

Minutes of the January 21, 2014 meeting of the Board of Trustees of the Village of Newark held in the 2nd floor court room of the Municipal Building at 5:00 PM.

- PRESENT** Mayor Peter Blandino (2); Trustees: Helen Blandino (2), Jonathan Taylor (2), Kurt Werts (2), and John Zornow (2).
- Police Chief David Christler, Village Clerk/Treasurer Steve Murawski, Code Enforcement Officer Mark Peake, Fire Chief David Greco, AECC Executive Director Mike Muscolino, and Attorney Art Williams.
General Public: 5
- WELCOME BY MAYOR** At 5:05 P.M., Mayor Blandino led the gathering in the Pledge of Allegiance to open the meeting.
- APPROVAL OF MINUTES** Motion Trustee Werts, seconded Trustee Blandino and carried unanimously to approve the following minutes:
- Regular Board Meeting of December 17, 2013.
- CONSENT AGENDA** Motion Trustee Werts, seconded Trustee Blandino and carried unanimously to approve the January vouchers and invoices which Trustee Werts reviewed for reasonableness and which were submitted for payment approval. Payments totaling \$507,271.04 were authorized for all funds.
- The Board thanked the department heads for their monthly reports.
- MAYOR PUBLIC HEARING BEST VALUE** Mayor Blandino opened the public hearing on proposed Local Law 2014-1, adoption of new Village of Newark Code Section - "Chapter 24 – Procurement Standards" at 5:10 P.M. Treasurer Murawski and Attorney Williams presented the proposed local law and the rationale for it. Hearing no comment from the public, the Mayor closed the public hearing at 5:18 P.M.
- Motion Trustee Taylor, seconded Trustee Blandino and carried unanimously to adopt Village of Newark Local Law 2014-1.
- PUBLIC HEARING TAX CAP OVERRIDE** Mayor Blandino opened the public hearing on proposed Local Law 2014-2, adoption of the Property Tax Cap Override for FY 2015, at 5:20 P.M. Mayor Blandino noted that the property tax cap limit is only 1.60% for FY 2015, due to the inflation rate that is used for the tax cap law is lower than the 2.00% tax cap rate normally used. He also noted that the adoption of the local law to override the property tax cap is just a precautionary measure in case the Village needed to raise taxes more than what is allowable by law. Hearing no comment from the public, the Mayor closed the public hearing at 5:25 P.M.
- Motion Trustee Werts, seconded Trustee Zornow and carried unanimously to adopt Village of Newark Local Law 2014-2.
- FIRE CHIEF DAVID GRECO** Fire Chief David Greco spoke on the following:
- Renovations in the Fire Department continue.
 - Trustee Zornow asked about the results of the latest ISO rating calculation for the Village of Newark Fire Dept. Chief Greco stated that the rating remains at 4, which is still a very good rating. He is not sure what the Village could do to lower the rating to a 3 or lower.

Motion Trustee Taylor, seconded Trustee Blandino and carried unanimously to approve the memberships of Mr. Charles Rice of 618 West Maple Avenue, who has joined Deluge Hose Co # 1, and of Mr. Brian Walker of 4516 Route 88 North, who has joined Arcadia Hose Co # 2. They have had their arson checks done and were investigated by their companies.

AECC DIRECTOR
MIKE
MUSCOLINO

Mr. Muscolino spoke on the following:

- Winter programs are ongoing.
- Sign up will begin this week for the Spring programming.
- Senior citizen program participation at one of highest levels ever.

CODE
ENFORCEMENT
ECONOMIC
DEVELOPMENT

Mr. Peake spoke on the following:

- New signage required by NYS to be placed on abandoned buildings to notify Emergency Responders. It is a red sign with a white "X" through it.
- New home being erected by Crosstown Construction at Southwinds Landing.
- Met with Tammy Whitacre on Village website updates.
- Met with owner of McDonald's on their planned construction of a new building on their current site.
- Tenant in Village Industrial Park considering 10,000 sq. ft. expansion.
- Work session coming up on promoting Bicycling in the Village.
- Work is being completed on the Village of Newark's promotional video. Target date for completion is September 2014.
- Executive Session to discuss pending litigation.

