

## BOARD OF TRUSTEES

Regular Meeting

11/6/89

7:00 p.m.

000287

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

Moment of Silence: Mayor Elliott requested that those present observe a moment of silence in memory of the father of Court Clerk, Mrs. Jeanne Drake, who passed away in Oklahoma late prior week.

Call to Order: Mayor Elliott called the VB Mtg. to order @ 7:10 p.m.

Minutes 9/18/89: Mayor Elliott moved that the Minutes of the 9/18/89 VB Mtg. be accepted as written; Trustee Frontuto seconded. Voting "aye" were Mayor Elliott & Trustees Frontuto, Pope & Gilmore. Trustee Wooden voted "nay." Carried by majority.

Minutes 10/16/89: Trustee Frontuto moved acceptance as written the Minutes of the 10/16/89 VB Mtg. Trustee Pope seconded. Voting "aye" were Trustees Frontuto, Pope, Wooden & Gilmore & Mayor Elliott. Carried.

Christmas in the VOP: Trustee Frontuto established a tentative date of Sunday, 12/3/89, for the VOP Christmas celebration, i.e. tree-lighting ceremony, children's visit fr. Santa, etc. in the Vill. Park/P&C Rms. Too early for inclusion in the 12/5/89 Timesaver special supplement. re Christmas Carols she sd. VB determined that ad not to be placed in supplement due to cost.

F.D. Apps.: Trustee Gilmore moved that the VB approve the application for F.D. membership of Mr. Allen R. Wixson, 138 Tremont Street, pending the outcome of his physical examination; Trustee Wooden seconded. Voting "aye" were Trustees Gilmore, Wooden, Frontuto & Pope & Mayor Elliott. Carried.

Trustee Gilmore moved that, likewise, the VB approve the application for F.D. membership of Mr. David L. Kyle, 930 Vienna Road, pending the outcome of his physical examination; Trustee Wooden seconded. Voting "aye" were Trustees Gilmore, Wooden, Frontuto & Pope & Mayor Elliott. Carried.

Handicapped Ramp: Trustee Gilmore sd. that he had met wth. Mr. Paul Wilson, WC Planner, whose idea was identical to his describing pattern ramp wld. go - concern that excavating & cement work wld. be 'high'.....might be offset by the difference in angles on railing...Mr. Wilson to submit blueprints and specs for review.

P.D. Entrance: Estimate rec'd for gutters and downspouts from Adams Construction, Newark, according to Mr. Gilmore, in amt. of \$800. for placing eavestrough/downspouts, etc./P.D. Dept. entrance to Village Hall. Will cost slightly more for contractor to use heavier grade (\$1000. budgeted he sd. for gutters/heat tape). VOP shld. proceed, he sd. and so moved that amt. of \$1000. be removed fr. A1620.4 (HR-1) "Capital Reserve for Village Hall Reconstruction" for sd. work. Trustee Wooden seconded and led VB discussion on 'how much' more it wld. cost to use heavier grade materials (shld. cost run higher than \$1000.) Question arose re draining - wth. downspouts, water has to run somewhere. Mayor added that catch basin in existence in bk. of Hall/VOP needs to obtain easements (fr. property owner, Marine Midland). Atty. Nesbitt to prepare easement. Mayor sd. he cld.

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vote expending the money, however, wld. like to see actual quote frm. specific person. Trustee Gilmore to obtain same.

Raccoons: Trustee Frontuto asked status of raccoon trapping and informed by Trustee Gilmore that Mr. A. Eldredge had been in contact; Mayor sd. that the VOP must supply names of complainants - must get their permission for setting traps. Trustee Gilmore sd. that because several people are "anti," VOP shld. be responsible for his traps. Discussion on "live" traps and frequency wth. which traps are checked. Mr. Eldredge to be paid mileage, however, no charge for actual trapping....

Leaves: Trustees Wooden & Frontuto reported that picking up/hauling leaves consumes much of Highway/C&P's working days @ this time.

