

May 16, 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, Chris Nuccitelli, Frank Brunstetter

MINUTES: Motion by Trustee Pavelsky, seconded by Trustee Worboys to approve the minutes of April 18, 2005 as presented. Motion carried.

ABSTRACT NO. 12: Motion by Trustee Alfieri, seconded by Trustee Pavelsky that upon an audit of Abstract No. 12, that approval be given for payment of the General Fund, including Sewer Fund in the amount of \$14,017.50 to include voucher PP-130 – PP-138; General Fund in the amount of \$49,695.54 to include voucher 721 – 777; Sewer Fund in the amount of \$5,170.66 to include voucher G-701 – G-720. Motion carried.

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

\$ 72.63	to	A1230.40	from	A1230.10
1409.20	to	A1325.10		
60.92	“	A1325.12		
11.25	“	A1620.42		
252.50	“	A1989.40		
894.95	from	A1620.20		
838.92	“	A1260.22		
395.25	to	A3410.10	from	A3410.11
1418.18	to	A3620.10		
111.15	“	A3620.11		
58.38	“	A3620.40		
1587.71	from	A1620.22		
2210.51	to	A4540.41	from	A4540.41
209.33	to	A5010.10		

29.29	“	A5110.21
1412.54	“	A5132.40
4821.69	“	A5142.10
2380.81	“	A5182.40
4082.97	from	A1620.41
4770.69	“	A5142.40
7253.27	to	A9030.80
9433.69	“	A9060.80
.05	“	A9720.72
4425.70	from	A4540.40
6866.00	“	A4540.41
4353.31	“	A4540.45
1041.95	“	A4540.46
.05	“	A9720.31
438.81	to	A8010.40
350.00	“	A8020.11
988.81	from	A8010.11

Motion carried.

RECOGNITION OF CITIZENS:

Chris, Nuccitelli, owner of Two Cows, questioned what the approval process would be to have four small tables with two chairs each placed in front of his business at 19 West Main Street. The tables would be used in warm weather by his customers and would not be an impediment to traffic flow on the sidewalk. He would take care of any trash generated.

Attorney Tobin responded that he would need to go to the Planning Board for a site plan review. He will need a survey map showing property lines. There could be a liability issue. Attorney Tobin will research further.

Trustee Alfieri commented that the Board should look at zoning codes related to businesses.

Frank Brunstetter, 25 East Street, reported on the progress of the Citizens Traffic Committee. They are recommending a “pace car program”. Window stickers would be purchased and sold. He questioned if the Village could contribute. He will get more information on cost for the stickers.

Mr. Brunstetter also commented on use of bicycles on Village sidewalks. He feels it is very dangerous to allow them.

PUBLIC HEARING:

LOCAL LAW NO. 4 OF 2005

AMENDING CHAPTER 70, BUILDING

CONSTRUCTION AND CHAPTER A194-FEES:

Motion by Trustee Alfieri, seconded by Trustee Pavelsky to open the Public Hearing on Local Law No. 4 of 2005, AMENDING CHAPTER 70, BUILDING CONSTRUCTION AND CHAPTER A194-FEES at 7:30 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 8:00 p.m. Motion carried.

ADOPTION OF LOCAL LAW NO. 4 OF 2005: Motion by Trustee Clark, seconded by Trustee Pavelsky to adopt the following resolution:

WHEREAS, correct copies of Local Law No. 4 of 2005, AMENDING CHAPTER 70, BUILDING CONSTRUCTION AND CHAPTER A194-FEES, 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 16th day of May, 2005; and

WHEREAS, the said public hearing was 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, and all persons present were given an opportunity to be heard, whether speaking in favor of or against the adoption of Local Law No. 4 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. 4 of 2005; and

WHEREAS, it was the decision of the Village Board that Local Law No. 4 of 2005, should be adopted.

NOW, on motion duly made and seconded, it was

RESOLVED, that Local Law No. 4 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 16th day of May, 2005 there shall be filed with the Secretary of State one certified copy of the said Local law No. 4 of 2005.

The resolution was duly adopted.

MAYOR'S REPORT:

Mayor Milne informed the Board that he would be attending the NYCOM Main Street Seminar in Lake Placid 5/16 – 19.