Motion Trustee Zornow, seconded Trustee Taylor and carried unanimously to authorize Mark Peake, Roger VanDeMortel, and Dave Carr to attend the annual training in Syracuse presented by the NYSBOC Central Chapter from April 1-4, 2014. The training is required for the individuals to maintain their certifications. The total cost is \$1,050.00.

CLERK
TREASURER

Provided updates on budget process.

MAYOR

Motion Trustee Werts, seconded Trustee Blandino and carried unanimously to appoint Dr. Arif Choudhury as Village Public Health Officer, term effective immediately, and expiring December 4, 2017.

Motion Trustee Blandino, seconded Trustee Zornow and carried unanimously to authorize Jeff DeCann, Mike Gonzalez and Mike Bouwens to attend the FL Water Works Conference in Geneva on February 6th, at a cost of \$22.00, to obtain necessary credits to maintain their certifications.

Motion Trustee Werts, seconded Trustee Zornow to adopt the following:

WHEREAS, the Great Lakes and St. Lawrence represent the largest body of surface fresh water in the world and are a vibrant, diverse ecosystem that is critically important to the economic well-being and quality of life of the

Canadian and U.S. populations in the region;

WHEREAS, over 180 invasive species have entered the Great Lakes and its connecting water ways over the years and caused

widespread damage and disruption to the natural balance of the system, as well as significant economic damage;

WHEREAS, one of the most serious threats ever presented by invasive species current comes from Asian carp, including silver, bighead, and black varieties;

WHEREAS, these varieties of carp were introduced to the southern United States for use in fish farms for algae control in the 1970's and escaped into the Mississippi River system.

WHEREAS, invasive species have already inflicted hundreds of millions in damage across the Great Lakes and St. Lawrence, and invasive carp pose a serious threat to the \$7 billion sport and commercial fishery that support the economy and help define the culture of the entire region;

WHEREAS, the invasive carp have migrated northward through the Mississippi River system as far north as Wisconsin, Minnesota, Illinois, Indiana, and Ohio, reducing significantly or eliminating populations of the more desirable species of fish because of their voracious food consumption and prolific reproduction;

WHEREAS, the invasive carp are threatening to enter the Great Lakes at a number of points across the region;

WHEREAS, many federal, state, provincial, and local government agencies in the United States and Canada have worked diligently and expended tens of millions of dollars over the past 10 years on a variety of projects to keep invasive carp out of the Great Lakes;

WHEREAS, including the invasive carp, there are 39 invasive species in the two basins that present a threat to cross over into the other basin in the near future;

WHEREAS, once an invasive species establishes itself in an ecosystem, it is exceedingly difficult, if not impossible, to eradicate it, and it often inflicts serious damage on the ecosystem and imposes major costs in efforts to control it;

WHEREAS, Asian carp pose a dangerous risk of injury to recreational users on waters infested with Asian carp;

WHEREAS, Canadian and U.S. citizens across the basin have expressed serious concern about the invasive carp and other invasive species, and are demanding prompt action;

WHEREAS, the U.S. Army Corps of Engineers is conducting a multiyear, comprehensive study across the U.S. side of the Great Lakes basin called the "Great Lakes and Mississippi River Interbasin Study" (GLMRIS) that examines 19 separate locations where invasive carp could cross from the Mississippi River Basin to the Great Lakes Basin, and considers a large number of potential ways to stop the further migration;

NOW, THEREFORE, BE IT RESOLVED, that the invasive carp in the Mississippi River system pose one of the greatest threats to the integrity and well-being of the Great Lakes and St. Lawrence ecosystem, including the 40 million Canadians and Americans who live there;

BE IT FURTHER RESOLVED, that preventing the invasive carp from entering the Great Lakes and St. Lawrence ecosystem needs to be approached with the greatest sense of urgency by all those responsible for dealing with this matter;

BE IT FURTHER RESOLVED, that physical separation is the most effective way to keep invasive carp from entering Lake Michigan through the Chicago Area Waterway System, and such barriers would also prevent the movement of many other invasive species from one basin to the other;

BE IT FURTHER RESOLVED, that physical separation is feasible and can be done in a way that maintains or enhances water quality, flood control, and transportation in the system;

BE IT FURTHER RESOLVED, that additional steps must be taken in the interim to keep invasive carp out while the long term solution is put in place;

NOW THEREFORE BE IT RESOLVED that the Village of Newark, New York strongly urges all parties involved to identify a preferred solution to the invasive carp issue and move forward to implement that solution with the greatest sense of urgency.

