VILLAGE BOARD MEETING
July 10, 2019

Mayor Penders called the meeting to order 7:00 p.m. followed by the Pledge of Allegiance.

Board Members Present
Gary Penders, Mayor
Carol Nellis-Ewell, Deputy Mayor
Ray Kuntz, Trustee
David Wohlers, Trustee

Board Members Absent
Charles Hopson, Trustee

Others Present
Craig Byham, Luther Jacobs Way
Joan Quigley, Maplewood Avenue
Jacqueline Sullivan, Village Clerk
Terry 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 Village Board Meeting minutes from June 5, 2019 be approved as read.

A motion was made by Mayor Penders, seconded by Trustee Kuntz and carried that the Village Board Workshop Meeting minutes from June 19, 2019 be approved as read.

Privilege of the Floor

Comments submitted by Deputy Mayor Nellis-Ewell

CONGRATULATIONS! Clerk Jacqueline Sullivan: named to the 2019 Municipal Clerks Honor Roll. This prestigious honor by General Code recognizes distinguished and dedicated Municipal Clerks. Open to all 50 states, from 228 nominations, only 145 qualified. For perspective: from 62 counties in New York State, 39 recognized. 3 from Monroe County!

NOMINATION:

Jacqueline (Jackie) Sullivan administers the Village of Spencerport office effectively, ensuring needs of residents are met professionally. Dedicated and organized, Jackie supports the Mayor and Village Board by preparing agendas and Legal Notices, and retaining minutes. As IT contact, she oversees Village website updates. She seeks grants and suggests ways to save cost.

For employees, Jackie Sullivan encourages advancement - and is THE knowledgeable resource for policy issues/questions on health care and retirement. For our community, she plans and publicizes events.

Further, her leadership evident to colleagues, Jackie Sullivan serves as President of the Monroe County Clerks Association. Over ten years, as Planning board member, Trustee, and Deputy Mayor, I have worked closely with Jackie.

To conclude, Village of Spencerport Clerk Jacqueline Sullivan is most deserving of recognition on the prestigious Municipal Clerks Honor Roll.

Statement on 0 Union Street lot/Resolution of June 19, 2019:
- Purchase encumbers Village of Spencerport to additional liability, long-term maintenance, and potential expense of development
- Available Municipal parking lot, south side of Erie Canal Lift Bridge, underutilized
- Existing Erie Canal-side amenities, including Lester Merz Pavilion area with picnic tables, underutilized
- Purchase could be considered a precedent

Administrative Committee – Mayor Penders

Mayor Penders read and accepted Zoning Board of Appeals Member Mike Flavin's resignation effective July 10, 2019. Mr. Flavin will be moving from the Village of Spencerport to Naples, New York.

Resolution 22 7/2019

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

Be it resolved that the Village of Spencerport Board of Trustees hereby authorizes the Mayor to sign the acknowledgement designating NYSCC as SEQRA Lead agency for the Earthen Embankment Integrity Program.

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

Resolution 23 7/2019

Introduced by: Mayor Penders
Seconded by: Trustee Wohlers

Be it resolved that the Village of Spencerport Board of Trustees hereby approves the assembly permit from Spencerport Canal Days for their annual Canal Days event. Saturday and Sunday July 27 and 28, 2019. Streets to be closed are Union Street from West Avenue to Amity Street and Amity Street from Union Street to the driveway to the Carnival Grounds.

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

Resolution 24 7/2019

Introduced by: Mayor Penders
Seconded by: Trustee Kuntz

Be it resolved the Village of Spencerport Board of Trustees hereby approves the parade permit for Spencerport High School Homecoming Parade Saturday, September 28, 2019 from 11:00 a.m. – 1:30 p.m. Roads to be closed for the duration of the parade are West Avenue from the DPW Shop to Union Street; Union Street to Lyell Avenue, Lyell Avenue to Spencerport High School.

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

Sewers Committee – Trustee Wohlers, Chair

Resolution 25 7/2019

Introduced by: Trustee Wohlers
Seconded by: Trustee Kuntz

Be it resolved that the Village of Spencerport Board of Trustees hereby authorizes the release of $5,700.00 from the Parkview Townhomes Letter of Credit per Superintendent West's inspection.

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

Planning/Zoning/Building Control – Deputy Mayor Nellis-Ewell, Chair
Comments submitted by Deputy Mayor Nellis-Ewell

Complete minutes on **www.vil.spencerport.ny.us** after approval.

