

**REGULAR MEETING OF THE VILLAGE BOARD OF TRUSTEES
NOVEMBER 18, 2015**

A REGULAR MEETING OF THE VILLAGE BOARD OF TRUSTEES WAS HELD ON WEDNESDAY, NOVEMBER 18, 2015, BOARD ROOM, VILLAGE HALL.

PRESENT: Mayor Greg Rogers; Trustees James Bonacquisti, William Kettle, Robert D. Taylor, Jr, Michael Tucci; Clerk-Treasurer Sharon Jeary; Chief of Police Christopher Hayward; DPW Supervisor Robert Lathan, Jr; STP Supervisor Steve Carroll; Recreation Director Jackie Whiting; CEO Jeff Steinbrenner; Village Attorneys Wujcik and Whiting; 3citizens.

Mayor Rogers called the meeting to order at 6:30 pm.

EXECUTIVE SESSION: A motion was offered by Trustee Kettle to enter Executive Session for the purpose of discussing pending litigation. The motion was seconded by Trustee Taylor and on a call of votes Trustee Kettle – Aye, Trustee Taylor – Aye, Trustee Tucci – Aye, Mayor Rogers – Aye. Mayor Rogers requested Village Attorney Whiting and Clerk-Treasurer Jeary to remain for the session. Session entered at 6:30 pm.

Trustee Bonacquisti arrives at 6:37 pm.

REGULAR SESSION: A motion was offered by Trustee Taylor to enter Regular session, seconded by Trustee Bonacquisti and on a call of votes Trustee Bonacquisti – Aye, Trustee Kettle – Aye, Trustee Taylor – Aye, Trustee Tucci – Aye, Mayor Rogers – Aye, carried. Regular session entered at 6:55 pm. Mayor Rogers announced no action was taken during Executive Session.

Mayor Rogers asked everyone stand and recite the Pledge of Allegiance.

APPROVAL OF MINUTES – A motion was offered by Trustee Taylor to approve the minutes of the Board of Trustees dated October 28, 2015 as previously printed and presented. Seconded by Trustee Kettle and on a call of votes Trustee Bonacquisti – Aye, Trustee Kettle – Aye, Trustee Taylor – Aye, Trustee Tucci – Aye, Mayor Rogers – Aye, carried.

COMMUNICATIONS:

TRAINING OPPORTUNITIES, PLANNING/ZONING MEMBERS – An Energy Efficient Municipal Project Seminar is being held November 18, 6 to 8:30 pm held by the Livingston County.

DEPARTMENT CONSIDERATIONS:

Chief Hayward:

- LeRoy School students participated in a Community Service day here at the Village. They did a great job.
- He attended the Assembly wherein the School was honored with the National School of Character Award, what a tremendous event.

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STP Supervisor Carroll:

- Russ Lathan, Jr. is attending training this week. He will then take his test.
- Continuing to work on plant.

Director Whiting:

- The 5G Agreement between the Village/Town regarding the Pool and the Recreation Program expires summer of 2016. She asked that we contact the Town Supervisor and start the process to re-enter the agreement.
- The school has two basketball hoops that they will donate to the Recreation Program. The hoops are free standing but need a cement base. She would like them erected at the Mill Street Playground. Mayor Rogers advised that there is someone that would like to donate their time and money to refurbish Mill Street, which includes the basketball court.

Mayor Rogers – he would like to see an Ice Skating Rink on the Creek bank. We will try to accomplish that project this winter.

OLD BUSINESS:

RESOLUTION TO AUTHORIZE SUPPLEMENTAL AGREEMENT NO. 1 TO
D033986 BY AND BETWEEN THE VILLAGE OF LEROY AND NYS
DEPARTMENT OF TRANSPORTATION (NYSDOT)

MOTION BY Trustee Tucci

WHEREAS, the Village of LeRoy (Village) and the NYS Department of Transportation (NYSDOT) have entered a Federal Aid Local Project Agreement Contract No. D033986, Safe Routes to School Project, and

WHEREAS, it is necessary to enter a Supplemental Agreement by and between the Village and NYSDOT to amend previously adopted Schedule A, amending the scheduled funding by adding additional funding, phase 322 which covers eligible costs incurred on/after March 25, 2015, and Schedule B (Phases, Sub-phase/Tasks, and Allocation of Responsibility), and Appendix 2-S – Iran Divestment Act, NOW THEREFORE

BE IT RESOLVED that the Village of LeRoy Board of Trustees acting by and through the Mayor hereby authorizes said Mayor to sign said Supplemental Agreement No. 1 to D033986 as defined above.

SECONDED BY Trustee Bonacquisti and on a call of votes Trustee Bonacquisti – Aye, Trustee Kettle – Aye, Trustee Taylor – Aye, Trustee Tucci – Aye, Mayor Rogers – Aye, carried.

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NEW BUSINESS:

RESOLUTION FOR THE APPROVAL OF ACQUISITION OF EASEMENTS
BY THE MONROE COUNTY WATER AUTHORITY PURSUANT TO SECTION
1096(6-a) OF NEW YORK'S PUBLIC AUTHORITIES LAW

MOTION BY Trustee Taylor

WHEREAS, the Monroe County Water Authority (the "Water Authority") intends to acquire a frontage easement, 15 feet in width, beginning at the northern boundary line of the parcel with a Tax Map No. 2-1-14 (125 West Main Street, LeRoy) and extending 15 feet south therefrom, for future water main maintenance, replacement and/or installation, and

WHEREAS, Section 1096(6-a) of New York's Public Authorities Law requires the Water Authority to obtain the prior approval of the above-referenced acquisitions by resolution of the Village Board of the Village of LeRoy, New York, NOW THEREFORE

BE IT RESOLVED that the Board of Trustees of the Village of LeRoy hereby approves the Water Authority's acquisition of one (1) frontage easement, (The Easement is depicted by a drawing completed by CHA dated 9/16/14 and identified as Project No. 27435) 15 feet in width, beginning at the northern boundary line of the parcel with a Tax Map No. 2-1-14 (125 West Main Street, LeRoy) and extending 15 feet south therefrom, in accordance with Section 1096(6-a) of the New York Public Authorities Law.