Motion Trustee Blandino, seconded Trustee Werts and carried unanimously to purchase a wood chipper from Vermeer at a cost not to exceed \$45,000.00, with the expenditure being allocated between the General and Sewer Funds. The machine will be utilized at the WWTP when the Village begins to compost the final waste product. The Village will submit a grant to NYS for reimbursement on purchasing the equipment, with the refunding of 50% of the expenditure expected to occur within the next 1-2 years, due to the large number of applications.

Motion Trustee Taylor, seconded Trustee Blandino and carried unanimously to authorize the Mayor to sign the resolution letter sent to the Town of Phelps in support of their proposed Pelis Road water district.

The Board agrees to have the Village offer assistance to the Food Closet to relocate their bottom shelving to be in compliance with Food Link of Rochester regulations. Doug Townsend will assist in this project.

Motion Trustee Taylor, seconded Trustee Werts and carried unanimously to authorize the Mayor to sign the draft Street Usage Lease Agreement with the Newark Farmer's Market.

Motion Trustee Zornow, seconded Trustee Blandino and carried unanimously to authorize the Village to submit an application to join the National Joint Purchasing Association (NJPA) Coop at no cost to the Village. This free services allows the Village to utilize the bids that are already submitted and accepted by this organization when the Village needs to go out for bids on purchase contracts of \$20,000.00 or greater. The Village is not obligated to use the bids obtained by NJPA, but it provides another resource when purchase bids are needed.

Motion Trustee Zornow, seconded Trustee Taylor and carried unanimously to accept the resignation of Tim McCusker from the ZBA, effective May 1, 2014.

Mayor Blandino noted an article from Fox News.com on the cost of utilizing sterilization when trying to control a nuisance deer population.

The Mayor noted the linkage meeting with the Village, the Newark Central School District and the Town of Arcadia scheduled for February 6th at 6:00 P.M. at the Newark High School.

Motion Trustee Blandino, seconded Trustee Werts and carried unanimously to approve the request for funding of \$1,500.00 for the Veterans Council of Newark to be included in the FY 2015 budget.

Motion Trustee Taylor, seconded Trustee Blandino and carried unanimously to approve the 2014 schedule of events for the Veterans Council of Newark.

LEGAL

Nothing for Art Williams for open session.

POLICE CHIEF DAVID CHRISTLER

The Chief spoke on the following:

- St. Michaels Church is planning their annual carnival to be held on June 13th-14th, 2014. They are requesting that the street be closed once again in the area of the festival. The Board stated that a written request should be submitted to the Board for consideration.
- Noted the safety issue of power scooters being driven in the streets due to the excessive snow fall this year and sidewalks not being properly cleared by the responsible property owner.
- Noted that the Village does have an issue with homeless people not having adequate shelter during the cold weather we have experienced this year. The Red Cross is leading the effort to set up an Emergency Fund to provide shelter when necessary.

TRUSTEES

Motion Trustee Werts, seconded Trustee Zornow and carried unanimously to install stop signs on Mason Street, heading both north and south, at the intersection of Mason and Franklin streets.

Motion Trustee Zornow, seconded Trustee Blandino and carried unanimously to grant authority to the DPW supervisors to hire a replacement for Rich Soggs, who resigned in December 2013.

Trustee Zornow brought up for discussion the possibility of advertising for positions on the Planning and Zoning Board when they become vacant. The Board agreed that they would move forward with this.

TIME FOR THE PUBLIC

Nothing for the public.

EXECUTIVE SESSION

Motion Trustee Blandino, seconded Trustee Taylor and carried unanimously to go into Executive Session at 7:01 P.M. to discuss pending litigation and ongoing police union negotiations.

The meeting was adjourned at 7:28 P.M.

Stephen Murawski, Village Clerk-Treasurer