



VILLAGE OF FAIRPORT

Minutes of the Regular Meeting of the Village Board of Trustees January 11, 2016 held at 31 South Main Street

Present: Frederick H. May, Mayor
Trustees: H. Kevin Clark
Kenneth G. Rohr
Timothy J. Slisz
Debra D. Tandoi

Also Present: Bryan L. White, Village Manager
Laura K. Wharmby, Clerk-Treasurer
William H. Walker, Attorney
Samuel Farina, Police Chief
Graham Klimasewski, Youth Advisory Council
7 others were present

Citizens' Forum

Mayor May opened the Citizens' Forum at 7:01 P.M. No one was present to speak to the Board. The Citizens' Forum was closed at 7:02 P.M.

Board Meeting

Mayor May opened the regular Board Meeting at 7:30 P.M. and asked all present to rise for the Pledge of Allegiance to the Flag of the United States of America. The attendance was taken.

Minutes Approval

On the motion of Trustee Tandoi, seconded by Trustee Slisz, it was unanimously agreed to approve the minutes of the December 14, 2015 regular meeting of the Village Board.

Deputy Village Clerk

On the motion of Trustee Slisz, seconded by Trustee Rohr, it was unanimously resolved to appoint Carol A. Moranz, Deputy Village Clerk for the term of 12/28/2015 – 12/31/2016.

Planning Board, Zoning Board of Appeals, Historic Preservation Commission Counsel

Mayor May noted the resignation of Attorney George T. Wolf as counsel to the Planning Board, Zoning Board of Appeals and Historic Preservation Commission. The Mayor thanked him for his dedicated service to the Village of Fairport and wished him well as he starts enjoying the next phases of his life.

On the motion of Trustee Clark, seconded by Trustee Tandoi, it was unanimously resolved to appoint Christian M. Nadler, Esq., Attorney for the Planning Board, Zoning Board of Appeals, and Historic Preservation Commission through December 31, 2016.

On the motion of Trustee Slisz, seconded by Trustee Rohr, it was unanimously agreed to authorize Frederick H. May, as Mayor, to execute the agreement for services with Christian M. Nadler, Esq., Attorney for the Planning Board, Zoning Board of Appeals, and Historic Preservation Commission.

Meeting Date Change

On the motion of Trustee Clark, seconded by Trustee Tandoi, it was unanimously agreed to change the date of the next regular meeting of the Village Board of Trustees to Tuesday, February 9, 2016.

Waste Management Agreement

On the motion of Trustee Tandoi, seconded by Trustee Slisz, it was unanimously agreed to enter into a lease agreement with Waste Management to create a firing range to be used by the members of the Fairport Police Department and to authorize Frederick H. May, as Mayor, to execute said lease agreement pending negotiation and final approval of the Village Manager.

Potter Lease Agreements

On the motion of Trustee Slisz, seconded by Trustee Clark, it was unanimously agreed to authorize Frederick H. May, as Mayor, to enter into lease agreements with the tenants residing in the Potter Building.

Monroe County Natural Gas Intermunicipal Agreement

On the motion of Trustee Rohr, seconded by Trustee Clark, it was unanimously agreed to amend the agenda for inclusion **and** to approve the extension of the Intermunicipal Agreement with Monroe County for the purchase of natural gas and to authorize Frederick H. May, as Mayor, to execute the agreement.

Local Law No. 1 of 2016 – Tax Cap Override

On the motion of Trustee Clark, seconded by Trustee Slisz, it was unanimously agreed to introduce the following Local Law:

A local law to override the tax levy limit established in General Municipal Law §3-c

Section 1. Legislative Intent

It is the intent of this local law to allow the Village of Fairport to adopt a budget for the fiscal year commencing June 1, 2016 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law § 3-c.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes a local government's governing body to override the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body.

Section 3. Tax Levy Limit Override

The Board of Trustees of the Village of Fairport, County of Monroe, is hereby authorized to adopt a budget for the fiscal year commencing June 1, 2016 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

Section 4. Severability

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court's order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective date

This local law shall take effect immediately upon filing with the Secretary of State.

