

**Village Board Workshop Meeting  
May 17, 2017  
Minutes**

Mayor Penders called the meeting to order at 4:30 p.m. followed by the pledge of allegiance.

**BOARD MEMBERS PRESENT**

Gary Penders, Mayor

David Wohlers, Trustee

Charles Hopson, Trustee

Ray Kuntz, Trustee

**OTHERS PRESENT**

Craig Byham, Luther Jacobs Way

Owen McIntee, SME Superintendent

Nicholas Nucci, Spencerport Hots

Eric Stowe, Village Attorney

Jacqueline Sullivan, Village Clerk

Nora Venezky, West Avenue

Tom West, DPW Superintendent

**BOARD MEMBERS ABSENT**

Carol J. Nellis-Ewell, Deputy Mayor

Mayor Penders opened the Public Hearing for Introductory Local Law 3-2017 “A Local Law to repeal Local Law Number 1/2016 of the Code of The Village of Spencerport” at 4:30 p.m.

There being no questions Mayor Penders closed the public hearing at 4:32 p.m.

Nora Venezky announced that she will no longer be the Director of the Spencerport Depot and Canal Museum and that Simon Devonish will be taking over the position. Nora further commented that she will continue as the Village Historian.

Mayor Pender read Code Enforcement Officer, Rich McQuilkin’s report.

**Resolution 146 5/2017**

Introduced by: Mayor Penders

Seconded by: Trustee Hopson

**RESOLUTION ADOPTING LOCAL LAW 3/2017**

Whereas, the Village Board has before it a proposed Local Law 3/2017 which, if enacted, will repeal Local Law #1-2016 “**A local law authorizing a property tax levy in excess of the limit established in General Municipal Law §3-c**”.

Whereas, the Village board has, on this date, held a public hearing to consider said proposed Local Law; and

Whereas, the Village Board has considered any public input; and

Whereas, this action is a Type II Action under the State Environmental Quality Review Act Regulation §617.5(c)(20)&(27) and not subject to further review under said regulations;

Whereas, the notice of this hearing was duly published and posted as required by law; and  
Now, therefore, be it resolved:

Section 1: Chapter, Article 1, Section 1. Title.

This local law shall hereinafter be known and cited as “A Local Law to Repeal Local Law Number 1 of 2016 of the Code of The Village of Spencerport”

Section 2: Chapter, Article II, Section 1.

Legislative Intent, Purpose and Objectives. It is the intent of this Local Law to repeal Local Law Number 1 of 2016, and to thus reinstate the limits on the amount of real property taxes that may be levied by the Village of Spencerport pursuant to General Municipal Law §3-C,

Section 3: Chapter, Article III, Section 1.

This Local Law hereby repeals, in its entirety, Local Law Number 1 of 2016, and declares the same of no force or effect, and the Village of Spencerport repeals the prior tax cap override local law of the Village of Spencerport and reinstates the tax levy limits imposed by General Municipal Law §3-C.

Section 4: Chapter , Article IV, Section 1. If any clause, sentence, paragraph, section or part of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgement shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part thereof directly involved in the controversy in which such judgement shall have been ordered.

Section 5: This local law 3/2017 shall take effect immediately upon filing with the Secretary of State.

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

**Resolution 147 5/2017**

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 computer and electronics recycling proposal from Maven Technologies, LLC.

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

**Resolution 148 5/2017**

Introduced by: Mayor Penders  
Seconded by: Trustee Kuntz

Be it resolved that the Village of Spencerport Board of Trustee hereby approves the sidewalk café application from JVN Associates Inc., DBA Spencerport Hots based on the recommendation from Richard McQuilkin, Code Enforcement Officer and the completion of all required application documents.

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

**Resolution 149 5/2017**

Introduced by: Mayor Penders  
Seconded by: Trustee Wohlers

Be it resolved that the Village of Spencerport Board of Trustees hereby approves writing off \$14, 609.79 in uncollectible electric accounts.

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

**Resolution 150 5/2017**

Introduced by: Mayor Penders  
Seconded by: Trustee Wohlers

Be it resolved that the Village of Spencerport Board of Trustees hereby revokes the current peddling permits for Renewal By Anderson based on the recommendation from the Chief of Police Chris Mears due to three incidents of not being able to produce a valid permit upon request.

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

Mayor Penders made a motion, seconded by Trustee Hopson to adjourn the workshop session to executive session to discuss litigation at 4:53 p.m.

Mayor Penders made a motion, seconded by Trustee Hopson to adjourn the executive session to workshop session at 5:00p.m.

Mayor Penders made a motion, seconded by Trustee Wohlers to adjourn the workshop session at 5:00 p.m.