

**REGULAR MEETING OF THE VILLAGE BOARD OF TRUSTEES  
JANUARY 28, 2015**

A REGULAR MEETING OF THE VILLAGE BOARD OF TRUSTEES WAS HELD ON WEDNESDAY, JANUARY 28, 2015, BOARD ROOM, VILLAGE HALL.

PRESENT: Mayor Gregory 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; 3 citizens.

Mayor Rogers called the meeting to order at 7:00 pm and asked everyone stand and recite the Pledge of Allegiance.

APPROVAL OF MINUTES – A motion was offered by Trustee Tucci to approve the minutes of the Board of Trustees dated January 14, 2015 as previously printed and presented. Seconded by Trustee Taylor and on a call of votes Trustee Bonacquisti – Aye, Trustee Taylor – Aye, Trustee Tucci – Aye, Mayor Rogers – Aye, carried.

COMMUNICATIONS:

NYS DEPARTMENT OF PUBLIC SERVICE – Letter received from the New York State Department of Public Service advising of a series of informational sessions and public statement hearings, to seek public input and comment on Reforming Energy Vision. The Vision intention is to align electric utility practices and regulations that have created alternate ways to meet electricity demands. Session will be held in Syracuse, Buffalo, and New York City. Interested Trustees are to notify the Clerk-Treasurer.

MONROE COUNTY, DEPARTMENT OF PLANNING – Monroe County Department of Planning announces their Spring 2015 Land Use Decision-Making Training Program. Interested Trustees are to notify the Clerk-Treasurer.

DEPARTMENT CONSIDERATIONS:

Chief of Police Hayward:

- The three new part time officers have started training.
- Remodeling of the old Dispatch Office is completed. It will be used as the patrol office.
- The department received Naloxeone Carrying Kit – this kit holds the necessities to administer naloxeone for heroin overdoses.

Mayor Rogers stated the City of Rochester will be outfitting their Police Officers' with body cameras, what is the Chief's opinion of the policy. Chief Hayward stated at this time is it just a Criminal Justice advisory. Many departments are looking into the camera project. He doesn't feel it is necessary to expend monies until it is mandatory.

OLD BUSINESS:

FILLMORE STREET CHARGES – Mayor Rogers explained the formula used to determine charge for snow plowing the street. DOT rate was used divided by street length giving a total of \$504.00/trip.

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Trustee Kettle is not present at this time, therefore a motion was offered by Trustee Tucci to amend the Agenda to await Trustee Kettle's arrival to discuss the Fillmore Street charges, seconded by Trustee Taylor and on a call of votes Trustee Bonacquisti – Aye, Trustee Taylor – Aye, Trustee Tucci – Aye, Mayor Rogers – Aye, carried.

**RESOLUTION TO AWARD THE CONTRACT FOR THE COLLECTION AND DISPOSAL OF REFUSE AND RECYCLABLES**

MOTION BY Trustee Bonacquisti

WHEREAS, the Village Board of Trustees authorized the Clerk-Treasurer to advertise for bids for the Collection and Disposal of Refuse and Recyclables, and

WHEREAS, said bid was advertised in the official newspaper of the Village, The Batavia Daily News, and

WHEREAS, Bids were received until 3 pm on January 14, 2015, and at that time bids were opened and read aloud, and

WHEREAS, the lowest responsible bidder is Waste Management in the amount of Refuse – Route Collection Fee - \$7,820.50, tipping fee \$48.50/ton and Recycling – Route Collection Fee - \$74,280.00; Total Annual Estimation - \$195,480.00, and

WHEREAS, said bids were reviewed and approved by Village Attorney, James Wujcik,  
NOW THEREFORE

BE IT RESOLVED the Village Board of Trustees awards the Bid for Refuse and Recycling to Waste Management of New York, LLC in the amount of Refuse Collection Fee \$7,820.50/per month and the Tipping Fee \$48.50/Ton, Recycling Collection in the amount of \$74,280.00/annually.

