

February 21, 2006

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

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

ALSO PRESENT: Michael Tobin, Greg Emerson, Paul Worboys, Frank Brunstetter, Dillion Clark

MINUTES: Motion by Trustee Pavelsky, seconded by Trustee Worboys that the minutes of January 17, 2006 be approved as presented. Motion carried.

ABSTRACT NO. 9: Motion by Trustee Pavelsky, seconded by Trustee Clark that upon a audit of Abstract No. 9 that approval be given for payment of the General Fund, including Sewer Fund, in the amount of \$18,059.44 to include voucher PP-98 - PP-116; General Fund in the amount of \$61,101.81 to include voucher 1430 – 1499; Sewer Fund in the amount of \$9,106.39 to include voucher G-1402 - G-1429. Motion carried.

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

\$5,026.23 from A1990.40
3,143.03 to A3410.48
1,883.20 “ A3410.49

\$1,169.06 from A1990.40 to A4540.46

Motion carried.

MAYOR’S REPORT: Mayor Milne reported that the new pumper/fire truck is slated to arrive March 1. He will contact the Sentinel to alert them.

Mayor Milne attended the Executive meeting of the Monroe County Association of Villages 2/16. He was elected President for 2006. Joan Johnson will act as Secretary. Muffy Meisenzahl was guest speaker and discussed National Incident Management System (NIMS) for emergency services and requested that all towns and

villages adopt a resolution to allow Monroe County to keep getting funding. This will be on the agenda for the next meeting.

The United Way Campaign was also discussed at the Mayors dinner. Mayors and Trustees are asked to contribute. If they currently contribute through their work, credit can be given to the municipality.

A letter was received from Jim Shepard regarding village, taxes and how we are doing in general. It was very positive and he hopes the Village will continue to make the Village a business friendly community.

Mayor Milne will attend the Youth Assets Meeting 3/17/06 at 9:00 a.m. which will detail the efforts to get adults involved in youth activities/lives. Anyone interested in attending, contact Mayor Milne.

March 9th is the annual Pinehurst Community Open House. Please attend if possible. Contact the Village Office if you plan to attend.

Monroe County Community Development Block Grant application is due March 1.

Conifer Development, Seneca Place was awarded \$300,000 in funding from Monroe County. They will hear from the State regarding funding in July.

The Parks Committee is working hard. They have scheduled an open house at the ambulance facility 3/7/06. Please try to attend.

TRUSTEES' REPORTS:

TRUSTEE CLARK: No report.

TRUSTEE WORBOYS: Trustee Worboys attended the February Recreation Commission Meeting. The main focus was on the winter vacation schedule. He reported on the Parks Committee 3/7 open house.

TRUSTEE PAVELSKY: No report.

TRUSTEE ALFIERI: No report.

VILLAGE ADMINISTER'S REPORT: Greg Emerson reported on current projects. The women's room at the Fire Department is 90% complete. Men's room will be started next week. Museum bathrooms will start in April.

Effluent discharge limits have been met since installing the VFD's. Another significant improvement will be made when the media is changed. Interior painting has been completed.

Tree trimming and removal RFP's will be prepared and sent out the first week in March. The Conservation Board has updated the tree inventory and are assisting in the trimming list. Joan is updating the inventory program. Sidewalk replacement will be done in May. Monroe Street storm sewer project finishing touches will begin in April.

Greg attended the MCMWCP Board of Directors meeting 2/9. Estimated refund from premium paid is 58%. Greg attended the Assistance to Firefighters Grant workshop on 2/7. Frank Brunstetter also attended and has offered to help with a grant application due in March.

Greg will contact the DOS Division of Cemeteries for grant funding. Parks Committee public meeting is 3/7 at the Ambulance Facility. The monthly morning meeting with the Trustees is changed to 3/8. Greg will be on vacation from 2/22 – 3/1. Contact Brian Anderson in his absence.

CLERK'S REPORT:

Anne Bullock is recuperating from her hip surgery and is scheduled to move to Pinehurst on Thursday, 2/23.

Jean contacted Monroe County Board of Elections for information on having the county oversee the village elections. There is no expense to the Village and should be an advantage. Joan Johnson will follow through since there is no election this year.

