VILLAGE BOARD MEETING
February 6, 2019
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, Deputy Mayor
David Wohlers, Trustee
Charles Hopson, Trustee
Ray Kuntz, Trustee

BOARD MEMBERS ABSENT

OTHERS PRESENT
Brayden Berbeneciuc, Hillside Drive
Renee Berbeneciuc, Hillside Drive
Craig Byham, Luther Jacobs Way
Scott Clyde, Coventry Drive
Owen McIntee, SME Superintendent
Joan Quigley, Maplewood Avenue
Phyllis Rutter, Laurelcrest Drive
Andrew Rutter Laurelcrest Drive
Craig Danieluk, Cadence Ct., Penfield
Jocelyn Danieluk, Cadence Ct., Penfield
Colton Danieluk, Cadence Ct., Penfield
Madison Danieluk, Cadence Ct., Penfield
Eric Stowe, Village Attorney
Jacqueline Sullivan, Village Clerk
Tom West, DPW Superintendent

Special Presentation

The Mayor and Trustees presented to the family of William Rutter a plaque honoring Bill for his service to the Village of Spencerport. The plaque read as follows:

In Honor of
William "Bill" Rutter

Whereas, the Village of Spencerport Board of Trustees in recognition and profound appreciation of distinguished service by William "Bill" Rutter duly passed by the Village of Spencerport Board of Trustees on February 6, 2019;

Whereas, Bill has always been mindful of the interests of the Village of Spencerport and he has worked to advance the ideals of the Village Planning and Architectural Review Boards;

Whereas, Bill has provided outstanding guidance to the Village Planning and Architectural Review Boards; and

Whereas, Bill faithfully and with integrity and great distinction served as a member of the Village Planning and Architectural Review Boards from July 2008 – November 2018;

Therefore, be it resolved, that the Spencerport Village Board, on behalf of the residents of Spencerport and the employees of the Village of Spencerport extends it appreciation to Bill Rutter for his dedicated years of service to the community.

Spencerport Village Board
Carol J. Nellis-Ewell, Deputy Mayor
Charles R. Hopson, Trustee
Ray Kuntz, Trustee
David Wohlers, Trustee
Gary Penders, Mayor

Approval of Minutes

A motion was made by Trustee Hopson, seconded by Trustees Wohlers and carried to approve the Village Board Meeting minutes from January 2, 2019 as presented.

A motion was made by Trustee Kuntz, seconded by Deputy Mayor Nellis-Ewell and carried to approve the Village Board Workshop Meeting minutes from January 16, 2019 as presented

Public Hearing

Mayor Penders opened the public hearing for Introductory Local Law #1-2019 "A Local Law Amend Chapter 115 - Animal of the Village of Spencerport Code" at 7:05 p.m. There being no comments Mayor Penders closed the public hearing at 7:06 p.m.

Mayor Penders opened the public hearing for Introductory Local Law #3-2019 "A Local Law to Amend Section 340-28 - Animals of the Village of Spencerport Code" at 7:06 p.m. There being no comments Mayor Penders closed the public hearing at 7:08 p.m.

Privilege of the Floor

Administrative Committee – Mayor Penders

Resolution 91 2/2019

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

Whereas, the Village Board has before it a Local Law entitled Introductory Local Law #1-2019 "A Local Law to Amend Chapter 115 - Animals of the Village of Spencerport Code" which, if adopted, will restrict the keeping of animals in the Village of Spencerport; and

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 an unlisted action under the State Environmental Quality Review Act and the Village Board hereby issues a Negative Declaration; and

Whereas, the notice of this hearing was duly published and posted as required by law;

Now, therefore, be it resolved:

Section 1. That the Village Board of the Village of Spencerport has adopted Local Law #2-2019 "A Local Law to Amend Chapter 115 - Animals of the Village of Spencerport Code"

Section 2. That the Village Clerk is ordered to publish a legal notice indicating the adoption of this Local Law and to file a copy of this Local Law with New York State.

Section 3. That this Local Law shall take effect upon filing with the Secretary of State.

Section 4. That this resolution shall take effect immediately.

