

Minutes of the January 15, 2019 meeting of the Board of Trustees of the Village of Newark held in the 2<sup>nd</sup> floor court room of the Municipal Building at 6:00 PM.

**PRESENT**

Mayor Jonathan Taylor (3); Trustees: Robert Bendix (3), Stuart Blodgett (2) (Late), and Alan Schober (3). Excused: Trustee Rebecca Vermeulen (1).

Police Chief Mark Thoms, Village Clerk/Treasurer Steve Murawski, Code Enforcement Officer Mark Peake, Fire Chief Rusty Havert (Excused), AECC Executive Director Mike Muscolino (Excused), and Attorney Art Williams.

General Public: 18

**WELCOME BY  
MAYOR**

At 6:05 P.M., Mayor Taylor led the gathering in the Pledge of Allegiance to open the meeting.

**APPROVAL OF  
MINUTES**

Motion Trustee Bendix, seconded Trustee Schober and carried unanimously 3-0 (Trustee Blodgett Late – TBL; Trustee Vermeulen Excused – TVE) to approve the following minutes:

- Regular Board Meeting December 18, 2018.
- Special Board Meeting December 20, 2018.

**CONSENT  
AGENDA**

Motion Trustee Bendix, seconded Trustee Schober and carried unanimously 3-0 (TBL and TVE) to approve the January vouchers and invoices Trustee Vermeulen reviewed for reasonableness and which were submitted for payment approval. Payments totaling \$452,916.82 were authorized for all funds.

The Board thanked the department heads for their monthly reports.

**FIRE CHIEF  
RUSTY HAVERT**

Chief Havert was excused; Mayor noted the following.

Motion Trustee Bendix, seconded Trustee Schober and carried unanimously 3-0 (TBL and TVE) to authorize the Boy Scouts to have no more than two campfires at their Camporee at the Firemen's Field from April 26<sup>th</sup>-28<sup>th</sup>, with the fire pits being placed in the ball field, in the same area that the fireworks are launched from.

Motion Trustee Schober, seconded Trustee Bendix and carried unanimously 3-0 (TBL and TVE) to approve the membership of Adam Baker of 116 Prospect Street to NYC Hose Co. # 5. He had his arson check done and was investigated by his company.

Noted that Jeffrey Kemble and Joshua Williams were dropped from the Membership Rolls.

AECC DIRECTOR  
MIKE  
MUSCOLINO

Mr. Muscolino was excused; Mayor Taylor noted that there were no updates from Mr. Muscolino.

CODE  
ENFORCEMENT/  
ECONOMIC  
DEVELOPMENT

Mr. Peake introduced Rudy Neufeld of Crosstown Construction and Andrew Spencer of BME Associates, the professional firm that helped Crosstown Construction develop the proposed Preliminary Sketch Plans for the remaining lands of the Southwinds Landing residential community. Mr. Neufeld stated that the plans are not final yet, but are close to what is expected to be presented to the Village for consideration of approval. For the apartment complex, almost all the units are one and two bedrooms, with a price range around \$900.00-\$1,000.00. The focus customer that they expect to reach are senior citizens looking to downsize and yet stay in Newark. Mayor Taylor stated that this is a definite need for the community, and that people looking for this type of housing currently must move to Canandaigua and Farmington to find it. They also expect some professional type of employees, or maybe a professional couple, to also be part of their market target group. Trustee Schober noted that there were some technical issues included in the plans that show the proposed project is currently within code requirements. Mr. Peake affirmed that a Waiver of Subdivision will be needed to create one parcel for where the apartment complex is proposed to be located. The Board had no further questions for Messer's Neufeld and Spencer; they in turn thanked the Board for an opportunity to make this presentation, and that they look forward to working with the Village to make this project a reality.

Mr. Peake also spoke on the following:

- Presented to the Board the need for a more visible sign to the Village of Newark Industrial Park located on West Shore Blvd. The only sign Newark currently has is on W. Shore Blvd., well off of North Main St. corridor. He would like to approach the owner of the Newark Garden Hotel to see if the Village could obtain an easement to potentially place the sign on his property at the corner of N. Main St. and W. Shore Blvd. Mayor Taylor instructed him to move forward with the idea and continue communications with the hotel owner.

