

July 21, 2016: Village Board Meeting
Minutes of Regular Meeting Sodus Point Village Board

Mayor Tertinek called the regular meeting to order at 7:00 PM and led the Pledge of Allegiance.

Present: Mayor Tertinek, Deputy Mayor Kallusch, Trustee McDowell, Trustee Eckberg, Trustee Kennedy, Officer Mackin, Attorney Williams, CEO Druschel

Public: 8

Absent: None

MOTION by Trustee Kallusch and seconded by Trustee McDowell to approve the minutes of the June 16, 2016 regular meeting.

Motion carried all voting aye.

Reports were given as follows:

Mayor Tertinek – NA

Trustee Kallusch – Fire Report

The Fire Department has received another DCJS grant this year for \$10,000 to use for equipment.

Trustee McDowell- Wastewater

MOTION by Trustee McDowell and seconded by Trustee Kennedy to approve the purchase of a pump and two discharge elbows from Xylem Water Solutions for the Clover Street pump station. The discharge elbows are \$499.85 each for a total of \$999.70. The pump cost \$4,212.00.

Motion carried all voting aye.

Trustee Kennedy- Highway and Water Department

The Water Department fixed a leak on Lummis Street Extension. Mr. Jones informed the Board that it may be a private line and some research needs to be done to determine whether or not it is private or public.

The Central Avenue pump station had some issues. Newark Electric came to troubleshoot. They found a defective variable frequency drive and electrical issues. The quote for two new electrical boards to replace the 1988 and 1990 boards is \$6,636.00.

MOTION by Trustee Kennedy and seconded by Trustee McDowell to accept the Newark Electric quote for \$6636.00 for the Central Avenue pump station's variable frequency drives. This includes parts and labor. Motion carried all voting aye.

They also found that one of the two pumps at the Central Avenue pump station was no longer working. The Water Department received a quote from Wessie Machine, Inc. They will remove, repair and reinstall the broken pump at a cost not to exceed \$4,500.00.

MOTION by Trustee Kallusch and seconded by Trustee Eckberg to accept the Wessie Machine, Inc. quote for \$4500.00 to repair to the Central Avenue water pump. Motion carried all voting aye.

Police Officer Mackin- Police activity report

Trustee McDowell followed up on previously discussed requests. Officer Mackin informed the Board that all but one local business had been visited by an officer. He will visit the last business this weekend. Officer Mackin confirmed they had begun foot patrol as previously discussed. He informed the Board there would be additional foot patrol on Wickham Boulevard to address the parking situations and they will be issuing parking tickets when necessary.

Trustee Eckberg- Ambulance and Community Center report

Code Enforcement Officer- CEO report

Public Comments:

Dan Widmann from Second Street asked the Board to pass along a thank you to the Highway Department for the improvements to Wickham Blvd. They planted grass and roped off the area so people would not park on the sidewalk. He also proposed that the Board designate the numbered streets and Wickham resident parking only. Attorney Williams advised the Board that this would require a local law and would be very difficult to enforce. The residents feel that the rental properties are a large part of the parking problem. CEO Druschel said that they are single family dwellings being rented to single families and there is nothing the Village can do.

Dick Conant from Sodus Point Fudge and Gifts informed the Board that he had an issue on July 3rd with an illegally parked vehicle. It was parked in a driveway and was completely blocking residents from coming and going. This also posed a threat if there was an emergency. He called 911 three times and was informed that the Sodus Point Police Department was signed into service and would be responding. The Sodus Point Police never responded. Officer Mackin confirmed they were not on duty during the time in question. Trustee McDowell feels that communication between the SPPD and 911 must be improved.

Mr. Conant also suggested the Village look into purchasing parking meters and enforcing 3 hour parking along Greig Street.

Jean Hallagan from Second Street thanked the SPPD for responding to all her calls in a very professional, non-confrontational way. She also thanked Mayor Tertinek and CEO Druschel for meeting with her to review and explain the Village codes. She had some suggestions for the Village regarding noise control, registration of rental properties and fire inspections for rental properties.

