

Minutes of the February 19, 2019 meeting of the Board of Trustees of the Village of Newark held in the 2nd floor court room of the Municipal Building at 6:00 PM.

PRESENT

Mayor Jonathan Taylor (5); Trustees: Robert Bendix (4), Stuart Blodgett (4) (Late-TBL), Alan Schober (5), and Rebecca Vermeulen (3).

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

General Public: 11

WELCOME BY
MAYOR

At 6:00 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 4-0 (Trustee Blodgett Late – TBL) to approve the following minutes:

- Regular Board Meeting January 15, 2019.
- Special Board Meeting February 8, 2019.

CONSENT
AGENDA

Motion Trustee Vermeulen, seconded Trustee Schober and carried unanimously 4-0 (TBL) to approve the February vouchers and invoices Trustee Bendix reviewed for reasonableness and which were submitted for payment approval. Payments totaling \$1,044,102.16 were authorized for all funds.

The Board thanked the department heads for their monthly reports.

MAYOR
PARKING
TICKETS
FINGER LAKES
DDSO

Clerk/Treasurer Murawski introduced Rich Phillipson from the Finger Lakes DDSO Campus Security Department. He presented the Board with a request for the Village to manage acceptance of parking violations issued by his staff on the Newark DDSO Campus property, and the associated fees related to the tickets. The Village police are not being asked to enforce the signage on the property, and Newark would get to keep all of the revenue from the paid parking violation tickets. There are multiple potential safety hazards that can't be addressed because the public ignores the posted parking signage since there is no enforcement mechanism in place at the present time. Comments and questions were offered by the Mayor, Trustees, Chief Thoms, Attorney Williams, and AECC Director Muscolino. After much discussion, Mayor Taylor instructed Village Attorney Williams and Police Chief

Thoms to work together with the FLDDSO Security Department to gather all the necessary information needed for the Board to vote on the matter at the March 2019 Board meeting.

FIRE CHIEF
RUSTY HAVERT

Chief Havert noted the following:

- 72 calls for service YTD.

Motion Trustee Schober, seconded Trustee Vermeulen and carried unanimously 4-0 (TBL) to approve the membership of Paul Rushlo of 123 South Avenue, Newark, N.Y. to NYC Hose Co. #5. He had his arson check done and was investigated by his company.

Motion Trustee Bendix, seconded Trustee Schober and carried unanimously 4-0 (TBL) to accept the resignation of Thomas Shoemaker from his membership in the Newark Volunteer Fire Department.

Noted that the two exterior entrance doors to the Fire House at 150 E. Miller St. are in need of significant repairs, and that the money had been budgeted in the General Fund in the past to repair them.

AECC DIRECTOR
MIKE
MUSCOLINO

Mr. Muscolino spoke on the following:

- Youth Basketball has 315 participants, and the Men's Basketball league has 62 participants; this equates to 164 home games being held at the AECC and FLDDSO campus between December 1st and February 28th.
- Spring Baseball and softball registration is ongoing.

CODE
ENFORCEMENT/
ECONOMIC
DEVELOPMENT

Mr. Peake was excused for a family emergency.

Motion Trustee Bendix, seconded Trustee Vermeulen and carried unanimously 4-0 (TBL) to schedule a Public Hearing on March 19, 2019 at 6:10 P.M. to hear the request of AT&T Mobility to obtain a Special Permit under Village Code Section 170-60 to erect a new wireless facility at 200 E. Miller St.

CLERK
TREASURER

Motion Trustee Schober, seconded Trustee Bendix and carried unanimously 4-0 (TBL) to approve the transfer of \$45,000.00 from account number A00.01990.4000, General Fund - Contingency, to A00.05142.4180, Snow Removal – Salt and Sand, to fund the additional salting needed this winter.

Mr. Murawski had nothing else for Open Session.

MAYOR

Motion Trustee Vermeulen, seconded Trustee Schober and carried unanimously 4-0 (TBL) to approve the appointment of Mayor Taylor and Clerk/Treasurer Murawski as the two Compliance Officers required under the recently adopted Village of Newark's Policy Against

Discrimination and Harassment.

Motion Trustee Bendix, seconded Trustee Vermeulen and carried unanimously 4-0 (TBL) to declare surplus the DPW air compressor, and to dispose of at FMV.

Trustee Blodgett arrived at 6:28 P.M.

Motion Trustee Bendix, seconded Trustee Vermeulen and carried unanimously 5-0 to declare surplus the list of small electronics by Chief Thoms, and to dispose of at FMV.

Motion Trustee Vermeulen, seconded Trustee Schober and carried unanimously to approve the transfer of \$61,146.00 from Water Fund Unallocated Fund Balance, to F00.08340.4620, Transmission and Distribution – Repair to Mains, to fund the emergency water main replacement on Route 96 on February 5th.

Motion Trustee Vermeulen, seconded Trustee Bendix and carried unanimously to accept the following bids for chemicals used for the Water Treatment and Waste Water Treatments systems for FY 2020:

Water Treatment System -

Liquid Chlorine – Slack Chemical Co. @ \$992.42 per ton (↑ \$202.08 per ton).

Liquid Chlorine – Slack Chemical Co. @ \$109.44 per 150 cylinder (↑ \$29.55).

Hydrofluosilicic Acid – Univar USA Inc. @ \$.278 per lb. (↑.01¢ per lb.).

