

VILLAGE BOARD MEETING
August 3, 2016
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

Jill Cordts, Amity Street
Evelyn Dow, Coleman Avenue
Jay Grasso, Upton Avenue
Patrick Hotchkiss, West Avenue
Owen McIntee, SME Superintendent
Joan Quigley, Maplewood 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 Nellis-Ewell and approved that the minutes from the July 6, 2016 Village Board meeting be approved as read.

Privilege of the Floor

Mr. Terry West, Coventry Drive thanked SME and DPW for doing a nice job with the work done on Nichols Street. Mr. Terry West questioned the sewer portion of the Rite Aid project in the Town of Ogden.

Mayor Penders responded that the Village continues to work with the developer to expand the Village sewer system to allow for increased flows from the Rite Aid project. Mayor Penders continued that the Rite Aid project will come before the Town of Ogden Planning Board on August 11th.

Discussion ensued regarding the sewer portion of the project.

Mrs. Joan Quigley, Maplewood Avenue questioned the start date of the Union Street bridge project.

Mayor Penders responded that the project will not start until 2018.

Mrs. Quigley questioned if the LoPresti project on Canal Road will be in the SME franchise.

Superintendent McIntee responded that it is in the SME franchise.

Mrs. Quigley questioned why the trees that have been removed are not being replaced.

Superintendent West responded that they will be replaced in the fall and that because Canal Road is a County road the tree would not be replaced.

Discussion ensued regarding the replacement of trees.

Jill Cordts, Amity Street commented that the moving of the crosswalk and how it was handled was amazing. Ms. Cordts thanked the Village Board for making it happen and Tom West for facilitating the construction of the new crosswalk.

Mr. Patrick Hotchkiss, West Avenue indicated that Mr. Mike LoPresti's property located on Clark Street is not in good condition with debris and hay bales located on the property. Mr. Hotchkiss commented that he has left a letter with Rich McQuilkin, CEO regarding the property and would like the property cleaned up.

Mayor Penders responded that the Village's Code Enforcement Officer will follow up with Mr. LoPresti.

Administrative Committee – Mayor Penders

Resolution 30 8/2016

Introduced by: Mayor Penders

Seconded by: Trustee Wohlers

Be it resolved that the Village of Spencerport Board of Trustees hereby approves renewing their Community Video Program with CGI Communications. This program is at no cost 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 31 8/2016

Introduced by: Mayor Penders

Seconded by: Trustee Hopson

Be it resolved that the Village of Spencerport Board of Trustees hereby approves contracting with Jay Grasso, Municipal Consulting and Grant Writing for grant writing services for the purchase of a SCADA monitoring system for the SME Substation. The duration of this contract is one (1) year at a rate of \$69.00 per hour and 3% commission of grant award. Hourly rate not to exceed \$1000.00 for the SCADA application; only grants authorized by the Village Board to be pursued.

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 32 8/2016

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

Be it resolved that the Village of Spencerport Board of Trustees hereby approves contracting with Brian Baty, Risk Consulting Services for auto, liability and workers compensation insurance consulting services. Annual cost to be \$2,500.00.

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

Resolution 33 8/2016

Introduced by: Mayor Penders
Seconded by: Trustee Kuntz

Be it resolved that the Village of Spencerport Board of Trustees hereby approves the attendance of the Village Clerk, Village Treasurer, Deputy Treasurer and any Village Board Member to attend the NYCOM Fall Training School at the Hilton Saratoga, Saratoga, New York; September 12-16, 2016; Cost not to exceed \$800 per person.

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 34 8/2016

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

Whereas, the Board of Trustees of the Village of Spencerport, Monroe County has been advised that in order to properly prosecute certain violations of the Village of Spencerport Local Laws, it is necessary to obtain the appointment of the Village Attorney of the Village as Special Prosecutor; and

Whereas, the Village Board of Trustees desires the Village Attorney for the Village, Eric W. Stowe, Esq. be appointed as Special Prosecutor for this purpose; and

Whereas, the Village Board of Trustees, once it has so appointed the Village Attorney for the Village, would ask the District Attorney of the County of Monroe to approve the appointment and take whatever steps are necessary to authorize the Village Attorney for the Village to act as Special Prosecutor for these purposes; and

Now, therefore be it resolved, that the Board of Trustees of the Village of Spencerport appoints Village Attorney, for the Village, Eric W. Stowe, Esq. To act as Special Prosecutor for the purpose of prosecuting any alleged violations of or offenses against the Local Laws and Code of the Village of Spencerport, in

and for the Village of Spencerport, in the County of Monroe and requests the District Attorney of the County of Monroe to approve the appointment made herein and take whatever steps are necessary to properly authorize Eric W. Stowe, Esq. to act as a Special Prosecutor as set forth herein.