Bob Darby informed the Board there is a drainage issue with the new basketball court. The runoff is draining into his backyard. Trustee Kennedy will talk to the Highway Foreman about redirecting the water with additional drainage. He also requested that the gate connecting the back of the Community Center and the basketball court remain locked at all times. Trustee Eckberg and Trustee Kennedy agreed to make sure that happens.

Marilyn Bernie from Second Street is concerned about a large amount of drunk drivers in Sodus Point. The Board advised her to call 911 if she sees a driver that she suspects is under the influence of drugs or alcohol.

Mayor Tertinek closed the public comment period at 8:35

Old Business:

None

New Business:

Mayor Tertinek read a thank you note from Corey and Howard Potter thanking the Village for all the help with another successful Sunshine Auto Parade. This year there were 151 cars.

MOTION by Trustee Kallusch and seconded by Trustee McDowell to approve the renewal of the Williamson Law Annual Accounting Software Support Contract for \$998.00

Motion carried all voting aye.

MOTION by Trustee Kennedy and seconded by Trustee Eckberg to accept the following Addendum no. 3 to Amended and restated agreement for the sale and purchase of water.
Motion carried all voting aye.

ADDENDUM No. 3 To
AMENDED AND RESTATED
AGREEMENT FOR THE SALE AND PURCHASE OF WATER

by and among

TOWN OF SODUS

VILLAGE OF SODUS POINT

VILLAGE OF SODUS

TOWN OF WILLIAMSON

and

WAYNE COUNTY WATER AND SEWER AUTHORITY

This Addendum No. 3 is made and entered into effective as of the 1st day of January, 2016, by and among the **Town of Sodus**, a municipal corporation with its principal offices located at 14-16 Mill Street, Sodus, New York 14551 (hereinafter referred to as "Town of Sodus"); the **Village of Sodus Point**, a municipal corporation with its principal office located at 8356 Bay Road, Sodus Point, New York 14556 (hereinafter referred to as "Village of Sodus Point"); the **Village of Sodus**, a municipal corporation with its principal offices located at 14-16 Mill Street, Sodus, New York 14551 (hereinafter referred to as the "Village of Sodus"); the **Town of Williamson**, a municipal corporation with its principal offices located at 6380 Route 21, Suite 2, Williamson, New York 14589 (hereinafter referred to as "Town of Williamson") (the Village of Sodus and The Town of Williamson shall collectively be referred to as the "Suppliers") and the **Wayne County Water And Sewer Authority**, a public benefit corporation with offices located at 3377 Daansen Road, Walworth, New York 14568 (hereinafter referred to as the "Authority").

Recitals

WHEREAS, the parties hereto previously entered into an Agreement For The Sale And Purchase Of Water (the "Agreement") effective as of February 1, 2009 which agreement provided for, among other terms, (i) the cost of water to be paid respectively to the Village of Sodus and the Town of

Williamson and (ii) the minimum quantity of water to be purchased by the Town of Sodus from the Village of Sodus each year during the initial two (2) year term of the Agreement; and

WHEREAS, the parties hereto desire to provide for the following for the period of January 1, 2016 through December 31, 2018 (three years) of the Agreement: (i) the cost of water to be paid respectively to the Village of Sodus and the Town of Williamson and (ii) the minimum quantity of water to be purchased by the Town of Sodus from the Village of Sodus.

NOW THEREFORE, it is hereby mutually agreed as follows:

1. Cost of Water.

- a. Cost of Village of Sodus Water. The rate to be paid to the Village of Sodus for water supplied by the Village of Sodus to the Town of Sodus for the benefit of the Town of Sodus, the Village of Sodus Point and/or the Authority and their respective customers pursuant to this Agreement during the term of this Addendum shall be an amount per thousand gallons as set forth in restated Exhibit "E" attached hereto and made a part hereof.
- b. Cost of Williamson Water. The rate to be paid to the Town of Williamson for water supplied by the Town of Williamson to the Town of Sodus for the benefit of the Town of Sodus, the Village of Sodus Point and/or the Authority and their respective customers pursuant to this Agreement during the term of this Addendum shall be an amount per thousand gallons as set forth in restated Exhibit "F" attached hereto and made a part hereof.

