

VILLAGE BOARD MEETING

December 2, 2015

Minutes

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

BOARD MEMBERS PRESENT

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

BOARD MEMBERS ABSENT

OTHERS PRESENT

Craig Byham, Luther Jacobs Way
Chris Dick, Coleman Avenue
Rita Huffer, Town Pump Circle
Owen McIntee, SME Superintendent
Beth McNall, Parkhurst Drive
Jack Meritt, Senator Robert Ort's Office
Joan Quigley, Maplewood Avenue
Tim Quigley, Coleman Avenue
Eric Stowe, Village Attorney
Jacqueline Sullivan, Village Clerk
Terry & Roberta West, Coventry Drive
Tom West, DPW Superintendent

Approval of Minutes

A motion was made by Mayor Penders, seconded by Trustee Wohlers and carried that the minutes from the November 4, 2015 Village Board Meeting be approved as read.

A motion was made by Mayor Penders, seconded by Trustee Wohlers and carried that the minutes from the November 18, 2015 Village Workshop Meeting be approved as read.

Privilege of the Floor

Mr. Tim Quigley, Coleman Avenue addressed the Village Board regarding the Rite Aid project in the Town of Ogden for clarification as to the sewer work that would need to be done on Coleman avenue to accommodate the project. Mr. Quigley added that he realizes that it is not a Village issue but he feels that there was a lack of communication from the Town regarding this project and the neighborhoods it affects.

Mayor Penders explained that the Village has not been formally contacted by the developer to start the project however in order to accommodate the sewer flows from that project the developer would need to enlarge the sewer line on Coleman Avenue at the developer's expense. This expansion would result in the loss of 6 or 7 trees however they would be replaced with new trees.

Discussion ensued regarding the potential of pipe bursting instead of open cutting the area, road restoration and tree planting.

Administrative Committee – Mayor Penders

Resolution 75 12/2015

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

Be it resolved that the Village of Spencerport Board of Trustees hereby approves the final payment application from DioGuardi Construction, Inc. 5481 Upper Mt. Morris Road, Mt. Morris, NY in the amount of \$1958.50 for the Trolley Depot Decking Project.

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

Sewers Committee – Trustee Wohlers, Chair

Trustee Wohlers indicated that he received a sewer flow report from Monroe County and flows are consistent with seasonal averages.

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

Liaison Notes – Submitted by: Trustee Nellis-Ewell

These general notes serve to inform the Village Board members and Staff.

Minutes will be available on www.vil.spencerport.ny.us

Zoning Board of Appeals (ZBA) – meeting November 19, 2015

Public Hearing, Village of Spencerport Office, 27 West Avenue, Spencerport, NY 14559, 7 PM

Highlights

1) Application of Sergey Rozum Company LLC, 42 Nichols Street, Spencerport, NY 14559

Special Permit to allow a health care facility to be operated on property at 42 Nichols Street, Spencerport, New York 14559

Resolution 284/2015

- Unlisted action pursuant to New York State Environmental Quality Review Act (SEQRA)
- Village of Spencerport Zoning Board of Appeals (VOS ZBA) considered the short environmental assessment form and evidence from the Public Hearing
- VOS ZBA concluded the application will have no negative environmental impacts and issues a negative declaration pursuant to SEQRA
- Chairman of VOS ZBA directed to sign Part III of the short environmental assessment form confirming this Negative Declaration

Passed unanimously.

Resolution 285/2015

- VOS ZBA previously issued a negative declaration pursuant to SEQRA
- VOS ZBA granted a Special Permit to Sergey Rozum Company LLC, 42 Nichols Street, Spencerport, NY 14559

With the following condition imposed: Special Permit shall expire 5 years from November 19, 2015

Passed unanimously.

2) Application of Joseph Nucci, Jr. 500 South Union Street, Spencerport, NY 14559

Special Permit to allow a restaurant to be operated on property at 500 South Union Street, Spencerport, New York 14559

Resolution 286/2015

- Unlisted action pursuant to New York State Environmental Quality Review Act (SEQRA)
- Village of Spencerport Zoning Board of Appeals (VOS ZBA) considered the short environmental assessment form and evidence from the Public Hearing
- VOS ZBA concludes the application will have no negative environmental impacts and issues a negative declaration pursuant to SEQRA
- Chairman of VOS ZBA directed to sign Part III of the short environmental assessment form confirming this Negative Declaration

Passed unanimously.

Resolution 287/2015

- VOS ZBA previously issued a negative declaration pursuant to SEQRA

- VOS ZBA grants a Special Permit to Joseph Nucci, Jr., 500 South Union Street, Spencerport, NY 14559 With the following condition imposed: Special Permit shall expire 5 years from November 19, 2015

Passed unanimously.

