

VILLAGE BOARD MEETING

October 1, 2014

Minutes

Trustee Penders called the meeting to order at 7:00 p.m. followed by the pledge of allegiance.

BOARD MEMBERS PRESENT

Gary Penders, Trustee
Charles Hopson, Trustee
Ray Kuntz, Trustee

BOARD MEMBERS ABSENT

Glenn Granger, Mayor
Carol J. Nellis-Ewell, Trustee

OTHERS PRESENT

Craig Byham, Luther Jacobs Way
Geoff & Jane Feltner, Amity Street
Doug Heiler, Maplewood Avenue
Owen McIntee, SME Superintendent
Richard McQuilkin, Prospect Street
Barb Pittman, Laurelcrest Drive
Joan Quigley, Maplewood Avenue
Antonio Rivera, Elmgrove Road
Brandon Spose, Harwood Road
Eric Stowe, Village Attorney
Jacqueline Sullivan, Village Clerk
Terry & Roberta West, Coventry Drive
Sophia Wasylyke, Thorncliff Road
David Wohlers, Clark Street

Approval of Minutes

A motion was made by Trustee Kuntz, seconded by Trustee Hopson and carried that the meeting minutes from the September 3, 2014 Village Board Meeting be approved as read.

A motion was made by Trustee Hopson, seconded by Trustee Kuntz and carried that the meeting minutes from the September 17, 2014 Village Workshop Meeting be approved as read.

Privilege of the Floor

Geoff Feltner, 191 S. Union Street addressed the Village Board indicating that he has sent the Village Board a letter indicating that the flow of water from Northrup Creek has eaten away the pipes that were put in there many years ago and is eroding the parking lot and in July Tom West used the sewer camera to check the length of the pipe and Tom indicated that the entire pipe would probably need to be replaced. Mr. Feltner is asking if the Village would be able to help financially with the replacement of the pipes because it not only affects his property but also affects the Village because of storm water and potential flooding. Mr. West did indicate to Mr. Feltner that an easement would be necessary and Mr. Feltner indicated that he is willing to do the legal work regarding the easement. Mr. Feltner added that he does not feel he can afford to make the repairs to the pipes and is requesting the Village to take over replacing the pipes as the project effects the controlling of storm water overflow for the entire Village.

Trustee Penders indicated that he did read the letter and that no decision will be made tonight and would need to be discussed with the full Board at a workshop meeting. Trustee Penders continued that Mr. Feltner has the west tributary of Northrup Creek crossing his property. Work has been done on the east tributary by Morgan Management in many areas throughout the plaza and Morgan Management added a culvert to the west tributary in the plaza. All of those projects were done without tax payer money. In addition the Village cannot obtain a grant for work on private property. There was also an MRB study done in 2004 when hurricane Francis came through the Village and flooding was experienced. The study showed that the greatest impact to mitigate future flooding would be creating a Domus Pond area that area would produce 16 acre feet of water storage to protect the Village from flooding. Trustee Penders indicated that the Domus Pond area would be an area to possibly spend money to reduce potential flooding of the Village, replacing your pipes would not reduce flooding according to the MRB study.

Trustee Penders added that he understands Mr. Feltner's position and that the Village will work with him but it will have to be the total Board that makes the decision but those are some of the issues that will be discussed along with Mr. Feltner's letter.

Mr. Doug Heiler, 161 Maplewood Avenue – Mr. Heiler indicated that he was here tonight representing 151, 161 and 171 Maplewood Avenue regarding the new LED street lighting that was installed. Mr. Heiler continued that he understands the potential savings but the new lighting is glaring into our houses. The houses are close to the sidewalks and the street lights. Mr. Heiler asked Superintendent McIntee the status of the lamp shades that were discussed.

Superintendent McIntee responded that some adjustments have been made; fixtures have been pointed down and poles have been straightened.

Mrs. Joan Quigley, Maplewood Avenue, indicated that it hasn't helped and that when the leaves are down it will be worse.

Superintendent McIntee indicated that they have also taped off some of the LED rows on the light fixture opposite Mrs. Quigley's house and 171 Maplewood Avenue. Superintendent McIntee indicated that it is difficult to just block out rows of the light fixture by their design.