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

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

Trustee Nellis-Ewell commented that there were no applications for the Planning or Architectural Review Board this month. Trustee Nellis-Ewell continued that the Zoning Board of Appeals met on July 21st regarding an application from Mr. Dominic Agostini, 409 S. Union Street for an area variance for the construction of a garage on the property. Trustee Nellis-Ewell indicated that the ZBA tabled the application until the August meeting. The ZBA requested an instrument survey map to better review easements and a comment was made regarding the surrounding residents.

Trustee Nellis-Ewell commented that Building Control and Code Review are discussed at the workshop meetings.

Finance Committee – Mayor Penders, Chair

Resolution 35 8/2016

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

Be it resolved that the Village of Spencerport Board of Trustees hereby approves the below budget transfers for fiscal year ending May 31, 2016.

July 20, 2016 BUDGET TRANSFER & REVISION Fiscal Year End 5/31/2016					
AMOUNT	TO ACCOUNT			FROM ACCOUNT	
\$160	A7520.400	Historical/Trolley - Contractual		A7510.400	Historian - Contractual
\$340	G8120.400	Sanitary Sewer - Contractual		G8120.200	Sanitary Sewer - Capital/Equip

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 indicated that we have been having some problems at the Trolley Depot with vandalism however changes have been made to the Wi-Fi and recent arrests have been made.

- C. Ambulance

Human Resources Committee – Mayor Penders, Chair

Economic Development Committee – Trustee Wohlers, Chair

Green Initiatives – Trustee Nellis-Ewell, Chair

Village Clerk – Jacqueline Sullivan

Superintendent of Public Works – Thomas M. West

Superintendent West commented that he will be adding additional signs on the Heritage Trail indicating park hours, work is being done on the Gazebo to keep the birds out, tree trimming continues and slurring sealing has been completed.

Superintendent of Electric – Owen McIntee

Superintendent McIntee commented that the new battery system is going in at the substation and cable is being pulled for the Nichols Street.

Mayor Penders commented and thanked Superintendent McIntee that the oil containment system has been installed at the substation. This system will keep the transformer oil out of Northrup Creek in the event of a transformer oil spill.

Attorney – Eric Stowe

Attorney Stowe commented that he will be filing sewer easement paperwork this week.

Unfinished Business

Trustee Hopson commented that the Village is down to approximately 18 properties that do not have rolling refuse carts with 12 of those properties being vacant leaving 6 properties without carts. Trustee Hopson commented that it is a good performance for the program.

Mayor Penders thanked Trustee Hopson for his report.

New Business

Current Events – Trustee Nellis-Ewell

Trustee Nellis-Ewell commented that on July 11th 6,000 bicyclists came through the Village for the annual Erie Canal cycling event; water was donated by Green Hut, Tops, Krony's Pizza; David Haines and Mayor Penders and Ice from SFD. David Haines, Mayor Penders, Ron and Johanna White and Don volunteered to pass out water and the event was successful. Bicyclists came from Jamaica and Amsterdam. Trustee Nellis-Ewell commented that it is interesting to get visitors comments about the Village; July 30th and 31st was Canal Days and Mayor Penders served as captain for the Canalagator race; September 12th is the next bicentennial/sesquicentennial meeting and volunteers are still needed.

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

General Fund	\$ 90,191.25
Electric Fund	\$ 76,200.54

Sewer Fund	\$ 34,388.07
Trust Fund	\$ 2,892.61
Capital Fund	<u>\$ 0</u>
TOTAL:	\$203,672.47

Motion was made by Trustee Wohlers, seconded by Trustee Nellis-Ewell and carried unanimously that the cash disbursements for the General, Electric, Sewer, Trust and Capital Funds, August 2016 be approved as audited.

A motion was made by Mayor Penders, seconded by Trustee Wohlers and carried that the Village Board Meeting be adjourned at 7:45 p.m.