

VILLAGE BOARD MEETING
Minutes
January 2, 2013

CALL TO ORDER: 7:00 p.m.

The Pledge of Allegiance was led by Mayor Lobene.

BOARD MEMBERS PRESENT

Joyce Lobene, Mayor
Theodore E. Rauber, Trustee
Carol J. Nellis-Ewell, Trustee
Gary Penders, Trustee
Fritz Gunther, Trustee (arrived at 7:45 p.m.)

BOARD MEMBERS ABSENT

OTHERS PRESENT

Craig Byham, Luther Jacobs Way
Charles Hopson, Maplewood Avenue
Ray Kuntz, Coolidge Avenue
Owen McIntee, Electric Superintendent
Richard Olson, Village Attorney
Joan Quigley, Maplewood Avenue
Kris Schultz, Schultz Associates
Jacqueline Sullivan, Village Clerk
Tom West, DPW Superintendent
David Wohlers, Clark Street

Mayor Lobene made the following statement:

“Good evening, welcome to our first Village board Meeting of 2013. When we met two weeks ago for our December 19th Workshop many of us were reeling from the tragic deaths of the children in Connecticut at the hand of a young man who had lost all reason. This could not be happening in America, but it did. One week later, on the morning of Christmas Eve the second American tragedy occurred in our own backyard. Two young men lost their lives and 3 others were injured at the hands of a mad man in Webster, a community in eastern Monroe County as we are a community in western Monroe County. Young men who had sworn to protect their neighbors, friends and families and keep them from harm. But that day, the day before Christmas, no one was there to keep them from harm. Lt. Chiapperini, a volunteer fireman and Webster police officer, Tomasz Kaczowka, just beginning his life of selflessness and trained by Lt. Chip as an Explorer, dead in an instant as they arrived on the scene of a house fire on Lake Road. Fire Fighters Ted Scardino, Joseph Hofstetter, as well as off duty Greece Police Officer, who stopped to help, John Ritter all three shot before they even realized what was happening. This is not what they expected when called out to that early morning fire but it is what they faced and what their families and friends will face the rest of their lives. All of this, as our neighbors in Brockport mourned a favorite son, Staff Sargent Reid US Army injured in Afghanistan 3 months before. These Americans who are in my opinion, giants among men deserve our thanks and prayers as their families deserve our support. We cannot let them down. We must rise to be the best of what we can be to honor them and make sure they did not die in vain. We must join in unity to make our world a better place. We can do it if we work together as one. Before we being our moment of silence, would anyone else like to speak in memory of Chip and Tomasz.”

Trustee Nellis-Ewell made the following statement:

“In the early 1980’s I served as a volunteer firefighter in the West Webster Fire Department. Then and now there are calls and events that one will never forget. There are chapters still unwritten and books unfinished. I respectfully honor our brave fallen and wounded heroes.”

Trustee Penders commented that he is a past Fire Chief of Spencerport and that throughout one’s career there are a lot of things but this by far is the worst that has ever come upon the Rochester area and community. Trustee Penders continued that he was at the fire house Sunday morning and a call came in for a car fire next to a house and that this incident was on every fireman’s mind because it was the same type of call that came through to West Webster that morning, this scars everyone and is a horrible incident.

Trustee Penders then conveyed comments submitted by Spencerport Fire Fighter and Exploring Advisor Chris Damon who was invited to be at tonight’s meeting. However, Chris had a prior commitment with his Explorer Post.

"I truly appreciate the opportunity to come in front of the Board. I am thinking we agree with Jim on this, it is time to move forward. I would however like to convey this if you would however read this on behalf of Mike "Chip" Chiapperini and I were recently assigned to a leadership committee by the Boy Scout Executives along with four other key leaders. We had our first meeting a week prior to the tragic event. I would like to just say his presence will be sorely missed at the Exploring level. He was responsible for much progress at the County Exploring level and we are all grateful for his service to the youth of Monroe County. We will sadly have to move forward without him but we will do so with the knowledge he gave us; and in his memory we will succeed to develop the leadership program that he was so passionate about. Our committee consists of Exploring Advisors from east and west fire Exploring Posts, Monroe County Sherriff's Office, County Executive's Office and EMS Exploring community. We are all saddened by the loss and find it difficult to replace him. We will however continue to provide the highest level of education to the youth of Monroe County. I am confident that this is how Chip would want to proceed."

Owen McIntee made the following comments:

"I would like to acknowledge both the men and women of the West Webster Fire Department and the Webster Police Department. We are grateful for your dedicated service and we are thankful all that you do for keeping our community safe."

