

April 18, 2005

REGULAR MEETING: The Regular Meeting of the Board of Trustees was called to order by Mayor Milne at 7:00 p.m. with the Pledge.

TRUSTEES ATTENDING: Trustee Pavelsky, Trustee Worboys, Trustee Alfieri, Trustee Clark

ALSO ATTENDING: Michael Tobin, Greg Emerson, Larry Malloy, Deborah Donahoe, Rene Owens, Larry Kasperek, Jennifer Stuckless, Frank Brunstetter

MINUTES: Motion by Trustee Pavelsky, seconded by Trustee Alfieri to approve the minutes of March 21, 2005 as presented. Motion carried.

Motion by Trustee Pavelsky, seconded by Trustee Alfieri to approve the minutes of March 29, 2005 as presented. Motion carried.

Motion by Trustee Pavelsky, seconded by Trustee Alfieri to approve the minutes of April 4, 2005 as presented. Motion carried.

Motion by Trustee Pavelsky, seconded by Trustee Alfieri to approve the minutes of April 7, 2005 as presented. Motion carried.

Motion by Trustee Pavelsky, seconded by Trustee Alfieri to approve the minutes of April 13, 2005 as presented. Motion carried.

ABSTRACT NO. 11: Motion by Trustee Alfieri, seconded by Trustee Pavelsky that upon an audit of Abstract No. 11 that approval be given for payment of the General Fund, including Sewer Fund in the amount of \$11,036.04 to include voucher PP-121 – PP-129; General Fund in the amount of \$35,331.10 to include voucher 638 - 700; Sewer Fund in the amount of \$5,587.60 to include voucher G-612 - 637; Capital Project Fund in the amount of \$33,569.60 to include voucher CP-27 – CP-28. Motion carried.

TRANSFERS: Motion by Trustee Alfieri, seconded by Trustee Clark to authorize the Treasurer to make the following transfers:

\$ 125.45	to	A1110.40	from	A1010.40
155.20	“	A1230.40	“	A1010.40

\$ 250.00	to	A1320.40		
30.65	from	A1325.11		
219.35	“	A1010.40		
1336.44	to	A1325.41		
476.75	from	A1325.20		
859.69	“	A1620.20		
421.00	to	A1330.40	from	A1325.11
1619.25	“	A1420.40	“	A1990.40
1626.26	“	A1620.21	“	A1620.22
164..45	“	A1680.40	“	A1620.20
53.00	to	A1920.42		
.33	“	A1930.40		
230.00	“	A1989.40		
283.33	from	A1910.40		
863.70	to	A3410.41	from	A3410.20
7232.17	to	A3410.41		
1116.86	from	A3410.25		
6115.31	“	A3410.20		
6060.51	to	A3410.46		
3048.29	from	A3410.40		
416.27	“	A3410.43		
281.18	“	A3410.44		
2314.77	“	A3410.20		
2465.01	to	A3410.47	from	A3410.48
232.62	“	A3410.49	“	A3410.45
3690.80	to	A3620.10		
538.32	“	A3620.11		
1225.86	from	A3620.40		
3003.26	“	A1990.40		
928.00	to	A4540.24		
666.38	“	A4540.22		
928.00	“	A4540.24		
1654.00	from	A4540.27		
72.24	to	A4989.40	from	A4045.46

4521.53	to	A5110.21		
4878.01	to	A5110.21		
7543.17	from	A5110.42		
1856.37	“	A5110.41		
2628.16	to	A5110.43	from	A5110.41
4615.37	to	A5132.40		
476.32	from	A5110.41		
4139.05	“	A5142.22		
5525.81	to	A5142.10	from	A5182.40
704.12	to	A5142.40		
430.39	from	A5142.22		
273.73	“	A5182.40		
730.93	to	A5410.40	from	A5010.10
6843.42	to	A7110.20		
1460.95	from	A7110.40		
542.53	“	A7550.60		
4839.94	“	A1990.40		
398.00	to	A7145.40	from	A8010.11
14.95	“	A7510.40	“	A8010.11
4181.40	“	A8020.11	“	A8010.11
3711.77	“	A8810.10	“	A8810.40
3946.50	to	A9010.80		
3001.64	from	A9040.80		
.45	“	A9720.31		
11.31	“	A9720.73		
.40	“	A9720.75		
932.70	“	A8810.40		
Sewer Fund:				
\$ 4010.10	to	G8120.40		
3441.87	from	G8120.20		
568.23	“	G1990.40		
870.78	to	G8130.41	from	G8130.20
1040.12	“	G8130.46	“	G8130.20
883.61	“	G8130.47		
500.00	from	G8130.55		

383.61 “ G8130.42
Motion carried.