Motion Trustee Bendix, seconded Trustee Schober and carried unanimously 3-0 (TBL and TVE) to appoint Allison Kirsch to the Zoning Board of Appeals to complete the term of Mark Sheldon, which expires December 2, 2019.

Mr. Peake presented the request of a potential buyer of the property

located at 304 Pine Blvd. to modify the current Village Code to allow Bow and Crossbow hunting within the Village of Newark. His proposal is to have the code changed to allow crossbow and bow hunting within the Village, with a Special Permit, if the property parcel is larger than a ten-acre lot. Mayor Taylor and Trustee Bendix stated that they just received this packet and have not had enough time to review and potentially obtain further information. Trustee Schober stated that he is against the proposal, and further time and information won't impact his decision.

MAYOR

Steve Adkins of Northeast Signal and Steve Burman of Global Traffic Technologies made a presentation to the Board on the topic of traffic signal preemption technology, how it works, and the potential benefit it could provide to the Village of Newark. The cost for the system hardware is approximately \$8,000.00 per light, and that the activating hardware/software would be around \$2,000.00 per emergency response vehicle equipped with the technology.

Trustee Blodgett arrived at 6:45 P.M.

Mayor Taylor stated that the Village is interested in the technology as part of the Route 88 Reconstruction Project, and that we need accurate budget numbers before any further discussion or decision can be made.

CLERK/  
TREASURER

Motion Trustee Blodgett, seconded Trustee Bendix and carried unanimously 4-0 (TVE) to approve the Clerk/Treasurer's Review Report for the Village Justice Court for Fiscal year 2018.

Motion Trustee Schober, seconded Trustee Blodgett and carried unanimously 4-0 (TVE) to authorize the Village of Newark to go out to bid for the annual cleaning contract for the Village Interpretive Center.

Mr. Murawski had nothing else for Open Session.

MAYOR

Motion Trustee Bendix, seconded Trustee Blodgett and carried unanimously 4-0 (TVE) to approve adoption of the Village of Newark's Policy Against Discrimination and Harassment.

Motion Trustee Blodgett, seconded Trustee Bendix and carried unanimously 4-0 (TVE) to approve having the Newark Boy Scout Troop pick up discarded, natural Christmas trees, and dispose of at the DPW Operations Center dump site, at a cost of \$2.00 per tree. They will pick up on Saturdays through February 2<sup>nd</sup>.

Motion Trustee Blodgett, seconded Trustee Bendix and carried unanimously 4-0 (TVE) to approve Change Order #2 for the Route 88 Main St. Project, Share #1, at no cost to the Village of Newark.

Motion Trustee Schober, seconded Trustee Blodgett and carried unanimously 4-0 (TVE) to approve budgetary transfer of \$21,900.00 from Water Fund Reserve account to fund installation of replacement water line on Wood Lane between Peirson Ave. and the Red Fox Lane entrance to the Newark Middle School.

Motion Trustee Bendix, seconded Trustee Blodgett and carried unanimously 4-0 (TVE) to approve the transfer of \$10,000.00 from account number A00.01990.4000, General Fund - Contingency, to A00.01620.4950, Permanent Improvements - Parks, to fund the roof repair at Perkins Park shelter

The Board expressed that they are not in support of placing a STOP or YIELD sign on Burnham St. at the intersection of East Ave., in conjunction with Chief Thoms' recommendation not to install any type of traffic sign at the location.

Motion Trustee Bendix, seconded Trustee Schober and carried unanimously 4-0 (TVE) to appoint Michael Gonzalez as Commissioner to the Canandaigua Lake Watershed Commission, and Jonathan Taylor as the Alternate Commissioner.

Motion Trustee Blodgett, seconded Trustee Schober and carried unanimously 4-0 (TVE) to authorize the Village of Newark to go out to bid for WTP and WWTP chemicals for Fiscal Year 2020.

