VILLAGE BOARD MEETING
August 1, 2018
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
Ray Kuntz, Trustee

BOARD MEMBERS ABSENT
Charles Hopson, Trustee

OTHERS PRESENT
Craig Byham, Luther Jacobs Way
Owen McIntee, SME Superintendent
Joan Quigley, Maplewood Avenue
Eric Stowe, Village Attorney
Jacqueline Sullivan, Village Clerk
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 July 11, 2018 Village Board Meeting be approved as presented.

Privilege of the Floor

Administrative Committee – Mayor Penders

Resolution 29 8/2018

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

Be it resolved that the Village of Spencerport Board of Trustees hereby approves the Spirits of Spencerport Ghost Walk October 12 and 13, 2018 6:00 p.m. located in the Village Business District.

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

Resolution 30 8/2018

Introduced by: Mayor Penders
Seconded by: Trustee Kuntz

Be it resolved that the Village of Spencerport Board of Trustees hereby authorizes any Village Board Member, Support Board Member or Support Staff Member to attend the 2018 NYCOM Fall Training

School, September 24 – 28, 2018 at the Crown Plaza, Lake Placid, NY. Cost not to exceed $500.00 per person.

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

Comments 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 Board/Planning Board (ARB/PB) ~ No Meeting July 3, 2018

Zoning Board of Appeals (ZBA) ~ Meeting July 19, 2018
Per published Legal Notices, agenda and minutes.

- **Application of Timothy Johnson, 154 Coleman Avenue, Spencerport, NY 14559**

Area variance: proposed side setback of 2.1 ft for a garage addition, whereas minimum side setback for this property should be 7.4 ft.
Pursuant to 340-12 B(1) in an R-1 Residential District.
Applicant stated garage addition is to provide storage and workshop space.
Disposition: Area variance granted

- **Application of Jarod Soper, 9 Village Trail, Spencerport, NY 14559**

Special permit and two (2) area variances: Install approximately 270 ft privacy fence on property lot line (variance #1), whereas any privacy fence shall not exceed a total of 65 ft on one lot and shall not be nearer than the side line or rear line than the required setback, which on this property is 4.8 ft (variance #2).
Pursuant to 342-32 A(4)(a) , 340-32 A(4)(b) and 340-32 A (4)(b) in a Residential District.
Disposition: Special permit granted; area variances granted

- **Application of Scott Corey, Spencerport Masonic Temple , Spencerport, NY 14559**

Special permit to operate a deli/pizza shop in a Commercial B-1 District located at 131 South Union Street, Spencerport, NY 14559
Whereas this use may be permitted after a Public Hearing, as provided by Article VI, Chapter 340-21 B(1).
Tabled at June meeting
Applicant provided documentation; that being, a resolution by the Masonic Temple Board that Scott Corey is their representative for this matter.
Disposition: Special permit granted

Next meeting: August 16, 2018, 2 fence applications

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

Code Review – Code Review Committee

Progress yielding results...

- ✓ Basketball hoops in right-of-way, Apply and follow New York State Highway Law (obstructions)

This strives to address such situations consistently.
- Driveways – Impervious vs. pervious surface – applicability and percentages
Action: Set Public Hearing for Proposed Local Law September Village Board meeting (Resolution)
Board roles & responsibilities – activity, efficiency, resources, training
Code Enforcement Officer McQuilkin submits regular reports at workshops.

Resolution 31 8/2018

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

Be it resolved that the Village of Spencerport Board of Trustees hereby approves conducting a public hearing on Wednesday, September 5, 2018 at 7:00 p.m. in the Village Office, 24 West Avenue, Spencerport, NY to consider Introductory Local Law 1-2018 a Local Law to Amend Section 340-11 of the Village of Spencerport Code entitled Lot Occupancy.

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

Finance Committee – Mayor Penders, Chair

Resolution 32 8/2018

Introduced by: Mayor Penders
Seconded by: Trustee Wohlers

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

August 1, 2018 BUDGET TRANSFER & REVISION Fiscal Year End 5/31/2018

AMOUNT	TO ACCOUNT		FROM ACCOUNT	
$340	A1620.400	Shared Buildings - Contractual	A1620.200	Shared Buildings - Equip/Capital
$976	A5110.401	Highways - Equip/Vehicle Repairs	A5110.402	Highways - Road Materials
$60	A7520.400	Historical/Trolley - Contractual	A7510.400	Historian - Contractual
$5,428	A8160.401	Refuse - Resid Tipping Fees	A8160.200	Refuse - Equipment
$2,322	A8160.402	Refuse - Comm Tipping Fees	A8161.400	Recycling - Contractual
$915	G8120.400	Sanitary Sewer - Contractual	G8120.404	Safety Program

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

Facilities Committee – Trustee Hopson, Chair

A. Electric

Resolution 33 8/2018

Introduced by: Mayor Penders
Seconded by: Trustee Kuntz

Be it resolved that the Village of Spencerport Board of Trustees hereby authorizes attendance at the MEUA 88th Annual Conference at Adam's Mark Hotel & Event Center, 120 Church St, Buffalo, NY, September 11-14, 2018. Cost not to exceed $110.00 per person.

