

Min., 2/20/90--4

Adjournment:

At 8:35 p.m. Trustee Wooden moved adjournment; Trustee Pope seconded. Voting "aye" were Trustees Wooden, Pope & Gilmore & Mayor Elliott. Carried.

Ethel B. Johnson, Clerk

BOARD OF TRUSTEES

Regular Meeting

3/5/90

7:00 p.m.

Present: James G. Elliott, Mayor; Trustees Penelope K. Frontuto, C. D. Gilmore, Daniel S. Pope III & Daniel E. Wooden; and Village Atty., John B. Nesbitt.

Minutes
2/20/90:

Mayor Elliott noted that the P. D. Retirement Resolution passed by the VB during the 2/20/90 mtg. be included in Minutes... "attached hereto".... Trustee Pope noted that the budget transfer was not for "Sewer Contingency" but to "BAN (Bond Anticipation Notes) Principal." With the above corrections noted, Trustee Pope moved approval of the 2/20/90 Minutes. Trustee Gilmore seconded. Voting "aye" were Mayor Elliott & Trustees Wooden, Gilmore & Pope (Trustee Frontuto was not present @ 2/20/90 mtg.). Carried.

Flags: Trustee Gilmore stated that due to savings, six (6) U.S. Flags ordered @ a nominal fee for the Flagpole rather than five (5).

Highway: Trustee Wooden sd. attempt being mde. in conjunction wth. Town of Palmyra for a "Spring Clean-up" - working wth. Councilman A. Baran. Tentative/probable date wld. be mid-May - and Town Barns on Kent St. wld. be the location/cost to be shared by both municipalities. Hwy. Supt. P. Retan suggested bidding/specs cld. be prepared as desired by the municipalities. The VB concurred that wld. be best course to follow. Messrs. Wooden & Baran to finalize in near future. Hwy. Supt. Retan suggested to check out availablity of haulers - Sodus firm in 1989 did excellent work, he sd.

E. Fost. Wtr.
Problem:

Trustee Wooden requested that the VB authorize obtaining quotes regarding an engineer's study for the water/drainage problem on E. Foster St. in area occupied by Mrs. Lape and proposed construction by Mr. R. VanHout. Mr. VanHout had requested placement on the Agenda, however, he approached Mr. Wooden earlier in the day. Mr. Wooden spke. of necessity of contacting Town of Palmyra and DEC about the 'pond' owned by Mr. S. Venturino - and seemed to pose a problem. Mr. Wooden sd. he had contacted Town Hwy. Supt. re a machine, draining ditch...need for elevations there.

Lengthy discussion - Mrs. Lape sd. her entire back yard flooded - worst ever....will get even worse in Spring. She sd. mosquitoes bad in summer & she spends large amt. of money for "mosquito control." Mrs. Lape suggested contacting the Conservation

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Department. Pointed out that Mr. Jim Smith (Sodus) is the rep. rather than Mr. Tom DeRoo with whom the situation had been discussed previously by VOP Hwy. Supt. & Mayor Elliott. The Mayor sd. that Conservation District in possession of maps....elevation maps are in existence. Mrs. Lape & son, Dick, sd. that situation progressively worse since Mr. V's 'pond' put it - Mr. V. spoke of his willingness to help in any way. Discussions on Mr. W. Clark's property which is involved and his willingness, also, to cooperate. Trustee Gilmore familiar wth. the problem, having walked area wth. Mayor Elliott in past. Problem area in Town, per Mayor - few yrs. back VOP applied to Conservation District for grant to open area up....supposed to be a continuing project - did one yr. and dropped it. Ontario did project...never rec'd the money. Mayor sd. that if VOP cld. open ditch along the road and get rid of part of water wld. be a help....eliminate sme. frm. front that may run to back....problem may touch a portion of Mrs. Wizeman's property, per Mayor.

E.Main Wtr.
Problem:

Trustee Wooden requested VB authorization for the VOP Hwy. Dept. to concentrate on drainage ditch where water stands in area of Professional Bldg. purchased by Messrs. J. Merrick & D. Pittinaro. DOT to provide VOP wth. drawings and perhaps furnish pipe in an attempt to resolve long-standing water problem and growth of cat-tails, etc. Trustee Wooden so moved; Trustee Gilmore seconded for further discussion. Mr. Wooden sd. that catch basins need to be placed there wth. VOP Hwy. Dept. to perform actual work. Mayor Elliott suggested that the work be performed further east (in front of Timesaver Bldg.). Hwy. Supt. Retan mtg. wth. DOT's Larry Russell. Determination mde. by the VB that no resolution needed in this instance.

Special
Events:

Trustee Frontuto sd. that three (3) bands had contacted her re concerts in the Vill. Pk., one of which wld. be a 'free' concert provided by the WC Council on the Arts. Matter to be taken into account during budgeting.

C&P:

Trustee Frontuto sd. request rec'd frm. C&P Supt. for one (1) seasonal and (1) one part-time employee - within two weeks - for the C&P, both of which were budgeted.