Architectural Review/Planning Board (ARB/PB) ~ No meeting June 4, 2019

From ARB/Planning Board Meeting ~ July 2, 2019

Planning: Applicant Linda Gibbardo, 194 South Union Street, Spencerport, NY ~ VIC's Site Plan (final)
Commercial to Residential. Discussion re: Renovation plans: location of dumpster, parking spaces and tables, (covered) stairway and safety.

ARB: Applicant Linda Gibbardo, Alterations reviewed: Door, windows, external covered stairway, railing, paved area for two parking spaces, etc.
Revisions: 1) External covered stairway on previous plan eliminated. Existing external door on north side to be used as entrance to apartment. Door to be upgraded with canopy. 2) Internal stairway and space remodeling to be code-compliant. 3) Dumpster enclosure and material submitted (three-sided white lattice).. 4) Fence area and materials submitted. Decision: Movable planters, white, with plastic chain connecting them.

Discussion ensued regarding previous contingencies from appearances before related Boards.
Disposition: Resolutions for approvals – approved unanimously Final site approval

Planning: Applicant Union Street LLC, 148 South Union Street, Spencerport, NY ~ Site Plan approval
- Kris Schultz presented proposed site plan for three-story building: apartments with retail.
- SRF representative reviewed parking study results. Extensive discussion regarding parking.
Extensive discussion about current plan. Comments by Planning Board members, DPW Superintendent West and (MRB) Engineer Willard.
To address comments, potential contingencies, suggestions and involvement of Zoning Board of Appeals:
Disposition: Tabled with permission of applicant
Zoning Board of Appeals (ZBA) Meeting ~ No meeting July 18, 2019
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Zoning Board of Appeals (ZBA) Meeting ~ June 20, 2019
1) Christopher Wojtowicz, 155 Maplewood Avenue, Spencerport, NY 14559: For an Area Variance to install approximately 160 feet of 6 feet tall open construction fence, on property located at same, whereas any fence shall not exceed four feet in height, pursuant to 340-32 A (1) in a Residential District.
Disposition: Resolutions passed unanimously

2) Michael Nichols, 1 Canalside Drive, Spencerport, NY 14559: , For an Area Variance to install approximately 24 linear Feet of 6 feet tall open construction fence around a pergola, on property located at same, whereas any fence shall not exceed four feet in height, pursuant to 340-32 A (1) in a Residential District.
Disposition: Resolutions passed unanimously

Linda Gibbardo 194 South Union Street – Vic's Ice Cream Shop Special Permit: Allow residential use of second floor, secondary to primary commercial use of building in Commercial B-2 District / 340-19 (B)
- Also existing ramp to exist within one (1) foot of property line
Disposition: Resolutions with contingencies
* Applicant continues to address contingencies as requested

Building Control – Building Inspector Smith meets with Mayor Penders as scheduled.

Code Enforcement Officer McQuilkin reports at workshop meetings.
Code Review – To be scheduled: Food Trucks, Fences, Peddling, related fees; process improvements

Finance Committee – Mayor Penders, Chair

Resolution 26 7/2019

Introduced by: Mayor Penders
Seconded by: Trustee Wohlers

Be it resolved that the Village of Spencerport Board of Trustees herby approves the below budget transfers for fiscal year ending May 31, 2020.

July 10, 2019 BUDGET TRANSFER & REVISION Fiscal Year End 5/31/2020					
AMOUNT	TO ACCOUNT		FROM ACCOUNT		
$39,900	A1940.400	Land Purchase/Right of way-Contractual	A5110.400	Highways - contractual	

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

Mr. Terry West inquired as to why the Village decided to purchase the N. Union Street property.

Mayor Penders responded that the consensus was that lot could be used for future municipal parking or possibly a low maintenance park area. However, no definite plans have been made.

Discussion ensued regarding the recently purchased lot.

Facilities Committee – Trustee Hopson, Chair

A. Electric

Resolution 27 7/2019

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 letter pertaining to the Historic Fixed Price TCC Extension Purchase Decision in the amount of $7,718.81 for Load Serving Entity (LSE) to request a one-year extension of its eligible TFPTCC and appointing NYMPA as the ETA Agent for the One-Year Period of November 1, 2019 through October 21, 2020.

