

July 16, 2020: Village Board Meeting  
**Minutes of Regular Meeting Sodus Point Village Board**

Mayor McDowell called the regular meeting to order at 6:30 PM and led the Pledge of Allegiance.

Present: Mayor McDowell, Deputy Mayor Kallusch, Trustee Evans, Trustee Pitti, Trustee DeWolf (via Zoom), CEO Druschel (via Zoom), and Attorney Williams (via Zoom).

Absent: na

**MOTION** by Trustee Kallusch and seconded by Trustee Evans to approve the June 18, 2020 regular meeting minutes. Motion carried all voting aye.

Public: 5 people physically in attendance, 24 via Zoom

**Reports were given as follows:**

**Mayor McDowell- Village updates, Wastewater, Highway, and Code Enforcement**

**Deputy Mayor Kallusch- Buildings**

**Trustee Evans- Ambulance, Fire, Recreation and Public Communications**

**Trustee Pitti- Sill Landing update**

**Public Comments:**

**Elaine Allis inquired about the fees for building permits in the Village. CEO Druschel said our fees are in line with the towns and villages that use the most recent fee schedule.**

**Chris Tertinek provided the Board with pictures of vehicles parked on sidewalks along various Village streets. Mayor McDowell told him that parking issues are enforced by the Police. He would need to inform the proper authorities at the time of the issue.**

**Phil Leone (Leone's Landing) wanted to inform the Board that he had provided Port-O-Potties, running water and garbage receptacles for the food trucks that he had operating on his property.**

**Laurie Verbridge voiced her concern about the Village taking over a small portion of Route 14**

**Old Business:**

**A. MOTION** by Trustee DeWolf and seconded by Trustee Kallusch to enter into the agreement below;

**LICENSE AGREEMENT**

THIS AGREEMENT is made this 18th day of June, 2020, by and between Maxine Appleby, (hereinafter referred to as "Appleby") residing at No. 7487 South Ontario Street, Sodus Point, New York and The Village of Sodus Point, with offices located at No. 8356 Bay Street, Sodus Point, New York (hereinafter referred to as "Village").

**RECITALS:**

**WHEREAS**, Appleby is the owner of real property commonly known as No. 7487 South Ontario Street, Sodus Point, New York the side lot of which fronts along South Ontario Street; and

**WHEREAS**, Appleby has diminished use of her property due to flooding and would like to be able to encroach upon the undeveloped portion of South Ontario Street for the purpose of constructing a removeable fence; and

**WHEREAS**, the undeveloped portion of South Ontario Street upon which the encroachment would exist consists of gravel and grass which is not currently utilized by the Village and allowing the encroachment would not detriment the Village in any way.

**NOW THEREFORE**, in consideration of One Dollar and no/100 and other good and valuable consideration paid by the parties to each other, the parties agree as follows:

1. Village hereby grants to Appleby, her heirs and assigns, a license to install and maintain a removeable fence on the undeveloped west right-of-way of South Ontario Street which will encroach upon said right-of-way by approximately 6.5 feet to the east and approximately 14.25 feet to the south parallel to said right-of-way.

2. Appleby agrees to make no claim to any right, title or interest to any portion of Village's property on which the removeable fence encroaches onto Village property.

3. Appleby agrees to hold Village harmless from claims or causes of action arising out of the removeable fence encroachment onto the Village right-of-way for South Ontario Street including but not limited to injury to persons or property from persons utilizing the property upon which the encroachment exists.

4. This license agreement may be terminated by the Village upon 30 days notice should the Village desire to utilize the property for any municipal purpose.

5. This agreement shall inure to the benefit of the parties hereto, their heirs, successors and assigns.

Motion carried all voting aye.

**B.** The Board had previously discussed devising a moratorium on food trucks in the Village. They agreed there was no need for a moratorium at this time, but they would like the Planning Board to complete a review of the Code, section 139. After review, the Planning Board will propose any revisions to the Zoning Board, the community, and ultimately, the Village Board of Trustees for a decision.

**New Business:**

**A.** Upon review of the current NYS DOH guidelines for celebrations, Mayor McDowell recommended that the September fireworks display be cancelled. The Board agreed.

- B. MOTION** by Trustee Kallusch and seconded by Trustee Evans to surplus the 2007 Ford Crown Victoria police car so it can be sent to auction  
Motion carried all voting aye.
- C.** The Board received a quote from Municipal Emergency Services for 25 Snap-change, carbon wrapped cylinders totaling \$29,925.00 for the Fire Department.  
**MOTION** by Trustee Evans and seconded by Trustee Dewolf to approve the purchase of the cylinders with a lease agreement with Community Leasing Partners for \$3,000 down, fixed rate, five year term, \$6,113.48 paid annually.  
Motion carried all voting aye.
- D.** The Village is considering taking ownership of Greig Street from the intersection of Bay Street and Bay Street Extension east (the loop). Currently, it is owned and maintained by NYS. Village ownership would help expedite approval of additional crosswalks needed for the Wickham Boulevard and Greig Street REDI project (WA30). The road life is estimated at 20-25 years. Mark Costich (civil engineer for the REDI project) tested the asphalt and confirmed it is good quality. This transfer of ownership will add mileage to our CHIPS inventory. The Village can look into a snow and ice agreement where the State would pay for the Village Highway Department to plow and salt the portion of the road that will still be owned by the State.  
Trustee Evans had many questions about what this ownership transfer would cost the Village in the long-term. She would like a cost analysis completed before the Board votes on this proposition.
- E.** Trustee Kallusch addressed the Board as a Silver Waters Community Ambulance medic. He would like the Board to approve the purchase of 5 Safe Life Defense Multi-Threat vests at \$619.00 each. Silver Waters has agreed to pay 25% of the total cost. The Village would be responsible to pay \$2089.14. Trustee Kallusch recused himself from the vote.  
**MOTION** by Trustee Evans and seconded by Trustee Pitti to approve the purchase of 5 Safe Life Defense vests for \$2089.14 (75% of the total cost).  
Motion carried all voting aye.
- F.** The Highway Department would like the Board to consider trading in the 2017 JCB telehandler to purchase a 2020 Caterpillar 920 Wheel Loader. The purchase price is \$147,386, less JCB trade in of \$65,000, for a net of \$82,386. The telehandler has needed many repairs beginning very soon after purchasing and the warranty expires in October, 2020. The Board agreed to consider the purchase and the Highway Department will continue researching the purchase so the Board can vote at a later date.

Clerk-Treasurer:

- A.** **MOTION** by Trustee Kallusch and seconded by Trustee Evans to approve payment of claims 7-1 through 7-55 totaling \$66,930.27; General \$44,550.59, Water \$14,539.51, Wastewater \$7,840.17  
Motion carried all voting aye.

Other Business

- A.** No decision was made on whether or not to have the Sunshine Auto Parade in September. The decision will be made at a later date.

**MOTION** by Trustee Kallusch and seconded by Trustee Evans to adjourn the meeting at 8:47PM  
Motion carried all voting aye.

Next scheduled regular Board meeting will be on Thursday, August 20, 2020 at **6:30 PM**

Melanie E. DeBadts  
Deputy Clerk-Treasurer