

**Village Board Workshop Meeting  
October 21, 2015  
Minutes**

**BOARD MEMBERS PRESENT**

Gary Penders, Mayor  
Carol J. Nellis-Ewell, Trustee  
Charles Hopson, Trustee  
Ray Kuntz, Trustee  
David Wohlers, Trustee

**BOARD MEMBERS ABSENT**

**OTHERS PRESENT**

Craig Byham, Luther Jacobs Way  
Mike LoPresti, Ogden Center Development Corp.  
Ted Rauber, Ballard Avenue  
Eric Stowe, Village Attorney  
Jacqueline Sullivan, Village Clerk  
Tom West, DPW Superintendent

Mayor Penders called the meeting to order at 4:30 p.m.

**General Discussion**

Mayor Penders opened the discussion regarding the Ogden Center Development Corp. project located in the Town of Ogden on Canal Road with the following summary of the meeting with Mr. LoPresti on October 13, 2015.

**Canal Road - Proposed Project by Mike LoPresti 10/13/2015**

16 Units in the Town of Ogden that will access Village of Spencerport Sewers

**Out of Village Entrance Fees (per attached chart)**

Paid at time of building permit application no later than 5/1/2016

\$1400 (\*entrance fee) + \$1000 (I&I) + \$500 (Admin fee) = \$2,900 per unit

**Total cost to the developer:**

16 units \* \$2,900 = \$46,400 + \$500 (tap fee) = \$46,900

**Proposed payment of fees from the developer**

Mr. LoPresti indicated that he had "banked" 10 units from the completed Hickory Hollow Project at a value of \$11,553.28. Mr. LoPresti explained at the 10/13/2015 meeting that the intent of the "banked" units were to be used for a future out of village project and that their value would be at current fees.

16 units – 10 "banked" units = 6 units

6 units \* \$2,900 = \$17,400 + \$500 (tap fee) = \$17,900 + \$11,553.28 (over payment of sewer fees from Hickory Hollow project) = \$29,453.28

**Difference**

\$46,900 (current out of village entrance fees) - \$29,453.28 (developer proposed out of village entrance fees) = \$17,446.72 (entrance fees not received by the Village)

\*entrance fee subject to change based on included "Sewer Connection Fee Chart"

Mr. Ted Rauber indicated that when he was a Trustee during the time in question he recalled that a verbal discussion was had with Mr. LoPresti regarding “banking” 10 units to be used for future projects after Hickory Hollow was completed however Mr. Rauber did not fully recall the entire conversation nor did he have any documentation to support the “banked” agreement to be for out of district connections.

Trustee Nellis-Ewell commented regarding the February 2009 letter and that she doesn’t recall that being an agreement with the entire Board.

**Resolution 59 10/2015**

Introduced by: Mayor Penders  
Seconded by: Trustee Wohlers

Be it resolved that the Village of Spencerport Board of Trustees hereby approves that Ogden Center Development will pay for 6 sewer units at current Village of Spencerport Out of Village entrance fees at the time of building permit application for the Canal Place Apartments located on Canal Road in the Town of Ogden, New York.

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

**Resolution 60 10/2015**

Introduced by: Mayor Penders  
Seconded by: Trustee Hopson

Be it resolved that the Village of Spencerport Board of Trustees hereby approves the attendance of the SME Superintendent and two (2) linemen to attend the MEUA Engineering Workshop, Wednesday and Thursday, November 4 & 5, 2015 at the Embassy Suites, East Syracuse, NY. Cost not to exceed \$322.00

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

**Resolution 61 10/2015**

Introduced by: Mayor Penders  
Seconded by: Trustee Kuntz

Be it resolved that the Village of Spencerport Board of Trustees hereby authorizes the Mayor to sign the inter-municipal Snowplowing Agreement with Spencerport Fire District.

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

**Resolution 62 10/2015**

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

Be it resolved that the Village of Spencerport Board of Trustees hereby authorizes the Mayor to sign the mail services agreement with IMS to provide mail services to the Village of Spencerport.

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

**Resolution 63 10/2015**

Introduced by: Mayor Penders  
Seconded by: Trustee Wohlers

Be it resolved that the Village of Spencerport Board of Trustees hereby authorizes the Mayor to sign the consulting agreement with Computel Consultants, Earlville, New York to provide auditing services to determine over charges or under payment of fees for Telephone, Natural Gas and Cable TV.

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

**Resolution 64 10/2015**

Introduced by: Mayor Penders  
Seconded by: Trustee Hopson

Be it resolved that the Village of Spencerport Board of Trustees hereby approves the Mayor's appointment of Nora Venezky as the Village Historian effective immediately.

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

A motion was made by Trustee Wohlers, seconded by Trustee Nellis-Ewell that invoices in addition to the October 7, 2015 abstract be paid.

A motion to adjourn the workshop session at 5:03 p.m. was moved by Mayor Penders, seconded by Trustee Hopson and carried.