

Minutes of the October 17, 2023 meeting of the Board of Trustees of the Village of Newark held in the 2<sup>nd</sup> floor courtroom of the Municipal Building at 6:00 PM.

PRESENT	<p>Mayor Jonathan Taylor (32); Trustees: Robert Bendix (29), Stuart Blodgett (25), Chris Burgess (33), and Emily Howard (25 Absent).</p> <p>Police Chief Richard Martin, Code Enforcement Officer, Mike Bouwens, Fire Chief Jeff Miller, Attorney Matthew St. Martin, WWTP Chief Operator John Reynolds and Lynette Morrison, Clerk-Treasurer.</p> <p>General Public: 6</p>
WELCOME BY MAYOR	<p>At 6:00 P.M., Mayor Taylor led the gathering in the Pledge of Allegiance to open the meeting.</p>
APPROVAL OF MINUTES	<p>Changes to the Minutes of the Regular Board Meeting on September 25, 2023. Doug Velte discussed plow damage to 131 Ford Street driveway not 112 South Orchard Street.</p> <p>Motion Trustee Bendix, seconded Trustee Burgess and carried unanimously to approve the following minutes:</p> <ul style="list-style-type: none"><li>• Special Board Meeting September 25, 2023.</li><li>• Regular Board Meeting September 25, 2023.</li><li>• Special Board Meeting October 4, 2023.</li></ul>
CONSENT AGENDA	<p>Motion Trustee Blodgett, seconded Trustee Bendix and carried unanimously to approve the October vouchers and invoices Trustee Burgess reviewed for reasonableness and which were submitted for payment approval. Payments totaling \$886,651.47 were authorized for all funds.</p>
FIRE CHIEF	<p>Chief Miller reported: 464 calls to date The New M-53 is on target for delivery at the end of the month. Trustee Bendix mention the Fire Prevention Demo at Wegmans parking lot turned out great. Chief Miller thanked the Board for their support. Trustee Blodgett inquired about the Department Inspection still being the Saturday after Thanksgiving. Chief Miller confirmed the day and the time will be 6PM.</p>
CODE ENFORCEMENT	<p>Code Enforcement Officer Michael Bouwens reported:</p> <ul style="list-style-type: none"><li>• A few mobile homes are being demolished; cleaning up the parks.</li><li>• Perkins Restaurant will have an environmental assessment completed before a permit can be issued.</li><li>• Habitat for Humanity House, the workers are trying to complete before winter.</li><li>• Apartments above Parkers Restaurant have a few more inspections to finish up.</li></ul> <p>The Board thanked the department heads for their monthly reports.</p>
ECONOMIC DEVELOPMENT	<p>Economic Development Facilitator Mark Peake was excused.</p>
VILLAGE CLERK/TREASURER	<p>Motion Trustee Blodgett, seconded Trustee Burgess and carried unanimously to authorize Wayne County to relevy the delinquent 2023 Newark Village Property Taxes for collection. The actual wording and relevy amount will appear in the minutes for the next Board meeting after the relevy amount has been determined.</p>

Discussion on the Wal-Mart card due date not coinciding with our Audits. Decision made to not use the card, use the Village card instead.

MAYOR

Motion Trustee Bendix, seconded Trustee Burgess and carried unanimously to approve Laurel House to place illuminating bags along the canal by the boat docks on October 28<sup>th</sup> in memory of a previous resident. They will use the battery operated candles.

Motion Trustee Blodgett, seconded Trustee Bendix and carried unanimously to approve the Fair Housing Resolution for the Village of Newark.

Village of Newark  
Fair Housing Resolution

**WHEREAS**, all persons are afforded a right to full and equal housing opportunities in the neighborhood of their choice; and

**WHEREAS**, the Village of Newark (Village) will implement programs to ensure equal opportunity in housing for all persons regardless of race, color, sex, national origin, religion, familial status, disability, age, sexual orientation, gender identity, marital status, and use of service or support animals; and

**WHEREAS**, the Village has determined the need for a Fair Housing Officer to represent the Village to implement the Fair Housing programs; and

**NOW, THEREFORE BE IT RESOLVED**, that the Village reaffirms Matthew St. Martin as the Fair Housing Officer for the Village to be the primary point of contact for all Fair Housing issues; and

