



VILLAGE OF FAIRPORT

Minutes of the Regular Meeting of the Village Board of Trustees April 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
Francis Rattelade, Youth Advisory Council
8 others

Citizens' Forum

Mayor May opened the Citizens' Forum at 7:00 P.M. Thomas Long – 31 Misty Pine Trail – asked for an update on the OSC-OCED audit. He questioned when West Church Street will be paved. He would like a copy of the franchise map for Fairport Municipal Commission. The Citizens' Forum was closed at 7:11 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.

Public Hearing – 2016-2017 Budget and Capital Plan

Mayor May opened the Public Hearing on the 2016-2017 Budget and Capital Plan at 7:31 P.M. Village Manager Bryan White gave a presentation and noted that the Village Budget is under the 2% Tax Cap. The proposed tax rate is \$6.82. Mayor May closed the Public Hearing.

Minutes Approval

On the motion of Trustee Slisz, seconded by Trustee Tandoi, it was unanimously agreed to approve the minutes of the March 14, 2016 regular meeting of the Village Board.

On the motion of Trustee Clark, seconded by Trustee Rohr, it was unanimously agreed to approve the minutes of the March 16, 2016 Village Board Budget Work Session.

On the motion of Trustee Tandoi, seconded by Trustee Clark, it was unanimously agreed to approve the minutes of the March 23, 2016 Village Board Budget Work Session.

On the motion of Trustee Slisz, seconded by Trustee Rohr, it was unanimously agreed to approve the minutes of the March 29, 2016 minutes of the Village Board Work Session.

Fairport-Perinton Chamber of Commerce Fourth of July Firecracker Five Mile Run and Parade

On the motion of Trustee Slisz, seconded by Trustee Clark, it was unanimously agreed to authorize the Fairport-Perinton Chamber of Commerce to hold:

The annual Fourth of July Firecracker Five Mile Run on July 4, 2016 at 8:00 A.M., which will commence at Perinton Park and proceed north to Whitney Road, east on Whitney Road, south on Turk Hill and west on Church Street and return to Perinton Park.

The annual Fourth of July Parade at 10:00 A.M. on July 4, 2016. The parade will form at 9:30 A.M. on Maple Street, Frank Street, Hart Street, East Avenue and Whitney Road. The parade will continue south on Main Street and west on West Church Street to Perinton Park.

Spring Fling

On the motion of Trustee Tandoi, seconded by Trustee Rohr, it was unanimously agreed to authorize the Fairport Perinton Merchants Association to hold Spring Fling in the Village of Fairport on Saturday, May 7, 2016, from 10:00 A.M. to 2:00 P.M.

Clean Sweep

Scott Winner –Fairport Perinton Partnership for a Better Community – discussed the 11th annual Clean Sweep which will be held on Saturday April 23, 2016 at 8:30 A.M. It is also the kick-off for the Adopt-A-Trail program. For more information call 377-6010 or email info@fairportpartnership.org.

2016 Annual Tree Plan

On the motion of Trustee Rohr, seconded by Trustee Slisz, it was unanimously agreed to accept the 2016 Annual Tree Plan as submitted by the Fairport Tree Board. It was noted that there are approximately 3,000 Village trees. This year's plan anticipates another contract with the City of Rochester to treat 45-50 ash trees that could be susceptible to the Emerald Ash Borer. Approximately 25-30 new trees will be planted this year.

Arbor Day Proclamation and Celebration

WHEREAS, in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees; and

WHEREAS, the holiday, called Arbor Day, was first observed with the planting of more

than a million trees in Nebraska; and

WHEREAS, Arbor Day is now observed throughout the nation and the world; and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, lower our heating and cooling costs, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife; and

WHEREAS, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products; and

WHEREAS, trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community; and

WHEREAS, trees, wherever they are planted are a source of joy and spiritual renewal,

NOW THEREFORE, I, Frederick H. May, Mayor of the Village of Fairport, do hereby proclaim Friday, April 29, 2016 as

Arbor Day

in the Village of Fairport, and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees, and

FURTHER, to declare an Arbor Day celebration event to be held at the Mt. Pleasant Cemetery at 4:00 P.M. on April 29th, 2016, and

FURTHER, recognize the members of the Village of Fairport volunteer Tree Board for their continuing commitment to Fairport's trees.

