

Village of Macedon
Meeting Minutes
April 8, 2009

**VILLAGE OF MACEDON
81 MAIN STREET
MACEDON, NEW YORK 14502
REGULAR MEETING
ORGANIZATIONAL MEETING
APRIL 8, 2009
7:00 P.M.**

ORDER The meeting was called to order at 7:00 p.m. with Mayor James Hoteling leading the Pledge of Allegiance to the Flag. The following persons were in attendance, Deputy Mayor Ken Schreiber, Ron DeMena, David Sliney, Clerk Treasurer Lisa Davis, Acting Village Attorney Art Williams, Village Engineer Dan Cornwall and DPW Supervisor Dave LeMoyné. Also in attendance were Marcy Frey representing the Macedon Partnership Association, Robert Palmiere, Robert Reitano and Kris Mago representing Digital Billboard Project, Kathy Gardner and David Prince property owners from Kemp Drive and Canal Trail Committee members Aaron Cook and Pete Henry.

Absent - John Murphy (ill)

PUBLIC

HEARING Jim Hoteling opened the Public Hearing for the Proposed Budget with Clerk Treasurer Lisa Davis reading the Public Hearing notice.

LEGAL NOTICE

VILLAGE OF MACEDON

Please take notice that the Village of Macedon Board of Trustees has resolved to hold a public hearing Wednesday, April 8, 2009 at 7:00 p.m., prevailing time, at the Village Hall, 81 Main Street, Macedon, New York 14502. The purpose of this public hearing is to review the Preliminary Budget for the fiscal year beginning June 1, 2009. Said Preliminary Budget is on file in the office of the Village Clerk, and is available for inspection by any interested party during regular work hours, 9:00 a.m., until 4:30 p.m.

Dated: March 26, 2009

By order of the Village of Macedon Board of Trustees

Lisa M. Davis

Clerk/Treasurer

Village of Macedon

There was a lot of public comment against the proposed budget along with explanations and clarification from both the Board members and Clerk Treasurer Lisa Davis. The overall Public view was that this year, with the state of the economy, was not the time to propose this level of tax increase. The Board chose to table the Budget for further review.

MOTION The following motion was made by Jim Hoteling and seconded by Ken Schreiber:

THEREFORE BE IT RESOLVED that all Public comments have been heard the Public Hearing be closed at 7:40 p.m.

Motion carried
Four votes in favor
None opposed

**PUBLIC
HEARING**

Mayor Hoteling opened the Public Hearing for the Incentive Zoning Local Law at 7:40 p.m. with Clerk Treasurer Lisa Davis reading the Public Hearing Notice.

LEGAL NOTICE
VILLAGE OF MACEDON

Please take notice that the Village of Macedon Board of Trustees has resolved to hold a public hearing Wednesday, April 8, 2009 at 7:30 p.m., prevailing time, at the Village Hall, 81 Main Street, Macedon, New York, 14502. The purpose of this hearing is to hear all comments for and against the adoption of an Incentive Zoning Law. The purpose of this law is to empower the Village Board to grant incentives or bonuses to advance the Village's specific physical, cultural and social policies in accordance with the Village of Macedon Master Plan and in coordination with other community planning mechanisms and/or land use techniques. A copy of the proposed Local Law is available at the Village Hall upon request and can be viewed on our website at www.villageofmacedon.org.

Dated March 17, 2009
By order of the Village of Macedon Board of Trustees
Lisa M. Davis, Clerk Treasurer
Village of Macedon

MINUTES The following motion was made by David Sliney and seconded by Ken Schreiber:

RESOLVED that the Village of Macedon Board of Trustees approves the meeting minutes dated March 11, 2009.

Motion carried
Four votes in favor
None opposed

MINUTES The following motion was made by Ken Schreiber and seconded by David Sliney:

RESOLVED that the Village of Macedon Board of Trustees approves the meeting minutes dated March 25, 2009.