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

Resolution 34 8/2018

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

WHEREAS, the Village of Spencerport Board of Trustees of the Village of Spencerport, New York, is a municipal member of the Municipal Electric Utilities Association of New York State, and

WHEREAS, the Annual Conference of the Municipal Electric Utilities Association of New York State has been called on September 11-14, 2018, to be held at Adam's Mark Hotel & Event Center, Buffalo, NY, and,

WHEREAS, in accordance with the bylaws of the Municipal Electric Utilities Association of New York State, each municipal member may cast one vote on each transaction properly brought before this meeting,

NOW THEREFORE BE IT RESOLVED, that SME Superintendent Owen McIntee be and is hereby designated as the accredited delegate of the Village of Spencerport, New York.

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

Resolution 35 8/2018

Introduced by: Trustee Kuntz
Seconded by: Trustee Wohlers

Be it resolved that the Village of Spencerport Board of Trustees hereby authorizes the DPW Superintendent and two (2) employees to go to Beam Mack Factory, 2402 Lehigh Parkway South Allentown, PA 18103, Sunday, September 16 – 17, 2018. Cost not to exceed $200.00 per person.

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

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

"I'd put my money on the sun and solar energy. What a source of power! I hope we don't have to wait until oil and coal run out before we tackle that." ~ *Thomas Edison, 1931*

Damaged trees on Lyell Avenue being replaced.

Village Clerk – Jacqueline Sullivan

Superintendent of Public Works – Thomas M. West

Superintendent of Electric – Owen McIntee

Attorney – Eric Stowe

Attorney Stowe led a discussion regarding the removal of basketball hoops that are not in compliance with the NYS Traffic Code.

Unfinished Business

New Business

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

Comments submitted by: Deputy Mayor Nellis-Ewell

Tuesday, July 17 – 9:00 AM ~ Attended Depot/Museum/Visitors Center Board meeting as Village Liaison
Highlights
Director Simon Devenish reported:

- Field trips and visits by 2nd Graders, 4th Graders & Seniors
- Grant Funding: State Education Department - Erie Canal Education / Lift Bridge display expected in July, Displays (no progress); Genesee Valley Arts (used for Season Opening)
- Plans to assist Canal Days Committee with children's activities: crafts, games, etc.
- Finishing Map Display, developing promotional materials, compiling statistics, updating website, restocking gift shop
- Boaters continue to donate to Depot and Village of Spencerport (for use of free amenities, dock and electric)
- Chairs for events being purchased by Depot; replaces those provided by Village of Spencerport

UPCOMING EVENT !!! Exciting !!!
Wednesday, August 22 – 11:00 AM – 6 PM ~ at the Depot dock on the Erie Canal
* Corning Glass Barge: Actual 30-45 minute glassblowing demonstrations, FREE, but tickets needed for on-board seating (120 per session) ~ www.cmog/org/GlassBarge
Tickets appear to be sold out. * Demos visible from lawn area.
* Lois McClure Schooner & C.I. Churchill Tugboat: from the Lake Champlain Maritime Museum
Like in 2017, FREE tours during the day. 300+ people toured last year.

Saturday & Sunday, July 28 & 29 Annual Canal Days, Village of Spencerport
SATURDAY – Classic Car Show @ American Legion, Trimmer Road
SUNDAY – Canaligator Race on the Canal
A new, special feature was the Spencerport Rangers Robotics display. "FIRST TECH Challenge" student participants, parents and mentors on hand to explain and show robotic creations.

Thank you Canal Days Committee for your kind donation of a wrought iron bench with plaque, situated on the dock in front of the Clyde Carter Memorial Gazebo.

Saturday, August 4 , Red Onions Drill Team Tournament Spencerport Fire Department – 1 PM ~ Village DPW, end of West Avenue

Friday & Saturday, August 10 & 11, German Fest – Spencerport Exempts Field – Delicious Food & Music

Saturday, August 18, Heritage Day – 11:00 AM – 4 PM ~ Spencerport Depot/Museum & Visitors Center
FREE Community Displays & Demonstrations, Events & Entertainment 352-0942
www.spencerportdepot.com

Community Events on www.spencerportchamber.org

Bills

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

General Fund	$ 49,421.52
Electric Fund	$ 38,482.76
Sewer Fund	$ 5,190.69
Trust Fund	$ 3,772.93
Capital Fund	$ ___
TOTAL:	**$ 96,867.93**

Motion was made by Mayor Penders, seconded by Trustee Wohlers carried unanimously that the cash disbursements for the General, Electric, Sewer, Trust and Capital Funds, August 2018 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.