**BE IT FURTHER RESOLVED**, that within the available resources, the Village will assist all persons who feel they have been discriminated against because of race, color, sex, national origin, religion, familial status, disability, age, sexual orientation, gender identity, marital status, and use of service or support animals to seek equity under federal and state laws; and

**BE IT FURTHER RESOLVED**, that the Village shall make publicly known this Resolution and, through this publicity, shall cause owners of real estate, developers, and builders to become aware of their respective responsibilities and rights under the Federal Fair Housing Act and any state or local laws or ordinances; and

**BE IT FURTHER RESOLVED**, that the Village will further this action, including but not limited to the following:

- Conduct at least one fair housing activity per year to better inform citizens of their rights under the Fair Housing Law;
- Display Fair Housing posters at conspicuous and appropriate locations;
- Display Fair Housing pamphlets and information at conspicuous and appropriate locations;
- Develop and implement a Fair Housing page on their municipal website;
- Develop a marketing plan to send out Fair Housing information at least yearly to water customers;
- Declare April "Fair Housing Month"

**BE IT FURTHER RESOLVED**, the Village will promote Fair Housing education with elected officials of the Village as well as developers, financial institutions, real estate professionals, and residents of the community.

Motion Trustee Bendix, seconded Trustee Burgess and carried unanimously to approve Runaway Blue Brewing to have a food truck in the Village parking lot on November 10<sup>th</sup>, 11<sup>th</sup> and 12<sup>th</sup> of 2023, to celebrate their one year anniversary.

Motion Trustee Blodgett, seconded Trustee Bendix and carried unanimously to authorize the Mayor to sign a letter of recognition for Cole Talbot for achieving the rank of Eagle Scout.

PUBLIC HEARINGS      Open Public Hearing to consider a Local Law to amend section §164-5 of the Newark Village Code, regarding master meters for trailer parks at 6:15PM.

No comments or concerns brought up.

Motion Trustee Bendix, seconded Trustee Burgess and carried unanimously to close the Public Hearing at 6:16PM.

Motion Trustee Blodgett, seconded Trustee Bendix and carried unanimously to adopt local law §164-5 of the Newark Village Code and to allow all trailer parks 120 days to comply with the new law.

Local Law No. 3 of 2023  
Village of Newark, County of Wayne

**LOCAL LAW NO. 3 OF 2023, LOCAL LAW AMENDING VIL-  
LAGE CODE § 164-5, TO REQUIRE MOBILE HOME PARKS  
TO HAVE ONE WATER METER**

Be it enacted by the Village Board of Trustees of the Village of Newark as follows:

**Section 1. Title**

This Local Law shall be referred to as the "Local law Amending Village Code § 164-5, to Require Mobile Home Parks to have One Water Meter."

**Section 2. Authority and Purpose**

This local law is enacted by the Village Board pursuant to its authority to adopt local laws under Article IX of the New York State Constitution and Municipal Home Rules Law § 10. This local law is adopted to require mobile home parks within the Village to have one water meter as a "master meter," to reduce the burden on the Department of Public Works in reading meters and to more easily facilitate the collection of water bills.

**Section 3. Village Code § 164-5 is Amended to Require Mobile Home Parks to have One Water Meter**

The Village Code § 164-5, entitled "Meters" in hereby amended by inserting letter "J," reading as follows:

*J. Mobile Home Parks. Only one meter is to be installed for each mobile home park. A mobile home park shall have 120 days from the effective date of this Local Law to bring their park into compliance with this requirement.*

All other text contained in Village Code § 164-5 shall continue in full force and effect.

**Section 4. Effective Date**

This Local Law shall take effect immediately when it is filed in the Office of the Secretary of State in accordance with section 27 of the Municipal Home Rule Law.

Open Public Hearing to consider a Local Law to amend section §140-49 of the Village Code to prohibit parking for a 50 foot section of Colton Avenue, from the intersection of East Maple Avenue at 6:18PM.

No comments or concerns brought up.

Motion Trustee Bendix, seconded Trustee Blodgett and carried unanimously to close the Public Hearing at 6:19PM.