RECOGNITION OF CITIZENS:

Larry Malloy, 55 Greenlea Road, commented on the requirement that Southern Manor residents must hook-up to the storm sewer as part of the Hazard Mitigation Grant. The Village received a grant to install new storm sewers in Southern Manor. He doesn't feel he should be forced to incur the expense to do this. He added that the Village has been aware of water problems for over 40 years and why are there expenses to residents to comply now. He feels it is unethical of the Village that they haven't enforced codes in the past. Current problems could have been eliminated. Upon review of the grant application, he feels the Village was negligent in falsifying information. In a conversation with a SEMO official, he was told that the original grant application was denied as the project did not mitigate the drainage problems and additional information was requested by SEMO. The village then added that residents would be required to hook-up sump pumps to the storm sewer. Mr. Malloy is concerned that the grant application was misleading and home owners should have been informed that they would have to incur expenses. Mr. Malloy did respond to a Village survey that he would make improvements to his property to help improve drainage problems.

Mayor Milne responded that the intent of the mitigation grant project is to address areas in the ROW. The Village is not allowed to work on private property.

Per Greg Emerson, the hazard mitigation project is to install laterals in the ROW to allow home owners to hook up to allow discharge of storm water. In 1999 the Village received a grant to install an outfall to help address drainage problems in Southern Manor. Two informational meetings were held for residents to help them understand the project and inform them of funding opportunities to comply with Village Code. Three Southern Manor residents have volunteered to help home owners work together with contractors to help reduce costs. Residents were informed of grant money available directly to them. The completed project will increase the value of homes in the area.

Attorney Tobin commented that the Village can only look at the present trying to resolve problems over the last years. The Village has made numerous attempts to improve drainage issues.

Trustee Worboys added that \$350,000 is being spent on this project for improvements in the Southern Manor area only. There weren't any Village Codes when these homes were built.

According to Mayor Milne, the majority of residents in Southern Manor are in favor of the project. The Village has made efforts to inform residents. Projects are planned to upgrade the storm system in other areas of the Village also. It will be completed in phases.

Rene Owens, owner of property at 7 West Main Street, questioned where the three storm sewers in the Monroe Street parking lot go. Rene was informed that the downspouts are her responsibility to maintain.

Per, Greg Emerson, the storm sewer goes to the creek by way of Monroe Street. Cleaning of the storm sewer is scheduled. Greg added that he is not sure where the water from the downspouts go.

Rene questioned what businesses were going into the new building on West Main Street.

Mayor Milne responded that there are no commitments to date.

Jennifer Stuckless, 61 North Main Street, questioned if the application for vendor/hot dog cart was approved.

Mayor Milne informed Ms. Stuckless that an application was presented to the Board March 21, 2005. After review of current codes, it was determined that the hot dog cart was not allowed in the Village. The Board could possibly look into change of the code in the future.

Ms. Stuckless requested that the Board take into consideration the current businesses and impact on them with additional eaterys.

Larry Kasperek, 79 Ontario Street, approached the Board about concern of standing water in the Ontario Street, Peer Street, Rittenhouse Drive and Creekside Drive area. He requested use of the Village Hall for an information meeting for the residents to look at existing conditions, what was done in the past and the Village participation to address the problem.

Attorney Tobin commented that a Drainage District could be created. Associated costs would be passed on to residents.

Greg Emerson added that the Village cannot do anything on private property.

The Board approved use of the Village Hall for an informational meeting on May 12, 2005 at 7:00 p.m. Notice will be posted in the Sentinel.

MAYOR'S REPORT:

Mayor Milne received a letter from Monroe County Legislator, Jeff Adair informing the Village that the DOT denied a 2003 request for a left turn signal at the four corners. Mayor Milne requested that Trustee Alfieri inform the Traffic Committee.

Monroe Community Development Block Grant application for ADA bathrooms at the fire hall was approved. Only \$22,500 of the requested \$45,000 was approved. The project needs to be evaluated to see what can be done with available funds.

NYSEFC informed Mayor Milne that funds for low cost loans have been drastically cut, down to \$735 million from 1.35 billion. Only high priority requests will be considered.