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

Resolution 92 2/2019

Introduced by: Mayor Penders
Seconded by: Trustee Wohlers

Whereas, the Village Board has before it a Local Law entitled Introductory Local Law #3-2019 "A Local Law to Amend Section 340-28 - Animals of the Village of Spencerport Code"

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 an unlisted action under the State Environmental Quality Review Act and the Village Board has issued a Negative Declaration; and

Whereas, the notice of this hearing was duly published and posted as required by law;

Now, therefore, be it resolved:

Section 1. That the Village Board of the Village of Spencerport has adopted Local Law #3-2019 "A Local Law to Amend Section 340-28 - Animals of the Village of Spencerport Code"

Section 2. That the Village Clerk is ordered to publish a legal notice indicating the adoption of this Local Law and to file a copy of this Local Law with New York State.

Section 3. That this Local Law shall take effect upon filing with the Secretary of State.

Section 4. That this resolution shall take effect immediately.

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

Resolution 93 2/2019

Introduced by: Mayor Penders
Seconded by: Trustee Hopson

Be it resolved that the Village of Spencerport Board of Trustees hereby approves the application from the Town of Ogden Parks and Recreation Department and the Kiwanis Club of Spencerport for the Pineway Ponds run/walk Saturday, September 28, 2019 from 8:30 a.m. – 10:30 a.m.

Vote of the Board:	Carol J. Nellis-Ewell, Deputy Mayor	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 – Deputy Mayor Nellis-Ewell, Chair

Notes submitted by: Deputy Mayor Nellis-Ewell

Architectural Review/Planning (ARB/PB) & Zoning Board of Appeals (ZBA)
Complete minutes on **www.vil.spencerport.ny.us** after approval.

Architectural Review/Planning Board (ARB/PB) ~ No January or February meeting
Next meeting March 5, 2019, dependent upon Applications/Business

Zoning Board of Appeals (ZBA) ~ No January meeting
Next meeting February 21, 2019, Application not made, probably March

Building Control – Building Inspector Smith meets with Mayor Penders as scheduled.
Code Enforcement Officer McQuilkin reports at workshop meetings.

Code Review – Public Hearing for Proposed Introductory Local Law 1 – 2019 * Animals (various): TABLED from January. Local Laws protect and promote the health, safety and welfare of the people of the Village of Spencerport.

A. Planning

B. Architectural Review

C. Zoning

D. Building Control

E. Code Review

Finance Committee – Mayor Penders, Chair

Resolution 94 2/2019

Introduced by: Mayor Penders
Seconded by: Trustee Kuntz

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

February 6, 2019 BUDGET TRANSFER & REVISION Fiscal Year End 5/31/2019

AMOUNT	TO ACCOUNT		FROM ACCOUNT	
$10,700	A8170.101	Leaf Pick-Up - Salary	A5110.403	Highways - Road Materials

Vote of the Board:	Carol J. Nellis-Ewell, Deputy Mayor	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

Resolution 95 2/2019

Introduced by: Trustee Hopson
Seconded by: Deputy Mayor Nellis-Ewell

Be it resolved that the Village of Spencerport Board of Trustees hereby approves SME Superintendent Owen McIntee to represent the MEUA at the 2019 APPA Legislative Rally in Washington, DC February 25-27, 2019.

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

Resolution 96 2/2019

Introduced by: Trustee Hopson
Seconded by: Trustee Wohlers

Be it resolved that the Village of Spencerport Board of Trustees hereby approves Mat Gartz, SME Lineman to attend the Southeastern Meter School March 18-21, 2019 in Auburn Alabama. Total cost not to exceed $1700.00.

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

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

C. Ambulance

Human Resources Committee – Mayor Penders, Chair

Economic Development Committee – Trustee Wohlers, Chair

Green Initiatives – Deputy Mayor Nellis-Ewell, Chair

Nothing requiring Board action
* Call attention to the Village Website – link to Recycling Rules, Monroe County information and related Village of Spencerport details on recycling, bulk pick-up and more. Well done!

Village Clerk – Jacqueline Sullivan

Clerk Sullivan explained that she had been approached by another insurance agency to give the Village liability quotes for service. The Village Board of Trustee indicated that they would be interested in receiving quotes from the current agent USI and Haylor, Fryer and Coon.

Superintendent of Public Works – Thomas M. West

Superintendent of Electric – Owen McIntee

Superintendent McIntee commented to the Village Board that the electric crews have been using a demo bucket truck from Altec and he would be interested in buy the truck to replace truck 8.