Motion Trustee Bendix, seconded Trustee Burgess and carried unanimously to adopt local law section §140-49 of the Village Code to prohibit parking for a 50 foot section of Colton Avenue, from the intersection of East Maple Avenue.

Local Law No. 4 of 2023  
Village of Newark, County of Wayne

**LOCAL LAW NO. 4 OF 2023, LOCAL LAW AMENDING VIL-  
LAGE CODE § 140-49, TO PROHIBIT PARKING FOR A 50  
FOOT SECTION OF COLTON AVENUE, FROM THE INTER-  
SECTION OF EAST MAPLE AVENUE**

Be it enacted by the Village Board of Trustees of the Village of Newark as follows:

**Section 1. Title**

This Local Law shall be referred to as the "Local law amending village code § 140-49, to prohibit parking for a 50 foot section of Colton Avenue, from the intersection of East Maple Avenue."

**Section 2. Authority and Purpose**

The Village Board of Trustees of the Village of Newark, Wayne County, State of New York, is vested by the State of New York, pursuant to § 1640 of the Vehicle and Traffic Law, to regulate roadways within the Village.

**Section 3. Village Code § 140-49 is Amended to Include No Parking on Colton Avenue**

The Village Code § 140-49, entitled "Schedule XII: Parking Prohibited at all Times" in hereby amended by inserting the following language in its appropriate alphabetical location as follows:

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
"Colton Avenue	South	From East Maple Avenue North 50 Feet

All other text contained in Village Code § 140-49 shall continue in full force and effect.

**Section 4. Effective Date**

This Local Law shall take effect immediately when it is filed in the Office of the Secretary of State in accordance with section 27 of the Municipal Home Rule Law.

Open Public Hearing to consider a Local Law to amend §140 of the Village Code, to clarify the yearly dates when no parking is prohibited on all Village streets from 2am to 6pm at 6:21PM.

No comments or concerns were brought up.

Motion Trustee Blodgett, seconded Trustee Burgess and carried unanimously to close the Public Hearing at 6:22PM.

Motion Trustee Burgess, seconded Trustee Blodgett and carried unanimously to adopt Local Law to amend §140 of the Village Code, to clarify the yearly dates when no parking is prohibited on all Village streets from 2am to 6pm.

Opened up Public Hearing to consider a Local Law to amend §140 of the Village Code, to prohibit parking campers or RV’s on Village Streets at 6:25PM.

No comments or concerns brought up.

Motion Trustee Bendix, seconded by Trustee Burgess and carried unanimously to close the Public Hearing at 6:26PM.

Motion Trustee Blodgett, seconded by Trustee Bendix and carried unanimously to amend Local Law §140 of the Village Code, to prohibit parking campers or RV’s on Village Streets

Local Law No. 5 of 2023  
Village of Newark, County of Wayne

**LOCAL LAW NO. 5 OF 2023, LOCAL LAW AMENDING VIL-  
LAGE CODE § 140-21 and § 140-24.**

Be it enacted by the Village Board of Trustees of the Village of Newark as follows:

**Section 1. Title**

This Local Law shall be referred to as the "Local law amending village code § 140-21 and § 140-24."

**Section 2. Authority and Purpose**

The Village Board of Trustees of the Village of Newark, Wayne County, State of New York, is vested by the State of New York, pursuant to § 1640 of the Vehicle and Traffic Law, to regulate roadways within the Village.

**Section 3. Village Code § 140-21 Amended**

The Village Code § 140-21, entitled "Parking Prohibited at all Times" in hereby amended by inserting the following highlighted language as follows:

**A.** No person shall park a vehicle at any time upon any of the streets or parts thereof described in Schedule XII (§ 140-49), attached to and made a part of this chapter.

**B.** No person shall park a camper or recreational vehicle at any time upon any of the streets within the Village.

**Section 4. Village Code § 140-24 Amended**

The Village Code § 140-24, entitled "Parking Prohibited Certain Hours" in hereby amended by deleting the following language:

B. Except for the Village parking lot located at the southwest corner of Church Street and East Avenue, no motor vehicle or other vehicle shall be parked or left standing on any of the municipal parking lots ~~and public streets~~ of the Village of Newark, including the space between the curb and the property line, between the hours of 2:00 a.m. and 6:00 a.m., and any such vehicle found parked or standing in violation of this section shall be removed, without liability to the Village for possible damage, from said place by the police and placed in a parking lot or garage, and the cost of towing (not to exceed \$250) and parking (at the rate of \$5 per day commencing on the third day) said vehicle shall be collected from the owner or operator of said vehicle before said vehicle shall again be delivered to the owner or operator thereof. Volunteer firemen, while at the Fire Department, and police officers, while at work, shall be exempt from this section for parking in the Village Parking Lot "M" adjacent to the Police Department.