Trustee Penders added that there were thousands and thousands of first responders that attended the funerals for Mike Chiapperini and Tomasz Kaczowka and the two wounded Fire Fighters Ted Scardino and Joseph Hofstetter attended the services. This shows everyone the amount of dedication these individuals have.

Mayor Lobene asked that all here tonight bow their heads in a moment of silence for these brave men and also give thanks for all first responders everywhere who give of themselves so our world may be a better place.

APPROVAL OF MINUTES

A motion was made by Trustee Penders, seconded by Trustee Nellis-Ewell and carried that the minutes of the regular meeting December 5, 2012 be approved as read. Trustee Gunther was not present.

A motion was made by Trustee Rauber, seconded by Trustee Nellis-Ewell and carried that the minutes of the workshop meeting December 19, 2012 be approved as read. Trustee Gunter was not present.

Mayor Lobene indicated that the workshop meeting minutes in the first paragraph be corrected to indicate "proposing zoning changes"

PRIVILEGE OF FLOOR

Administrative Committee – Mayor Lobene, Chair

Resolution 48 1/2013

Introduced by: Mayor Lobene
Seconded by: Trustee Rauber

Be it resolved that the Village of Spencerport Board of Trustees hereby approves attendance to the NYCOM Winter Legislative Meeting February 10-11, 2013, Hotel Albany, Albany, NY for any Village Board Member cost not to exceed \$405.00 per person.

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

Sewers Committee – Trustee Rauber, Chair

Trustee Rauber deferred comments to Superintendent West.

Trolley Depot – Trustee Rauber, President

Trustee Rauber reported that the Depot is a bright spot in the Village of Spencerport. Trustee Rauber continued that the Depot realized over 501 visitors during the holiday season. The Depot collected 100 winter hats and \$70 in contributions for various charities. The Depot is closed until May and Depot Board meetings will start again in March.

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

- A. Planning – Trustee Nellis-Ewell reported that the Planning Board will be meeting next Tuesday (1/8) and on their agenda is potential conceptual approval of the Village Plaza expansion by applicant Palusio, LLC for site plan and mixed use development.
- B. Architectural Review - Trustee Nellis-Ewell reported ARB will be meeting next Tuesday (1/8) and on their agenda is a sign application from Maximum Tan.
- C. Zoning – Trustee Nellis-Ewell reported a ZBA meeting took place on Thursday, December 20, 2012 regarding an application from Mr. Matthew Short for an area variance for the construction of an accessory building (shed) on his property located at 73 Amity Street. The next scheduled ZBA meeting if necessary will be on January 16, 2013.
- D. Building Control
- E. Code Review - Trustee Nellis-Ewell indicated that there are a few outstanding issues including parking on front lawns and incentive zoning and defers further comment to Attorney Olson.

Finance Committee – Trustee Penders, Chair

Facilities Committee – Trustee Penders, Chair

- A. Electric
- B. Other (Drainage, Franchise)

Public Works Committee – Mayor Lobene, Chair

- A. Highways/Garage – Mayor Lobene congratulated the Village DPW and Town DPW for completing a drainage project to the north of the houses on Maplewood Avenue.
- B. Public Services (Refuse, Recycling, Parks) – Mayor Lobene commented that the DPW did a great job plowing.

Public Safety Committee – Trustee Penders, Chair

- A. Fire Department – Trustee Penders indicated that forwarded the minutes from the District Commissioners Meeting and will be attending the Commissioners meeting tomorrow night. The department did receive a FEMA grant for additional sets of turnout gear.
- B. Police - Trustee Penders indicated that the security cameras are up and being configured.
- C. Ambulance

Human Resources Committee – Mayor Lobene, Chair

Resolution 49 1/2013

Introduced by: Trustee Rauber
Seconded by: Trustee Penders

Be it resolved that the Village of Spencerport Board of Trustees hereby approves the attached Employee Handbook revisions regarding pre-employments physicals/drug screening and driver's license/insurance requirements.

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 50 1/2013

Introduced by: Mayor Lobene
Seconded by: Trustee Penders

Be it resolved that the Village of Spencerport Board of Trustees hereby approves reducing the Village Treasurer Karen Kimbler's weekly hours to twenty-five (25) hours per week. The position will continue to be classified as a Regular Part-Time position and Ms. Kimbler's salary will be adjusted to reflect the decrease in hours to \$32,903 effective January 2, 2013.

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

Economic Development Committee – Mayor Lobene, Chair

Mayor Lobene indicated that the area merchants had a good holiday season and the process of removing the CSX Bridge continues and it may be down by the end of March.

Green Initiatives – Trustee Nellis-Ewell, Chair

Trustee Nellis-Ewell complemented that Electronics Recycling Program, managed by Liz Venezky totaling almost 10,000 pounds of E-waste and \$598.98.