The meeting with Scott Winner regarding Economic Development went very well. Mr. Winner is preparing a contract to be reviewed by Attorney Tobin. Follow-up meetings will be scheduled with the Board and some local business leaders and the public will be invited to get involved. The HF-M Chamber of Commerce has offered full support.

Mayor Milne is working on a newsletter for Village residents, hopefully to be mailed in May. Mayor Milne requested input from the Board and all departments.

A letter of thanks was sent to all departments that responded to the sand bagging detail. The four residents where the sand bagging was done received letters asking them to keep the sand bags in place and that they should consider creating a berm. HF-L students may be able to help remove sand bags.

Trustee Clark reported that an eagle scout project may also assist.

Attorney Tobin commented that property owners need to be informed if students are removing sand bags. Residents need to allow students on property.

Trustee Worboys commented that Mr. Worden would like to remove his sand bags as his house is on the market.

An add will be placed in the Sentinel for residents interested in serving on the Parks Committee. Mayor Milne recommended Deborah Donahoe to serve as chairman of the committee. Ms. Donahoe requested a list of what is wanted from the committee.

Upon review and research of the Vendor/Peddler Law by Attorney Tobin, a hot dog stand/vendor is not permitted under current Village Code.

Jim Turner reported to Mayor Milne that he has not made much progress with the Village Hall windows. He hopes to have a better update next week.

The Memorial Day Parade is May 30, 2005. Those participating need to assemble at 11:15 a.m. at the Church and East Street corner.

PUBLIC HEARING:

LOCAL LAW NO. 3 OF 2005

SEWER RENT:

Motion by Trustee Clark, seconded by Trustee Pavelsky to open the Public Hearing on Local Law No. 3 of 2005, Sewer Rent at 7:45 p.m. Motion carried.

The public notice was read by the Clerk. There were no comments from the public.

Motion by Trustee Worboys, seconded by Trustee Pavelsky to close the public hearing at 8:15 p.m. Motion carried.

ADOPTION OF LOCAL LAW NO. 3 OF 2005: Motion by Trustee Alfieri, seconded by Trustee Pavelsky to adopt the following resolution:

WHEREAS, correct copies of Local Law No. 3 of 2005, Sewer Rent, were placed upon the desks of all members of the Board of Trustees of the Village of Honeoye Falls, New York, more than seven (7) calendar days, exclusive of Sunday; and

WHEREAS, there was duly published in the Sentinel, and posted upon the bulletin board, maintained by the Village Clerk of the Village of Honeoye Falls, New York, a notice of public hearing on the 18th day of April, 2005; and

WHEREAS, the said public hearing was held on the 18th day of April, 2005, at 7:45 p.m., local time, at the Village Hall, 5 East Street, Honeoye Falls, New York, and all persons present were given an opportunity to be heard, whether speaking in favor of or against the adoption of Local Law No. 3 of 2005; and

WHEREAS, subsequent to the closing of the said public hearing and after all persons interested had been heard, the Village Board considered the adoption of Local Law No. 3 of 2005; and

WHEREAS, it was the decision of the Village Board that Local Law No. 3 of 2005, should be adopted.

NOW, on motion duly made and seconded, it was

RESOLVED, that Local Law No. 3 of 2005, be adopted by the Village Board of the Village of Honeoye Falls, New York to read as annexed hereto, and it was further

RESOLVED, that within twenty (20) days subsequent to the 18th day of April, 2005 there shall be filed with the Secretary of State one certified copy of the said Local law No. 3 of 2005.

The resolution was duly adopted.

TRUSTEES' REPORTS:

TRUSTEE WORBOYS: Trustee Worboys was questioned by a Southern Manor resident if he needed to comply with installation of a sump pump even though he doesn't have water problems.

Greg Emerson responded that we need to be consistent with all home owners.

TRUSTEE CLARK: Trustee Clark met with Paul Worboys to discuss a list of items to be included in the clean up of the cemetery by volunteers from General Motors. Approximately 50 – 100 employees will participate in the clean up at a date to be determined in May.

TRUSTEE ALFIERI: The Traffic Committee will meet 4/28/05. Trustee Alfieri requested that they submit a report to the Board for the May meeting.

Trustee Alfieri has met with the Fire Hall Improvement Committee to discuss projects at the fire hall.

TRUSTEE PAVELSKY: The Chamber will meet 4/21/05. Trustee Pavelsky will attend the Workers Compensation Meeting 4/26/05.