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

**RESOLUTION TO TRANSFER FUNDS, SEWER FUND** – Due to an incorrect charge to sewer interest instead of sewer principal a motion was offered by Trustee Taylor to transfer funds from account G9710.705 Sewer Interest Sewer Rehab in the amount of \$10,000.00 to G9710.605 Sewer 1989 Sewer Rehab Principal in the amount of \$10,000.00. Seconded by Trustee Bonacquisti and on a call of votes Trustee Bonacquisti – Aye, Trustee Taylor – Aye, Trustee Tucci – Aye, Mayor Rogers – Aye, carried.

Trustee Kettle arrives at 7:15 pm.

**RESOLUTION TO DECLARE SURPLUS EQUIPMENT** – Chief Hayward presented a listing of outdated/broken equipment for the Board to consider declaring surplus. A

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motion was offered by Trustee Tucci to declare the following equipment as surplus and to destroy those indicated, also to send those indicated to Property.Com for sale:

<u>Description</u>	<u>Serial Number</u>	<u>Destroyed</u>	<u>Property.Com</u>
HP40/80 GB DLT Tape Backup	RBD5100241	Yes	
HP Deskjet 5650 Printer	MY59L5PZXT	Yes	
APC Back-UPS	5B1010T23549	Yes	
Compaq 7500 Monitor	CN252XH303		Yes
Astron RM-50A Rack mounted power supply	8811081		Yes
Daewoo TV Model DTQ-1423FC	501AEM7751	Yes	
Honeywell Air Filter Model 12520	None	Yes	
HP Compaq DX 2200 Microtower	2UA7070T7M		Yes
HP Compaq DX 7500 Microtower	MXL93513XK		Yes
Dell Computer DSCSM OptiPlex 210L	76GDTB1		Yes
HP Compaq DX 2000 Microtower	2UA5350P8X	Yes	
HP Compaq DX 2000 Microtower	2UA5030THH	Yes	
HP Compaq DX 7500 Microtower	MXL93513X6		Yes
General Dynamics GoBook VR-2 Model 1X605	ZZGEG289ZZ5853	Yes	
Astron RM-35M Rack mounted Power supply	204120005		Yes
Astron LS 10-A power supply	205020003		Yes
3Com Model 3102 business phone	TUMVAY7374A17	Yes	
APC SU1000 Back-UPS	AS0237130851	Yes	
Compaq ProLiant 1600	D943CNJ1K190	Yes	

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.

REQUEST BY LOYAL ORDER OF MOOSE, VILLAGE PROPERTY – The Loyal Order of Moose is requesting the piece of land owned by Village immediately adjacent to their property along the creek bank on the west side of the creek. Board members are in favor of this suggestion. A motion was offered by Trustee Taylor to declare the property known as 9-2-36, surplus. Seconded by Trustee Bonacquisti. Discussion: Mayor and Board members would rather lease the land rather than sell. Call of votes: Trustee Bonacquisti – Nay, Trustee Kettle – Nay, Trustee Taylor – Nay, Trustee Tucci – Nay, Mayor Rogers – Nay. Motion fails.

A motion was offered by Trustee Taylor to lease the property known as 9-2-36 to the LeRoy Moose and authorizes Village Attorney James Wujcik to draw up a lease agreement between the Village and the LeRoy Moose. 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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FILLMORE STREET CHARGES – Motion by Trustee Bonacquisti to address Fillmore Street Charges at this time, 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.

Snowplowing Bill was discussed first. The Mayor again explained the bill was determined by the DOT rate divided by the length of the street for a \$504.00 /per trip. There are two snowplowing dates therefore the total bill is \$1,004.00. A motion was offered by Trustee Taylor to send the bill to Pete McQuillen for charges incurred for snowplowing in the amount \$1,004.00. Seconded by Trustee Kettle and on a call of votes Trustee Bonacquisti – Nay, Trustee Kettle – Aye, Trustee Taylor – Aye, Trustee Tucci – Abstains, Mayor Rogers – Aye, carried.

