



VILLAGE OF FAIRPORT

Minutes of the Regular Meeting of the Village Board of Trustees April 8, 2013 held at 31 South Main Street

Present: Frederick H. May, Mayor
Trustees: H. Kevin Clark
Sean M. Delehanty
Kenneth G. Rohr
Timothy J. Slisz

Also Present: William H. Walker, Jr., Attorney
Kenneth W. Moore, Village Administrator
Kay Wharmby, Clerk-Treasurer
Approximately 7 others were present for the Board Meeting.

Citizens Forum

Mayor May opened the Citizens Forum at 7:02 p.m. There being no one present to speak to the Board, he closed the Citizens Forum at 7:03 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

Mayor May opened the public hearing on the 2013-2014 proposed budget at 7:35 p.m. Trustee Rohr was asked to give a presentation on the highlights of the proposed budget. There being no questions and no one present to speak to the Board, Mayor May closed the hearing at 7:42 p.m.

Minutes Approval

On the motion of Trustee Delehanty, seconded by Trustee Clark, it was unanimously agreed to approve the minutes of the March 11, 2013 Village Board meeting.

On the motion of Trustee Slisz, seconded by Trustee Rohr, it was unanimously agreed to approve the minutes of the March 11, 2013 Budget Workshop meeting.

On the motion of Trustee Clark, seconded by Trustee Delehanty, it was unanimously agreed to approve the minutes of the March 25, 2013 Budget Workshop meeting.

Spring Fling

On the motion of Trustee Slisz, seconded by Trustee Delehanty, it was unanimously resolved to grant permission to the Fairport Perinton Merchants Association to hold the annual Spring Fling on Saturday, May 4, 2013 from 10 a.m. to 3 p.m. This event will include: sidewalk sales, entertainment at the gazebo provided by Spotlight Studios, kettle corn, face painting and various other activities. Julie Stolze was present and said that the committee is encouraging all businesses to participate in the sidewalk sale to attract passersby.

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Moonlight Concert Series

On the motion of Trustee Slisz, seconded by Trustee Delehanty, it was unanimously resolved to authorize the Moonlight Creamery, LLC to hold the annual Moonlight Concert Series and to contribute the cost of using the Gazebo, in Kennelley Park, on June 8, 15, 22, 29 and July 13 and 27 from 7:30 p.m. to 9:00 p.m. as a donation to this project.

Budget

On the motion of Trustee Slisz, seconded by Trustee Delehanty, it was unanimously resolved to amend the proposed budget to include collection of re-levied taxes in the amount of \$1,585.37 and to increase the salary of the Acting Village Justice by \$300 to a total of \$1,050 annually.

On the motion of Trustee Slisz, seconded by Trustee Rohr, it was unanimously resolved to adopt the amended 2013-2014 Budget and the Six Year Capital Plan.

Sewer Rent

On the motion of Trustee Clark, seconded by Trustee Delehanty, it was unanimously resolved to establish the sewer rent at \$36.80 per unit and the sewer connection fee at \$250.00 per unit for the 2013-2014 fiscal year.

Employee Handbook

On the motion of Trustee Clark, seconded by Trustee Rohr, it was unanimously resolved to amend the Pay Practices section of the Employee Handbook by eliminating the Longevity benefit for employees hired after May 31, 2013.

Fairport Area Community Television

On the motion of Trustee Clark, seconded by Trustee Rohr, it was unanimously resolved to declare the CATV Reserve no longer necessary and to transfer the funds to the Street and Sewer Reserve.

On the motion of Trustee Clark, seconded by Trustee Rohr, it was unanimously resolved to declare the CATV equipment surplus and available for sale with the exception of equipment necessary for internet streaming and the following items:

- APC UPS
- HP Pro Desktop 3400 Series MT
- HP Color Laserjet 2600N (and any of the remaining toner cartridges)
- Sonicwall TZ-200
- Altec Speakers
- (4) Viewsonic VG2230WM monitors
- (2) Small Dell Monitors

Office of Community and Economic Development

On the motion of Trustee Slisz, seconded by Trustee Delehanty, it was resolved to amend the agreement with the Office of Community and Economic Development to include Commercial

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Loans under both the Industrial Development Agency and the Local Development Corporation. On the motion of Trustee Slisz, seconded by Trustee Delehanty, it was resolved to authorize Frederick H. May, as Mayor, to enter into the amended Service Agreement with the Office of Community and Economic Development OCED by roll call vote. Mayor May and Trustees Delehanty and Slisz voted Aye. Trustees Clark and Rohr abstained because they also serve on the OCED Board.

Potter Veterans Memorial

On the motion of Trustee Slisz, seconded by Trustee Delehanty, it was unanimously resolved to authorize Frederick H. May, as Mayor, to enter into an agreement with TYLIN International to perform a structural engineering evaluation of the Veteran's Memorial at the Potter Community Center on a pro bono basis. Scott Copp was present to describe the process expected to be performed.