Mayor Milne reported on correspondence received. A letter was received from an Ontario Street resident regarding flooding on his property. He informed the resident that the Village could not do anything on private property. Mayor Milne was contacted by a Monroe Street resident who is opposed to a skate park at the Monroe Street Park. A local young man approached the Mayor about additional trash cans at the North Main Street Park. He also questioned if a horse shoe pit could be put in at the park. The pit would be constructed and maintained by the young man and his friends. Attorney Tobin commented that it could be a gift to the Village. Mayor Milne will coordinate location with Greg Emerson.

Ontario Street residents met at the Village Hall 5/12 to discuss their drainage problems. They will try to track the location of a drainage pipe that was previously installed and determine why it is no longer working. The residents will use their own funds to research. Trustee Worboys commented that it would be an advantage to all residents in the area.

An appearance ticket was issued to a local business in violation of the Village Code. The business had four avoidable alarms within two years.

TRUSTEE REPORTS:

TRUSTEE CLARK: Trustee Clark met with Paul Worboys and representatives from GM regarding their volunteer work at the cemetery June 1 (rain date June, 3). The iron fence will be scraped. Eagle Scout team will paint the fence to complete the project.

TRUSTEE ALFIERI: New radios have been installed at the fire department. All physicals for fire department members are complete. May 23 is graduation from the fire academy. Trustee Alfieri questioned who would prepare specifications for fire hall painting. He commented that the Presbyterian Church used Groveland Correctional labor for painting the church. Trustee Worboys added that they did a good job for the money.

TRUSTEE WORBOYS: Trustee Worboys attended the meeting of Ontario Street residents to discuss drainage problems. Good information was shared. Additional research will be done.

The Recreation Commission set the roster for the summer school program at their last meeting. The registration price increased to \$25.

TRUSTEE PAVELSKY: Trustee Pavelsky will attend the Monroe County Council of Governments meeting 5/17. Mayor Milne will speak at the 5/19 Chamber meeting. All are welcome to attend.

Trustee Pavelsky will attend the HRH meeting 6/20. He will not be at the 6/20 Trustee meeting.

The next meeting with the Village Administrator and Trustees will be June 1.

VILLAGE ADMINISTRATOR'S REPORT: Mayor Milne distributed a copy of the Village Administrator's report and project update in Greg Emerson's absence.

Trustee Pavelsky questioned the sidewalk replacement schedule. If the DPW staff doesn't have time to do the work, he recommended that the Village contract the work. Costs can be reimbursed with CHIPS money.

Greg recommended that the Board consider the 3E Company MSDS program to help meet hazardous material information and compliance needs. Cost can be split between five facilities, highway, sewer, fire department, ambulance and village office.

MSDS PROGRAM:

Motion by Trustee Pavelsky, seconded by Trustee Worboys to authorize an annual subscription for a 3E Company Material Safety Data Sheet (MSDS) Program at an annual cost of \$1,638. Motion carried.

CLERK'S REPPORT:

Jean Batte reported that Court Secretary, Betty Dibble had a slight stroke. She hopes to be back at work soon. Her daughter is helping her out until she can drive and get back to work. I sent flowers to her from the Village.

Mathstone Corporation has established a Letter of Credit for Norton Mills in the amount of \$209,566.57. Construction should be starting soon.

Jean submitted a report on Steve's Party.

Seven employees contributed \$650 for the United Way Campaign. A drawing for those who participated will be held for a dinner gift certificate.

LaBella prepared Addendum No. 1 for the Trickling Filter Modifications. New bid opening date of June 2 and some additional changes.

Taxes are being printed and we should have them anytime.

Jean and Joan will be attending the MC Clerk's Association Lunch Meeting 5/18/05 in Churchville.

Southern Manor Project: \$49,333 expenses to date (\$2,717 equipment, \$11,512 wages, \$35,104 materials). Request for grant reimbursement will be submitted at end of the month when all invoices are paid.

Jean reminded the Board that Anne Bullock's 93rd birthday is May 24.

New radios for Fire and Ambulance are installed at a cost of \$22,038.

Final Report for NYS Power Authority is complete. Total project expenses for WWTP boiler and Village Hall boiler and A/C were \$94,429. We received \$75,000 grant.

NEW BUSINESS:

HF TRAVEL SOCCER SCHEDULE: Motion by Trustee Alfieri, seconded by Trustee Worboys to approve use of Monroe Street Park and North Main Street Park soccer fields by the Honeoye Falls Travel Soccer club for the 2005 season. Motion carried.

