Auxiliary Police Officer John Bopp for his Monroe County Safety Committee Man of the Year award.

Trustee Penders added that elections of officers at Spencerport Ambulance are next month. Treasure position is up. Herman Unvericht will re-run for this position. President position is up. Randy Campbell will re-run for this position. 2 board seats are open. Bruce Jones will re-run to fill one, need another person to fill the vacated one by Linda Rauber. All positions are for 2 years. The Slate will be presented to general membership meeting to see if there are any other nominees that wish to run and also fill the vacant board seat.

Human Resources Committee – Mayor Lobene, Chair

Economic Development Committee – Mayor Lobene, Chair

Mayor Lobene indicated that she has seen the concept plans for the plaza and progress is being made. The florist has closed and hopefully a new business will be filling the space.

Green Initiatives – Trustee Nellis-Ewell, Chair

Trustee Nellis-Ewell indicated that on February 15th the public hearing was held for the Comp Plan and that the plan was returned from Monroe County with no comments and we waiting for the SEQR and resolution from Attorney Olson.

Attorney Olson indicated that he is researching a few items and will have resolutions prepared for the April 4th business meeting.

Village Clerk – Jackie Sullivan

Clerk Sullivan indicated that there is a resolution for the Board to approve to enter into an easement with Monroe County for the East Avenue Heritage Trail and that NYS Canal Corp has the permit applications and plans and the review for approval is underway. Clerk Sullivan added that the ladies room renovations are coming along and the electric crew is doing a great job on it. Workplace Violence and Sexual Harassment training is being done this Friday at noon at this office.

Resolution 108 3/2012

Introduced by: Trustee Rauber

Seconded by: Trustee Nellis-Ewell

BE IT RESOLVED, that the Village of Spencerport Board of Trustees approves entering into an easement agreement with Monroe County Department of Real Property for the construction of the East Avenue Heritage Trail from approximately the Village Plaza to the Village Boundary line.

Vote of the Board:

Theodore E. Rauber, Trustee	Aye
Carol J. Nellis-Ewell, Trustee	Aye
Gary Penders, Trustee	Aye
Fritz Gunther, Trustee	Aye
Joyce Lobene, Mayor	Aye

Attorney Olson indicated that underneath the easement is another easement for the force main lines and that this easement indicates that if Monroe County needs to work on the force main lines or fiber lines the County is not responsible for replacing any improvements above the easements.

Clerk Sullivan indicated that the planning board members would like to attend the Planning Federation conference in Saratoga Springs in April 2012.

Mayor Lobene indicated that this will be decided at the next workshop.

Superintendent of Public Works – Thomas M. West

Superintendent West commented that he attended Advocacy Day in Albany and the theme of the event indicated that not enough gas tax money is being used for roads and that only 13% of the tax funds are being used on roads. Superintendent West continued that the CHIPS money will remain the same however legislators indicated that they would be going back to the governor for additional funds for the local roads.

Trustee Nellis-Ewell asked for clarification: Was the New York State total for roads cited the same as the previous year, but being allocated differently, or was there an increase in the total amount.

Superintendent West has a brochure for further review.

Superintendent West made the following comments based on his 3/5 DPW report:

- Last month we did a lot of flushing of the sewers. We were also videoing the lines with the TV camera. As per our contract with the MRB Group to update our sewer record we are confirming the new locations of the sewer mains in the business district, Hogan's Development and the Gollel Property off of Ballard Ave.
- In the next couple of weeks they will be starting to work on Lyell Ave. They will be starting the setting up of the signs and they still have to work on some storm sewers. They also have to move one of our sanitary sewer manholes across from Coleman Ave. so they can install the new storm lines going to the north under the RR bed.

Owen and I will be attending a preconstruction meeting in a week or so for more details on the starting of the road construction. Karen Cox from Monroe County thinks that they will not be ripping up the old black top until sometime in April. We will find out more when we all get together.

- We finished up the stoned parking area for the dumpsters down at the WWTP. We are continuing to move dumpsters to the area to make room up at the D.P.W.
- We are continuing to haul stone in for the Heritage Trail. I met with Fred Perine from the Town of Sweden about grading both sides of the trail after it is installed. They will give us as much help as we need. We will be charged for the labor, but we may be able to trade some services too.
- We are also building 30 construction barricades up at the D.P.W. We are also painting the old ones. The new color will be Safety Yellow.
- I will be in Albany on 3/6 and 3/7 for Advocacy Day. I will be back for our Village meeting.
- We have been organizing our pipe yard to get all of our piping in order. We have borrowed Churchville's auger for our Bob Cat to install 6x6 posts to hold the pipe in place.
- On March 13th I will be doing a Power Point Presentation about the D.P.W. and explain what services we provide for our residents.
- The Ballard Ave pump station is all back together after waiting 2 months for parts and a new pump. It is all working fine now. I also ordered spare electrical parts and a spare pump for the station. I sold to the Village of Bergen an old grit pump that has been sitting down at the WWTP for years. I sold it for \$2,500.00 and our new pump cost \$3,100.00, so that is why I bought the spare pump. Now if something should happen we have the parts that we need.
- Starting next week we will be flushing sewer mains on the North side of the Village. This will be an ongoing thing until we can start the Heritage trail. We should be getting our approvals any time now thanks to Jackie keeping up with everything. Thanks Jackie...

Superintendent of Electric – Owen McIntee

Superintendent McIntee reported on the outage event on this past Saturday located in the east rear lots of Coolidge Avenue when a primary wire energized a span of fence. Superintendent McIntee continued that the circuit was de-energized at the station and isolating the outage for repair.

Joint pole invoices have been sent out to Frontier Communications.

Work continues on the Parkview Apartments.

Work continues on the type of street lighting that will be installed on Lyell Avenue and will be within budget numbers. The inter-municipal agreements will be created.

New employee Keith Bezon has been climbing and doing well.

Trustee Nellis-Ewell asked if the lighting design has been done for behind the Walker Bros. property.

Superintendent McIntee indicated that he has been working with Kris Schultz on the design.

Trustee Penders questioned the status of the substation.

Superintendent McIntee indicated that the load cannot be transferred to the other transformer due to the defective switch.

Trustee Penders indicated that he is aware of the defective switch and that the heaters are working on the transformer.

Superintendent McIntee indicated that it was correct.

Trustee Penders commented that he was concerned because there was no load on the transformer moisture would get into the transformer.

Superintendent McIntee responded that the breakers on the inside door to the heaters have been replaced and that parts have been ordered for repair the defective switch and a complete system shut down will be necessary to make the repairs.

Superintendent McIntee indicated that RG & E did an assessment of the station and that the station looks good and suggestions were made to change out some lightening arrestors to avoid future problems.

Attorney – Richard J. Olson

Attorney Olson indicated that he had nothing requiring board action.

Unfinished Business

New Business

Trustee Rauber commented on interest to the Village Board about possible applying for funding for improvements at the depot to bring the bridge tenders building to the depot and will be developing an exploration committee to determine if the project is feasible.

Bills

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

General Fund	\$ 70,677.29
Electric Fund	\$ 43,425.15
Sewer Fund	\$ 24,525.46
Trust Fund	\$ 236.61
Capital Fund	<u>\$ 25,667.14</u>
TOTAL:	\$164,531.95

Motion was made by Trustee Rauber, seconded by Trustee Penders and carried unanimously that the cash disbursements for the General, Electric, Sewer, Trust and Capital Funds, March 2012 be approved as audited.

Adjournment

Motion was made by Mayor, seconded by Trustee Rauber and carried unanimously that the regular meeting be adjourned at 8:00 p.m.