

Present: Mayor: Brian Hemminger
Trustee: Joe DeBrock
Trustee: BJ Hicks

Trustee: Michael Cheney
Trustee: Howard Hughson

Also present: Clerk/Treasurer: Jill Seifert, DPW Superintendent: Josh Akin, Code Enforcement Officer: Jim Murphy, WWTP Operator: Adam Lotyczewski & Fire Chief: Aaron Newton (5:15pm).

Public: Christy Howard, Gary & Nancy Colgrove, Betsy Bourne, Billy McNicholas, Chris Howard, Al Cauwels & James Cheney (5:13pm).

Mayor Hemminger opened the meeting with the pledge of allegiance to the flag at 4:59 pm.

5:00 PM Opened the public hearing on the proposed Local Law adding solar regulations to the Village Zoning Code.

Brian indicated that we will be leaving this public hearing open to allow further comment from the Village's Planning Board following their upcoming workshop on November 27th. With no Board comment; this public hearing will reconvene at the next regularly scheduled Board Meeting, December 11th at 5:00 p.m.

Brian invited the public to address the Board. Gary Colgrove expressed his outrage regarding the fact that he continues to be charged two sewer units for his two unit rental (31 Jay St.) that became his single family residence in 2015. Various Board Members and Village employees attempted to explain that per Village policy, Code Enforcement must inspect the property prior to the sewer units being reduced to no avail. Mr. & Mrs. Colgrove left the meeting after threatening litigation at 5:12 p.m.

REPORTS:

DPW, WWTP & Water:

1. DPW – October report – Josh reported that the normal fall activities are occurring; bagged leaf cleanup Village wide, Gene off for the next two weeks, finishing up leaf control at Redfield and will be removing the leaf fence shortly etc. Per Josh's conversation with Brian, will implement fall brush as well next year, he is picking up occasional piles this year. Gene and Josh have revisited the budgeted culvert site project on South Newark. They are recommending purchasing all the needed materials this fall and plan for installation in the spring. All utilities, gas, water and sewer run below the culvert; the water line will be replaced during the project. The manufacturer of the culvert pipe, ADS, indicates that the recommended two round smooth 18 inch ID pipes will move much more water than the current oval corrugated pipes. Josh would like to remove the "catch basin" box on the east side of the road, and as time and budget allows, continue to install additional pipe in the ditch, back fill, level and decrease maintenance of said ditch. The Board has no objection to this plan.
2. WWTP – Adam reported that the valve replacement project is complete. The project itself caused some stress on the plant, working on getting the numbers back in line. While the primary clarifier was empty, removed all debris and determined that three of the five scraper blades on one side were broken while the other side was fully intact. The concrete inside is in good shape even though the outside layers are failing. Adam wanted the Board to be aware that the new samples being required prior to the plant upgrade are very expensive. The sludge permit has been renewed, additional sludge hauling is happening as the temperatures remain relatively mild.

Police:

1. October reports – no questions.
2. November schedule – no questions.
3. August & September court fees – received letters from OSC regarding \$120 in fees forthcoming.

Fire Department:

1. October reports – No questions. Aaron reported that the call volume is down slightly from this time last year. NYS DEC grant applied for to hopefully reimburse some items already purchased and bolster the budget.
2. 2171 Refurbish Project – as discussed in budget season, Aaron contacted three vendors, Firematic (previously Churchville), Jerome Fire and Colton Enterprises requesting bids. Jerome Fire did not bid and Colton Enterprises did not respond. The Board had been previously supplied with Firematic's bid, if approved it would be 4-6 weeks to order all parts in and then 3 months for the repairs. BJ questioned how the fire department will operate without 2171, Aaron responded that is why the parts will be ordered prior to taking the truck out of service, the FD will also move equipment on to other apparatus and mutual aid will be available. The Board approves Aaron to move forward on this budgeted project. This permissive referendum was addressed at the June 12th Board Meeting Resolution 7 – 2023.
3. Camping on Fire Department Grounds – Brian has been informed that the FD is planning a fundraiser by allowing camping on their property during the upcoming Solar Eclipse Path of Totality from Saturday, April 6th until Tuesday, April 9th, 2024. Fire Department

Commissioner Trustee Cheney indicated that he was not involved with the fundraising committee and knows little to nothing about the plans. Brian addressed his “Camping Rules & Regulations” concerns to Aaron:

- fresh water is to be supplied to the campers? Aaron indicated from the metered hydrant on the property.
- dump station to be provided? Using the sewer cleanouts at the Fire Hall 77 Ontario.
- generator hours in the residential zone? 8 am to 9 pm.

Aaron said they hoped to get people off the roadways, utilizing downtown merchants and diminishing expected traffic concerns. Jim Murphy indicated that permits would be need from possibly NYS DEC & DOH. Aaron will look into regulations further and update.