Resolution 97

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

Be it resolved that the Village of Spencerport Board of Trustees hereby approves Owen McIntee to receive quotes for a bucket truck for the electric department.

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

Attorney – Eric Stowe

Unfinished Business

New Business

Past, Current and Future Events – Deputy Mayor Nellis-Ewell

Notes submitted by: Deputy Mayor Nellis-Ewell

Wednesday, January 16 – Noon – 1:00 PM Spencerport Area Chamber of Commerce General Luncheon, Spencerport Exempts ~ Topic: Solar Power and Community Solar Farms ~ Presentation by Houton Moaveni, NY Sun. Dual roles: 1) Senior Advisor to the President for Strategy and Clean Energy Siting 2) New York State Distributed Generation Interconnection Ombudsman at New York State Energy Research and Development Authority (NYSERDA). Mr. Moaveni is an energy professional who has successfully delivered a wide range of solar initiatives supporting the Department of Energy (DOE), states, utilities and public service commissioners. He stated revised New York State goals, including 70% renewable energy by 2030 (was 50%); 100% by 2040. He emphasized the need to update the national grid (delivery): "Grid is not a 20th grid" and to focus on energy storage. Congestion needs to be managed. Comments on solar farms: their acceptance – or not – by neighbors and potential litigation. He was aware the Village of Spencerport is a Clean Energy Community with Green Initiatives: EV charging stations, hybrid vehicles, insulation programs, LED lighting, rebates and solar panels. "It's the right thing to do!"

Tuesday, January 22 – 6:00 PM Checkpoint I – Organizational Meeting, Spencerport Central School District Focus Group. Mayor Penders and I attended with a cross-section of citizens. Introduction to developing a school budget, Sharing of personal and community perspective. Checkpoint II February 12.

Thursday, January 24 – Noon to 1:30 PM Camp Read S'more at Terry Taylor. Read two sessions: Mrs. Blencowe's Kindergarten and Mrs. Kinney's First Graders. Our book, *Owen and Mzee*, is the story about a young hippo orphaned in a tsunami on the Indian Ocean coast of Kenya, rescued by villagers who teamed to transport Owen to Haller Nature Park, where he met Mzee, an old, solitary tortoise. Soon Owen followed Mzee everywhere. An unlikely friendship developed, showing that differences – age and appearance – do not matter. The sweet students especially liked seeing Owen the two friends cuddling. It was a delightful day!

Thursday, January 31 – 10:00 AM Mayor Penders attended Press Conference meeting with Monroe County Executive Cheryl DiNolfo and other mayors re: Potential elimination of AIM funding. That could result in an increase in taxes as documented in the well-written letter Mayor Penders published in *Suburban News*.

Wednesday, February 20 – Noon – 1:00 PM Spencerport Area Chamber of Commerce General Luncheon, Slayton Place Restaurant ~ State of Towns of Ogden and Parma and Village of Spencerport ~ Mayor Penders to present our update!

*** SAVE THE DATE – Thursday, March 21 SACC Annual AWARDS Dinner @ Braemar Country Club: Citizen of the Year, Business of the Year, Civic Beautification and Member of the Year.**

Bills

Motion was made by Trustee Kuntz, seconded by Deputy Mayor Nellis-Ewell, and carried unanimously that the monthly bills be paid as audited in the following amounts:

General Fund	$ 64,078.12
Electric Fund	$ 45,279.67
Sewer Fund	$ 12,893.23
Trust Fund	$ 2,634.67
Capital Fund	$ 0
TOTAL:	**$124,885.69**

Post Audit

Motion was made by Trustee Kuntz, seconded by Deputy Mayor Nellis-Ewell carried unanimously that the cash disbursements for the General, Electric, Sewer, Trust and Capital Funds, February 2019 be approved as audited.

A motion was made by Mayor Penders, seconded by Deputy Mayor Nellis-Ewell and carried that the Village Board Meeting be adjourned at 8:05 p.m. into executive session to discuss potential litigation.

A motion was made by Mayor Penders, seconded by Deputy Mayor Nellis-Ewell and carried that the executive session be adjourned to the regular meeting at 8:30 p.m.

A motion was made by Mayor Penders and carried that the regular meeting be adjourned at 8:30 p.m.