

**VILLAGE OF MACEDON
81 MAIN STREET
MACEDON, NEW YORK 14502
REGULAR MEETING
JANUARY 14, 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, David Sliney, Ron DeMena, John Murphy, Clerk Treasurer Lisa Davis, Village Attorney Jim Sapienza, Village Engineer Dan Cornwall and DPW Supervisor Dave LeMoynes. Also in attendance were Fire Chief Tim Wilcox, EMS Director Dave Kelly, Zoning Code Enforcer Phil D'Alessandro, Macedon Partners Association Director Marcy Frey, Cindy Cologgi owner of 108 Main Street, Brett Norton owner of Northstar Electric, Robert Palmiere owner of 133 Main Street and Consultant Kris Mago representing Mr. Palmiere.

PUBLIC

HEARING Mayor Hoteling opened the Public Hearing on the amendment of Local Law #3 of 2006. The reading of the Public Hearing notice was waived at this time.

VISITOR Cindy Cologgi requested that the sewer units for 108 Main Street be lowered as the restaurant had closed and there would be no occupancy at this time.

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

THEREFORE BE IT RESOLVED that the Village of Macedon Board of Trustees approves the reduction of sewer units to 2 for 108 Main Street until such time that the business is back in operation. At that time the units would be subject to review and possible increase.

Motion carried
Five votes in favor
None opposed

INCENTIVE

ZONING Dan Cornwall is in process of preparing the SEQR that is required. Once completed and acted upon by the Village Board, a Public Hearing will be set.

VISITOR Brett Norton, owner of Northstar Electric requested permission to install a business sign at the south end of the new Erie Street that would direct customers on how to access his business now that the old Erie Street is closed.

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

THEREFORE BE IT RESOLVED, that the Village of Macedon Board of Trustees approves the installation of 3 temporary signs, two being placed at the intersection of Erie Street and NYS Route 350 and one at the south end of the new Erie Street,

ALSO BE IT RESOLVED, that Brett Norton will work with the Macedon Partners Association's Design Team to design a possible multi-business type sign to be installed on Village property listing all local businesses for the Board's review and approval.

Motion carried
Five votes in favor
None opposed

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

RESOLVED, that the Minutes from meeting dated December 10, 2008 be approved as submitted.

Motion carried
Four votes in favor
None opposed
One abstain

ABSTRACT David Sliney requested that the Abstract be held until after the Executive Session.

PUBLIC

HEARING Mayor Hoteling closed the Public Hearing at 7:45 p.m. as there were no comments from the public.

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

THEREFORE BE IT RESOLVED that the Village of Macedon Board of Trustees approves the addendum to Local Law #3 of 2006, Section #11 as listed below and will be subject to the current inspection fee.

Motion carried
Five votes in favor
None opposed

SECTION 11. FIRE SAFETY AND PROPERTY MAINTENANCE INSPECTIONS

(a) Inspections required.

Fire safety and property maintenance inspections of buildings and structures shall be performed by the Code Enforcement Officer or an Inspector designated by the Code Enforcement Officer at the following intervals:

(1) Fire safety and property maintenance inspections of buildings or structures which contain an area of public assembly shall be performed at least once every twelve (12) months.

(2) Fire safety and property maintenance inspections of buildings or structures being occupied as dormitories shall be performed at least once every twelve (12) months.

(3) Multiple dwellings shall be defined, for purposes of this ordinance, as all Property Type Class Codes in the 220's, 230's and 280's as classified by the tax assessor.

(4) Fire safety and property maintenance inspections of all multiple dwellings not included in paragraphs (1) or (2) of this subdivision, and all non-residential buildings, structures, uses and occupancies not included in paragraphs (1) or (2) of this subdivision, shall be performed at least once every 12 months excepting Property Type Class Code 220 which shall be inspected every 24 months.

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(b) Inspections permitted in addition to the inspections required by subdivision.

(1) of this section, a fire safety and property maintenance inspection of any building, structure, use, or occupancy, or of any dwelling unit, may also be performed by the Code Enforcement Officer or an Inspector designated by the Code Enforcement Officer at any time upon:

(2) the request of the owner of the property to be inspected or an authorized agent of such owner;

(3) receipt by the Code Enforcement Officer of a written statement alleging that conditions or activities failing to comply with the Uniform Code or Energy Code exist; or

(4) receipt by the Code Enforcement Officer of any other information, reasonably believed by the Code Enforcement Officer to be reliable, giving rise to reasonable cause to believe that conditions or activities failing.

MAIN ST Marcy Frey gave a progress report on the Main Street Program and where the Partnership is to date.

CO-

PAYS The following motion was made by Dave Sliney and seconded by Jim Hoteling:

THEREFORE BE IT RESOLVED that the Village of Macedon Board of Trustees approves the "No Co-Pay Required" plan for all Life and Active Volunteer Members who have completed the required probationary period of the Village of Macedon Fire and Ambulance Service along with their immediate family members living within the residence. (Example: Spouse and children living within the home.)

ALSO BE IT RESOLVED that the Village of Macedon Board of Trustees requests that Medex Billing forward any and all requests for release of co-pay obligation to the Board of Trustees for their review/determination.

Motion carried
Four votes in favor
None opposed
One abstain

EASEMENT Jim Sapienza is working on contacting the property owner to obtain the easement for 6 Erie Street so that the drainage and retaining wall work can be scheduled.

**LOCAL
LAW**

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

THEREFORE BE IT RESOLVED, that the Village Board of Trustees has set a Public Hearing to take place on February 11, 2009 to hear all comments for and against Local Law #1 of 2009 for a 2 hour parking restriction on Main Street from Center Street to the intersection of NYS Rout 350 and Main Street.

Motion carried
Five votes in favor
None opposed

**LOCAL
LAW**

Resident David Allen requested that the Village post signs in various places within the Village limits stating the Local Law #2 of 1997, Discharge of Firearms listing all restrictions. Mayor Hoteling stated that there are signs posted stating that there the discharge of firearms is prohibited within the Village limits. The Board felt that this posting was adequate.

EXECUTIVE

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

RESOLVED, that the regular meeting be adjourned at 9:25 p.m. and an Executive Session convene to include all Board members, Attorney Jim Sapienza, Clerk Treasurer Lisa Davis, Fire Chief Tim Wilcox, EMS Director Dave Kelly and Macedon Partners Association Director Marcy Frey for discussion on a personnel issue.

Motion carried
Five votes in favor
None opposed

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

RESOLVED that the Executive Session be adjourned at 11:00 p.m. and the regular Board Meeting reconvene.

Motion carried
Three votes in favor
None opposed

Absent were John Murphy who left the Executive Session at 10:00 p.m. and David Sliney who left at 10:20 p.m.

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

RESOLVED that the Clerk Treasurer prepare and submit a posting to the Civil Service office for a full time EMT position.

Motion carried
Three votes in favor
None opposed

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 #8 in the following amounts:

Abstract #8
General Fund - \$51,761.95
Water Fund - \$12,191.26
Sewer Fund - \$12,577.57

Motion carried
Three votes in favor
None opposed

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

RESOLVED, that there being no further business, now

THEREFORE BE IT RESOLVED, that the meeting be adjourned.

Motion carried
Three votes in favor
None opposed

The meeting adjourned at 11:00 p.m.

Respectfully submitted,

Lisa M. Davis
Clerk/Treasurer