Mayor May scheduled the Public Hearing on Local Law No. 1 of 2016 to be held on Tuesday, February 9, 2016 at 7:30 P.M.

Fairport Local Development Corporation

On the motion of Trustee Rohr, seconded by Trustee Clark, it was unanimously agreed to accept the annual report of the Fairport Local Development Corporation.

On the motion of Trustee Slisz, seconded by Trustee Tandoi, it was resolved to appoint H. Kevin Clark to the Board of the Fairport Local Development Corporation for the period of February 1, 2016 through January 31, 2021 by roll call vote: Trustees Clark and Rohr– abstain, Trustees Slisz, Tandoi and Mayor May – aye. Final Vote: 3 aye, 0 nay, 2 abstain.

Cash Flow Reports

On the motion of Trustee Tandoi, seconded by Trustee Clark, it was unanimously resolved to accept the December Cash Flow reports of the Village of Fairport and the Fairport Municipal Commission.

Bills

On the motion of Trustee Rohr, seconded by Trustee Slisz, it was unanimously resolved to pay the audited bills in the amount of \$366,501.07.

On the motion of Trustee Slisz, seconded by Trustee Clark, it was unanimously resolved to amend the previously approved amount of \$48,000 to pay health and dental insurance premiums for the month of January to \$45,880.77.

On the motion of Trustee Tandoi, seconded by Trustee Rohr, it was unanimously resolved to authorize the Clerk-Treasurer to pay health and dental insurance premiums, for the month of February, 2016 in an initial estimated amount not to exceed \$48,000, subject to audit and amending authorization by the Village Board at their regularly scheduled February meeting.

Announcements and Committee Reports

Mayor May said that the current newsletter arrived at most houses today and is also on our website. If you didn't receive one today, let us know. It includes the dates when the Village Hall is closed. Two of those dates are Martin Luther King Day on January 18th and Presidents Day which is on February 15th. Monday January 18th residential garbage collection will be picked up on Tuesday January 19th and then each day will be one day delayed through the week. The same pickup schedule will occur during the Week of February 15th. Parker Street Bridge –expected to be completed by this Friday, January 15th. The NYSDOT will continue to close it intermittently during daytime hours with a multi-day closure. DOT expects to complete work by February 12th. Ice Rink- the DPW has started making ice. The rink should be open sometime next week.

Trustee Clark - has no updates. He hopes everyone had a great holiday season and has a successful and prosperous new year.

Trustee Rohr –Over the next few months, our Village Board and staff will be working on the budget and will likely have some difficult choices to make. Residents are encouraged to participate in the process. Workshops are open to the public and held at the Village Hall either late in the afternoon or early in the evening. Help us to develop the best budget possible given our current restraints.

Trustee Slisz – He has nothing to say tonight.

Trustee Tandoi – The newsletter article by the Chief of Police contains information on a survey about policing. There is a summary of the survey, but feel free to go on Survey Monkey and give

us your feedback. This is a great opportunity to voice your opinion on police services. We are thankful for our police officers and first responders who protect us in an emergency. Happy New Year!

Police Chief Farina – Encourages the public to provide feedback to us through Survey Monkey. The link is in the newsletter. Current survey results are very promising. There is a 93% satisfaction rate with the police department and Village services, which we are very proud of here. Sometimes there is a difference between the reality of crime and the perception of crime and safety in the community. 100% of survey respondents feel safe in their homes and in the Village environment. He is encouraged by the survey results thus far. He thanks the Mayor and the Board for their support of the police department.

The next Village Board Work Sessions will be held on Tuesday, January 19, 2016 and Tuesday, January 26, 2016 at 4:00 P.M. The next regular meeting of the Village Board will be held on Tuesday, February 9, 2016 at 7:30 P.M. with the Citizens' Forum at 7:00 P.M.

Adjourn

On the motion of Trustee Slisz, seconded by Trustee Tandoi, it was unanimously agreed to adjourn at 8:00 P.M.

Respectfully submitted,
Carol Moranz
Deputy Village Clerk