Motion carried
Three votes in favor
One abstain (R. DeMena)

ABSTRACT The following motion was made by Ron DeMena and seconded by Ken Schreiber:

RESOLVED that the Clerk Treasurer be authorized to pay the monthly abstract #11 in the following amounts:

Abstract #11
General Fund - \$19,405.79
Water Fund - \$12,067.47
Sewer Fund - \$7,898.81

Motion carried
Four votes in favor
None opposed

KEMP DR Kathy Gardner and David Prince stated their opposition to the walkway path and any placement of fencing being installed along the easement between their properties located at 150 and 154 Kemp Drive. The Trails Committee Members, Aaron Cook and Pete Henry, stated that they were hopeful that they could work with all adjoining property owners to gain the appropriate access to create their trail. The Board, being aware that currently there are no easements to the properties on either side of the Kemp Drive locations and that to date the current property owners do not wish to allow access at this time, requested that the Trails Committee remove these locations from their brochures and website as being available to the public. Dave Sliney suggested that the Board open discussions with Jeff Beckenbach to explore if an easement resolution could be agreed upon on his adjoining property. Until such time that the Trails Committee

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provide an actual documented plan and drawings and that easements were granted the Board asked that the Trails Committee cease there activity at this location at this time.

PUBLIC

HEARING The following motion was made by Jim Hoteling and seconded by Ken Schreiber:

THEREFORE BE IT RESOLVED, now that all public comments have been heard the Public Hearing on the Incentive Zoning Local Law be closed at 8:40 p.m.

Motion carried
Four votes in favor
None opposed

INCTV

SEQR The following motion was made by David Sliney and seconded by Jim Hoteling:

Whereas, the Village of Macedon Board of Trustees has determined that it is the Lead Agency, and

Whereas, the Village of Macedon Board of Trustees, as Lead Agency, has determined that the proposed action is listed as a Type 1 action under Article 8 of the State Environmental Quality Review Act of the Environmental Conservation Law and therefore has prepared a Generic Environmental Impact Statement and provided this Statement to appropriate interested agencies and has held a Public Hearing as required and,

Whereas, the notice of this hearing was duly published and posted as required by law,

NOW THEREFORE BE IT RESOLVED, that the Village of Macedon Board of Trustees having thoroughly reviewed the Environmental Assessment Form and considered the impact in accordance with SEQR, adopts a negative declaration.

Motion carried
Four votes in favor
None opposed

LOCAL

LAW The following motion was made by Ron DeMena and seconded by Ken Schreiber:

THEREFORE BE IT RESOLVED, that the Village of Macedon Board of Trustees hereby approves and enacts Local Law #2- 2009 – for Incentive Zoning and authorizes the Village Attorney to file a copy of this Local Law with New York State.

Motion carried
Four votes in favor
None opposed

SIGN The following motion was made by Jim Hoteling and seconded by Ron DeMena:

THEREFORE BE IT RESOLVED, that the Village of Macedon Board of Trustees are in agreement that the submitted Incentive proposal (attached) from Robert Reitano and Robert Palmiere be considered and therefore will request the appropriate comments from the Village of Macedon Planning Board as outlined in the Incentive Zoning Local Law.

Motion carried
Four votes in favor
None opposed

RRCDC The following motion was made by Dave Sliney and seconded by Ron DeMena:

THEREFORE BE IT RESOLVED, that the Village of Macedon Board of Trustees, after reviewing the proposed opportunity utilizing the Rochester Regional Community Design Center for an Overlay/Design Guideline for the Target Area of the Downtown Commercial District and accepting the attached letter of recommendation from the Village of Macedon Planning Board, approves the expenditure of approximately \$4,000.00 to complete this Guideline.