Mr. Heiler responded that we need something to be rectified instead of this constant...

Superintendent McIntee indicated that he just can't put a shield on the fixture and void all the factory warranties.

Mrs. Quigley asked if he had the old ones or were they scrapped and put the old ones back up.

Superintendent McIntee responded that he understands and that we need to work to a solution. Superintendent McIntee added that crews have been out there every week to make adjustments to the lights.

Mr. Heiler responded that he has no indication of that and that he emailed Superintendent McIntee and received no response.

Superintendent McIntee indicated that Mr. Heiler should see a difference in the light.

Mr. Heiler and Mrs. Quigley responded that there have been no changes and Mr. Heiler indicated that it is worse. When the one at the West end of Maplewood was lowered below the tree line it is now worse with two lights exposed to the houses. Now the lights are in our kids' rooms, living rooms and dining rooms.

Mrs. Quigley added that the old lights were not as harsh.

Superintendent McIntee indicated that he understands that the LED lights are brighter than the old sodium lights.

Mr. Heiler indicated that if Superintendent McIntee could find a different fixture that was dimmer he would pay for them.

Superintendent McIntee indicated that they have installed over 80 of these fixtures throughout the Village with no complaints on Prospect Street, Cottage Street, and Mill Street. Superintendent McIntee added that there is a visible difference between the sodium lights and LED lights and that LED lights are not a soft light and so there is a contrast. Superintendent McIntee has talked with the factory with a type 2 pattern and it does give a forward throw.

Mr. Heiler indicated that his decorative solar lights do not light up anymore due to the new street lights.

Superintendent McIntee indicated that when you lower a light level it creates a hot spot.

Mr. Heiler disagreed and that the street lights are like a flood light.

Superintendent McIntee indicated that they are not a flood light and does not want to put a make shift shield on the light fixtures and continue to restrict the LED points in the lights.

Discussion ensued regarding light fixtures and the moving of light fixtures.

Superintendent McIntee indicated that going forward he will be consistently looking at the lights and taping off more LED points and working with Cooper Lighting to find the best light fixtures for the area.

Administrative Committee – Mayor Granger

Resolution 43 10/2014

Introduced by: Trustee Hopson

Seconded by: Trustee Kuntz

Be it resolved that the Village of Spencerport Board of Trustees hereby approves the Assembly Permit for Christmas on the Canal Sunday, December 7, 2014 from 12:00 p.m. to 7:00 p.m. Union Street, from West Avenue to the Amity Street will be closed during the event.

Vote of the Board:	Carol J. Nellis-Ewell, Trustee	Absent
	Gary Penders, Trustee	Aye
	Charles R. Hopson, Trustee	Aye
	Ray Kuntz, Trustee	Aye
	Glenn C Granger, Mayor	Absent

Resolution 44 10/2014

Introduced by: Trustee Hopson

Seconded by: Trustee Kuntz

Be it resolved that the Village of Spencerport Board of Trustees hereby approves the assembly permit from Faith Street Film Partners II for the shooting of a movie in the Village of Spencerport from October 7 – November 8, 2014.

Vote of the Board:	Carol J. Nellis-Ewell, Trustee	Absent
	Gary Penders, Trustee	Aye
	Charles R. Hopson, Trustee	Aye
	Ray Kuntz, Trustee	Aye
	Glenn C Granger, Mayor	Absent

Trustee Penders indicated a concern about shooting on October 31st because of Halloween.

Ms. Brenna responded that she would check with the film crew.

Trustee Penders indicated that the schedule has been reviewed and it is only two days for shooting.

Clerk Sullivan confirmed that the film crews will be using the DPW for parking keeping the municipal lots free.

Ms. Brenna responded yes they will be using the DPW or fireman's field.

Resolution 45 10/2014

Introduced by: Trustee Hopson

Seconded by: Trustee Kuntz

Be it resolved that the Village of Spencerport Board of Trustees hereby approves that the Village Election to be held on Wednesday, March 18, 2015.