Trustee Pavelsky requested that the monthly meeting with the Trustees and Village Administrator be rescheduled from May 4th to May 11th, due to a meeting conflict.

ADMINISTRATOR'S REPORT: Greg Emerson reported that the Garden Club requested funds to plant flowers in the cemetery. The Board approved \$80 to be spent on cemetery flowers. Greg added that six trees will be planted along the property line between the cemetery and Community Center as part of the Rotary Tree Planting program.

Presentations to Southern Manor residents on 3/24 and 4/13 went very well. Volunteers were requested to help organize improvements that residents will be making to their homes. Group rates would be a goal. Three residents have volunteered so far.

Since the flooding during 4/2-3, six phone calls were received concerning water problems in yards, especially Ontario Street. The berm installed behind Pinehurst was successful in helping with water problems.

The Village Office retaining wall/AC pad excavation started today and will be completed this week. Electric work will be done 4/21.

A new bench was installed by the falls.

Benches were moved back from the sidewalk in Harry Allen Park as skateboard deterrents. Two wood strips were installed in the gazebo. "Skateboard Prohibited" signs are being replaced.

Plow damage, including ambulance facility, is complete. Damage to the Datillo property was repaired.

Rotary tree planting is scheduled for 5/4. This includes a tree and large stone with plaque in Harry Allen Park. Bill Lane requested a dedication during the Festival on the Green.

St. John's Nursery School children will tour DPW facilities next week.

The Town will be billed for 10 hours of work done by the street sweeper on state roads in the Town of Mendon last week.

Greg met with Trustee Clark and project leaders from GM at the cemetery 4/16 regarding the clean up project for May.

CLERK'S REPORT:

Jean Batte reported that a certified copy of the adopted 2005-06 Budget will be filed with the NYS Comptroller's Office. New tax rate of \$1.30 per thousand and \$260 Annual Sewer Rate will be reported to NYS Division of Equalization and Assessment for preparation of 2005-06 tax bills.

Payment Request No. 3 in the amount of \$12,652.10 will be submitted to NYS Office of Parks, Recreation and Historic Preservation. Total project costs for Village Hall masonry work is \$57,968.

Six Village Officials will attend the Monroe County Mayor's Association dinner meeting 4/21.

Confirmation is needed by 4/22 for Steve Gustin's party.

Quarterly reports were submitted to FEMA for Monroe Street and Southern Manor projects.

OLD BUSINESS:

**SCHEDULE PUBLIC HEARING FOR
IDENTIFICATION SIGN/FEE
LOCAL LAW NO. 4 OF 2005, FEES:**

WHEREAS, copies of Local Law No. 4 of 2005, Amending Chapter 70-Building Construction and Chapter A194-Fees, has been delivered to all members of the Village Board of Trustees; and

WHEREAS, due consideration has been given to enactment of local law No. 4 of 2005, by members of the Village Board present; and

WHEREAS, it was the opinion of the Village Board that a Public Hearing should be held to consider enactment of Local Law No. 4 of 2005.

NOW, on motion by Trustee Worboys, and seconded by Trustee Alfieri, it is

RESOLVED, that a public hearing be held on the 16th day of May, 2005 at 7:30 p.m., local time, at the Village Hall, 5 East Street, Honeoye Falls, New York, to consider the enactment of Local Law No. 4 of 2005; and it is further

RESOLVED, that notice of the Public Hearing be published in the Sentinel, official newspaper for such publication, not less than ten (10) days prior to said hearing; and that notice be given and posted as provided by the laws of the State of New York.

The Resolution was duly adopted by a unanimous vote of the Board of Trustees.

ADDITIONAL WORK BY FINGERLAKES

TREE AND LANDSCAPE INC.: Motion by Trustee Worboys, seconded by Trustee Pavelsky to approve additional work by Fingerlakes Tree and Landscape, Inc. in the amount of \$255.00. Motion carried.

AGREEMENT WITH NYSEMO FOR
SOUTHERN MANOR NORTH AND
SOUTH SEWER PROJECT:

Motion by Trustee Alfieri, seconded by Trustee Pavelsky to authorize the Mayor to enter into an Agreement with NYSEMO for funds to complete the Southern Manor North and South Sewer Project in the amount not to exceed total project costs of \$350,000, with a Federal share of \$262,500 and the required 25% Local matching share of \$87,500. Motion carried.