Next Zoning Board of Appeals (ZBA) meeting December 17, 2015 (if applications)

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Architectural Review Board (ARB) / Planning Board (PB) – Meeting December 1, 2015

* I missed this meeting, so the report is brief.

ARB Business: Farmer’s Insurance, Spencerport Family Apothecary, Sergey Rozum Company LLC

All located at 42 Nichols, Spencerport, NY 14559 (Village Woods Plaza)

Related to signage: Farmer’s Insurance, new sign; Spencerport Family Apothecary, additional sign; Sergey Rozum Company LLC/Internal Medicine; ARB Board approved a replacement plan from previous meeting.

Building Control

Building Inspector Patrick Smith and Code Enforcement Officer Rich McQuilkin report at VOS workshops.

Code Review

The Core Group of the Code Review Committee plans to meet again December 8. We continue to review the Editorial and Organizational Analysis received from General Code. We have asked DPW Superintendent West to review the Sewer and Stormwater sections and Building Inspector Smith to review Housing Standards and Zoning, which is quite complex. Good progress is being made towards the January target date.

Finance Committee – Mayor Penders, Chair

Resolution 76 12/2015

Introduced by: Mayor Penders

Seconded by: Trustee Hopson

Be it resolved that the Village of Spencerport Board of Trustees hereby approves deposits into M & T Bank not to exceed \$5,000,000.

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

Facilities Committee – Trustee Hopson, Chair

A. Electric

B. Other (Drainage, Franchise)

Public Works Committee – Trustee Kuntz, Chair

A. Highways/Garage

B. Public Services (Refuse, Recycling, Parks)

Public Safety Committee – Trustee Penders, Chair

A. Fire Department

B. Police

Mayor Penders explained an incident that occurred at his home and that the Ogden Police Department handled it professionally and in an excellent manner.

C. Ambulance

Human Resources Committee – Mayor Penders, Chair

Resolution 77 12/2015

Introduced by: Mayor Penders

Seconded by: Trustee Nellis-Ewell

Be it resolved that the Village of Spencerport Board of Trustees hereby approves the addition of section 511 of the Employee Handbook to include a provision regarding the disposal of surplus materials.

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

Economic Development Committee – Trustee Wohlers, Chair

Green Initiatives – Trustee Nellis-Ewell, Chair

Nothing requiring Board action, SME Superintendent McIntee to include activities in his report.

Village Clerk – Jacqueline Sullivan

Superintendent of Public Works – Thomas M. West

Superintendent West indicated that salt has been purchased for the season and leaf pick up will continue for another week.

Superintendent of Electric – Owen McIntee

Superintendent McIntee indicated that work continues on various capital projects including the lighting project in Domus and will be completed by the end of the week and the potential of adding more lines to the North and South of the Village to help isolate an outage to affect a minimal amount of customers.

Attorney – Eric Stowe

Unfinished Business

New Business

Village Activities – Submitted by Trustee Nellis-Ewell

- **Town of Ogden Bicentennial/Village of Spencerport Sesquicentennial Planning Committee**
Committee met November 16; next meeting February 1, 2016, Town of Ogden Community Room. Plans continue for monthly celebration events in 2016 and 2017.

- **Veterans' Day Luncheon at the Ferris-Goodridge American Legion Post**

- Sponsored by the Spencerport Area Chamber of Commerce; Lunch served by the Auxiliary and Members
Dynamic Speaker: Reverend Kelly Ayer, Director of Zion House, Avon, New York. Mother Kelly, an Episcopal priest with a degree in Chemistry, served as a medic in the United States Army. Zion House is the first home for female veterans in New York State. Services are provided to women victims of PTSD and sexual trauma as they transition to civilian life. Because the need is great, there is a capital project underway to purchase the Avon Inn. Approximately 15,000 women veterans are homeless across the United States. www.zionhouseavon.org

UPCOMING

- **Annual Christmas on the Canal**

* Sunday, December 6; Afternoon events include horse-drawn carriage rides; Tree lighting @ 5 PM followed by Caroling stroll @ 5:30 PM

Our new seasonal snowflake banners and the festive white lights in the trees along Union Street look great!

Bills

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

General Fund	\$ 169,817.96
Electric Fund	\$ 126,831.82
Sewer Fund	\$ 44,307.90
Trust Fund	\$ 2,373.94
Capital Fund	\$ <u>0</u>
TOTAL:	\$ 343,331.62

Motion was made by Trustee Kuntz, seconded by Trustee Wohlers and carried unanimously that the cash disbursements for the General, Electric, Sewer, Trust and Capital Funds, December 2015 be approved as audited.

Adjournment

A motion was made by Trustee Kuntz, seconded by Trustee Nellis-Ewell and carried unanimously that the regular meeting be adjourned at 7:40 p.m.