VILLAGE BOARD MEETING
December 6, 2017
Minutes

Mayor Penders called the meeting to order at 7:00 p.m. followed by the pledge of allegiance.

BOARD MEMBERS PRESENT **BOARD MEMBERS ABSENT**
Gary Penders, Mayor
Carol J. Nellis-Ewell, Deputy Mayor
David Wohlers, Trustee
Charles Hopson, Trustee
Ray Kuntz, Trustee

OTHERS PRESENT
Craig Byham, Luther Jacobs Way
Owen McIntee, SME Superintendent
Joan Quigley, Maplewood Avenue
Dearald W. Shuffstall II, Mobilitie, LLC
Eric Stowe, Village Attorney
Jacqueline Sullivan, Village Clerk
Tom West, DPW Superintendent
Participation in Government Students (1)

Approval of Minutes

A motion was made by Mayor Penders, seconded by Trustee Wohlers and carried that the minutes from November 1, 2017 Village Board Meeting be approved as read.

A motion was made by Mayor Penders, seconded by Trustee Hopson and carried that the minutes from the November 15, 2017 Village Workshop Meeting be approved as read.

Public Hearing – Mayor Penders opened the public hear regarding Introductory Local Law 5-2017 "A Local Law authorizing a property tax levy in excess of the limit established in General Municipal Law 3-C" at 7:00 p.m. by reading the local law.

Mr. Craig Byham, Luther Jacobs Way questioned if the IMA for Building Inspector Services would be reviewed for this upcoming budget year.

Mayor Penders indicated that it would be reviewed when it is received from the Town of Ogden.

There being no further questions Mayor Penders closed the public hearing at 7:05 p.m.

Privilege of the Floor

Mr. Dearald Shuffstall, Mobilitie addressed that Village Board regarding applying for the installation of antennas on Village owned utility poles that would be used to enhance the "G" experience associated with cell phones. Mr. Shuffastall explained that these antennas allow for greater use of all of the other applications cell phones do besides making voice calls.

Discussion ensued regarding the technology and the continually changing industry of these types of antennas.

Attorney Stowe pointed out that the presented application did not include any Environmental Assessment Forms thus making the application incomplete at this time.

Mr. Shuffstall agreed that the application was incomplete because a distinct location had not been arrived at.

It was agreed that Mr. Shuffstall and Electric Superintendent McIntee would discuss possible locations for the antennas and infrastructure for these antennas.

Administrative Committee – Mayor Penders

Resolution 64 12/2017

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 sewer easement agreement to be presented to Louise Kinney, 152 Prospect Street, Spencerport, NY in the amount of $2,662.00.

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

Resolution 65 12/2017

Introduced by: Mayor Penders
Seconded by: Trustee Kuntz

Be it resolved that the Village of Spencerport Board of Trustees hereby approves conducting a public hearing on Wednesday, December 20, 2017 at 4:30 p.m. for Introductory Local Law 6-2017 "A Local Law to Amend Section 285-10 of the Village of Spencerport Code".

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 66 12/2017

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

RESOLUTION ADOPTING LOCAL LAW

Whereas, the Village Board has before it a proposed Local Law which, if enacted, will be Local Law #5-2017 **"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. That the Village Board of the Village of Spencerport hereby enacts Local Law #5-2017 "A local law authorizing a property tax levy in excess of the limit established in General Municipal Law §3-c"

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 67 12/2017

Introduced by: Mayor Penders
Seconded by: Trustee Hopson

LOCAL LAW #6- 2017
A LOCAL LAW ANNEXING CERTAIN LANDS TO THE VILLAGE OF SPENCERPORT

SECTION 1. Authority.
This Local Law is adopted pursuant to a certain Resolution, Findings and Order of the Village Board of the Village of Spencerport approving the Petition for annexation of certain lands within the Town of Ogden to the Village of Spencerport, which Resolution was duly adopted by the Board of Trustees of the Village of Spencerport at a regular meeting thereof, held on the 3" day of September 2014.

SECTION 2. Lands Subject to Annexation.
The lands hereinafter described were approved for annexation to the Village of Spencerport pursuant to the aforesaid authority and are more particularly bounded and described as follows: See Schedule A, attached.

SECTION 3. Effective Date of Annexation.
The effective date of annexation of the aforesaid lands to the Village of Spencerport shall be the date of filing of this Local Law with the Secretary of State.