Trustee Nellis-Ewell indicated that she will attend the Sustainability Consortium Meeting on 1/16.

Village Clerk – Jacqueline Sullivan

Clerk Sullivan commented that the security camera vendor needed to order an additional part and is having an engineer from Corning Inc. inspect the connectors in the field due to connectivity issues. These issues are being realized on the Village's camera project and the Village of Churchville's camera project.

Resolution 51 1/2013

Introduced by: Trustee Rauber
Seconded by: Trustee Penders

Be it resolved that the Village of Spencerport Board of Trustees hereby approves not conducting a Village voter registration day.

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 52 1/2013

Introduced by: Trustee Penders
Seconded by: Trustee Rauber

Be it resolved that the Village of Spencerport Board of Trustees hereby approves holding the March 19, 2013 Village Election at the Spencerport Fire Department, 175 Lyell Avenue, Spencerport, NY. Polls to be open 12:00 Noon – 9:00 p.m.

Vote of the Board: Theodore E. Rauber, Trustee Aye

Carol J. Nellis-Ewell, Trustee	Nay
Gary Penders, Trustee	Aye
Fritz Gunther, Trustee	Absent
Joyce Lobene, Mayor	Aye

Superintendent of Public Works – Thomas M. West

Superintendent West reported that crews have been working the past 12 days on snow removal; 9 plow runs; 14 salt runs and cleared Main Street 3 times. Work continues to clear snow from the parking lots and cull-d-sacs. Superintendent West thanked the Town of Ogden for the use of equipment during the Maplewood Avenue project and hauling snow. In addition Superintendent West thanked the Town of Greece for the use of equipment for the Maplewood Avenue project. Superintendent West continued that the sewer slip lining has been postponed due to the weather.

Trustee Nellis-Ewell suggested that the sidewalk plows have some kind identification on them to indicate that they are Village vehicles and if the employees need to have reflective clothing on in the sidewalk plows.

Superintendent of Electric – Owen McIntee

Superintendent McIntee reported that significant work is being done at the substation. Mr. John Tucker who is a substation engineer who, along with the SME crew, calibrated and tested all of the relay equipment and breakers; also the SCADA system was reviewed and all of the breaker points were calibrated. In addition calculations were completed on the transformers at the substation due to the need to install a new switch at the substation and that only one transformer is online. Superintendent McIntee explained that the practice that is in place at this time is protecting the other transformer in the event of a catastrophic event due to the need to install the new switch that is on order.

Trustee Rauber added that SME has put significant work into the infrastructure in the field to prevent failures and that the efforts now need to be concentrated on the substation.

Superintendent McIntee added that there were small outages throughout the holidays. Superintendent McIntee has been in touch with various individuals involved in the Lyell Avenue Street Lighting project. At this time the bases are not fitting correctly onto the poles and have been returned to the manufacturer for retooling.

Attorney – Richard J. Olson

Attorney Olson explained that the inter-municipal snow plowing agreement is in the packet and needs to be signed by the Mayor. The agreement was created by SFD Attorney Stowe and the agreement indicates that the Village will be paid at normal rates and overtime rates for the removal of snow.

Attorney Olson added that he has not received responses from Mr. Crooks or Mr. Kelly regarding parking on the front lawns and will be contacting both Mr. Crooks and Mr. Kelly for their responses.

Attorney Olson distributed a draft of the proposed Incentive Zoning Law and asked the Board members to review the materials for discussion at the January workshop meeting with a potential public hearing at the February 6th Board Meeting. Attorney Olson indicated that he thought that Mr. Kelley was completing the letter to the post office regarding the fencing.

Trustee Penders commented that it would be appropriate for Attorney Olson to write the letter for the Mayor to sign.

Attorney Olson indicated that he would complete the letter for the Mayor's signature.

Resolution 53 1/2013

Introduced by: Trustee Penders

Seconded by: Trustee Rauber

Be it resolved that the Village of Spencerport Board of Trustees hereby authorizes the Mayor to sign the Inter-municipal snow plowing agreement with the Spencerport Fire District.

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

Unfinished Business

New Business

Bills

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

General Fund	\$ 53,926.84
Electric Fund	\$ 42,886.46
Sewer Fund	\$ 14,321.15
Trust Fund	\$ 1,758.81
Capital Fund	\$ <u>00</u>
TOTAL:	\$112,893.26

Motion was made by Trustee Gunther, seconded by Trustee Nellis-Ewell and carried unanimously that the cash disbursements for the General, Electric, Sewer, Trust and Capital Funds, January 2013 be approved as audited.

Adjournment

Motion was made by Trustee Penders seconded by Trustee Gunther and carried unanimously that the regular meeting be adjourned 7:50 p.m.