SECONDED BY Trustee Kettle and on a call of votes Trustee Bonacquisti – Aye, Trustee Kettle – Aye, Trustee Taylor – Aye, Trustee Tucci – Aye, Mayor Rogers – Aye, carried.

RESOLUTION TO RELEVY TAXES TO COUNTY

MOTION BY Trustee Kettle

Whereas, the Village Board of Trustees levied real property taxes against all assessable real property in the Village to meet local government requirements for the 2015-2016 Fiscal Year, and

WHEREAS, the Village of LeRoy Clerk-Treasurer is submitting a list of unpaid Village Taxes for said year remaining after continued servicing action, NOW THEREFORE

BE IT RESOLVED the attached list of delinquent real property taxes, totaling \$83,858.27 be submitted to the Genesee County Treasurer's Office for relevy and reimbursement to the Village.

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SECONDED BY Trustee Tucci and on a call of votes Trustee Bonacquisti – Aye, Trustee Kettle – Aye, Trustee Taylor – Aye, Trustee Tucci – Aye, Mayor Rogers – Aye, carried.

AUTHORIZATION FESTIVAL PERMIT, TRI-THE-OATKA – An application has been received from Tri-the-Oatka to hold their Annual Jingle Bell Run. A motion was offered by Trustee Bonacquisti to approve the Festival Permit for the Tri-the-Oatka to hold the Jingle Bell run on Saturday, December 5, 2015 from 2:00 to 5:00 pm. This is contingent upon Department Head approval. Seconded by Trustee Kettle and on a call of votes Trustee Bonacquisti – Aye, Trustee Kettle – Aye, Trustee Taylor – Aye, Trustee Tucci – Aye, Mayor Rogers – Aye, carried.

REQUEST FOR PAY, VETERANS' DAY, SCHOOL CROSSING GUARD – Chief Hayward was approached by School Crossing Guard Mike Wickson, a veteran, who would like to be paid for the Veterans' Day holiday. Board members discussed the request; concerns were exclusion of other part time employees and setting a precedent. A motion was offered by Trustee Bonacquisti to authorize payment of 3 hours pay to Mike Wickson for the Veterans' Day holiday, seconded by Trustee Tucci and on a call of votes Trustee Bonacquisti – Aye, Trustee Kettle – Nay, Trustee Taylor – Nay, Trustee Tucci – Aye, Mayor Rogers – Aye, carried 3-2.

CITIZEN PARTICIPATION:

Tom Spadaro – the wading pool has been filmed and we found the 7" long leak.

Nancy Crocker – does the Board have any information on foreclosed properties? Not at this time.

OFFICIAL CONSIDERATIONS:

Trustee Bonacquisti – offered kudos to Officer McNamara for the recent altercation with an individual. The situation was resolved.

Trustee Kettle – has tickets for First Night available.

Trustee Taylor – the Town passed their budget.

Trustee Tucci – attended the Planning Board meeting wherein they approved a sign for the UR Medical center on West Main Street.

Mayor Rogers – attended the Assembly at the School for the recognition of the School of Character. Happy Thanksgiving.

EXECUTIVE SESSION: A motion was offered by Trustee Bonacquisti to enter Executive Session for the purpose of discussing personnel/pending litigation. Seconded by Trustee Tucci and on a call of votes Trustee Bonacquisti – Aye, Trustee Kettle – Aye,

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Trustee Taylor – Aye, Trustee Tucci – Aye, Mayor Rogers – Aye, carried. Mayor Rogers requested Attorneys Wujcik and Whiting and Clerk-Treasurer Jeary to remain for the session. Session entered at 7:20 pm.

REGULAR SESSION: A motion was offered by Trustee Taylor to enter Regular Session seconded by Trustee Bonacquisti and on a call of votes Trustee Bonacquisti – Aye, Trustee Kettle – Aye, Trustee Taylor – Aye, Trustee Tucci – Aye, Mayor Rogers – Aye, carried. Regular session entered at 7:50 pm. Mayor Rogers announced no action was taken during the Executive Session.

AUTHORIZATION TO PAY BILLS – A motion was offered by Trustee Taylor to pay bills as presented, seconded by Trustee Bonacquisti and on a call of votes Trustee Bonacquisti – Aye, Trustee Kettle – Aye, Trustee Taylor – Aye, Trustee Tucci – Aye, Mayor Rogers - Aye, carried. Payment is as follows:

General Fund – check number 19125 – 19164: \$401,561.33

ADJOURN – There being no further business a motion was offered by Trustee Tucci to adjourn, seconded by Trustee Kettle and on a call of votes Trustee Bonacquisti – Aye, Trustee Kettle – Aye, Trustee Taylor – Aye, Trustee Tucci – Aye, Mayor Rogers – Aye, carried. Meeting adjourned at 8:00 pm.

Respectfully submitted,

Sharon M. Jeary,
Clerk-Treasurer

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