Motion carried
Four votes in favor
None opposed

ORGANIZATIONAL MEETING

Mayor Hoteling read the following:

APPOINTMENTS

Building Inspector/Zoning Officer for a period of (1) year – Phil D’Alessandro
Planning Board Member for the period of (5) years - Steve Poutre
Zoning Board Member for the period of (5) years - Merton Bartels
Zoning Board Member for the period of (5) years - Donna Corso
Zoning Board Member for the period of (5) years - Tom Hamlin
Deputy Clerk Treasurer for the period of (1) year - Kathy Reilly
DPW Staff for the period of (1) year - Dave LeMoyné
- Roy Cottrell
- Jerry Locey
- Pat Doyle
- Jesse Moon

Village Engineer for a period of (1) year – Dan Cornwall
Acting Justice for a period of (1) year – Thomas Crowley
Village Historian for the period of (1) year - Marcy Frey
Crossing Guard for the period of (1) year - Amy Nicholson

MOTION The following motion was made by Ken Schreiber and seconded by Jim Hoteling:

RESOLVED that the above listed Appointments are approved on this day, April 8, 2009 for the duration terms also listed above.

Motion carried
Four votes in favor
None opposed

COMMISSIONS

Deputy Mayor – David Sliney
Fire Commissioner – John Murphy
Deputy Fire Commissioner – Jim Hoteling
Sewer Commissioner – Ken Schreiber
Deputy Sewer Commissioner – John Murphy
Water Commissioner – Ron DeMena
Deputy Water Commissioner – Dave Sliney
Parks Commissioner – David Sliney
Deputy Parks Commissioner – John Murphy

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Health Commissioner – Jim Hoteling

Deputy Health Commissioner – David Sliney

Streets & Sidewalks Commissioner – David Sliney

Deputy Streets & Sidewalks Commissioner – Ken Schreiber

Cemetery Commissioner – Ken Schreiber

Deputy Cemetery Commissioner – Ron DeMena

Personnel Commissioner – Jim Hoteling

Deputy Commissioner – David Sliney

Senior Citizen Commissioner – John Murphy

Deputy Senior Citizen Commissioner – Ron DeMena

Cablevision Commissioner – Ron DeMena

Deputy Cablevision Commissioner – Ken Schreiber

Culture & Arts Commissioner – Ron DeMena

Deputy Culture & Arts Commissioner – Jim Hoteling

Planning & Zoning Commissioner – John Murphy/Jim Hoteling

Revitalization Commissioner – Ron DeMena

Deputy Revitalization Commissioner – Jim Hoteling

Court Commissioner – Ken Schreiber

Deputy Court Commissioner – Jim Hoteling

MOTION The following motion was made by David Sliney and seconded by Jim Hoteling:

RESOLVED, that the above listed Commissions are approved on this day, April 8, 2009 until such time of the next Organizational Meeting.

Motion carried
Four votes in favor
None opposed

MEETINGS

The Village of Macedon Board of Trustees shall meet the second and fourth Wednesday of each month at 7:00 p.m., at the Village Hall, 81 Main Street, Macedon, with the exception of the months of November and December, at which time, the meeting scheduled for the fourth Wednesday will not be held. The first meeting of each month will be utilized to conduct regular business and the second meeting of each month will be utilized to report and workshop with department heads. **At which will be required mandatory attendance of all Village Board members, Planning Board Chair, Zoning Code Officer, Village Attorney, and Village Engineer.**

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The Annual Organizational Meeting will be held in conjunction with the first regular meeting in April 2010.

The regular meeting of the Village of Macedon Planning Board shall be held the first Wednesday of each month at 7:00 p.m., at the Village Hall, 81 Main Street.

The Zoning Board of Appeals shall meet on an as needed basis.

CLERK

At this time the Village Hall is not handicap accessible, and in order to meet the standards set by the Disabilities Act, certain clerk duties must be authorized. The Clerk/Treasurer and Deputy Clerk/Treasurer are now authorized to conduct village business at the street to accommodate a handicapped person, or conduct business via home visit to a handicapped resident when necessary. Upon request from a handicapped person, any village oriented board meeting can be scheduled at the new town complex/library, or fire hall, which is handicap accessible.

MOTION The following motion was made by Ron DeMena and seconded by Ken Schreiber:

RESOLVED, that the Village of Macedon Board of Trustees approves the above mentioned meeting schedule and handicap accessible guidelines as stated.