2. Minimum Quantity of Water to be Purchased by the Town of Sodus From the Village of Sodus.

The Town of Sodus shall purchase a minimum of one hundred twenty million (120,000,000) gallons of water per year from the Village of Sodus during the term of this Addendum.

3. Other Provisions Remain Unchanged.

Except as expressly modified herein, all the other terms, covenants and conditions set forth in the Agreement shall remain unchanged and in full force and effect.

Cost of Village of Sodus Water

<u>Year</u>	<u>Rate Per Thousand Gallons</u>
January 1, 2016 - December 31, 2016	\$2.05 per TG
January 1, 2017 - December 31, 2017	\$2.10 per TG
January 1, 2018 - December 31, 2018	\$2.15 per TG

Exhibit "F"

Cost of Town of Williamson Water

<u>Year</u>	<u>Rate Per Thousand Gallons</u>
January 1, 2016 - December 31, 2016	\$2.00 per TG
January 1, 2017 - December 31, 2017	\$2.05 per TG
January 1, 2018 - December 31, 2018	\$2.10 per TG

Mayor Tertinek informed the Board that the Town of Sodus is discussing imposing a water transmission fee of \$.05/1000 gallons for water coming into the Village on Town owned water lines on Lake Road. This would not take effect until January 1, 2017.

MOTION by Trustee McDowell and seconded by Trustee Kennedy to approve 2016-6A Resolution;
WHEREAS, the Village of Sodus Point (hereinafter "local government") believes that climate change poses a real and increasing threat to our local and global environments and is primarily due to the burning of fossil fuels; and

WHEREAS, the effects of climate change will endanger our infrastructure, economy and livelihoods; harm our farms, orchards, and ecological communities, including native fish and wildlife populations; spread

invasive species and exotic diseases; reduce drinking water supplies and recreational opportunities; and pose health threats to our citizens; and

WHEREAS, we believe that our response to climate change provides us with an unprecedented opportunity to save money, and to build livable, energy-independent and secure communities, vibrant innovation economies, healthy and safe schools, and resilient infrastructures; and

WHEREAS, we believe the scale of greenhouse gas (GHG) emissions reductions required for climate stabilization will require sustained and substantial efforts; and

WHEREAS, we believe that even if emissions were dramatically reduced today, communities would still be required to adapt to the effects of climate change for decades to come,

IT IS HEREBY RESOLVED that the Village of Sodus Point, in order to reduce greenhouse gas emissions and adapt to a changing climate, adopts the New York State Climate Smart Communities Pledge, which comprises the following ten elements:

1. Pledge to be a Climate Smart Community.
2. Set goals, inventory emissions, plan for climate action.
3. Decrease community energy use.
4. Increase community use of renewable energy.
5. Realize benefits of recycling and other climate-smart solid waste management practices.
6. Reduce greenhouse gas emissions through use of climate-smart land-use tools.
7. Enhance community resilience and prepare for the effects of climate change.
8. Support development of a green innovation economy.
9. Inform and inspire the public.
10. Commit to an evolving process of climate action.

Motion carried all voting aye.

Trustee Eckberg had a request from the Community Center director, Valerie Fanning to hire a third employee for the Community Center summer program. State regulations require a ratio of 1 staff member per 9 kids age 5 and under and 1 staff member per 10 children age 6 and up. Attendance has been high.

MOTION by Trustee Eckberg and seconded by Trustee Kennedy to approve hiring Brittany Secore at \$9.00 per hour for the remainder of the Summer Program.

Motion carried all voting aye.

Trustee Kallusch received two quotes for the replacement of the Fire Hall roof. The roof was replaced 26 years ago and is in poor condition. Lakeside Roofing and Contracting quoted \$16,700.00. Everlast Roofing, Inc. quoted \$14,900.00. Trustee Kallusch pointed out that Lakeside Roofing is highly recommended by their customers. He also pointed out that in the quote, there are additional cuts, materials and labor that are necessary to ensure that there is very minimal heat-loss and minimal moisture.

MOTION by Trustee Kallusch and seconded by Trustee Kennedy to approve the quote from Lakeside Roofing and Contracting for \$16,700.00.

Motion carried all voting aye.