**Section 5. Effective Date**

This Local Law shall take effect immediately when it is filed in the Office of the Secretary of State in accordance with section 27 of the Municipal Home Rule Law.

LEGAL	Nothing at this time.
CHIEF OF POLICE	<p>Police Chief Richard Martin gave the following update on September 2023 statistics:</p> <ul style="list-style-type: none"><li>• 15 Property Damage MVA; 7 Personal Injury MVA; 1 Pedestrian struck</li><li>• 71 Incident/Crime Reports taken</li><li>• 15 calls for Juvenile Problems 2 Juvenile Referrals</li><li>• 28 Traffic Stops: 4 Times Traffic Tickets issued &amp; 17 Warnings issued</li><li>• 0 Uses of Force (12-YTD)</li><li>• 15 ACO calls responded to</li><li>• 18 Calls during time other agencies are covering</li></ul> <p>Total Events: 596</p> <p>Highest Call Types: 100 Assists 50 Disturbances</p> <p>Chief Martin thanked the DPW and Fire Department for helping with the Homecoming Parade.</p> <p>Discussion on a NYS Grant for \$24,026.45 that will cover the cost to review, update and create new General Orders that are needed for the Police Department. The annual cost for Lexipol is \$8,900.00 a year. After the General Orders are completed, we can cancel and not have the yearly fee if we decide we do not need it. The Chief will meet with them weekly and do as many as they can go through with each meeting.</p> <p>Motion Trustee Bendix, seconded Trustee Burgess and carried unanimously to approve a contract with Lexipol to review and update General Orders for the Police Department. This will be a grant funded project in the amount of \$24,026.45.</p> <p>Motion Trustee Blodgett, seconded Trustee Burgess and carried unanimously to approve a one-year contract with CordicoShield Law Enforcement Wellness App for up to 15 Police Officers. The price is \$2,999.00 and is funded by a grant.</p> <p>Motion Trustee Blodgett, seconded Trustee Burgess and carried unanimously to approve a contract with NYSPEL, not to exceed \$16,000.00, to outfit a new patrol car. This will be paid for with a grant.</p> <p>Motion Trustee Bendix, seconded Trustee Burgess and carried unanimously to approve Investigator Nicholas Dapolito to attend New York Law Enforcement Officers and the Law-Practices and Procedures at Monroe County on November 21, 2023. The course is free.</p>
WWTP CHIEF OPERATOR	<p>Motion Trustee Bendix, seconded by Trustee Blodgett and carried unanimously to declare 8 8” gate valves surplus.</p> <p>John, WWTP Chief Operator, mentioned that he was notified by Enforcement Compliance that they have signed off and accepted the past Annual reports for the past 4 years.</p>
TRUSTEES	Nothing at this time from the Trustees.
TIME FOR THE PUBLIC	No one from the public wished to speak.
EXECUTIVE SESSION	Motion Trustee Bendix, seconded Trustee Blodgett and carried unanimously to go into executive session at 6:32 P.M.to discuss staff positions in the Village Office and at the DPW.

- OPEN SESSION

Motion Trustee Bendix, seconded Trustee Blodgett and carried unanimously to go back into Open Session.
- Motions Trustee Blodgett, seconded Trustee Bendix and carried unanimously to hire Cheri Bumpus as a part-time Account Clerk.
- Motion Trustee Bendix, seconded Trustee Blodgett and carried unanimously to approve the final payment of \$125.00 to Mural Mania for the mural.
- ADJORNMENT

Motion Trustee Blodgett, seconded Trustee Burgess and carried unanimously to adjourn the meeting.
- The meeting adjourned at 7:04 P.M.

Lynette Morrison

Village Clerk-Treasurer