Easemnts.: Discussion on easements re sidewalks/Triou Estates; Atty. Nesbitt prepared - Trustee Wooden volunteered to hand deliver for signatures. Notarization needed @ time of signing...Atty. Nesbitt cld./wld. accompany whomever delivers to notarize.

Trustees Frontuto & Wooden discussed downtown pole decorations for Christmas and coordinating same.

Budget  
Transfer: Trustee Pope moved that amt. of \$5,267. be transferred frm. contingency (A1990.4) to Police & Fire Retirement System (A9015.8) to cover Police/Fire Retirement System in Special Plan #384.....Trustee Gilmore seconded. Voting "aye" were Trustees Pope, Gilmore, Wooden & Frontuto & Mayor Elliott. Carried.

It was stated that F.D. mechanic, Mr. K. Skeels, only pd. F.D. employee and wld. be covered in the System.

Bad Ck.  
Charge: Mayor Elliott moved that the VB set the fee of \$15. for returned (bad) checks, which is the maximum allowed by NYS; VOP had formerly established a fee of \$25. Atty. Nesbitt pointed out that some municipalities insist that monies owed be paid in cash. Trustee Gilmore seconded the Mayor's motion. Voting "aye" were Mayor Elliott & Trustees Gilmore, Frontuto, Wooden & Pope. Carried.

Annex.  
Requests: Mayor Elliott referred to letter rec'd from the TOP re Bear Hill Dr./Rolfe Street residents' request for annexation to the VOP. TOP/VOP Attorneys to meet following which a joint TOP/VOP Bd. mtg. to be conducted. Mayor pointed out time limit for VOP's response. Short discussion on annexation of Mr. Austin Dodge's property (adjacent to Triou's) - VOP may, according to Town, place sidewlk. on property in conjunction wth. other Canandaigua St. residents.

NYCOM Leg.  
Meeting: Mayor Elliott moved authorization for members of the VB/Vill. Atty. who desire to attend the NYCOM Legislative Meeting in Albany on 12/11/89. Trustee Frontuto seconded. Voting "aye" were Mayor Elliott & Trustees Frontuto, Gilmore, Wooden & Pope. Carried.

Ethics  
Mtg.: Mayor Elliott moved that Trustee Frontuto be authorized to attend a meeting in Utica on 11/20/89, the topic of which is "Ethics in Government." Trustee Pope seconded. Voting "aye" were Mayor



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Elliott & Trustees Frontuto, Gilmore, Pope & Wooden.  
Carried.

'90 Vill.  
Election:

Clerk to prepare and publish Legal Notice re vacancies/offices & terms to expire in 1990 (VOP Election, 3/20/89).

WCVOA:

Trustee Pope moved that the VB authorize attendance of VOP officials who choose to attend the Wayne Cty. Village Officials' Assoc. Dnr.-Mtg. on 11/15/89 @ Trombino's/Lyons, hosted by the Vill. of Lyons. Trustee Frontuto seconded. Voting "aye" were Trustees Pope, Frontuto, Gilmore & Wooden & Mayor Elliott. Carried.

Engineer:

The VB discussed briefly services of a professional engineer and having rec'd Prospectus frm. Mr. Jan Kem, Newark. VB agreed his rates were reasonable - \$44.p.h./'89; \$47.p.h./'90. Mayor sd. 'independents' work @ more reasonable rates as opposed to established firms. Trustee Wooden suggested advertising for engineering services so that the VB wld. have other proposals to review. VB to review further.

Abstract  
#10:

Trustee Pope moved that the Treasurer be authorized to pay Voucher Nos. 512-584 in the amt. of \$51,378.93 on which appear the initials of three (3) Bd. members; Trustee Frontuto seconded. Voting "aye" were Trustees Pope, Frontuto, Gilmore & Wooden & Mayor Elliott. Carried.