Annual Tree Plan

On the motion of Trustee Rohr, seconded by Trustee Slisz, it was unanimously resolved to accept the Annual Tree Plan as submitted by the Tree Board.

ARBOR DAY PROCLAMATION

Mayor May made the following proclamation:

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 area, 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 26, 2013 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, recognize the members of the Village of Fairport volunteer Tree Board for their continuing commitment to Fairport's trees.

Colonial Belle

On the motion of Trustee Clark, seconded by Trustee Slisz, it was unanimously resolved to grant a Special Use Permit pursuant to section 55-37 D of the Village Code to Captain Lee Poinan for the use of public docking on the canal by the Colonial Belle and to authorize Frederick H. May, as Mayor, to execute a docking agreement for that purpose.

Workers' Compensation Reserve

On the motion of Trustee Rohr, seconded by Trustee Delehanty, it was unanimously resolved to authorize the transfer of \$64,069 from the Workers' Compensation Reserve and to appropriate the same in account A.9040.8 Workers' Compensation for the payment of an additional self-insured assessment based on the recent experience. This action is subject to permissive referendum.

Department of Public Works Equipment

On the motion of Trustee Slisz, seconded by Trustee Rohr, it was unanimously resolved to authorize the purchase of an International 7400 SFA 4x2 dump truck from the Oneida County Contract at a cost of \$116,152.13.

On the motion of Trustee Slisz, seconded by Trustee Delehanty, it was unanimously resolved to declare the following items surplus and available for auction:

1998 Chevy 3500 small Dump Truck Vin: 1GBH34K5SE181825 with 44,416 Miles
2009 Ferris 1500 Zero Turn Mower Serial#: 2013346415 with 556 Hours.

On the motion of Trustee Slisz, seconded by Trustee Delehanty, it was unanimously resolved to declare the following items surplus and available to be scrapped:

Homemade cement mixer
Air Compressor from old DPW Garage
Old sweeper truck water tanks (2)
Trash pump

Cash Flow Reports

On the motion of Trustee Rohr, seconded by Trustee Slisz, it was unanimously resolved to accept the February, 2013 Cash Flow reports of the Village and the Fairport Municipal Commission.

Bills

On the motion of Trustee Rohr, seconded by Trustee Delehanty, it was unanimously resolved to authorize payment of the audited bills in the amount of \$98,288.87.

On the motion of Trustee Delehanty, seconded by Trustee Slisz, it was unanimously resolved to amend the previously approved amount of \$48,000 to pay health and dental insurance premiums for the months of April to \$41,696.08.

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

Announcements and Committee Reports

Mayor May announced that spring is here and the Village will participate in the state-wide Canal Clean Sweep event on Saturday, April 20th from 9:00 a.m. to Noon. The event is sponsored by the Fairport Partnership for a Better Community, the Fairport Perinton Merchants Association and the Village of Fairport. Workers should report to the Box Factory Pavilion at 8:30 a.m. The Fairport Fire Department held their annual meeting and honored three members with 55 years of service: Bob Brown, Jim Erbland, and John Peck. Two members with 50 years were honored: Dick Keenan and Garry Reed. The 25th Anniversary Celebration of the Chemical Prevention Advisory Council (CPAC) will be held on Sunday, April 28th from 1:00 to 2:30 p.m. All are welcome to join in the recognition of 25 years of positive youth development. The Fairport Farmers' Market will open on Saturday, May 4th at 7 a.m. and the Spring Fling will also be happening that day.

Trustee Delehanty also attended the Fire Department banquet. All residents appreciate the work the Fire Department does and how fortunate the village is to have the dedicated volunteers.

Trustee Slisz stated that the next available prescription drop-off, at the Police Department, will be on Wednesday, May 1st. He asked that drivers remember to yield to people in the cross walks of the village.

Trustee Clark said the retaining wall at the old DPW site is finished and the remainder of the project to add over 300 feet of docks is progressing very well. The project to restore the existing south side docking area is starting.

Mayor May announced that the next regular meeting of the Village Board will be Monday, May 13, 2013 at 7:30 pm. with the Citizens' Forum at 7:00 pm.

Executive Session

On the motion of Trustee Slisz, seconded by Trustee Delehanty, it was unanimously agreed to go into Executive Session to discuss contract negotiations at 8:15 p.m.

On the motion of Trustee Slisz, seconded by Trustee Delehanty, it was unanimously agreed to go return to Open Session at 9:23 p.m.

On the motion of Trustee Clark, seconded by Trustee Slisz, the meeting was adjourned at 9:24 p.m.

Respectfully submitted,

L. Kay Wharmby
Clerk-Treasurer