Village Board Workshop Meeting
August 19, 2015
Minutes

BOARD MEMBERS PRESENT **BOARD MEMBERS ABSENT**

Gary Penders, Mayor
Carol J. Nellis-Ewell, Trustee
Charles Hopson, Trustee (arrived at 4:48 p.m.)
Ray Kuntz, Trustee
David Wohlers, Trustee

OTHERS PRESENT
Steve Liccardello, Home Pride Builders
Owen McIntee, SME Superintendent
Rich McQuilkin, Code Enforcement Officer
Eric Stowe, Village Attorney
Patrick Smith, Building Inspector
Jacqueline Sullivan, Village Clerk
Ted Walker, Maplewood Avenue
Tom West, DPW Superintendent

Mayor Penders called the meeting to order at 4:30 p.m.

BI/CE/FM - (4:30-5:00 p.m.) – P. Smith/R. McQuilkin

Mr. Smith, Building Inspector indicated that to date 13 building permits have been issued and 4 Certificate of Occupancy have been issued for the Canal Landing project. Currently there are 5 three unit and 1 two unit buildings left totaling 17 individual units to be built in the Canal Landing project. The project also has 12 single home building lots that do not have permits issued.

Mr. McQuilkin reported that he completed 3 re-inspections at the White Church, 21-23 Upton Avenue and Villager Apartments and all properties are in compliance; 4 fire inspections have been completed at Trowbridge Apartments, Bob's Pool & Garden, LaDanse and Cakes by Karen; various notices have been sent to residents. 23 Trailer/Commercial vehicles notices have been delivered, 2 are on the upcoming ZBA agenda, 16 have been corrected, 2 have no change and 3 are in progress of being corrected. Clean up of an Amity Street home continues to make progress.

Attorney – (5:00 p.m.) – E. Stowe

Attorney Stowe reported that work continues on the appraisals for Coleman Avenue and Prospect Street with Superintendent West to determine the location of the sanitary and storm lines to ensure that the easements and agreements are accurate.

Engineering

Mayor Penders explained the proposal from MRB Group for updates to the current zoning map due to the annexation of Village Pines Section 3 and the rezoning of property on Clark Street.

Resolution 39 8/2015

Introduced by:
Seconded by:

Be it resolved that the Village of Spencerport Board of Trustees hereby approves the Village of Spencerport 2015 Zoning Map Update submitted by MRB Group in an amount not to exceed $1,850.00.

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

Mayor Penders led the discussion explaining the purpose of the increase in the sewer connection fees. The Village has a policy of "no net gain" pertaining to sewer flows. This policy was identified in 2007 at the time the Village's sewer system was being transferred to Monroe County. What this policy entails is that any new development will be required to remove the amount of flow that it is adding to system somewhere else within the system. Typically this is accomplished through slip lining and that sewer fees paid by the developer are used to pay for I & I work done to the system. If the sewer flow increases the Village could be faced with fines from Monroe County.

Mayor Penders indicated that he is not opposed to the increase in sewer fees and that if a developer outside of the Village limits requested entry into the sewer system the charge would be $2900 per unit with $1000 of that charge pertaining to I & I. Mayor Penders added that there are approximately 17 more units to be built at the Canal Landing Project and that while he feels the increase in the sewer connection fee within the Village limits from $500 to $1500 is fair the immediate effective date may not have been fair to the Canal Landing Project. Mayor Penders continued that it is in his opinion that the increase in connection fees could be made effective January 1, 2016. This would allow Mr. Liccardello to complete additional units at the Canal Landing Project at the fee of $500 and not put such a hardship on his project.

Trustee Kuntz commented that it seem reasonable to him.

Trustee Nellis-Ewell commented that she is satisfied with the resolution as it stands.

Trustee Hopson indicated that he is comfortable with extending the effective date.

Discussion ensued regarding the work that has been completed at the Canal Landing Project as well as throughout the entire Village.

Mr. Smith questioned as to what the stipulation if a building permit issued prior to January 1, 2016 and expires.

Mayor Penders responded that if a developer needs to reapply for an expired building permit the new fee would apply to that permit.

Attorney Stowe added that if the entire fee schedule was updated an effective date would have established and that during the process of increasing the sewer fee the Canal Landing Project was not discussed and that it pertained to a future development in the Village and that a revised future effective date would be appropriate in this situation.

Trustee Nellis-Ewell added that if we had made the previous resolution 30 days out we would not be going to January 1, 2016.

Resolution 40 8/2015

Introduced by: Mayor Penders
Seconded by: Trustee Kuntz

Be it resolved that the Village of Spencerport Board of Trustees hereby approves that Resolution 29 7/2015 approving to increase new construction sewer unit fees from $500 to $1,500 to be effective January 1, 2016.

Vote of the Board:	Carol J. Nellis-Ewell, Trustee	Nay
	Charles R. Hopson, Trustee	Aye
	Ray Kuntz, Trustee	Aye

	David Wohlers, Trustee	Recused
	Gary Penders, Mayor	Aye

General Discussion

Discussion ensued regarding the effective dates of the Gross Utility Tax to be October 2015 and that Attorney Stowe had found that the utilities can increase their charges to offset the Gross Utility Tax.

Trustee Nellis-Ewell questioned if the entire law could be rescinded if the utilities pass the tax on to the consumers.

Attorney Stowe indicated that the law could be rescinded at any time.

Resolution 41 8/2015

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

Be it resolved that the Village of Spencerport Board of Trustees hereby approves conducting a public hearing on Wednesday, September 2, 2015 at 7:00 p.m. regarding Introductory Local Law 4-2015 "A Local Law to Impose a Gross Utility Tax" with the amended effective date of October 2015.

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

The Village Board acknowledged that they are in receipt of the application from Verizon Wireless for modifications to the cell tower located on the water tower owned by Monroe County Water Authority on Nicole Drive and has been approved by the Monroe County Water Authority.

Mayor Penders informed the Trustees that the local Council of Churches will be coordinating relief packages for the people of the Ukraine and they approached him to advertise their cause in the electric bills. Mayor Penders indicated to the Council of Churches that notices in the electric bill is not permitted for any group.

Mayor Penders continued that there will be a few special events scheduled to celebrate the Bicentennial and Sesquicentennial including a ghost walk on October 17, 2015, house tour and civil war tour in Fairfield Cemetery. Mayor Penders indicated that he suggested a band and food trucks similar to the fire department's recent event. The Village will be coordinating liability insurance for the ghost walk and future events as more details are received.

Mayor Penders commented that the Village Board continues to try to what is best for the entire Village however when they do the Village Staff takes the brunt of the complaints and that they have taken many complaints regarding the recently imposed rolling refuse cart program especially the Village Office.

Attorney Stowe added that for his office building he pays $900 for Village property taxes that includes refuse and at his home in Chili he pays $425 for refuse service in addition to his property taxes.

Trustee Nellis-Ewell added that mandates and codes are hot buttons with the public however they can be good things.

Mayor Penders added that the rudeness to our employees from our residents is getting out of hand as far as he is concerned and he is not sure what can be done about that.

Trustee Kuntz added that he has been approached by people in Tops and has attempted to explain the process to them.

A motion was made by Mayor Penders and carried that the workshop meeting be adjourned at 5:30 p.m.