ADDITION OF DELINQUENT SEWER ACCOUNTS TO 2005-2006 TAXES: There are no unpaid sewer accounts for 2004-05.

VILLAGE OFFICE SUMMER HOURS: Motion by Trustee Worboys, seconded by Trustee Alfieri to approve hours for the Village Office May 1, 2005 through September 2, 2005, 8:30 a.m. – 4:00 p.m. Motion carried.

AMBULANCE PER DIEM EMPLOYEE: Motion by Trustee Pavelsky, seconded by Trustee Alfieri to approve Brian Moore as an ALS Tech Per Diem Employee at a rate of \$14.00 per hour. Motion carried.

MONROE COUNTY'S CONSOLIDATED PLAN CONSORTIUM: Motion by Trustee Pavelsky, seconded by Trustee Clark to approve the renewal of membership in Monroe County's Consolidated Plan Consortium for the three year period of October 1, 2005 through September 30, 2008. Motion carried.

O&M OF WASTEWATER COLLECTION SYSTEMS COURSE: Motion by Trustee Alfieri, seconded by Trustee Worboys to approve attendance at the O&M of Wastewater Collection Systems Course June 1 – 3, 2005 in Canandaigua. Motion carried.

EM RISK MANAGEMENT TRAINING: Motion by Trustee Pavelsky, seconded by Trustee Worboys to approve attendance at the EM Risk Management Training Seminar May 23, 2005 in Rochester. Motion carried.

NIAGARA MOHAWK PAYMENT FOR CLOVER MEADOWS PUMP STATION: Mark IV Construction Co., Inc. notified the Village that they have been paying the Niagara

Mohawk bill for the Clover Meadows Pump Station. The Village took dedication in February 2004 and is responsible for the pump station from that date. Jean Batte notified Niagara Mohawk that bills related to the pump station should be charged to the Village account beginning with the April 2005 bill.

Motion by Trustee Alfieri, seconded by Trustee Pavelsky to authorize reimbursement to Mark IV Construction Co., Inc. for Niagara Mohawk bills paid from February 2004 through March 2005 for operation of the Clover Meadows Pump Station. Motion carried.

SCHEDULE PUBLIC HEARING

LOCAL LAW NO. 5 OF 2005

FOR SPECIAL ELECTION LAW:

WHEREAS, copies of Local Law No. 5 of 2005, Amending Chapter 37, Officers, Employees and Elections 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. 5 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. 5 of 2005.

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

RESOLVED, that a public hearing be held on the 20th day of June, 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. 5 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.

PROPOSAL BY PAUL WORBOYS: The Board discussed a proposal by Paul Worboys to restore the gravestone of Margaret DuPlante for the 150th Anniversary of her burial May 31, 2008. Estimated cost is \$4,800. Paul pledged to donate \$50 honorarium for his telephone history program 5/5 and ½ of his restoration fund, \$500, (accrued by digging urn holes at the cemetery over the past two years). He requested matching funds from the Village, Historical Society and Town of Mendon.

The Board is in favor of the project and will consider a donation in the 2006-07 Budget.

**SPECIAL MEETING FOR
FINAL ABSTRACT:**

Motion by Trustee Clark, seconded by Trustee Worboys to schedule a Special Meeting May 26, 2005 at 7:00 a.m. at the Village Office for approval of the final abstract for Fiscal Year 2004-05. Motion carried.

EXECUTIVE SESSION:

Motion by Trustee Pavelsky, seconded by Trustee Clark to adjourn to Executive Session at 8:30 p.m. to discuss matters of Personnel and Contract Negotiations. Motion carried.

Motion by Trustee Worboys, seconded by Trustee Alfieri to return to Regular Session at 9:30 p.m. Motion carried.

KRUGER SETTLEMENT:

Motion by Trustee Alfieri, seconded by Trustee Pavelsky to settle the claim against I.M. Kruger, Inc. for the performance of the discfilter at the Wastewater Treatment Plant in the amount of \$92,500 and forgiveness of the invoice from Kruger for the panels for the discfilter in the amount of \$10,081.20; and the Mayor is authorized to sign any documents to implement the settlement of the matter, including a release. Motion carried.

ADJOURN:

Motion by Trustee Clark, seconded by Trustee Alfieri to adjourn the meeting at 9:35 p.m. Motion carried.

Respectfully submitted,

Jean M. Batte
Clerk Treasurer