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 68 12/2017

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

WHEREAS, the Village of Spencerport (hereinafter "local government") believes that climate change poses a real and increasing threat to our local and global environments and is primarily due to the burning of fossil fuels; and

WHEREAS, the effects of climate change will endanger our infrastructure, economy and livelihoods; harm our farms, orchards, and ecological communities, including native fish and wildlife populations; spread invasive species and exotic diseases; reduce drinking water supplies and recreational opportunities; and pose health threats to our citizens; and

WHEREAS, we believe that our response to climate change provides us with an unprecedented opportunity to save money, and to build livable, energy-independent and secure communities, vibrant innovation economies, healthy and safe schools, and resilient infrastructures; and

WHEREAS, we believe the scale of greenhouse gas (GHG) emissions reductions required for climate stabilization will require sustained and substantial efforts; and

WHEREAS, we believe that even if emissions were dramatically reduced today, communities would still be required to adapt to the effects of climate change for decades to come,

IT IS HEREBY RESOLVED that the Village of Spencerport, in order to reduce greenhouse gas emissions and adapt to a changing climate, adopts the New York State Climate Smart Communities Pledge, which comprises the following ten elements:

1. Pledge to be a Climate Smart Community.
2. Set goals, inventory emissions, plan for climate action.
3. Decrease community energy use.
4. Increase community use of renewable energy.

5. Realize benefits of recycling and other climate-smart solid waste management practices.
6. Reduce greenhouse gas emissions through use of climate-smart land-use tools.
7. Enhance community resilience and prepare for the effects of climate change.
8. Support development of a green innovation economy.
9. Inform and inspire the public.
10. Commit to an evolving process of climate action.

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 69 12/2017

Introduced by: Mayor Penders
Seconded by: Trustee Wohlers

Be it resolved that the Village of Spencerport Board of Trustees hereby approves the Network Vulnerability Assessment contract to The PinPoint Group, Churchville, NY in the amount of $2,990.00. A quote was also received from Innovative Solutions, Rochester, NY.

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 70 12/2017

Introduced by: Mayor Penders
Seconded by: Trustee Wohlers

Be it resolved that the Village of Spencerport Board of Trustees hereby approves renewing the postage meter lease agreement with Lineage/Neopost for 63 months in the amount of $60.99 per month. This purchase is piggyback state contract.

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 71 12/2017

Introduced by: Mayor Penders

Seconded by: Trustee Kuntz

Be it resolved that the Village of Spencerport Board of Trustees hereby authorizes Jacqueline Sullivan, Village Clerk as a Voting Member and Tom West, DPW Superintendent as an Alternate Voting Member and Facilitator for the Upstate New York Municipal Workers Compensation Program.

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

Comments submitted by Deputy Mayor Nellis-Ewell

DECEMBER Architectural Review/Planning (ARB/PB) & Zoning Board of Appeals (ZBA)
Complete minutes on www.vil.spencerport.ny.us after approval.
Architectural Review/Planning Boards (ARB/PB) ~ Meeting December 5, 2017
Application of Robert Spencer, 500 South Union Street, Spencerport, New York 14559

1) Metal Roof on Commercial Building, northeast corner of Rtes. 31 & 259
Applicant referred to an architectural drawing, part of the packet submitted for ARB Board review. Sample included is fern (dark) green, 26-gauge steel, to co-ordinate with building color, initially grey, though somewhat white now. Applicant stated overall purpose: metal roof instead of asphalt shingles - is to improve the building. Also, it is to update/upgrade, citing like metal roofs nearby. Since brownfield clean-up cost of the site was considerable, applicant seeks to avoid future multiple roof replacements. Discussion ensued regarding asphalt shingle and metal roofs.

Disposition: Resolution passed unanimously

Application of Sangeetha Appavoo, 84-86 South Union Street, Spencerport, New York 14559
2) Signage for Labs of Learning at above address
Applicant submitted packet with details; sample shared with ARB Board.
Applicant seeks to match the new sign to existing signage on the building. This includes colors, material, mounting; sign to be unlit.

Disposition: Certificate of Appropriateness granted unanimously
Follows general requirements: to be attached in a safe manner; to be maintained in good condition; photo to be provided for file, et al.

Next ZBA meeting December 21, 2017 (if applications)

Building Control – Building Inspector Smith meets with Mayor Penders as scheduled.
Code Review – No meetings scheduled
Code Enforcement Officer McQuilkin submits regular reports for review.

Finance Committee – Mayor Penders, Chair

Resolution 72 12/2017

Introduced by: Mayor Penders
Seconded by: Trustee Wohlers

Be it resolved that the Village of Spencerport Board of Trustees hereby approves the attendance of the Village Treasurer Danielle Kruger and Deputy Treasurer Donna Stassen at the NYS GFOA Annual Conference Tuesday, March 20 – Friday, March 23, 2018; Albany Marriott Hotel, Albany, NY. Cost not to exceed $800 per person.