Blended Orthophosphate – Two (2) more years on the bid.

Diatomaceous Earth – Aftek Co. @ \$786.00 per ton (↑ \$36.92 per ton – Could purchase before June 2020 pending FY 2021 bid prices).

Sodium Hypochlorite – Jones Chemical Co. @ \$1.20 per gallon bulk, \$3.00 gallon drum (Needed pending the upgrade).

Waste Water Treatment System –

Polymer – Slack Chemical @ \$1.35/pound (↓ 18.0%).

Aluminum Sulphate – Rejected all bids due to an increase of over 104% from the current price, compared to the lowest bid for the upcoming year. The chemical will be rebid by itself; the bid opening is scheduled for March 13, 2019 at 11:00 A.M.

After much discussion, questioning, and consideration to table it, motion Trustee Blodgett, seconded Trustee Bendix and carried unanimously to authorize the Mayor to sign the maintenance contract renewal with Otis Elevator for \$6,989.40 for calendar year 2019 for the continuing maintenance of the Municipal Building elevator.

Mayor Taylor had nothing else for Open Session.

LEGAL

Attorney Art Williams had nothing for the Board tonight.

POLICE CHIEF

Motion Trustee Vermeulen, seconded Trustee Bendix and carried unanimously to authorize up to six individuals to attend the Continuity of Operations Planning training to be held March 13th-14th at the Ontario Co. Emergency Management Office.

Motion Trustee Blodgett, seconded Trustee Vermeulen and carried unanimously to authorize the attendance of two patrol persons to the Empire State Law Enforcement Traffic Safety Conference in Saratoga Springs, N.Y. April 3rd-4th, 2019, with the only cost being lodging and potentially meals.

Motion Trustee Vermeulen, seconded Trustee Bendix and carried unanimously to authorize Sgt. Thomson to attend the Taser Certification training on April 4th-5th in Binghamton, N.Y. The cost for the training is \$495.00, plus lodging for one night at the Fairfield Marriot for \$97.00. The class is necessary for him to remain a certified teacher for the Taser equipment to Village Officers.

Motion Trustee Blodgett, seconded Trustee Bendix and carried unanimously to authorize Officer Rice to attend the NYTOA AR15 Armorer Certification course in Verona, N.Y. at Turning Stone Casino from April 16th -19th. The cost of the course, which includes meals, is \$299.00, plus lodging at \$164.00 per night. The training is necessary for him, as one of the two certified armorers in the department, to train the department staff in the use of the recently acquired AR15/Patrol Rifles.

Motion Trustee Vermeulen, seconded Trustee Blodgett and carried unanimously to authorize Investigator VerStraete to attend the free Strategies for Child Abduction Cases and Amber Alerts in Rochester, N.Y. from April 16th-18th. The only cost would be for three days of lunches which should not exceed \$45.00.

Motion Trustee Blodgett, seconded Trustee Bendix and carried 4-1 (Trustee Vermeulen voted NO due to multiple Patrol Persons being off on training at the same time) to authorize Officer Colacino to attend the Patrol Tactics Conference in Verona, N.Y. at Turning Stone Casio from April 15th-17th at a cost of \$99.00 for the seminar, and lodging at \$164.00 per night for two nights.

Motion Trustee Vermeulen, seconded Trustee Bendix and carried unanimously to authorize Officer Kuhn to attend the NY Association

Hostage Negotiators Conference in Buffalo, N.Y. from May 22nd-24th at a cost of \$249.00 for the registration and 2 nights of lodging at \$104.00 per night. The training is part of the mandatory 40 hours of annual training required to maintain his status as a certified negotiator.

Police Chief Thoms requested an Executive Session to discuss specific positions within the Police Department.

Mayor Taylor read a Thank You letter to the Village from Ryan Velte for allowing him to complete his internship with the Newark P.D. as part of his course requirements.

TRUSTEES None of the Trustees had anything for Open Session.

TIME FOR THE PUBLIC No one from the public wished to address the Board.

EXECUTIVE SESSION Motion Trustee Bendix, seconded Trustee Vermeulen and carried unanimously to go into Executive Session at 7:00 P.M. to discuss specific positions within the Police Department.

Motion Trustee Vermeulen, seconded Trustee Bendix and carried unanimously to come back into Open Session at 7:12 P.M.

MAYOR AND POLICE CHIEF Based on the recommendation of Chief Thoms, motion Trustee Vermeulen, seconded Trustee Blodgett and carried unanimously to eliminate the K-9 dog position, effective March 1, 2019, and to declare surplus the K-9 dog Mac, and to offer the animal to Officer Weegar due to the fact that the dog now has nominal value; he has been trained and bonded to Officer Weegar, and he would not be able to be retrained to work with another handler.

Motion Trustee Vermeulen, seconded Trustee Blodgett and carried unanimously to hire two new patrol personnel. Chief Thoms will provide the Personnel Committee with the list of individuals for consideration to be interviewed for the positions.

EXECUTIVE SESSION Motion Trustee Bendix, seconded Trustee Vermeulen and carried unanimously to go back into Executive Session at 7:16 P.M. to discuss a specific individual within the Village Justice Court, and the potential purchase or sale of Real Estate.

ADJOURNMENT The meeting was adjourned at 7:53 P.M.

Stephen Murawski,
Village Clerk-Treasurer