Code Enforcement Officer Druschel presented the Board with his recommendation for a new fee schedule for applications and permits. Upon review, Attorney Williams informed the Board that they would need to adopt a local law to make any changes to the zoning chapter 190. The changes only affect 102-7 of the code book.

MOTION by Trustee McDowell and seconded by Trustee Kennedy to approve the following fee schedule, effective immediately.

Motion carried all voting aye.

Fire Prevention and Building Construction:

1. **Sheds, out buildings, and accessory buildings:** \$50 per structure or \$1 per 100 square feet whichever is greater, plus CofC Cost
2. **Dwellings on one-lot developments:** \$250 per unit, plus an additional \$0.20 per square foot over 1,500 square feet, plus CofO cost.
3. **Multifamily dwellings:** \$400, plus \$50 per unit more than 3 units, plus an additional \$.20 per square foot over 1,500 square feet per unit, plus CofO cost per unit.
4. **Commercial and/or industrial buildings** and/or other nonresidential buildings, additions thereto, renovations, alterations, reconstruction, change of use: \$250 minimum permit fee or .10 per square foot whichever is greater, plus CofO or CofC cost (whichever is applicable).
5. **Additions to any residential building:** \$100 minimum permit fee or .20 per square foot whichever is greater, plus CofO or CofC cost (whichever is applicable).
6. **Fire place installation,** wood stove installation and/or replacement including chimney inspection, property maintenance inspection as requested: \$50 each plus \$50 for each re-inspection, plus CofC cost.
7. **Septic System inspection** on an existing lot for replacement and/or new: \$75 each, plus \$50 for each additional inspection in excess of two inspections, plus CofC cost.
8. **In the event construction is commenced** and/or completed prior to a building permit being issued, a building permit shall be issued only after payment of all applicable fee or fee's, plus an administrative fee of \$100 with the understanding that a certificate of occupancy or certificate of compliance will not be issued unless all inspections have been made as required by the building code of New York State.
9. **Installation and replacement of swimming pools** and/or hot tubs in residential zoning districts: \$60 each, plus \$30 for each additional inspection, plus CofC cost.
10. **Installation and/or replacement of decks,** breezeways, enclosed or open porch, sunroom, carports: \$60 each, plus CofC cost.
11. **Demolition of a building:** \$75 each permit
12. **Installation of any residential tower antenna,** windmill, solar panels or any green power application: \$75 permit fee, plus \$75 for each additional inspection, plus CofC cost.
13. **One Time renewal of a prior issue building permit: 100% of permit fee,** or a minimum charge of \$50 dollars plus postage.
14. **Dock Permit & Inspection:** \$75 plus an additional \$25 for every inspection after the first
15. **Fire safety inspection:** \$50 fee plus an additional \$25 for every inspection after the first
16. **Renovation of home, finishing basement, attic** and/or other unfinished spaces, adding emergency egress window and/or well: \$75 permit fee, plus CofC cost.
17. **Installation and/or repair of standby residential generator:** \$50 permit fee, plus CofC cost.
18. **Installation and/or repair of standby commercial generator:** \$150 permit fee, plus CofC cost.
19. **Placement of a manufactured home:** \$150 permit fee, plus CofO cost.
20. **Placement of a Recreational Vehicle:** \$100 permit fee, plus CofC cost.
21. **Tear off/ reroof:** \$50 permit fee, plus CofC cost.
22. **Any electrical work by electrical contractor:** \$40 permit fee, plus CofC cost.
23. **Replacement furnaces, central air conditioning** unites and/or water heaters; \$40 permit fee, plus CofC cost.
24. **Truss placard** fee for new construction, existing residence having an addition, repair, renovation, and/or reconstruction done that has engineered wood products (Truss, Laminated Beams and/or I Joists): \$15
25. **Site Plan Review for all non LCR or I zoned properties:** \$100
26. **Site Plan Review for all LCR or I zoned properties:** \$200, plus reimbursement of any consultant fees.