Motion carried
Four votes in favor
None opposed

MILEAGE

Any village employee who uses his or her own vehicle for village related business shall be reimbursed at the same rate the federal government uses, which is \$.55/mile.

NEWSPAPER

The official newspaper for the Village of Macedon shall be Courier Journal for the period of one (1) year with the exception that the Agenda be posted in the Times newspaper the Friday before each Board meeting.

BANKS

The official depositories for the Village of Macedon shall be Lyons National Bank, and HSBC.

The Village of Macedon has the following bank accounts:

Savings Accounts:

General Fund
Water Fund
Sewer Fund
Ambulance

Checking Accounts:

Cash Disbursements
Trust & Agency

Investment Accounts:

HSBC – money market

NOTE: The authorized signatories for all bank accounts are the Clerk Treasurer, Mayor and Deputy Mayor.

MOTION The following motion was made by Ron DeMena and seconded by Jim Hoteling:

RESOLVED, that the Village Board of Trustees approves the above outlined items.

Motion carried
Four votes in favor
None opposed

PREPAY

In order to prevent assessment of late fees, the Clerk/Treasurer and Deputy Clerk/Treasurer shall be authorized to pay prior to board/audit meeting, the following: gasoline bills, electrical bills, petty cash accounts, debt service and interest on debt, social security, retirement, phone bills, and internet.

PETTY

The following petty cash accounts shall be authorized:
Village Hall – custodian – Lisa Davis - \$50.00

Highway Department – custodian – David LeMoyne - \$100.00
Water Department – custodian – Roy Cottrell - \$100.00
Sewer Department – custodian – Jerry Locey - \$100.00

PROCUREMENT

The Village of Macedon annually supplies to the Board of Trustees, a copy of the village's procurement policy.

STATE AID

The Mayor, Village Clerk/Treasurer and Deputy Clerk/Treasurer are authorized to apply for the following:

State Aid
Operation and Maintenance for the village sewer treatment plant
Consolidated Highway Aid (CHIPS)
Any other grant monies that may be available at no cost to the Village of Macedon.

SCHOOLS & CONFERENCES

During the coming official year schools, meetings, and conferences are held. With authorization from the Board of Trustees, certain municipal officials and employees may attend one or more of these meetings, trainings and conferences that benefit the municipality.

MOTION The following motion was made by Ken Schreiber and seconded by Jim Hoteling:

RESOLVED, that the Village of Macedon Board of Trustees has approved the above outlined items.

Motion carried
Four votes in favor
None opposed

RELEVY

The Village Clerk/Treasurer be authorized to relevy unpaid water and sewer rent accounts plus accrued penalty onto the village taxes, and that the unpaid village taxes be relevied to the Wayne County Treasurer's Office for payment.

The following motion was made by Ken Schreiber and seconded by Ron DeMena:

RESOLVED, that the Village Clerk Treasurer have the authority to process the above stated action.

Motion carried
Four votes in favor
None opposed

EXECUTIVE

SESSION The following motion was made by Ron DeMena, and seconded Ken Schreiber:

RESOLVED, that the regular meeting is adjourned at 9:50 p.m. and an Executive Session convene to include all Board members and acting Village Attorney Art Williams with regard to possible litigation.

Motion carried
Four votes in favor
None opposed

The following motion was made by Jim Hoteling and seconded by Ron DeMena:

RESOLVED that the Executive Session be adjourned at 10:15 p.m. and the regular Board Meeting reconvene.

Motion carried
Four votes in favor
None opposed

ADJOURN The following motion was made by Ken Schreiber and seconded by David Sliney:

RESOLVED, that there being no further business, now

THEREFORE BE IT RESOLVED, that the meeting be adjourned.

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Motion carried
Four votes in favor
None opposed

The meeting adjourned at 10:20 p.m.

Respectfully submitted,

Lisa M. Davis
Clerk/Treasurer