Supplies and Materials, Labor and Equipment Costs were discussed next. Costs are as follows:

Supplies and Materials for Fillmore Street:	\$19,438.87
Labor and Equipment Costs:	\$18,616.95
Total:	\$ 38,055.82

A motion was offered by Trustee Taylor to forward a bill to Pete McQuillen in the amount of \$38,055.82 for Supplies, Materials, Labor, and Equipment costs for work completed on Fillmore Street. Seconded by Trustee Kettle. Discussion: Trustee Bonacquisti despite all the discussion the Village was within our rights to finish the street. Trustee Kettle questioned the difference in the amount of this bill as to the amount that was originally discussed. (\$48,000 was the amount originally discussed and the bill is \$38,055.82) Why is there a difference? Clerk-Treasurer Jeary explained inadvertently the vouchers that were pulled included other street projects/charges, therefore showing there were more charges than actually expended for the project. He went on to say that the Village Board should have a project scope written prior to allocating tax dollars to these type of projects that state what the project is, not to exceed numbers and a firm understanding of the time line for our return on investment to ensure a sound business decision is made. He does not believe it was the right business decision. On a call of votes Trustee Bonacquisti – Nay, Trustee Kettle – Aye, Trustee Taylor – Aye, Trustee Tucci – Abstains, Mayor Rogers – Aye, carried.

**CITIZEN PARTICIPATION:**

Tom Spadaro – what is the status of the sidewalk project? Mayor Rogers explained releases from property owners are required by the state. As soon as they are completed we may start the project. Mr. Spadaro advised the Board that he is having an engineering drawing rendered for skating on the creek bank. Village will look into grants for the creek bank.

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Jennifer Keys – reported that the Preservation League will email properties owners in the proposed district. They received information from the Director of Historical Society on housing in the targeted area.

Dave Cashin – asked if the Code Enforcement Officer is being proactive or reactive in enforcement. The Mayor advised he has been more reactive at this time but he will reach out to him and request he take a more proactive approach.

**OFFICIAL CONSIDERATIONS:**

Trustee Bonacquisti:

- The remodeling of the old Dispatch room into the Patrol Office looks nice. It is a great use of space.
- He has been invited to coach on the Eddie Meath All Star Football Team. Proceeds to benefit Golisano Children’s Center at Strong Hospital.

Trustee Kettle – working with the Festival Committee to include a Regatta for the next festival.

Trustee Taylor:

- Attended Town Board Meeting – they delayed working on the Comprehensive Plan.
- February 19<sup>th</sup> is the next GAM meeting to be discussed, Sales Tax distribution.

Trustee Tucci:

- Attended the Planning Board meeting. Special Use for a Drive thru was given to Yellow Goose. Burger King is remodeling their building; Dunkin Donuts to break ground in the Spring. Planning Board requested the Village Board revisit a moratorium on rental property.

Mayor Rogers – along with Trustee Kettle and Sewer Board Chair James Spear interviewed candidates for the positions of Director of the Sewer Treatment Plant and Sewer Plant Operator. It is going to be very difficult to fill the position held by Director Lathan.

**EXECUTIVE SESSION:** A motion was offered by Trustee Bonacquisti to enter Executive Session for the purpose of discussing a personnel matter. 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. Mayor Rogers requested Clerk-Treasurer Jeary remain for the session. Session entered at 7:45 pm.

**REGULAR SESSION:** A motion was offered by Trustee Taylor to enter Regular Session, 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. Session entered at 8:05 pm.

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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 18527 – 18555: \$192, 946.79

ADJOURN – There being no further business a motion was offered by Trustee Kettle to adjourn, 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. Meeting adjourned at 8:06 pm.

Respectfully submitted,

Sharon M. Jeary,  
Clerk-Treasurer

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