

September 16 2013

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 Worboys, Trustee Stottler, Trustee Alfieri

ALSO PRESENT: Greg Emerson, Dan Bassette, Mike Tobin, Paul Churnetski, Ed Sheidlower, Don Oppedisano, Bob Reilly, Deric West, Judy Lewis, Victoria Bush, Susannah Lyle, Eric Smith, Joel Taylor, Pamela Scully, Muffy Meisenzahl, Patrick Brennan, Mary Szlosek, Hank Besechnany

MINUTES: Motion by Trustee Alfieri, seconded by Trustee Worboys to approve the minutes of August 19, 2013 as corrected. Motion carried.

ABSTRACT NO. 4: Motion by Trustee Pavelsky, seconded by Trustee Alfieri that upon an audit of Abstract No.4 that approval be given for payment of the General Fund in the amount of \$106,997.80; Sewer Fund in the amount of \$69,163.18 to include vouchers #140125 - 140246; Prepaid for payment in the General Fund in the amount of \$77,159.08; Sewer Fund in the amount of \$52,896.74 to include vouchers #PP140125 – 140181. Motion carried.

MAYOR'S REPORT:

I did testify testifying before Senator Jack Martins and the Senate Standing Committee on Local Governments – August 20th in Syracuse. The topic was (Fiscally Distressed Municipalities: Preparing for and Preventing Municipal Bankruptcy in New York) – My testimony is on (YouTube).

Lynne Menz – has asked for \$50-100.00 for refreshments for her tour of the Cemetery in late October. I'd like this approved and ask for a resolution to do so. Items can be ordered/purchased at HFMP on the Village Account.

Judi Barrett provided an update on the KVS software. (Attached) She has some concerns with some of the reports and I've asked her to have more discussion with KVS.

This may be something that can eventually be changed or it will need to be part of our learning process.

I received 2 folders of old photos from Lynne Menz to review. This was in response to our previous discussion about creating photo/posters to hang in the empty store fronts to help create a (buzz) about potential businesses filling our available spaces. The hope is to help promote small privately owned shops in our community along with new development. These are being reviewed and I'd appreciate some help in this review.

NYCOM – Fall Training this past week went well. Some very good seminars that I attended were on: the New Health Care Laws; Summary of Enacted, Vetoed and Pending Legislation; Conquering Negativity and TOXIC People (VERY GOOD!!!), More Property Tax Cap follow-up (1.66% this year down from 2.0%); Grant Opportunities. (My room was “comped” by NYCOM)

Very positive feed back on Paul Chatfield Engineers from developers that have worked with him thus far. I also am very happy with their feed back and response.

KUDO's to Highway/DPW staff on sewer project and it's completion for 2013 – fully completed next spring/summer.

Fall Weekend – this weekend

Lastly: Some years ago, we began as a group to discuss concerns of running an Ambulance department and our desire to make sure we have the best service for the best cost for our community/residents. I believe that with the building facility being nearly paid for and our agreement with Mendon nearing maturity, this is a good time to look at all options. I want to stress that we are in a very good position, we have a great service and wonderful volunteers and per-diem staff (and village staff) that do a great job. We DO NOT have to do anything. So at this time I believe we should look at all options. I conducted a meeting last week Thursday with a Rural/Metro representative and invited Chief of Op's Sheidlower; Supervisor Moffitt and Deputy Supervisor Bickweat; Deputy Mayor Pavelsky (substituted with Trustee Worboys); Legal Counsel from Town/Village and Administrator Emerson. We heard a presentation by Rural/metro on how they'd service our

community (which I will not discuss at this moment). After this presentation, the small group spoke and is open to hearing other options. We have no need to make any changes at this moment, this is exploratory only and we will work to make sure our community at large continues to have the best ambulance service possible.

**APPROVE EXPENSE
FOR REFRESHMENTS
FOR CEMETERY
TOUR:**

Motion by Trustee Alfieri, seconded by Stottler to approve spending \$100.00 for refreshments at the Cemetery Tour on October 26th. Motion carried.

TRUSTEE REPORTS

TRUSTEE STOTTLER: Trustee Stottler attended the Historical Society meeting. The Society expressed appreciation for the Village taking care of their roof.

Comprehensive Plan meeting went well. Progress was made with developing the narrative. Next meeting is October 15th.

Trustee Stottler attended a Planning Board meeting at which Mathstone attended to discuss their development and meet the Village's new engineer; Chatfield Engineering.

Trustee Stottler noted that our attorney, Mike Tobin, was not at the meeting. Mayor Milne said the topics before the Planning Board and Zoning Board are generally reviewed ahead of time at a pre-planning meeting and it is determined whether there is a need for the Village Attorney to attend. Attorney Tobin stated he was more than willing to attend the Planning and Zoning meetings.

TRUSTEE ALFIERI: No report.

TRUSTEE WORBOYS: Summer Rec Board of Advisors met recently. The program had 288 participants this year. Surveyed staff, participants and parents at end of year to see what improvements could be made for next year.