Plng. &
Zng.:

Trustee Pope sd. that three (3) ZBA hearings had been scheduled - 1) Jeffery Fuels on W. Main St. (formerly Contant's); 2) Mr. Scott Garceau's application to

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install an in-ground pool on his Vienna St. premises; and an application frm. the American Legion on Cuyler St. to widen their present bldg. (described as a non-conforming use).

Budget
Mtg.:

Trustee Pope opened a discussion on the necessity of conducting the scheduled budget work session on 3/6/90 & possible change to 3/14/90 - a date for which Donegan's consultant wld. again be available. Mr. Pope suggested that the VB request Donegan's to submit their prepared materials to the VB; the VB cld. review in preparation for work session on 3/22/90, thereby circumventing one step. VB agreed.

Misc.:

Mayor Elliott sd. that the Engineers' proposals re Laurentian Dr. (Salzburg) submitted to Mr. John Martin, however, no response as yet.

Re Canandaigua St. change in speed limit, letter sent - Newark's DOT has forwarded to District office in Rochester.

NYCOM Mtg.:

Mayor Elliott gave a brief report on his interesting & informative meeting in Albany on 2/25-2//27/90 (NYCOM Winter Legislative Mtg.). Group met wth. respective Legislators, also. He reported that no monies to be forthcoming re Sewer O&M which wld. deplete a five-figure amt. frm. municipalities' Sewer Fund. CHIPS money wld. be distributed (in all probability, same dollar amt. as prior year - but cld. end up wth. less).

W&WW Trk. Bid:

Mayor Elliott spke. of need for W&WW truck - a budgeted item (direct line item). Nothing available re State Bids, he sd. He then moved that the VOP advertise for a new 1990 pick-up truck for the W&WW Dept. wth. bid opening @ 2:00 p.m., Friday, March 16, 1990. Trustee Wooden asked could not the VOP obtain a new 1989 truck - VOP might get better deal. Mayor Elliott accepted his suggestion, thereby amending his motion; Trustee Wooden then seconded. Voting "aye" were Mayor Elliott & Trustees Wooden, Gilmore, Pope & Frontuto. Carried.

Drainage Ditches:

Hwy. Supt. Retan asked, re driveways, if the VOP wld. pay for pipe that is placed under driveways of homeowner (referring specifically to Mr. R. VanHoute/E. Foster St.). VB discussion about VOP policy regarding drainage ditches. Atty. Nesbitt sd. that if a VOP right-of-way, VOP wld. have to get permission to work there; VOP has authority to

provide pipe - a VB decision. Mr. Retan recommended a 50-50 payment. Mr. Wooden sd. he wld. rather see the VOP put it in. Discussion on size, slope, etc. Trustee Pope did not see why the VOP shld. pay - shld. be charge to homeowner. Mayor pointed out that when a sub-division, builder's responsibility.

Mayor Elliott then moved that the VOP install any open drainage ditch in VOP right-of-way for new construction - said cost to be borne by the property owner benefitting from the installation (drain pipe under driveway). Trustee Wooden sd. shld. be in VOP right-of-way. Trustee Frontuto seconded adding that VOP policy developed wth. this action, therefore, need for documentation for future reference. Voting "aye" were Mayor Elliott & Trustees Frontuto, Wooden, Gilmore & Pope. Carried.

Regarding any construction on E. Foster, Mr. Retan sd. that water line 'dead-ends' across frm. Dr. Smith's office - water line would have to be extended. The Mayor sd. that sufficient monies exist in the Reserve Fnd. for future expansion.

Abstract #18:

Trustee Pope moved that the Treasurer be authorized to pay Voucher Nos. 937-976 (less V#945) in the amt. of \$22,742.21 on which appear the initials of @ least three (3) VB members. Trustee Frontuto seconded. Voting "aye" were Trustees Pope, Frontuto, Wooden & Gilmore. Mayor Elliott did not register a vote as he had not reviewed all Vouchers. Carried.

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MEO II
C&P:

Trustee Frontuto moved that C&P Employee, Mr. Christopher Deys - the most senior qualified person - be named as MEO II, effective wth. VOP's nxt. pay period. Trustee Pope seconded. Voting "aye" were Trustees Frontuto, Pope, Wooden & Gilmore & Mayor Elliott. Carried.

Misc.:

Mayor Elliott reminded the VB to review materials re Cable T.V.; Clerk requested to remove frm. Agenda sharing mechanic wth. TOP (did not place in their budget); nothing new to report on Vill. handicapped ramp, per Trustee Gilmore; nothing to report on status of an engineer, according to the Mayor; re sidewlk. easements on Canandaigua St., Trustee Wooden sd. that sd. easements may not be required/Clerk requested to remove frm. Agenda; Library req. for additional funding, retain on Agenda; Mayor sd. Dept. Hds. requested to submit list/VOP to compile and send to auctioneer; nothing to report, he sd., re gas tanks @ Town Barns. Passage of a local law re electrical inspections in draft form for VB to review.

