

**REGULAR MEETING OF THE VILLAGE BOARD OF TRUSTEES
OCTOBER 13, 2010**

A REGULAR MEETING OF THE VILLAGE BOARD OF TRUSTEES WAS HELD ON WEDNESDAY, OCTOBER 13, 2010, BOARD ROOM, VILLAGE HALL.

PRESENT: Mayor George E.D. Brady; Trustees Jennifer A.O. Keys, Gregory Rogers, Richard O'Shea, Robert D. Taylor, Jr.; Clerk-Treasurer Sharon Jeary; DPW Superintendent Robert Lathan, Jr.; 5 citizens.

Mayor Brady called the meeting to order at 7:00 PM and asked everyone stand and recite the Pledge of Allegiance.

APPROVAL OF MINUTES – A motion was offered by Trustee Keys to approve the minutes of the Board of Trustees dated September 22, 2010 as previously printed and presented. Seconded by Trustee O'Shea and on a call of votes Trustee Keys – Aye, Trustee O'Shea – Aye, Trustee Rogers – Aye, Trustee Taylor – Aye, Mayor Brady – Aye, carried.

CITIZEN PARTICIPATION:

Nancy Crocker –asked where is the money saved from the consolidation of Dispatch going? Mayor Brady answered increased utilities, wages, health insurance, etc. Also, added expenses due to the close of the department such as: phone system, alarm, IT contracts.

COMMUNICATIONS:

OATKA CREEK WATERSHED COMMITTEE – Letter and information received from the Oatka Creek Watershed Committee inviting Board members to the upcoming Watershed Symposium on Black and Oatka Creek. The event will take place on October 28, 2010 from 4:00 to 8:00 pm in Chili, New York.

Mayor Brady informed the Board that the Oatka Creek garden has been postponed until Spring 2011.

DEPARTMENT CONSIDERATIONS:

DPW Superintendent Lathan – spoke with the owner of 3 Bank Street regarding a problem with the sidewalk. A new product to repair walk is being introduced by J.C. Smith of Rochester, New York that he feels will work well for that problem. It is a concrete product that will top and bond the concrete walk. We can reseal rather than dig out and replace.

Discussion on storing Farmers' Market equipment was addressed and will be taken care of on Monday.

**REGULAR MEETING OF THE VILLAGE BOARD OF TRUSTEES
OCTOBER 13, 2010**

OLD BUSINESS:

MUNSON STREET SEWER IMPROVEMENTS – Bids were received for the Munson Street Sewer Improvement Project on Tuesday, October 12, 2010. A letter was received from Clark Patterson Lee recommending the lowest bidder ML Smith Construction of Perry, New York. A motion was offered by Trustee Rogers to award the Munson Street Sewer Improvement Project to ML Smith Construction of Perry, New York in the amount of \$38,500.00 upon the recommendation of Clark Patterson Lee and contingent upon review and approval of Village Attorney Boylan. Seconded by Trustee O’Shea. Mayor Brady asked if there was any discussion on the bid. Tom Spadaro asked if this would stop the problem completely. Mayor Brady stated it will not solve the problem completely but will reduce the likelihood of a problem. With the current, Inflow and Infiltration Study the Village is conducting we should be able to determine how to eliminate the problem. On a call of votes Trustee Keys – Aye, Trustee O’Shea – Aye, Trustee Rogers – Aye, Trustee Taylor – Aye, Mayor Brady – Aye, carried.

POOL – Trustee Keys recently chaired a Community Meeting and the pool was the focus of the discussion. They would like the opportunity to uncover the pool and investigate the current condition. Also, they are requesting to be present and have an engineer determine the problems.

Mayor Brady – what started the investigation on the pool was the information the village received pertaining to the newly enacted law regarding the drain covers and/or grates.

Jackie Whiting – asked if we could do some maintenance to the pool and then have a long range plan to complete the deficiencies.

Mayor Brady – Clark Patterson Lee Engineers completed an investigation of the pool and it would be approximately \$140,000 for a few upgrades.

Jackie Whiting – if the pool is not going to open what is the game plan for the park.

Trustee O’Shea – is the Community Group interested in another engineering report.

Trustee Rogers – Rick Henry, Engineer was the lead on the study of the pool that provided the village with its findings.

Trustee Keys – would like to have the pool investigated and have a new report generated by someone with a vested interest.

Mayor Brady – It should be a neutral party.

Trustee Rogers – changing the drain issue is a part of the upgrades that we can’t get around, it is law. The last operating year 1,050 instances (turns of the turnstile) divide that number by say three that is not very many. We represent the people and if they want the pool and are willing to pay for the upgrades we can do it and raise the taxes. But

**REGULAR MEETING OF THE VILLAGE BOARD OF TRUSTEES
OCTOBER 13, 2010**

most people are not in favor of raising taxes. It we don't fix it we could fill it in and make an ice rink.

Jackie Whiting – what justifies at what point do you the upgrades. This is a quality of life issue.

Trustee O'Shea – only way to do this is to find a pool person and have a member of the community present and hear both sides.

Discussion continued on the pros and cons of investing money in the pool.

Trustee Rogers – suggests that Kip Vescovi is a pool wholesaler who maybe able to make some recommendations.

David Guile – lives close to the pool and has never had any trouble. There is something about the pool being used and at that location.