**DEPARTMENT
REPORTS**

**ADMINISTRATOR'S
REPORT:**

Repair of the School House roof began today. Should be completed the end of the week. Bees have been taken care of.

The Village has been notified that has been awarded the Community Block Grant to install a sidewalk on North Main Street by Enjoy and the medical center. Project will be done in Spring 2014.

Work is being done on the building that houses the Chinese Restaurant. Started replacing the stucco and discovered the bricks underneath were pulling away from the structure. Now will be removing the stucco and bricks and installing vinyl siding.

Cost of the North Main Street sewer project is about \$192,000. Have one section left to do and some paving.

The rest of the bricks have been installed at the Veterans Memorial.

Bruch Pick up has ended for this year.

CLERK'S REPORT:

Joan Johnson presented a copy of a book by Town of Mendon historian, Diane Ham and Honeoye Falls historian; Lynne Menz titled "Murder & Mayhem in Mendon and Honeoye Falls". The book will be for sale at the Village Hall for a charge of \$20.00.

OLD BUSINESS

**COMPREHENSIVE
PLAN:**

Community Profile is the section being worked on right now. John Steinmetz is making edits and will get a revised copy out to the members before the next meeting on October 15th.

**PAPERMILL
SIDEWALK
EXTENSION:**

Since the sidewalk cannot be continued on the same side of the road to Ontario St as the residents of the property will not agree to put it on their land it must be put on the opposite side with a crosswalk connecting the two. Greg Emerson suggested including this sidewalk as our project submission for the next Community Block Grant. The Board agreed that if the grant was denied they would approve the expenditure of the money for the Village to put the sidewalk in.

**CHAPTER 190-6
TRAILERS & ACCESSORY
VEHICLES:**

Greg Emerson, Charlie Johnson and Mike Tobin are working together to prepare some information on a change for this code. Their suggestions were passed out to the Trustees to review before the October Board meeting.

**HFFD UTV TYPE
VEHICLE:**

Motion by Trustee Worboys, seconded by Trustee Alfieri to approve proceeding with the bidding process for the HFFD to purchase a UTV Vehicle. Motion carried.

**USE OF VILLAGE HALL
AUDITORIUM:**

There are concerns about using the Village Hall Auditorium for the Chamber Sale when it is not ADA compliant. Would have to make sure there were fire extinguishers, the fire escape is operable and address the lack of heat. The Chamber would have to advertise that the site of the sale is not ADA accessible.

**CHANGE VILLAGE
CODE TO ALLOW**

DRIVE THRU WINDOWS: The Board of Trustees has reviewed a rough draft of the changes prepared by Attorney Tobin. Mayor Milne read the draft out loud to the audience.

Don Oppedisano

If restaurants want to have 24 hour drive thrus could open the restaurant from 5am – 11pm and keep the drive thru open all night.

Victoria Bush

If the drive thru was allowed it would create revenue in town, county and school taxes. Would bring people from other areas into Village.

Mayor Milne

A resident inquired could we have the Dunkin Donuts building meet village character. The Planning Board felt they can control how it would be built so it fit into the Village's character

Mary Szlosek

The Planning Board went through the Village's character section the other night. They talked about the experience with Tractor Supply and how it ended up with Village character and also cited Custom Brewcrafters as an example as well.

Pam Scully

She asked what the new verbiage would be compared to Henrietta and Victor. Attorney Mike Tobin said he has reviewed codes from various towns around the state of new York. They talked about making sure there was enough signage and having one way traffic through out the site. Some was to make sure the queuing lanes don't interfere with people entering the restaurant. Mr. Tobin said this was only a rough draft. Listening to other suggestions.

Eric Smith

Is this the last discussion? Mayor Milne said that the next step would be to move to a public hearing where we would have a final draft.

Mayor Milne

There are points that still need to be developed. Need to allow time to make changes and review. Mr. Tobin said we would have to have the final draft 10 days at least before the public hearing. It would be on the website for review too.

Don Oppedisano

Are there other properties in the Village where drive thrus would be allowed. The current discussion is for the GC district only. There are no other vacant parcels in that district.

Muffy Meisenzahl

Is this considered spot zoning? Attorney Tobin said no because it applies to all GC areas in the Village.

Derek West

Asked how this change relates to the Comprehensive Plan. Mayor Milne responded if the change moves forward it would become part of the Comprehensive Plan. He said that Dunkin Donuts could help people come into the community. He does not think it will hinder development. Mayor Milne said they could survey other drive thrus and see what their hours are.

Motion by Trustee Alfieri, seconded by Trustee Worboys to schedule public hearing on drive thru windows in restaurants on October 21, 2013 at 7:30 pm.

Trustee Stottler – Nay
Trustee Alfieri - Aye
Trustee Worboys – Aye
Mayor Milne - Aye

Motion carried.

NEW BUSINESS

**PUBLIC HEARING
CODE OF ETHICS**

Motion by Trustee Worboys, seconded by Trustee Alfieri, to open the public hearing at 7:30 pm. Motion carried.

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

Motion by Trustee Worboys, seconded by Trustee Alfieri to close the public hearing at 7:45 p.m. Motion carried.