Request No. 4 was sent to NYS Office of Parks, Recreation and Historic Preservation for expenses related to work on the Village Hall windows in 2005. In May 2005 the Village was approved a completion date extension from 12/04 to 12/05. Window work has not been completed and grant monies are still available. The Board advised Jean to request another extension.

Jean attended the Monroe County Community Development Steering Committee Meeting 2/9. Applications for 2006 were distributed. Preliminary Award letters will be sent in May. Total available funding is up from 2005 but Brighton and East Rochester have joined the Consortium which has a large concentration of low-moderate income population.

Newsletter is scheduled to go out in March. Funds borrowed for the new fire truck have been invested in a CD until the truck is delivered.

CEMETERY SUPERINTENDENT'S REPORT: Paul Worboys commented that the proposed Grave Acquisition Law should focus only on Association Section B.

Paul explained that he completed the application for work to be done by Groveland Correctional Facility inmates. He did not receive any feedback from it.

Paul has offered to write applications for historical monies to restore the historic setting of the Pioneer/Association grounds.

Paul has talked to Sibley vault representatives about needed work. He received quotes for work. The Village may be able to do the work and bill the family.

Paul will match funds donated for the Duplante Tombstone Restoration. He hopes the Village will do the same. Citizens have donated about \$500 to date.

Fourth grade students will tour the cemetery again this year. Marc Boulay, coordinating teacher is hoping to develop class projects, i.e. mapping/recording the Pioneer Grounds.

Paul discussed ideas he has for the cemetery. Columbarium placement would enhance the look of Chase A. The columbarium is a structure for holding cremations estimated at \$295 per niche. He suggested a large monument from behind a home on North Main Street could be recycled and placed at the cemetery with a plaque giving history of the cemetery. Estimates are \$2,500 to move, clean, create plaque and place in Chase. Other thoughts

include placing an upright monument in Chase A section as a spec to draw attention. A blank monument could be placed at no cost and the Village would pay for the foundation.

Greg Emerson questioned if a survey was done when the Village took over the cemetery. He would like to clean up the rear hedgerow but is not sure where the lot line is. Paul commented that Stever Locke owns property behind the hedgerow. He added that if the Village was able to acquire that property, it would be a good place for a pet cemetery.

Frank Brunstetter commented that the pine trees in the cemetery show signs of disease. They don't look healthy according to Mr. Brunstetter. Greg Emerson informed him that the Conservation Board tree inventory now includes the cemetery trees and they haven't indicated a problem.

PUBLIC HEARING:

LOCAL LAW NO. 1 OF 2006

REACQUISITION OF CEMETERY LOTS BY

VILLAGE OF HONEOYE FALLS: Motion by Trustee Alfieri, seconded by Trustee Clark to open the public hearing at 7:00 p.m. Motion carried.

The public notice was read by the Clerk. Mayor Milne requested comments from the public.

Paul Worboys:

Approximately 130 graves have been identified in the center part of the old section of the cemetery that could be used. He recommends only graves in the old section be considered for re-sale. The Civil War section has 5 available graves and the area could be designated to "honor" veterans, etc.

Attorney Tobin added that the Village can be selective in applying the program. He would recommend that since the 6 step process is lengthy, that as many graves as possible be identified for re-sale at one time. Paul can provide names and they can be researched at surrogate court. There is also a "default clause" to protect grave owners and the village.

CLOSE PUBLIC HEARING: Motion by Trustee Pavelsky, seconded by Trustee Worboys to close the public hearing at 8:05 p.m. Motion carried.

ADOPTION OF LOCAL LAW NO. 1 OF 2006: Motion by Trustee Alfieri, seconded by Trustee Pavelsky to adopt the following resolution:

WHEREAS, correct copies of Local Law No. 1 of 2006, Reacquisition of Cemetery Lot by Village of Honeoye Falls Cemetery 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 21st day of February, 2006; and

WHEREAS, the said public hearing was held on the 21st day of February, 2006, 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. 1 of 2006; 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.1 of 2006; and

WHEREAS, it was the decision of the Village Board that Local Law No. 1 of 2006, should be adopted.

NOW, on motion duly made and seconded, it was

RESOLVED, that Local Law No. 1 of 2006, 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 21st day of February, 2006 there shall be filed with the Secretary of State one certified copy of the said Local law No. 1 of 2006.