Tabled motion for the Laurel House 5K Walk/Run event scheduled for June 8, 2019 due to questions about Food Truck at the event, and other aspects of it.

Motion Trustee Blodgett, seconded Trustee Bendix and carried unanimously 4-0 (TVE) to award the East Ave. Bridge Rehabilitation project rebid to Vector Construction Corporation at the price of \$433,288.50.

Motion Trustee Bendix, seconded Trustee Schober and carried unanimously 4-0 (TVE) to authorize the Village to borrow up to \$175,000.00 for the East Ave. Bridge Rehabilitation project to pay for expenditures above the \$403,750.00 in grant funding awarded to the Village through the BRIDGE NY 2016 program.

Motion Trustee Bendix, seconded Trustee Blodgett and carried unanimously 4-0 (TVE) to approve the use of a designated area of Perkins Park, or T. Spencer Knight Park, on June 14, 2019 by the Chamber of Commerce to hold the annual Wine/Artisans Craft Festival.

Tabled motion to authorize the Finger Lakes DDSO to issue parking

tickets on their properties, in violation of their regulations, and to have the Village of Newark collect the fee revenue, in order to gather more information and to address other details.

Motion Trustee Bendix, seconded Trustee Schober and carried unanimously 4-0 (TVE) to approve the easement with the Town of Canandaigua at the Village owned property located at Otetiana Point to install a new section of 12-inch water main from Otetiana Point to NYS Route 364, subject to final approval by Village Attorney Williams.

Mayor Taylor had nothing else for Open Session.

#### LEGAL

Attorney Art Williams had nothing for the Board tonight.

#### POLICE CHIEF

Police Chief Mark Thoms noted that the three police vehicles being purchased under the USDA RD grant/loan funding package have been ordered under the mini-bid, and that they should arrive in 16-20 weeks. Mayor Taylor asked if the Board needed to approve the purchase, or had they already done that in the past in connection with the USDA RD program. Mr. Murawski will check into it and get back to the board.

Motion Trustee Blodgett, seconded Trustee Bendix and carried unanimously 4-0 (TVE) to authorize the Village to submit Investigator Warren's application to receive the Will Docken Scholarship, which would allow Inv. Warren to attend the IACIS Basic Computer Forensic Examiner training in Florida in February 2019 at almost no cost to the Village if awarded.

Motion Trustee Bendix, seconded Trustee Blodgett and carried unanimously 4-0 (TVE) to allow Inv. VerStraete to attend the Offender Watch Registry training on January 24<sup>th</sup> in Canandaigua at no cost to the Village, including no overtime for the training or travel time.

Motion Trustee Blodgett, seconded Trustee Schober and carried unanimously 4-0 (TVE) to allow Inv. Warren to attend the NYS Intelligence Center Conference from March 20<sup>th</sup>-22<sup>nd</sup> in Saratoga Springs, New York at no cost to the Village, including no overtime for the training or travel time

The Mayor asked if the Board had to approve the budgetary funding for the proposed implementation of patrol rifles in the Newark Police Dept. It was noted that Chief Thoms would be using an Intradepartmental Transfer to provide the funding, so Board approval wouldn't be necessary.

#### TRUSTEES

Trustee Blodgett noted that he went with Officer DeBoerdere for a full shift on a recent Saturday night from 8:00 P.M.-4:00 A.M.

TIME  
IME FOR THE  
PUBLIC

Casey Carpenter of Grace Avenue spoke about the Southwinds Landing project discussed earlier in the meeting. She addressed how projects such as these impact the traffic flow within the Village, similar to what she has experience with the ongoing Route 88 Reconstruction project. She asked the Board to always consider how economic development impacts the whole Village, beyond just potential economic benefits.

EXECUTIVE  
SESSION

Motion Trustee Blodgett, seconded Trustee Bendix and carried unanimously to go into Executive Session at 7:45 P.M. to discuss a specific position within the DPW, a specific person within the Police department, and a potential Real Estate purchase or sale.

ADJOURNMENT

The meeting was adjourned at 8:26 P.M.

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Stephen Murawski,  
Village Clerk-Treasurer