

Regular monthly meeting of September 27, 2023

Present: Mayor Mark Falsone, Trustees: Gail Harrington, Mike Didas and David Poole Excused: Marco Falsone Others present: Deputy Clerk: Carey Richards DPW Supervisor: Brian Rayburn Residents: Roy and Sam DeFord

The meeting was opened at 5:31 with the pledge to the flag.

Privilege of the floor: none

Minutes:

1. The minutes from the August 23rd, 2023, meeting were approved as submitted.

Mayor's report:

1. The Mayor shared that the Town was looking to purchase a new Building Permitting and Licensing Software program called Cloudpermit. This would enable real-time access to permits for applicants and CEO. The total cost of the product is around \$13,000 to which we will pay a small portion of shared cost. **The Board discussed and it was agreed to go ahead with the shared cost of the program** as we share the CEO services with the Town.
2. The Mayor also discussed that the Town approached him regarding a donation for the Little League dugouts for Veterans Park. The town asked the Village if they would be able to donate \$1,000. **The Board discussed and after reviewing the Recreation Reserve, Trustee Harrington made a motion, seconded by Mayor Falsone, to donate \$1,000 to the Town of East Bloomfield for the construction of the dugouts at Veterans Park to be paid out of the Recreation Reserve following a permissive referendum.**
3. Verizon has approached the Village regarding putting up a cell phone tower on Oakmount Ave. The Mayor has had some extensive discussions with our attorney who also contacted another attorney familiar with the process. There was discussion about whether we follow our own zoning regulation regarding Communication Towers (see 135-94 of the Village Code Book). It was determined that Verizon would be the applicant for the Special Use Permit and then it would have to go before the Planning Board as directed by our Code Book. The lease amount will be negotiated and will be at least \$800 per month. The Board had questions regarding the placement. Why could it not be placed up on South Ave by the water tower instead of the Oakmount Parcel. There was also some discussion regarding health concerns with the radio frequency. As of now, there is no consistent evidence that non-ionizing radiation increases cancer in humans. The Mayor will continue to gather further information on the tower and report back.
4. **The Board determined that Halloween Trick or Treating would be from 5-8pm on October 31st.** Donna will contact the Ontario County Sheriff's Office to request their assistance with patrols that evening.
5. The Mayor provided an update on the new building for the Board. The internet and security cameras were being installed this week. The camera cost will be about \$2000. The LED upgrade has been completed at the hall with a grant from RG&E and NYSERDA totaling \$1200 so the Village did not have to pay for the upgrade. The Church door restoration is postponed until April due to the fluctuation in temperatures which may interfere in the curing process. The new fabricated counter is scheduled to be installed. The DPW will begin work on the floor joist and building the new wall next week. Donna will be painting the office next week. The flooring and carpeting are scheduled for later this month once the wall and painting have been completed. Trustee Harrington asked whether we will be installing a water

softener, and it has not been determined yet. The targeted opening of the new office will be November 6th. The current Village office located must remain open through November 1st as the last day to collect Village taxes before roll to the County to be relieved.

6. We received our new backhoe, and it is already in service. Donna would like authorization to pay the \$140,000 invoice to include it in this abstract. The invoice was not received at the time abstract was printed. **The Board discussed and it was agreed that the invoice should be paid.**
7. The Town water and sewer invoice has been completed. The capital cost of equipment and labor expense did go up, but the rates were not raised.

Clerk/Treasurer report: by Donna Wollschleger

1. Abstract #4 (vouchers 87-130, HB 7, TA-4) was audited and approved in the following amounts: general fund \$212,795.82; water fund \$9,406.64; sewer fund \$9,969.50; HB fund \$200.00 and TA \$99.00. The clerk (prior to meeting) and DPW supervisor declared that all services have been rendered and all goods have been received. **Trustee Harrington motioned, seconded by Trustee Poole, and it was unanimously carried to pay the bills as presented including the check for the new backhoe and sidewalks (See Brians Report).**
2. Late notices were mailed in early September, and we have collected 94% of taxes.
3. Treasurer reports were distributed.
4. Donna will begin painting in the Hall next week.
5. Water bills will be mailed out tomorrow.
6. NYCLASS interest was reported. We collected approximately \$8,000 in interest in September.