Annexa-
tion:

The matter of annexation of Bear Hill/Rolfe St. in hands of TOP/VOP Attorneys - had one mtg., however, Atty. Rubery had been ill; Atty. Nesbitt anticipates action during week or so.

Mayor Elliott asked those present for questions and/or input - Mrs. Lape and her son posed a question to the VB re obtaining natural gas @ their E. Foster St. residence.

Citizen
Lape:

Citizen R. Lape, 3284 E. Foster St., sd. request was due to exorbitant cost of LP. Re contacting NYSEG, VB discussion. Mayor Elliott to write to NYSEG in this regard at which time he will point out plans for future development for sd. area. Discussion on Mrs. Lape's water line - she has her own - to her advantage to hook into VOP's when new water line goes by her residence.

Exec.
Sess.:

Mayor Elliott moved, @ 8:01 p.m., that the VB exercise Exec. Sess. wth. VB present, Vill. Atty. & VOP employees as called upon. Trustee Wooden seconded. Voting "aye" were Mayor Elliott & Trustees Wooden, Gilmore, Pope & Frontuto. Carried.

Reconvene:

At 9:45 p.m. Trustee Pope moved that the VB emerge frm. Exec. Sess.; Trustee Frontuto seconded. Voting "aye" were Trustees Pope, Frontuto, Gilmore & Wooden & Mayor Elliott. Carried.

Trustee Gilmore sd. that several persons had contacted him re the enforcement of the 2-hr. parking limit on Main St. - and Citizen K. Freyn complained of people parking on sidewlk./Vienna St. Other complaints re blocking sidewlks.

VOP
Employees:

Mayor Elliott moved that the VB authorize Vill. Atty. Nesbitt to draw up an agreement between the VOP & Hwy. Supt., P. Retan for payment to him in the amt. of \$2,000. in cash, less money mandated withholdings - and that he wld. have 240 hrs. compensatory time due him representing full settlement of any claims for over-time hrs. he has worked in the past - up to last pay period (2/28/90).

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BOARD OF TRUSTEES

Regular Meeting

3/19/90

7:00 p.m.

Present: Mayor James G. Elliott; Trustees Penelope K. Frontuto, C. D. Gilmore, Daniel S. Pope III & Daniel E. Wooden. Absent: Vill. Atty., John B. Nesbitt.

Moment of Silence: Prior to conducting the business of the VB, Mayor Elliott requested that a moment of silence be observed for Mr. George Contant, former Trustee & President of the Village - and a long-time businessman; and Mr. Karl Lebrecht, former men's clothing store owner & local musician. Both gentlemen passed away the prior week.

Minutes
3/5/90: Mayor Elliott asked for a correction to the Minutes - Page 2, Line 6....the Ontario project did receive the grant but never accomplished the project. Trustee Frontuto moved acceptance of the Minutes wth. amendment/correction; Trustee Pope seconded. Voting "aye" were Trustees Frontuto, Pope, Gilmore & Wooden & Mayor Elliott. Carried.

Spec.Mtg.
3/9/90: A correction to the 3/9/90 Spec. Mtg. Minutes requested by Mayor Elliott to show that his motion was seconded by Trustee Pope on which all voted "aye". Trustee Pope moved acceptance wth. foregoing correction; Mayor Elliott seconded. Voting "aye" were Trustees Pope, Gilmore & Wooden & Mayor Elliott. Carried. Trustee Frontuto abstained having been absent.

Agenda
Addition: Trustee Pope moved that the communication to the VB re the "Crop Walk" in May be added to the 3/19/90 Agenda; Trustee Frontuto seconded. Voting "aye" were Trustees Pope, Frontuto, Wooden & Gilmore & Mayor Elliott. Carried.

Committee Reports:

Trustee Frontuto reported that the downtown pole decorations by the C&P - painted, 'wooden' flowers - placed prior week....rec'd favorable comments frm. public, she sd. Citizen inquired about the re-surfacing of area in back of Vill. Pk. to be designated for skateboarding. C&P Supt. obtaining estimates/Clerk to respond to Mrs. M. Forshay's query.

Trustee Pope stated that commitment would prevent his attendance @ budget mtg. on 3/22/90 - if any changes mde. during sd. mtg. to please inform him so that he cld. incorporate them into his preliminary work sheets.

CEO J. Roney very busy - property on William St. cleaned up in an acceptable manner. Mr. Roney wld. need additional course-work - Course Nos. 42, 43 & 44. Mr. Roney had canvassed the VOP west side for unregistered/abandoned vehicles and prepared a list. He asked for VB assistance re the manner in which violations wld. be handled....why send letters out if not enforced...present Code states that one boat or one trailer allowed on private property - VB may want to consider change in the Code to permit one of ea. The Mayor sd. that nowadays many people have both...he spke. also of cost of storage. Trustee Pope sd. need for adding "10' frm. property line - both front and rear yds."

Mr. Wooden asked that a decision be reserved and refer to the Planning Bd. for recommendation. Letters