Vote of the Board:	Carol J. Nellis-Ewell, Trustee	Absent
	Gary Penders, Trustee	Aye
	Charles R. Hopson, Trustee	Aye

Ray Kuntz, Trustee	Aye
Glenn C Granger, Mayor	Absent

Sewers Committee – Trustee Hopson, Chair

Trustee Hopson commented that the manhole project on Prospect Street has been postponed to next week.

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

- A. Planning
- B. Architectural Review
- C. Zoning
- D. Building Control
- E. Code Review

Mr. Craig Byham commented that the ARB/Planning Board Meeting is next Tuesday.

Finance Committee – Trustee Penders, Chair

Resolution 46 10/2014

Introduced by: Trustee Penders

Seconded by: Trustee Kuntz

Be it resolved that the Village of Spencerport Board of Trustees hereby approves the below budget transfers.

October 1, 2014 BUDGET TRANSFER & REVISION Fiscal Year End 5/31/2015					
AMOUNT	TO ACCOUNT			FROM ACCOUNT	
\$148	A8160.200	Refuse Equipment		A8160.401	Refuse Residential Tipping Fees

Vote of the Board:	Carol J. Nellis-Ewell, Trustee	Absent
	Gary Penders, Trustee	Aye
	Charles R. Hopson, Trustee	Aye
	Ray Kuntz, Trustee	Aye
	Glenn C Granger, Mayor	Absent

Resolution 47 10/2014

Introduced by: Trustee Penders

Seconded by: Trustee Hopson

Be it resolved that the Village of Spencerport Board of Trustee hereby authorizes the Deputy Mayor to sign the Financial Advisory Services Agreement with Capital Markets Advisors for the following services Serial Bond Issues with an Official Statement, Serial Bond Issues less than \$1,000,000, Bond, Tax and Revenue Anticipation Note issued with an Official Statement, Bond anticipation Note issues less than \$1,000,000, continuing Secondary Market Disclosure, Annual Budget when requested and AUD Annual Update Document when requested.

Vote of the Board:	Carol J. Nellis-Ewell, Trustee	Absent
	Gary Penders, Trustee	Aye
	Charles R. Hopson, Trustee	Aye
	Ray Kuntz, Trustee	Aye

Resolution 48 10/2014

Introduced by: Trustee Penders

Seconded by: Trustee Hopson

Be it resolved that the Village of Spencerport Board of Trustees hereby approves the terms for the issued Key Bank Credit Cards and that the total credit limit for the five (5) credit cards issued to the Village Clerk, Village Treasurer, DPW Superintendent, SME Superintendent and Mayor to be \$15,000.

Vote of the Board:	Carol J. Nellis-Ewell, Trustee	Absent
	Gary Penders, Trustee	Aye
	Charles R. Hopson, Trustee	Aye
	Ray Kuntz, Trustee	Aye
	Glenn C Granger, Mayor	Absent

Facilities Committee – Trustee Hopson, Chair

A. Electric

Resolution 49 10/2014

Introduced by: Trustee Hopson

Seconded by: Trustee Penders

Be it resolved that the Village of Spencerport Board of Trustees hereby approves the attendance of the Electric Superintendent to the NYMPA Semi-Annual Meeting on October 21, 2014 at the Embassy Suite Hotel in East Syracuse.

Vote of the Board:	Carol J. Nellis-Ewell, Trustee	Absent
	Gary Penders, Trustee	Aye
	Charles R. Hopson, Trustee	Aye
	Ray Kuntz, Trustee	Aye
	Glenn C Granger, Mayor	Absent

B. Other (Drainage, Franchise)

Public Works Committee – Trustee Kuntz, Chair

A. Highways/Garage

Trustee Kuntz indicated that Superintendent West took him around to meet the DPW staff and reviewed his monthly report with Trustee Kuntz,

Resolution 50 10/2014

Introduced by: Trustee Kuntz

Seconded by: Trustee Hopson

Be it resolved that the Village of Spencerport Board of Trustees hereby authorizes the DPW Superintendent to sell the 2002 Sterling Refuse Truck to the Roy Teitsworth Auction to be held Saturday October 4, 2014.