Mayor Brady – if this is a quality of life issue, we need more information.

John Green – when the pool was opened we had industry to help with our taxes, now it is the residents who have to pay.

Trustee Rogers – went to the school to find out what if our enrollment is declining. The enrollment is steady – LeRoy is still a great place to raise kids.

Mayor Brady – we need to get more information and go forward.

Trustee Taylor – the list that was submitted with needed repairs was developed by the pool people.

Trustee Keys – will be the lead and coordinate the pool project.

NEW BUSINESS:

AUTHORIZATION FESTIVAL PERMITS, HALLOWEEN PARADE – An application has been received from the LeRoy Business Council to hold their annual Halloween parade. A motion was offered by Trustee Taylor to authorize the LeRoy Business Council to hold the annual Halloween Parade on October 31, 2010 at 6:00 PM contingent upon submittal of the appropriate insurance and to waive the fee. Parade to be held from Bank Street parking lot up Main Street to the Fire Hall. Seconded by Trustee O'Shea and on a call of votes Trustee Keys – Aye, Trustee O'Shea – Aye, Trustee Rogers – Aye, Trustee Taylor – Aye, Mayor Brady – Aye, carried.

AUTHORIZATION TO SUBMIT GRANT, FARMERS' MARKET – GoArt is offering grant monies for the 2011 year. The Village's Farmers' Market was a recipient this year and would like to submit another application. A motion was offered by Trustee Keys to

**REGULAR MEETING OF THE VILLAGE BOARD OF TRUSTEES
OCTOBER 13, 2010**

authorize the submittal of a grant application to GoArt for the Farmers' Market. Seconded by Trustee Rogers and on a call of votes Trustee Keys – Aye, Trustee O'Shea – Aye, Trustee Rogers – Aye, Trustee Taylor – Aye, Mayor Brady – Aye, carried.

OFFICIAL CONSIDERATIONS:

Trustee Keys:

- At the Business Council meeting a presentation for the decoration of Main Street for the holiday season was presented. It is a consistent theme down Main Street. Christmas banners and white lights were suggested as the theme. Estimated cost is \$2,000.00 and the Business Council is requesting sharing costs with the Village 50/50. Board will consider this request and determine their answer.
- Work Session with Grant Writer – Trustee Keys asked when the work session was planned with the Grant Writer. Planning Grant is currently being addressed by Roetella along with other grants opportunities. The Mayor would like to create a standing committee for capital planning, projects and equipment. The basic information needed for the grants Mr. Roetella has been advised.

EXECUTIVE SESSION: A motion was offered by Trustee O'Shea to enter Executive Session for the purpose of discussing a personnel matter; pending and potential litigation. Seconded by Trustee Keys and on a call of votes Trustee Keys – Aye, Trustee O'Shea – Aye, Trustee Rogers – Aye, Trustee Taylor – Aye, Mayor Brady – Aye, carried. Mayor Brady requested Clerk-Treasurer Jeary to remain for the session. Session entered at 7:40 PM.

REGULAR SESSION: A motion was offered by Trustee Taylor to return to regular session, seconded by Trustee O'Shea and on a call of votes Trustee Keys – Aye, Trustee O'Shea – Aye, Trustee Rogers – Aye, Trustee Taylor – Aye, Mayor Brady – Aye, carried. Regular session entered at 8:30 PM. Mayor Brady announced no action was taken during executive session.

RESOLUTION TO WAIVE TAX PENALTY, SJQ PROPERTIES - A request has been received from John Quincy owner of property at 8769 Lake Street to waive the 2010-2011 tax penalty because he states he never saw the bill when it was sent out in May. A motion was offered by Trustee Rogers to waive the penalty for SJQ Properties, John Quincy at 8769 Lake Street, LeRoy, New York limited to this one time. It is not to be taken as a precedent any other time or any other circumstances. Seconded by Trustee Taylor and on a call of votes Trustee Keys – Aye, Trustee O'Shea – Nay, Trustee Rogers – Aye, Trustee Taylor – Aye, Mayor Brady – Aye. Carried 4-1.

**REGULAR MEETING OF THE VILLAGE BOARD OF TRUSTEES
OCTOBER 13, 2010**

AUTHORIZATION TO PAY BILLS – A motion was offered by Trustee Taylor to pay bills as presented, seconded by Trustee Rogers and on a call of votes Trustee Keys – Aye, Trustee O’Shea – Aye, Trustee Rogers – Aye, Trustee Taylor – Aye, Mayor Brady - Aye, carried. Payment is as follows:

General Fund – check number 15179 -15233 -	\$142,723.82
Trust & Agency – check number 1060 -	73.50
Capital Fund – check number 1082-1083 -	7,882.02

ADJOURN – There being no further business a motion was offered by Trustee Rogers to adjourn, seconded by Trustee Keys and on a call of votes Trustee Keys – Aye, Trustee O’Shea – Aye, Trustee Rogers – Aye, Trustee Taylor – Aye, Mayor Brady – Aye, carried. Meeting adjourned at 8:45 PM.

Respectfully submitted,

Sharon M. Jeary,
Clerk-Treasurer

**REGULAR MEETING OF THE VILLAGE BOARD OF TRUSTEES
OCTOBER 13, 2010**