The resolution was duly adopted.

CONTINUANCE OF LOCAL LAW NO. 7 OF 2005

106 WEST MAIN STREET REZONING: The following comments were offered by Mayor Milne:

At this time, no further discussion or negotiation has taken place, to the best of my knowledge, between the Dorschel Auto Group and the estate of Everitt Lewis.

I find this very concerning and believe that the Dorschel Auto Group remaining in the Village of Honeoye Falls is one of the key elements to our future Village vitality. Although we have a beautiful community, our economic health is not good and we need to improve it quickly. We can not afford to continue to loose businesses to other communities or loose businesses due to the fact they are not supported.

I can only hope that these two parties will open discussions again and that the agreement for the sale of this property will take place and that the Dorschel Auto Group will remain in the Village. I personally will do anything in my power to assist in these negotiations for the betterment of our community.

Because of this, I will entertain a motion to close the public hearing at this time with no action taken.

CLOSE PUBLIC HEARING: Motion by Trustee Pavelsky, seconded by Trustee Worboys to close the public hearing on Local Law No. 7 of 2005, 106 West Main Street Rezoning at 8:08 p.m. Motion carried.

CAC UPDATE: Motion by Trustee Worboys, seconded by Trustee Alfieri to approve advertisement for a committee to review and update the Citizens Advisory Committee. Motion carried.

PUBLIC HEARING

LOCAL LAW NO. 2 OF 2006

SANDWICH SIGNS IN VILLAGE BUSINESS

AND TRADITIONAL VILLAGE DISTRICTS: Motion by Trustee Pavelsky, seconded by Trustee Clark to open the public hearing at 8:00 p.m. Motion carried.

The public notice was read by the Clerk.

There were no comments from the public.

CLOSE PUBLIC HEARING: Motion by Trustee Alfieri, seconded by Trustee Worboys to close the public hearing at 8:15 p.m. Motion carried.

ADOPTION OF LOCAL LAW NO. 2 OF 2006: Motion by Trustee Alfieri, seconded by Trustee Pavelsky to adopt the following resolution:

WHEREAS, correct copies of Local Law No. 2 of 2006, Amending Chapter 190 Zoning, Article X-Signs, Section 190-109, Sandwich Signs in Village Business and Traditional Village Districts 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 21st day of February, 2006; and

WHEREAS, the said public hearing was held on the 21st day of February, 2006, at 8:00 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. 2 of 2006; 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.2 of 2006; and

WHEREAS, it was the decision of the Village Board that Local Law No. 2 of 2006, should be adopted.

NOW, on motion duly made and seconded, it was

RESOLVED, that Local Law No. 2 of 2006, 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 21st day of February, 2006 there shall be filed with the Secretary of State one certified copy of the said Local law No. 2 of 2006.

The resolution was duly adopted.

OLD BUSINESS:

HISTORIC PRESERVATION UPDATE: Attorney Tobin reported on his research on a Historic Preservation Law. A separate board would be needed to administer the law. An architect would need to be retained for consultation. He recommended the matter be tabled to obtain more information.

LIGHTING ORDINANCE: Table. The Board will gather more information to see how the proposed ordinance would affect local businesses. The Board wants to remain business friendly. Greg Emerson commented that the proposed new lighting requirements have been followed by new businesses through site plan approval.

MATHSTONE REZONING REQUEST: Table, as the Planning Board did not recommend the change.

NEW BUSINESS:

NEW LABORER FOR FIRE DEPARTMENT: Motion by Trustee Alfieri, seconded by Trustee Pavelsky to approve Brian Kirkebye as a full time Administrative Laborer for the Fire Department. Motion carried.

NEW PER DIEM EMPLOYEE AMBULANCE DEPARTMENT: Motion by Trustee Worboys, seconded by Trustee Clark to approve Gordon Phillips as a Per Diem Employee for the Ambulance Department. Motion carried.

NEW FIRE DEPARTMENT MEMBER: Motion by Trustee Pavelsky, seconded by Trustee Worboys to approve Sandra Rogers as a member of the Honeoye Falls Fire Department. Motion carried.