Memorial Day Parade

On the motion of Trustee Tandoi, seconded by Trustee Clark, it was unanimously agreed to authorize the Veterans of Foreign Wars Post 8495 to hold the annual Memorial Day Parade on Monday, May 30, 2016 beginning at 10:00 A.M. The parade will start from the Fairport Baptist Home at Whitney Road and Route 250, continue south on Main Street to Church Street and head west on Church Street to Potter Park where the ceremonies will follow.

Local Law No. 2 of 2016 – Repeal Local Law No.1 of 2016 - Override of Tax Levy Limit

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

A LOCAL LAW TO REPEAL LOCAL LAW NUMBER 1 OF 2016 AND TO REPEAL THE OVERRIDE OF THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3-c

Be it enacted by the Village of Fairport as follows:

SECTION 1: LEGISLATIVE INTENT: This Local Law shall be known as “Local Law Number 2 of 2016”. It is the intent of this Local Law to repeal Local Law Number 1 of 2016, and to thus reinstate the limits on the amount of real property taxes that may be levied by the Village of Fairport pursuant to General Municipal Law §3-c.

SECTION 2: EFFECT: This Local Law hereby thus repeals in its entirety said Local Law Number 1 of 2016, and declares the same of no force or effect, and thus the Village of Fairport repeals the prior tax cap override local law of the Village of Fairport and reinstates the tax levy limits imposed by General Municipal Law §3-c.

SECTION 3: SEVERABILITY: If any portion this Local Law, or the application thereof to any person, entity, or circumstance, shall be determined by any court or tribunal of competent jurisdiction to be invalid or unenforceable, such determination shall be confined in its operation to the invalid part hereof, or in its application to such person, entity, or circumstance as is directly involved in the controversy in which such determination shall have been rendered, and the remainder of this Local Law shall not be impaired thereby and such determination shall not be deemed or construed to apply to other persons, entities, or circumstances.

SECTION 4: EFFECTIVE DATE: This Local Law shall take effect immediately.

Mayor May scheduled the Public Hearing on Local Law No. 2 of 2016 to be held on Monday, May 9, 2016 at 7:30 P.M.

2016-2017 Budget and Capital Plan

On the motion of Trustee Rohr, seconded by Trustee Slisz, it was unanimously agreed to adopt the 2016-2017 Budget and Capital Plan.

Proposed Fee Schedule 2016

On the motion of Trustee Clark, seconded by Trustee Slisz, it was unanimously agreed to adopt the proposed Fee Schedule effective June 1, 2016.

Onofrio Schillaci – Fairport Historic Preservation Commission

On the motion of Trustee Slisz, seconded by Trustee Rohr, it was unanimously agreed to appoint Onofrio Schillaci to the Fairport Historic Preservation Commission to a term ending December 31, 2019.

Surplus Items

On the motion of Trustee Slisz, seconded by Trustee Clark, it was unanimously agreed to declare the following items as surplus and to dispose of said items through public auction, private sale or

sealed bid and for the revenues received from the sale of said property to be appropriated to the Capital Fund:

- Garbage Truck – 2005 International 7500 w/ Heil 25 yd. Packer
Vin: 1HTWNAZT75J055919
40,109 miles
9,261 hours
- Pickup Truck – 2008 Ford F250 Regular Cab with 8 ft. Box
Vin: 1FTNF21588EE57356
Reversible plow
51,642 miles
- Zero Turn Mower – 2012 Ferris IS1500ZX Zero Turn Mower
Serial #: 2016178519
- Bagger for Zero Turn Mower

Special Use Permit Application– Telecommunications Tower

The Village Board has received an application from the Village of Fairport for a special use permit under section 476-4D of the Village Code for the purposes of constructing a 150' tall telecommunications tower/facility. The application will be referred to the Village Planning Board for input and comments. The next Planning Board meeting is on Monday April 25, 2016.

Mayor May scheduled the Public Hearing for this application to be held on Monday, May 9, 2016 at 7:30 P.M.

Cash Flow Reports

On the motion of Trustee Tandoi, seconded by Trustee Slisz, it was unanimously resolved to accept the March 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 \$40,183.07.