Motion by Trustee Stottler, seconded by Trustee Worboys to adopt the following resolution:

WHEREAS, correct copies of a resolution proposing to amend Section 23-6 A of Chapter 23 Ethics Code that two members of the Board shall be residents of the Village and not be officers or employees of the Village and one (1) member shall be an officer or employee of the Village and may reside outside of the Village 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) days, exclusive of Sunday prior to the Public Hearing, 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 September, 2013, and

WHEREAS, the said public hearing was held on the 16th day of September 2013, at 7:30 pm, local time, at the Village Hall, 5 East Street, Honeoye Falls, New York, and all persons present were given an opportunity to be heard, proposing to amend Section 23-6 A of Chapter 23 Ethics Code that two members of the Board shall be residents of the Village and not be officers or employees of the Village and one (1) member shall be an officer or employee of the Village and may reside outside of the Village whether speaking in favor of or against the resolution

Now, on motion duly made and seconded, it was

RESOLVED, proposing to amend Section 23-6 A of Chapter 23 Ethics Code that two members of the Board shall be residents of the Village and not be officers or employees of the Village and one (1) member shall be an officer or employee of the Village and may reside outside of the Village and,

The resolution was duly adopted.

**ATTENDANCE @
VITAL SIGNS
TRAINING:**

Motion by Trustee Stottler, seconded by Trustee Alfieri to approve the attendance of three (3) members of the HFMVA at the Vital Signs Training 2013 @ Buffalo Niagara Convention Center October 26-27, 2013. Motion carried.

**NEW VOLUNTEER
MEMBER OF
HFMVA:**

Motion by Trustee Worboys, seconded by Trustee Stottler to approve Connie Bittner as a member of the Honeoye Falls Volunteer Fire Dept. Motion carried.

**APPROVE NEW
PER DIEM @
HFFD:**

Motion by Trustee Stottler, seconded by Trustee Alfieri to approve hiring Anthony Militello as a per diem employee @ \$12.00 per hour for the Honeoye Falls Volunteer Fire Dept. Motion carried.

**ANTI-BULLING
AWARENESS
MONTH:**

Motion by Trustee Stottler, seconded by Trustee Worboys to approve October 2013 as Anti-Bullying Awareness Month. Motion carried.

**APPROVE 2014
FIRE AND
AMBULANCE
CONTRACTS:**

Motion by Trustee Alfieri, seconded by Trustee Stottler to approve the Town of Mendon Fire Contract at \$154,316. Motion carried.

Motion by Trustee Alfieri, seconded by Trustee Worboys to approve the Town of Mendon Ambulance Contract at \$169,637. Motion carried.

Motion by Trustee Stottler, seconded by Trustee Worboys to approve the West Bloomfield Fire Contract at \$10,245. Motion carried.

Motion by Trustee Stottler, seconded by Trustee Worboys to approve the West Bloomfield Ambulance Contract at \$6,484. Motion carried.

**SUPPORT HFL
SUMMER REC
PROGRAM – 2014:**

Motion by Trustee Worboys, seconded by Trustee Alfieri to approve supporting and participating in the 2014 HFL Summer Rec Program. Motion carried.

**USE OF HARRY ALLEN
PARK FOR PUMPKIN
FESTIVAL:**

Motion by Trustee Worboys, seconded by Trustee Alfieri to approve use of Harry Allen Park on October 19th from 5-8pm for the Pumpkin Festival and budget \$500.00 for the purchase of pumpkins. Motion carried.

**ATTENDANCE AT LAND
USE DECISION MAKING
TRAINING PROGRAM:**

Motion by Trustee Alfieri, seconded by Trustee Stottler to approve attendance at the Fall 2013 Land Use Decision-Making Training Program on October 7 and October 28, 2013 @ \$75.00. Motion carried.

**DESIGNATE 15A –
VETERANS MEMORIAL
HIGHWAY:**

Motion by Trustee Stottler, seconded by Trustee Alfieri to approve endorsing the proposal to the New York State Legislature to dedicate NYS Route 15A as a Veterans Memorial Highway. Motion carried.

**BOY SCOUT
TROOP #10:**

Motion by Trustee Alfieri, seconded by Trustee Worboys to approve the use of Harry Allen Park by Boy Scout Troop #10 for camping September 28 – 29th. Motion carried

**JIM SHEPARD –
RESIGNATION FROM
CONSERVATION
BOARD:**

Mayor Milne told the Board that Jim Shepard is resigning from the Conservation Board after 22 years. Will need to appoint another person to fill his spot on the Board.

**ADJOURN TO
EXECUTIVE
SESSION:**

Motion by Trustee Alfieri, seconded by Trustee Worboys to adjourn to Executive Session at 9:00pm. Motion carried.

**ADJOURN TO
REGULAR
SESSION:**

Motion by Trustee Alfieri, seconded by Trustee Worboys to return to regular session at 9:20pm. Motion carried.

ADJOURN:

Motion by Trustee Worboys, seconded by Trustee Alfieri to adjourn the meeting at 9:20pm. Motion carried.