NEW BUSINESS:

CONTRACT WITH MONROE COUNTY OFFICE
OF EMERGENCY PREPAREDNESS FOR FIRE
AND AMBULANCE HOMELAND SECURITY GRANTS:

Motion by Trustee Worboys, seconded by Trustee Clark to authorize the Mayor to enter into a Master Agreement with Monroe County Office of Emergency Preparedness to enable the County to share resources available through Homeland Security Grants. Motion carried.

NYCOM MAIN STREET CONFERENCE: Motion by Trustee Pavelsky, seconded by Trustee Alfieri to approve attendance at the NYCOM Main Street Conference May 16 – 19, 2005 in Lake Placid. Motion carried.

NYCOM ANNUAL MEETING: Motion by Trustee Pavelsky, seconded by Trustee Alfieri to approve attendance at the NYCOM Annual Meeting June 12 – 15, 2005 in Saratoga Springs. Motion carried.

NYSGFOA WESTERN

REGION SPRING SEMINAR: Motion by Trustee Alfieri, seconded by Trustee Clark to approve attendance at the NYSGFOA Western Region Spring Seminar May 3, 2005 at the Glen Iris Inn. Motion carried.

NYS SOCIETY OF MUNICIPAL

FINANCE OFFICERS SEMINAR: Motion by Trustee Clark, seconded by Trustee Alfieri to approve attendance at the NYS Society of Municipal Finance Officers Seminar April 28, 2005 in Fairport. Motion carried.

EXECUTIVE SESSION:

Motion by Trustee Alfieri, seconded by Trustee Worboys to adjourn to Executive Session to discuss matters of

Personnel and Contract Negotiations at 8:40 p.m. Motion carried.

Motion by Trustee Clark, seconded by Trustee Pavelsky to return to Regular Session at 10:00 p.m. Motion carried.

CEMETERY SUPERINTENDENT: Trustee Clark informed the Board that Paul Worboys requested an annual stipend of \$3,000 as Cemetery Superintendent. Mayor Milne had concerns about paying anyone \$3,000 for the position. Mr. Worboys originally volunteered for the position and requested no pay. The Board approved \$2,000 for an annual stipend in the 2005-06 Budget. The Board discussed the superintendent's job description and reviewed cemetery revenues.

Motion by Trustee Clark, seconded by Trustee Pavelsky to authorize a \$3,000 annual stipend for the Cemetery Superintendent.

Trustee Worboys recused himself, due to conflict of interest.

Motion carried.

EMPLOYEE PAY INCREASE: Motion by Trustee Pavelsky, seconded by Trustee Alfieri to approve an employee pay increase. Motion carried.

**REQUEST FOR PROPOSALS
WWTP TRICKLING FILTER**

MODIFICATIONS PROJECT: Motion by Trustee Pavelsky, seconded by Trustee Worboys to approve the following resolution:

BE IT RESOLVED, that the Village of Honeoye Falls will receive sealed bids for Trickling Filter Modifications at the Wastewater Treatment Plant pursuant to specifications;

FURTHER RESOLVED, that a notice of advertisement for bids be published in the Sentinel: and

THAT sealed bids be returned for opening June 2, 2005 at 3:00 p.m. local time at the Village Hall, 5 East Street, Honeoye Falls. Motion carried.

SEQR LEAD AGENCY: Motion by Trustee Pavelsky, seconded by Trustee Worboys that the Village of Honeoye Falls Board of Trustees be Lead Agency for the purpose of the State Environmental Quality Review for Trickling Filter Improvements at the Wastewater Treatment Plant. Motion carried.

**SEQR DETERMINATION:
OF SIGNIFICANCE:** Motion by Trustee Worboys, seconded by Trustee Alfieri to adopt the following resolution:

WHEREAS, the Board of Trustees has prepared a Short Environmental Assessment Form for Trickling Filter Improvements at the Wastewater Treatment Plant in accordance with the State Environmental Quality Review (SEQR) Act:

WHEREAS, the Board of Trustees has reviewed the proposed Trickling Filter Improvements, and

WHEREAS, considering the magnitude and importance of each impact, the Board of Trustees found that no significant environmental impact exists.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees as Lead Agency, that Trickling Filter Improvements at the Wastewater Treatment Plant will not result in any significant adverse environmental impacts. Motion carried.

ADJOURN: Motion by Trustee Clark, seconded by Trustee Pavelsky to adjourn the meeting at 10:05 p.m. Motion carried.

Respectfully submitted,

Jean M. Batte
Clerk Treasurer