CEO report: by Kim Rayburn

The August report was submitted for review. Discussion was held.

Public works report: By Brian Rayburn

Water:

1. The 4 pressure reducing valves in our system will be factory serviced on October 2nd. Pressure fluctuations in the system east of Oakmount are possible during this work.
2. The new water storage tank at Techniplex (Dulco) is up and we are filling it now. It should be full by the end of the week.
3. Most water work is completed for the summer.

Sewer and WWTP:

1. The annual WWTP inspection with the DEC/EPA went very well. Brian does not believe there will be any violations or suggestions for improvement.
2. The report for the Town's annual contract has been completed.
3. Information has been sent to the new brewery owners; "Collage Cellars" which is being constructed on West Park Drive regarding our sewer law. This information includes sections regarding our penalties for permit violations of the discharge into our system. This will help them design the pretreatment system that they will be required to have.

Streets and Equipment:

1. The slip lining of the storm sewer on Meadowview Lane has been completed except for restoration work which will be done this month. Brian believes the storm sewer should never again be an issue in this area.
2. Blacktopping of some water break holes should be completed next week.
3. Harvey Toomey has been contacted regarding the sump pump on Church St. He has a contractor lined up to do the repair.
4. The new backhoe has arrived and is in service. The old backhoe and van will go to auction in October.
5. The replacement of stamped concrete in the business district is currently underway. There is a request for prior approval to pay 50% of the invoice now for the work and the remainder of the invoice once it's completed. **The Board discussed and approved payment of the first half of the invoice based on services already rendered and the second half upon completion.**
6. Materials have been ordered for the Hall. Work on the wall and interior will begin next week. A small excavator will be needed for 2 days to complete the wall. Rental from Admar is \$350 per day plus a delivery and pick up fee of \$125 each way. Brian will agree to rent his own personal excavator to the Village for a total of \$450 with no delivery fees. He has the required insurance on the machine. **Trustee Didas made a motion, seconded by Trustee Poole, to approve the use of Brian Rayburn's excavator for \$450 to complete the work on the Hall.**
7. The banners and flower carts will be removed prior to Halloween and then the Holiday banners will go up sometime in November to ensure no vandalism occurs as in years past.

Public hearing was opened at 6:00

Public hearing on amending Local Law #1 dated 4/24/1996 and to amend Chapter 125-7-B: the public hearing was opened regarding the reduction of weight limit for vehicles driving down Main Street in the Village and the Mayor read the notice. Sam and Roy DeFord thanked the Village for researching the weight restrictions for Main St. The Mayor reiterated that the Village has no ability to enforce and there is limited capacity by the County to help enforce this new amended law. The best option is for the residents to contact the company if they witness violations of the weight limits by trucks/equipment. The information will be sent to the State and once they receive confirmation from the state, we will update our signage with the weight restrictions. The DeFords also expressed that they would like the speed limit reduced to 25mph on Main St. The Mayor explained that it would need to be a separate meeting as they can only discuss today's proposal for change. Mrs. DeFord said that she would bring it up at another Village Board Meeting for discussion.

Public hearing was closed at 6:11

The Board discussed Local Law #1 of 1996. **Trustee Harrington made a motion to adopt Local Law #1 of 2023 to amend Chapter 125-7-B from Local Law #1 of 2022 (Village Code) to add Main Street from Main/Maple Ave intersection, west to Village limit to be included in the 12-ton weight limit, seconded by Trustee Didas.** Adopted: Ayes 4 (Mayor Falsone, Harrington, Didas, Poole) Nays 0. **Donna will submit the amended law to NYS and once approved have it updated with our Village code online.**

Roy and Sam DeFord left the meeting at 6:14

6:15 PM: Executive Session -Mayor Falsone made a motion, seconded by Trustee Harrington to go into Executive Session to discuss the employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation. All in favor.

6:35 PM: Mayor Falsone made a motion, seconded by Trustee Harrington to come out of executive session. All in favor.

Adjournment: The October meeting will be Wednesday, October 25th, 2023. Mayor Falsone motioned, Trustee Didas seconded, and it was unanimously carried to adjourn the meeting at 6:36 p.m.

Respectfully submitted,
Carey Richards-Deputy Clerk