MCCDBG APPLICATION: Motion by Trustee Pavelsky, seconded by Trustee Alfieri to authorize the Mayor to submit an application for funding through Monroe County Community Development Block Grant Program in the amount of \$31,900 for ADA Improvements at Village Parks. Motion carried.

SEQR LEAD AGENCY: Motion by Trustee Pavelsky, seconded by Trustee Clark that the Village of Honeoye Falls Board of Trustees be Lead Agency for the purpose of the State Environmental

Quality Review for an application to Monroe County Community Development for ADA Improvements to Village Parks. 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 an application to Monroe County Community Development for ADA Improvements at Village Parks in accordance with the State Environmental Quality Review (SEQR) Act:

WHEREAS, the Board of Trustees has reviewed the proposed application for a Monroe County Community Development Block Grant for ADA Improvements at Village Parks, 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 ADA Improvements at Village Parks will not result in any significant adverse environmental impacts. Motion carried.

FIRE DEPARTMENT OFFICERS: Motion by Trustee Pavelsky, seconded by Trustee Alfieri to approve 2006 Fire Department Officers:

- | | |
|-----------------|---------------------------------|
| Joel Taylor | Chief |
| Dennis Zavitz | 1 st Assistant Chief |
| Steve Lord | 2 nd Assistant Chief |
| Mark Hansen | 1 st Captain |
| Thomas Rath | 2 nd Captain |
| Andy Green | 1 st Lieutenant |
| Gerald Lonthair | Safety Officer |
| Tom West | Fire Police Captain |

Motion carried.

AMBULANCE DEPARTMENT OFFICERS: Motion by Trustee Alfieri, seconded by Trustee Worboys to approve 2006 HHMVA Officers:

- | | |
|---------------|----------------------------|
| Mark Marchase | Chief of Operations |
| Mike Kawski | Deputy Chief of Operations |
| Phil Kirmuss | Deputy of Administrations |

Mark Marchase	ALS Chief
Noah Pavlisko	Deputy ALS Chief
Kay Bushman	Captain Training
Andy Rath	Logistics
Kay Myers	Public Information Officer

Motion carried.

ANNUAL MEETING: Motion by Trustee Worboys, seconded by Trustee Pavelsky to approve April 3, 2006 at 6:30 p.m. for the Annual Meeting. Motion carried.

NYCOM LEGISLATIVE MEETING: Motion by Trustee Pavelsky, seconded by Trustee Worboys to approve attendance at the NYCOM Winter Legislative Meeting 2/26 – 28 in Albany. Motion carried.

MONROE COUNT SAFETY

BOARD AWARDS LUNCHEON: Motion by Trustee Worboys, seconded by Trustee Alfieri to approve attendance at the Monroe County Traffic Safety Board Awards Luncheon 3/8/06 in Rochester. Motion carried.

RECREATION COMMISSION AGREEMENT: Motion by Trustee Alfieri, seconded by Trustee Pavelsky to authorize the Mayor to enter into a Recreation Commission Agreement with the Town of Mendon. Motion carried.

ACCOUNTING SERVICES PROPOSAL: Motion by Trustee Pavelsky, seconded by Trustee Alfieri to approve the proposal submitted by Raymond Wager, CPA for accounting services for year ending May 31, 2006 at a cost of \$4,500. Motion carried.

ANNUAL CONTRACT FOR BRUSH

GRINDING AND PURCHASE OF SALT: Motion by Trustee Worboys, seconded by Trustee Alfieri to approve an Annual Agreement with the Town of Mendon for Brush Grinding and Purchase of Salt. Motion carried.

NYS AFC MINI-SEMINAR PROGRAM: Motion by Trustee Pavelsky, seconded by Trustee Worboys to approve attendance at the NYS Association of Fire Chiefs Mini-Seminar Program 2/11/06 in Geneva. Motion carried.

SPDES PERMIT RENEWAL: Motion by Trustee Worboys, seconded by Trustee Clark to approve renewal of the DEC State Pollutant Discharge Elimination System Permit. Motion carried.

FINGER LAKES EMS CONFERENCE 2006: Motion by Trustee Alfieri, seconded by Trustee Worboys to approve attendance at the Finger Lakes EMS Conference 2006, 2/25/06 in Canandaigua. Motion carried.