8 Banta Street:

1. Josh reported the normal issues at the building, plumbing, furnaces etc. Davis Ulmer has been in the building and has solved the issues with Zone 27 (new fitness center) and Zone 26 Horns & Strobes. We have been having “trouble” identifiers every other week with the generator, Commercial Power checked and recommended replacing the battery; Josh believes that has solved the issue.
2. Michael reported that PCC is revisiting the proposed expansion of the back parking lot near the fitness center, as it is desperately needed. Brian indicated his recollection of this is that the amount of parking spots you would gain is not worth the amount of money it would cost; and this would be a PCC expense. Michael disagrees with both of these statements, he has seen the plans and 25 spots would be available, in addition the Village is responsible for the exterior of the building. Brian reiterated that the Village is not responsible for financing PCC profit making programs. Josh reminded everyone of the need for snow piling and possible drainage issues previously discussed.

Redfield Park: 1. Josh indicated that the water is off and the facilities winterized.

Crooked Bridge Park:

1. Benches and picnic tables picked up.

Code Enfmt:

1. October reports – No questions. New ice cream shop (Melt on Main) has recently opened. Three private garages being built in the Village.
2. Waterside Wine Bar Retaining Wall – per the Board’s request Jill drafted a letter to the property and business owners expressing our public safety concerns and possible liability issues, copy included in the Board Books. Brian has since spoken with the property owner and a fence similar to the east side of the creek will be installed.
3. Letter from “Mrs. Silence Dogood” – Letter included in Board Books, received a second letter from “CS Lewis” regarding dogs at 12 Ontario Street being dangerous and habitually barking. Brian had walked past the home and spoke with the owner, who indicated his daughter’s dog was there and a small problem but is gone now. In addition, while this conversation was conducted homeowner’s dog was behind a nearby fence and never barked at the Mayor or his canine companion. Jill has forwarded the information to the Ontario County Humane Society who confirms they have had no complaints regarding loose or biting dogs at this address. Jim Murphy also issued a violation notice primarily to impart information regarding noise and nuisance codes. The Village is unable to respond to the anonymous letters.

YP&R Comm: 1. Hometown Christmas Event – Saturday, December 2nd at 5 p.m.

Treasurer Rpt: 1. October report – No questions, 5 months through the budget year.

Minutes: 1. Minutes of the October 9, 2023 Regular Monthly Meeting – Motion by Trustee Hughson, 2nd by Trustee Hicks and carried as presented. Trustee Cheney abstained.
2. Minutes of the October 23, 2023 Planning Board Meeting – For the Board’s information. Motion by Trustee Cheney, 2nd by Trustee Hughson and carried approving Mayor Hemminger’s appointment of Tim Maslyn as Planning Board Chair.

Correspondence: 1. Charter Communications – Channel updates etc 10/27.
2. 3rd Quarter Sales Tax Revenue – still up from last year at this time but flattening compared to 2021.

New Discussion: 1. Rockefeller Land Lease – Adam has raised concerns regarding the corn fields near the DPW and WWTP facilities. Adam’s opinion is that there is no benefit to the Village other than not having to maintain the property and that the blowing corn debris is a negative to the WWTP as is clogs the machinery and wastes staff time removing said debris. As this has been a long standing agreement, Brian to contact Billy Rockefeller to have a discussion regarding plowing under the crop after harvest, changing the crop etc prior to amending the lease.
2. Excellus 2024 Rates – Jill provided information to the Board, the premiums on current plan have increased 13.4%; total increase for the year for seven full time employees is \$6,836.76. The deductible increases from \$3,000 to \$3,200 per employee per year. The Board has no objection to continuing with this high deductible plan.

- 3. NYS Retirement – Originally received the **estimate** of payment due with the budget being sufficient, now have received the **projection** of payment due and the total budget will be \$5,000 short.
- 4. For Information Only – upcoming Village Elections, March 19, 2024 will be for one Mayor (4 year term) and two Trustee (4 year terms) positions.
- 5. NY Forward Grant Update – Jim Cheney indicated that the grant application made it into the second round, group produced a presentation and it was well received. Jim suggested the Board take the time to view the impressive presentation, we will know more by year end.

Old Discussion: None.

Transfers: None.

Vouchers: Motion by Trustee Hughson, 2nd by Trustee DeBrock and carried to pay the following November vouchers as presented.

Abstr#06	General	Ck #'s: 18611 – 18657	In the amount of:	\$ 73,452.35
Abstr#06	Water	Ck #'s: 11855 – 11861	In the amount of:	\$ 1,500.73
Abstr#06	Sewer	Ck #'s: 13018 – 13036	In the amount of:	\$ 12,224.06

Adjournment: 6:09 PM: Motion by Trustee DeBrock, 2nd by Trustee Hughson and carried to adjourn the meeting.

Respectfully submitted,

Jill K. Seifert
Clerk/Treasurer