Vote of the Board:	Carol J. Nellis-Ewell, Trustee	Aye
	Charles R. Hopson, Trustee	Absent
	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)

Resolution 28 7/2019

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

Be it resolved that the Village of Spencerport Board of Trustees hereby awards the 2019 DPW Recycling/Refuse Truck Bid to Regional International, 1007 Leigh Station Road, Henrietta, NY in the amount of $193,095.00

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

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
- July is Plastic Free Month – supported by Parks & Trails New York
Help keep our Parks and Trails clean and litter free

Village Clerk – Jacqueline Sullivan

Superintendent of Public Works – Thomas M. West

Superintendent of Electric – Owen McIntee

Attorney – Eric Stowe

Unfinished Business

New Business

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

Tuesday, June 11 – 8:30 AM Spencerport Depot/Museum & Visitors Center Board Meeting

Annual election of Board members (volunteers): Re-elected Officers, Ted Rauber,/President, Tim Baum/Vice President, Doreen Castano/Secretary, Scott Birnie/Treasurer
Director Simon Devenish records boater and visitor statistics; volunteers welcome; 2019 focus on history and museum, obtaining grants
* NO Heritage Day planned; Paddlesports Event not happening in September

Monday, June 17 – 9:30 AM Bernabi 2nd graders, teachers & chaperones visit Spencerport Depot/Museum & Visitors Center
1) Deputy Mayor presented on Village of Spencerport: unique characteristics and similarities with nearby Villages; also Who, What, Where about Village government ~ Q. "Do we have rules?"
2) Volunteer narrated tour of Village of Spencerport highlighting economic/shopping amenities
3) Village Historian created/handled a FUN event ~ an educational scavenger hunt

Wednesday, June 19 – 4:30 -6:30 PM (prior to Village Board Meeting)
NOTE: Location, Spencerport Fire Station #1, 175 Lyell Avenue
259 Lift bridge OPEN HOUSE / INFORMATIONAL MEETING
~ hosted by NYS DOT & Village Board ~ Well-attended by the public * CLOSING JULY 9

Saturday, June 22 – 2:00 PM Eagle Scout Ceremony, Troop # 165 /Saint John the Evangelist @ Spencerport Fire Station # 3
With local dignitaries, presented Commendation from Mayor Penders in recognition of esteemed Eagle Scout achievement/award. **Congratulations! Marcus Palozzi**

Wednesday, June 26 – 11:00 AM City of ROCHESTER Police Department Promotional Ceremony
Mayor Lovely Warren introduced Chief La'Ron Singletary. Emphasis on community policing. 19 other promotional appointments. Sheriff Todd Baxter, Chiefs of Police, dignitaries and families attended.

Monday, July 8 – 10:00 AM-2:00 PM 650+ "Cycle the Erie Canal" Bicyclists reached Village of Spencerport – FREE water distributed by volunteers who directed cyclists to local Businesses and services.
*Water provided by Tops and Spencerport Area Chamber of Commerce

2019 Village of Spenceport "Music on the Canal" CONCERT Series continues
Sundays 6:30-8:30 PM at the Clyde W. Carter Memorial Gazebo (no concerts July 28 or August 11)
Complete details on **www.vil.spencerport.ny.us**

SEE EVERYONE AT SPENCERPORT CANAL DAYS JULY 27 & 28 2019! 10 AM – 5 PM
SAT Classic car show, American Legion, Trimmer Road ~ SUN Canaligator race , Village of Spencerport
Family FUN among Arts & Crafts ~ Entertainment ~ Wine Tasting ~
Shuttle service from Spencerport High School
www.spencerportcanaldays.com

Bills

A motion was made by Deputy Mayor Nellis-Ewell, seconded by Trustee Kuntz and carried that the bills for the Month of July 2019 be paid as presented in the amounts of:

General	$118,061.12
Electric	$ 34,484.30
Sewer	$ 8,628.06

Trust	$ 2,966.09
Capital	$ 59,175.07
Total	$223,314.64

Post Audit

A motion was made by Deputy Mayor Nellis-Ewell, seconded by Trustee Kuntz and carried that the post audit be approved for July 2019.

A motion was made by Mayor Penders, seconded by Trustee Kuntz and carried that the regular meeting be adjourned to executive session to discuss real estate negotiations and acquisition at 8:15 p.m.