STORMWATER CONFERENCE

AND TRADESHOW: Motion by Trustee Clark, seconded by Trustee Alfieri to approve attendance at the Stormwater Conference and Tradeshow March 30, 2006 in Rochester. Motion carried.

SCHEDULE PUBLIC HEARING:

LOCAL LAW NO. 3 OF 2006

RESIDENCY REQUIREMENT FOR CODE ENFORCEMENT

OFFICER OR BUILDING INSPECTOR:

WHEREAS, copies of Local Law No. 3 of 2006, Residency Requirements for Code Enforcement Officer or Building Inspector have been delivered to all members of the Village Board of Trustees; and

WHEREAS, due consideration has been given to enactment of Local Law No. 3 of 2006, 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. 3 of 2006.

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 March, 2006 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. 3 of 2006; 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.

LOCK BOX WITH J.P.

MORGAN CHASE BANK: Motion by Trustee Pavelsky, seconded by Trustee Alfieri to authorize a Lock Box for Collection of Village Taxes with J.P. Morgan Chase Bank. Motion carried.

VILLAGE SQUARE LETTER OF

CREDIT RELEASE NO. 6: Motion by Trustee Alfieri, seconded by Trustee Pavelsky to authorize release of funds in the amount of \$32,798.47 from Letter of Credit No. 327 for Monroe Village Associates. Motion carried.

**SHARED MUNICIPAL SERVICES
INCENTIVE GRANT APPLICATION**

AUTHORIZING RESOLUTION: Motion by Trustee Alfieri, seconded by Trustee Clark to adopt the following resolution:

WHEREAS, the Village of Honeoye Falls as Lead Applicant has submitted a Grant Application for a project to be known as the (Honeoye Falls Mendon Comprehensive Economic Development Strategy) Project under the Shared Municipal Services Incentive Grant Program (SMSI), and

WHEREAS, this project will play a very important role in the future Economic Development plan for the Village of Honeoye Falls and the Town of Mendon, and

WHEREAS, this grant application has the support of the highest officials in both the Village of Honeoye Falls and Town of Mendon, and

WHEREAS, if the Village is recipient of the SMSI Grant, this award will allow the Village of Honeoye Falls and the Town of Mendon to work together in developing a formalized Economic Development Plan and guide the municipalities in the creation of an Office of Economic Development at a cost of \$36,960. The amount requested from the Grant is \$32,360 with the Village of Honeoye Falls and Town of Mendon providing a local share for the balance of \$3,600. This proposal is critical to the future economic strength of the Village and Town of Mendon.

NOW, THEREFORE, BE IT RESOLVED, that Richard B. Milne, as Mayor of the Village of Honeoye Falls, is hereby authorized and directed to file an application for funds from the New York State Department of State in accordance with the provisions of the Shared Municipal Services Incentive Grant Program (SMSI). The Mayor as Lead Applicant Contact Person is authorized to act on behalf of the Village on all matters related to the financial and/or administrative Processes related to the grant application and to certify that the information contained in the application is correct.

Motion duly adopted.

INTER MUNICIPAL AGREEMENT WITH TOWN OF MENDON FOR SMSI GRANT: Motion by Trustee Pavelsky, seconded by Trustee Worboys to authorize an Inter Municipal Agreement with the Town of Mendon, which will take effect when the SMSI Grant is approved. Motion carried.

PROFESSIONAL ENGINEERING SERVICES RELATED TO TRICKLING FILTER MEDIA REPLACEMENT AT WWTP: Motion by Trustee Pavelsky, seconded by Trustee Clark to approve a proposal by LaBella Associates for Professional Engineering Services Related to Tricking Filter Media Replacement at WWTP in the amount of \$4,700. Motion carried.

EXECUTIVE SESSION: Motion by Trustee Pavelsky, seconded by Trustee Worboys to adjourn to Executive Session at 8:53 p.n. to discuss matters of Personnel and Contract Negotiations. Motion carried.

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

ADJOURN: Motion by Trustee Clark, seconded by Trustee Worboys to adjourn the meeting at 9:30 p.m. Motion carried.

Respectfully submitted,

Jean M. Batte
Clerk Treasurer