SUBDIVISION FEES:

- 1 or 2 lots or parcels - \$150
- 3 lots or parcels - \$300
- 4 lots or parcels - \$500
- 5 lots or parcels - \$700
- 6 lots or parcels - \$1000

- 7 lots or parcels - \$1300
- 8 lots or parcels - \$1600
- 9 lots or parcels - \$1900
- 10 lots or parcels - \$220 each

27. Certificate of Occupancy or Certificate of Compliance noncommercial: \$25 Fee
28. Certificate of Occupancy or Certificate of Compliance Commercial: \$100 Fee
29. **Renovation of home, finishing basement, attic** and/or other unfinished spaces, adding emergency egress window and/or well: \$75 permit fee, plus CofC cost.
30. **Installation and/or repair of standby residential generator:** \$50 permit fee, plus CofC cost.
31. **Installation and/or repair of standby commercial generator:** \$150 permit fee, plus CofC cost.
32. **Placement of a manufactured home:** \$150 permit fee, plus CofC cost.
33. **Placement of a Recreational Vehicle:** \$100 permit fee and \$25 each time thereafter, plus CofC cost.
34. **Tear off/ reroof:** \$50 permit fee, plus CofC cost.
35. **Any electrical work by electrical contractor:** \$40 permit fee, plus CofC cost.
36. **Replacement furnaces, central air conditioning** units and/or water heaters; \$40 permit fee, plus CofC cost.
37. **Truss placard** fee for new construction, existing residence having an addition, repair, renovation, and/or reconstruction done that has engineered wood products (Truss, Laminated Beams and/or I Joists): \$15
38. **911 Reflective House numbers:** \$25
39. **Installation and/or replacement of a pole barn on a residential lot, garage** on a residential lot and/or other accessory structures requiring a building permit not specifically listed in this fee schedule: \$100 permit fee or .10 per square foot greater than 1,000 square feet whichever is greater, plus CofC cost.
40. **Request of zoning Variance for all non-industrial zones:** \$75, plus reimbursement of any consultant fees
41. **Request of zoning Variance for Industrial zones:** \$100, plus reimbursement of any consultant fees
42. **Request for Special Use Permit for an approved site plan** and in a preexisting building: \$100, plus reimbursement of any consultant fees.
43. **Request for Special Use Permit for a non-approved site plan or without a preexisting building:** \$250, plus reimbursement of any consultant fees.
44. **Site Plan Review for all non LCR or I zoned properties:** \$100
45. **Site Plan Review for all LCR or I zoned properties:** \$200, plus reimbursement of any consultant fees.

SUBDIVISION FEES:

- 1 or 2 lots or parcels - \$150
- 3 lots or parcels - \$300
- 4 lots or parcels - \$500
- 5 lots or parcels - \$700
- 6 lots or parcels - \$1000
- 7 lots or parcels - \$1300
- 8 lots or parcels - \$1600
- 9 lots or parcels - \$1900
- 10 lots or parcels - \$220 each

46. Certificate of Occupancy or Certificate of Compliance noncommercial: \$25 Fee
47. Certificate of Occupancy or Certificate of Compliance Commercial: \$100 Fee

Treasurer:

MOTION by Trustee Kallusch and seconded by Trustee Eckberg to approve payment of claims 7-1 through 7-69 for a total of \$96,246.53; General/Highway \$44,851.97; Water \$24,347.00; Wastewater \$27,047.56. Motion carried all voting aye.

Other Business:

Mayor Tertinek will be holding a State of the Village meeting on Saturday, July 23, 2016 at the Fire Hall at 10:00AM.

There were two openings on the Zoning Board of Appeals. There is an opening for a member, replacing Erich Pfiffner, whose term expires 12/2/2019. The other opening is for an Ad Hoc member, whose term would expire 12/5/2016.

MOTION by Trustee Kallusch and seconded by Trustee McDowell to appoint Larry Laforce to the ZBA as a member and appoint Lynn Carlyle as Ad Hoc.

Motion carried all voting aye.

MOTION by Trustee McDowell and seconded by Trustee Eckberg to adjourn the meeting at 9:13PM

Motion carried all voting aye.

Next scheduled regular Board meeting will be on Thursday, August 18, 2016 at 7:00 PM.

Melanie E. DeBadts
Deputy Clerk-Treasurer