Vote of the Board:	Carol J. Nellis-Ewell, Trustee	Absent
	Gary Penders, Trustee	Aye
	Charles R. Hopson, Trustee	Aye
	Ray Kuntz, Trustee	Aye
	Glenn C Granger, Mayor	Absent

B. Public Services (Refuse, Recycling, Parks)

Public Safety Committee – Trustee Penders, Chair

- A. Fire Department – District Fire Department Meeting is this week and Trustee Penders indicated that he will be attending.
- B. Police
- C. Ambulance

Human Resources Committee – Mayor Granger, Chair

Resolution 51 10/2014

Introduced by: Trustee Penders
 Seconded by: Trustee Kuntz

Be it resolved that the Village of Spencerport Board of Trustees hereby approves the attendance of the Village Clerk and DPW Superintendent to attend the 2014 PERMA Fall Educational Conference November 6 & 7, 2014 at The Woodcliff Hotel & Spa, Fairport, New York. There is no cost for this conference.

Vote of the Board:	Carol J. Nellis-Ewell, Trustee	Absent
	Gary Penders, Trustee	Aye
	Charles R. Hopson, Trustee	Aye
	Ray Kuntz, Trustee	Aye
	Glenn C Granger, Mayor	Absent

Resolution 52 10/2014

Introduced by: Trustee Penders
 Seconded by: Trustee Hopson

Whereas, the Village of Spencerport is a member of the Monroe County Stormwater Coalition; and
 Whereas, the Coalition has prepared a new Stormwater Coalition Intermunicipal Agreement; and
 Whereas, the Village of Spencerport Board of Trustees has determined it is in the best interest of the Village to continue its participation in the coalition.

Now, Therefore be it resolved:

- Sec. 1. That the Mayor or Deputy Mayor is hereby authorized to execute the Stormwater Coalition Intermunicipal Agreement upon the review and recommendation of the Village Attorney.
- Sec. 2. That this resolution shall take effect immediately.

Vote of the Board:	Carol J. Nellis-Ewell, Trustee	Absent
	Gary Penders, Trustee	Aye
	Charles R. Hopson, Trustee	Aye
	Ray Kuntz, Trustee	Aye
	Glenn C Granger, Mayor	Absent

Economic Development Committee – Mayor Granger, Chair

Green Initiatives – Trustee Nellis-Ewell, Chair

Village Clerk – Jacqueline Sullivan

Clerk Sullivan indicated that October is the last month to collect Village taxes, November unpaid taxes will be surrendered to Monroe County for collection. Clerk Sullivan continued that Monroe County Board of Elections handles Village elections and that if anyone is interested in the running for office to contact the Board of Elections. Clerk Sullivan commented that she would be working the Spencerport Depot and Canal Museum for potential expansion studies.

Superintendent of Public Works – Thomas M. West

Superintendent of Electric – Owen McIntee

Superintendent McIntee indicated that Chris and Keith will be attending line school the week of October 13th; work continues with Fibertech for application for an installation on Brockport Road, and work continues on the substation for the circuit switcher installation. Residential LED bulb give away ended at the end of September and a number of appointments have been set up for the small business LED incentive.

Attorney – Eric Stowe

Attorney Stowe commented that he continues to work with Mr. Wohlers engineer regarding zoning of Village Pines for discussion at the October workshop, West Avenue property foreclosure did stall the auction however information has been discussed regarding the current state of the property.

Unfinished Business

New Business

Bills

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

General Fund	\$ 60,620.67
Electric Fund	\$ 55,172.70
Sewer Fund	\$ 31,782.29
Trust Fund	\$ 2,520.90
Capital Fund	\$ 0
TOTAL:	\$ 150,096.56

Motion was made by Trustee Hopson, seconded by Trustee Kuntz and carried unanimously that the cash disbursements for the General, Electric, Sewer, Trust and Capital Funds, October 2014 be approved as audited.

Adjournment

A motion was made to enter into executive session to discuss personnel and legal matters by Trustee Penders, seconded by Trustee Hopson and carried at 7:45 p.m.

A motion was made by Trustee Hopson, seconded by Trustee Penders and carried that the executive session be adjourned at 7:58 p.m.

A motion was made by Trustee Penders, seconded by Trustee Kuntz that the meeting be adjourned at 7:58 p.m.