On the motion of Trustee Slisz, seconded by Trustee Clark, it was unanimously resolved to amend the previously approved amount of \$49,000 to pay health and dental insurance premiums for the month of April to \$44,216.69.

On the motion of Trustee Clark, seconded by Trustee Slisz, it was unanimously resolved to authorize the Clerk-Treasurer to pay health and dental insurance premiums, for the month of

May, 2016 in an initial estimated amount not to exceed \$49,000, subject to audit and amending authorization by the Village Board at their regularly scheduled May meeting.

Announcements and Committee Reports

Mayor May - The Fairport Public Library is competing to win the 2016 Library of the Year Award, sponsored by the Rochester Regional Library Council. You can vote by going to <http://rrlc.org>. The deadline for voting is April 16, 2016.

The Fairport Farmers Market begins May 7, 2016. Hours are 7:00 A.M. to 12:00 P.M. every Saturday through November 19, 2016 except for Saturday, June 4, 2016, which is Canal Days weekend.

Spring Fling will also be held on May 7, 2016. This event kicks off the opening of the Fairport Farmers Market and the Canal. There will also be sidewalk sales on Main Street and Village Landing.

Clean Sweep is Saturday April 23, 2016 from 9:00 A.M. to 12:00 P.M. To participate, meet at 8:30 A.M. at the Box Factory with your own favorite tools and gloves. This event cleans up the canal area as well as the Business District.

Trustee Tandoi – Thank you to all the Village staff and department heads for an outstanding 2016-2017 Budget and Capital Plan. The Advent House is celebrating its 25th year and always welcomes volunteers. Every year the Monroe County Legislature has the Youth Citizen of the Year Award. Please go to the Rochester-Monroe County Youth Bureau and nominate one of our outstanding youth. Nominations are due by April 29th. The Public Arts Committee is ready to go.

Trustee Clark– The audit by the New York State Comptroller’s Office on the Fairport Industrial Development Agency and the Fairport Urban Renewal Agency was very extensive. To assure the community: as expected, there was nothing fraudulent found; nothing illegal or criminal in the audit. We have implemented a number of their recommendations.

Trustee Rohr – I was very pleased with the work completed on the budget and thank the Village Manager for his presentation.

Trustee Slisz – The Sign Review Committee is walking the Village looking at signage in the Village and assessing appropriateness. The budget document pointing out the 10-year capital plan is a very good guide for the Board.

Village Clerk Treasurer Wharmby – we are currently working on the newsletter which should be completed within the next 3 – 4 weeks.

Village Manager White – The newsletter will have a budget article included so that residents can understand what was approved. If any resident or committee member has any questions on the

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budget, please contact the Clerk's Office or my office. The full budget will be on the website, at the library and in the Clerk's Office.

Board Meeting Announcements

The next regular meeting of the Village Board will be held on Monday, May 9, 2016 at 7:30 P.M. with the Citizens' Forum at 7:00 P.M. The next Village Board Work Session will be held on Tuesday, April 26, 2016 at 4:00 P.M.

Executive Session – Discussion of Pending Litigation

On the motion of Trustee Rohr, seconded by Trustee Slisz, it was unanimously agreed to enter into an Executive Session at 8:34 P.M. for the discussion of the performance of particular individuals and to discuss pending litigation.

On the motion of Trustee Clark seconded by Trustee Slisz, it was unanimously agreed to return to the open session at 9:42 P.M.

Storm Water Easement – High View Senior Housing LLC

On the motion of Trustee Clark, seconded by Trustee Tandoi, it was unanimously approved to authorize Frederick H. May, as Mayor, to execute a storm water easement with High View Senior Housing, LLC on the property at 22 North Water Street, Fairport, NY.

Fairport Municipal Commission Part-Time Dispatchers

On the motion of Trustee Slisz, seconded by Trustee Tandoi, it was unanimously approved to authorize the Fairport Municipal Commission to hire 9 part-time dispatchers, pending approval of the Monroe County Civil Service Commission.

Adjourn

On the motion of Trustee Slisz, seconded by Trustee Clark, it was unanimously agreed to adjourn at 9:50 P.M.

Respectfully submitted,
Carol Moranz
Deputy Village Clerk