Trustee Pope also moved that the Treas. be authorized to pay Voucher No. 509 frm. Abstract #9 in the amt. of \$300.; and Voucher Nos. 510 & 511 in the amt. of \$174. (the latter being manual checks not included in above amt.). Trustee Gilmore seconded. Voting "aye" were Trustees Pope, Gilmore, Wooden, Frontuto & Mayor Elliott. Carried.

Cable

TV:

Mayor Elliott reminded the Bd. to continue to review the Cable TV packets distributed recently.

Tn./VOP

Mechanic:

The Mayor reported that the sharing of a mechanic between the Town/VOP under consideration by the TOP; Supervisor E. Wheeler to review wth. Atty. P. Rubery and manner in which to be set up....both Boards to meet to finalize in near future.

Trk.Traff.  
Route #21:

The matter of a communication frm. DOT/Rochester re "Access to the Qualifying Highway System in 15 NYCRR - Access to Route 190, Thruway, via Rt. #21 & Route 104" was omitted by Clerk frm. Agenda. The Mayor sd. he cld. withstand if trailer wld. be mere 3' longer that has to meet same weight/height requirements - wld. not want to see tandems & overwts./VOP has to maintain Canandaigua St. Trustee Pope asked if VOP had control - Mayor explained the prior process and objections frm. other municipalities when faced wth. same problem. Trustee Wooden, having talked wth. Engineer J. Edinger, sd. it has to do wth. lightwt., over-sized trucks...6" wider/3' longer (although not stated in DOT ltr.). NYS has allowed - probable legislation to be passed over which VOP has no control....@ 8 1/2'/3' longer....disc. on 'tandem' - unknown by State which ones approved/not approved. Standard sizes 36' or 40' lng. - sizes vary. Mayor spke. wth. Albany & if VOP opposes wld. not be allowed. Assemblyman F. Talomie upset that restrictions exist now/mde.

000290

contact wth. Engineer Edinger. Trustee Gilmore stated that the more efficiently trucks can haul goods to be purchased - better prices can be controlled in consumers' favor.

Disc. on numerous trucks which utilize Rt. #21 & noise created by same...Mayor cld. see trucks as long a time as they conform to wt./cld. not see tandems. Mayor Elliott then moved that the VOP authorize the 3' extra length & the 6" extra width requested by subject company (Happy Refrigerated Warehouse, Williamson), but VOP still not allow tandems & over-weights on VOP streets. Trustees Gilmore & Pope seconded. Trustee Wooden asked problem wth. tandems if only 48' long - some longer, per Mayor....noise big factor....more wheels going over (wear-and-tear on VOP street). Trustee Pope sd. he'd rather have tandems - number of wheels reduced by ten (10). Tractor where wt. is, per Mr. Pope. Empty trucks mke. more noise. Voting "aye" were Mayor Elliott & Trustees Gilmore, Pope, Frontuto & Wooden. Carried.

Citizens'

Input:

Mrs. E. Hartnagel expressed concern re checking traps and informed traps wld. be checked every day - she asked wld. not homeowners know if animal caught in trap on own property.

Custodians'

Salary:

Custodian salary increase by \$50. per pay period discussed by the VB. Budgeted per Trustee Gilmore & being pd. less/accomplishing more than predecessor. Short discussion/determination to be conducted in Exec. Sess.

Exec.

Session:

At 8:05 p.m. Mayor Elliott moved that the VB exercise Exec. Sess. for personnel matters with full Bd. & VOP Atty. present, along wth. Mr. H. Kruger, W&WW Supt., for portion of Exec. Sess.

Reconvene:

At 9:50 p.m. the VB emerged frm. Exec. Sess. as moved by Trustee Pope. Trustee Gilmore seconded. Voting "aye" were Trustees Pope, Gilmore, Frontuto & Wooden & Mayor Elliott. Carried.

Adjourn-  
ment:

Immediately following Exec. Session, Trustee Pope moved adjournment; Mayor Elliott seconded. Voting "aye" were Trustees Pope, Gilmore, Wooden & Frontuto & Mayor Elliott. Carried.

Ethel B. Johnson, Clerk