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 73 12/2017

Introduced by: Mayor Penders
Seconded by: Trustee Wohlers

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

December 6, 2017 BUDGET TRANSFER & REVISION Fiscal Year End 5/31/2018

AMOUNT	TO ACCOUNT		FROM ACCOUNT	
$5,269	A9010.800	State Retirement NYS/Group Life Ins	A9050.800	Unemployment Insurance
$10,646	A9010.800	State Retirement NYS/Group Life Ins	A1440.400	Engineering - Contractual
$1,166	G9010.800	State Retirement NYS/Group Life Ins	G9050.800	Unemployment Insurance
$1,653	G9010.800	State Retirement NYS/Group Life Ins	G8110.400	Administration - Contractual

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

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

Green Initiatives
 Thank you to Mayor Penders for Climate Smart Communities Pledge Resolution
 This is a Recommendation in the 2009 Village of Spencerport Green/Sustainability Plan.

Village Clerk – Jacqueline Sullivan

Superintendent of Public Works – Thomas M. West

Superintendent of Electric – Owen McIntee

Attorney – Eric Stowe

Unfinished Business

New Business

Current Events – Deputy Mayor Nellis-Ewell

CURRENT & FUTURE Events (not a complete list)
Monday November 13 – Attended Spencerport Depot/Museum/Visitor's Center Board meeting
Director Simon Devenish shared the Annual Report – Brief highlights
- 2017 Focus on Bi / Sesquicentennial Events for Village of Spencerport & Town of Ogden
- 2018 Focus on Transportation; 2019 Focus on Communication
 Stats – 3,867 visitors vs. 4,066 last year. Visitors from 45 states and 18 countries. 122 students on field trips; 268 boats docked by museum.

 Strategic Planning Document process created
 Community Relationships established and strengthened: Erie Canal organizations, Ogden Historical Society & Village of Spencerport
 Improvements to collections, museum and storage spaces
 Media / PR connections increased
 Events expanded with increased attendance
* Thank you to the Village of Spencerport for ongoing support for building, grounds and operating costs; also for (Liaison) interest and involvement
** On a sad note, Bernie Cubitt, dedicated advocate and founder of the Depot, passed away November 18, 2017
Without the leadership of Mr. Cubitt and his colleague, Mr. "Bud" Nichols, and many volunteers, the Depot would not exist.
Wednesday November 15 – Veterans Day recognition luncheon at Trimmer Road American Legion
Spencerport Area Chamber of Commerce invited speaker: Laura Stradley, Director Veterans Outreach Center
Saturday November 25 – Small Business Saturday – Village businesses extended hours and offered specials
An Economic Development Event
– New Business: With Mayor, attended ribbon-cutting to open Brindle Haus Brewery,
South Union Street
Wednesday November 29 – Invitation to Press Conference with City of Rochester Mayor Lovely Warren
1:30 – 3:30 PM Positional statements made on SALT (State & Local Taxes) @ City Hall:
Attended with Mayors of Bloomfield, Brockport, Canandaigua, Fairport & Hilton & Supervisor of Brighton
Thursday November 30 – Spencerport Area Chamber of Commerce - Deadline for 2017 nominations/submissions for annual Chamber awards
Clyde w. Carter Citizen of the Year, Joyce A. Lobene Business Person of the Year & Civic Beautification
New this year: Member of the Year
www.spencerportchamber.org / Events for details on the Awards Dinner January 26, 2018, Whittier Party House
Sponsorships available; Basket / Gifts raffle to benefit Homesteads for Hope
Sunday December 3 – 22nd Annual Christmas on the Canal ~ Union Street celebration with Mr/s Santa Claus,
horse-drawn carriage rides, cards for troops at Depot, 5 PM tree lighting at gazebo followed by caroling
Saturday December 9 – Town & Village Holiday Tour of Homes ~ 8 lovely homes with seasonal decorations
* Bi / Sesquicentennial Event TICKETS $15 pp Westside Gardens Florist, Town & Village Offices
Also day of tour @ Colby-Pulver House
Homes may be visited in any order
Complete Event details on www.spencerportchamber.org

Bills

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

General Fund	$ 167,651.20
Electric Fund	$ 126,061.07
Sewer Fund	$ 38,141.72
Trust Fund	$ 3,514.19
Capital Fund	$
TOTAL:	**$ 335,368.18**

Motion was made by Deputy Mayor Nellis-Ewell, seconded by Trustee Wohlers and carried unanimously that the cash disbursements for the General, Electric, Sewer, Trust and Capital Funds, December 2017 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 8:30 p.m.