

Minutes of the September 16, 2014 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 5:00 PM.

**PRESENT**

Mayor Peter Blandino (13); Trustees: Helen Blandino (13), Jonathan Taylor (13), Kurt Werts (11), and John Zornow (13).

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: 7

**WELCOME BY  
MAYOR**

At 5:01 P.M., Mayor Blandino led the gathering in the Pledge of Allegiance to open the meeting.

**APPROVAL OF  
MINUTES**

Motion Trustee Blandino, seconded Trustee Taylor and carried unanimously to approve the following minutes:

- Regular Board Meeting August 19, 2014, with the one change of Van Buren St to Van Dusen St. under the Trustees section.

**CONSENT  
AGENDA**

Motion Trustee Taylor, seconded Trustee Blandino and carried unanimously to approve the September vouchers and invoices which Trustee Taylor reviewed for reasonableness and which were submitted for payment approval. Payments totaling \$1,608,250.26 were authorized for all funds.

The Board thanked the department heads for their monthly reports.

**PUBLIC HEARING  
SECTION 104-1  
PROPOSED  
CHANGES**

Mayor Blandino opened the public hearing on the proposed change to Code Section 104-1 at 5:05 P.M. CEO Mark Peake noted that the “permanent structure” included in the proposed changes only refer to structures that are outside the Planned Unit Development. The Mayor asked Attorney Williams if that could be done, and Mr. Williams stated that it could be modified to state that since it is a minor modification. Trustee Zornow asked Peter Wohlrab, the owner of the property within the PUD, how many units he envisions in the proposed RV/Campsite. Mr. Wohlrab stated about one hundred fifty (150), but that he would probably only start out with thirty units, and then increase if and when he needed to. Trustee Blandino asked if multiple unit sites join together at one fire, and Mr. Wohlrab stated that it was a common practice.

Mayor Blandino asked Mr. Williams if questions or comments had to

be related to the proposed changes to Section 104-1, and Mr. Williams stated that was correct. Trustee Werts asked about Fire Truck access and environmental issues. Trustee Taylor asked Fire Chief Greco if he saw any issues with the proposed changes. Chief Greco stated that his main concern was the ability to have access to the sites to be able to respond to any calls for the Fire Department's emergency services.

Mayor Blandino asked if there were any other comments for the public hearing, and hearing none, closed the public hearing at 5:14 P.M.

Mr. Williams noted that the language would include the following wording at the end (marked in bold and underlined): "150 feet from any permanent structures **outside of the Planned Unit Development**".

Motion Trustee Taylor and seconded Trustee Blandino to adopt the proposed changes to Village Code Section 104-1. The Mayor asked for a roll call vote, starting with Trustee Zornow. Trustee Zornow-No, Trustee Taylor-Yes, Trustee Werts-No, Trustee Blandino-Yes, Mayor Blandino-Yes. The motion to adopt the proposed changes to Code Section 104-1 passed 3-2.

FIRE CHIEF  
DAVID GRECO

Fire Chief David Greco spoke on the following:

- The annual inspection will take place on October 11<sup>th</sup> starting at 6:00 P.M., with the dinner to follow.
- The department is sponsoring a child safety car seat inspection this Saturday, September 20<sup>th</sup>, at the fire department building.
- The fire alarm air horn is being updated; utilizing it has a positive impact on the Village's ISO rating.
- A ten member truck replacement committee has been formed to discuss the replacement of Rescue 7. They are going to look at the feasibility of eliminating one vehicle from the fleet to help keep expenditures down for the Village. Trustee Zornow asked if eliminating a vehicle would negatively impact the ISO rating of the Village. Chief Greco stated that the Village needs to maintain its three Engine trucks, or the ISO rating would be reduced.

Motion Trustee Taylor, seconded Trustee Zornow and carried unanimously to accept the resignations of Brett Norton and Dan O'Connell.

AECC DIRECTOR  
MIKE  
MUSCOLINO

Mr. Muscolino spoke on the following:

- Noted the advertisement for the AECC Fall/Winter programs that he distributed to the Board. Trustee Blandino asked about the possibility of a Halloween Parade; Mr. Muscolino stated that although it was possible, most of the Village's children that participate in the Halloween event are very young, and that the

weather at the end of October is very uncertain.

Motion Trustee Werts, seconded Trustee Taylor and carried unanimously to fund the annual AECC Christmas and Halloween parties at an amount not to exceed \$1,000.00 in total.

CODE  
ENFORCMENT /  
ECONOMIC  
DEVELOPMENT

Mr. Peake spoke on the following:

- The building project at HEP is well underway.
- Rite Aid has started the interior demolition for their project.
- Several strong potential projects are in the works.
- The last filming for the Village's video promo project will take place tonight with some night footage included.
- Robbin Bremer has created the Village of Newark Facebook page. The main purpose of the page is to disseminate and advertise announcements and events.

CLERK  
TREASURER

Motion Trustee Werts, seconded Trustee Zornow and carried unanimously to authorize the Village of Newark to participate in the BOCES bid that is going out for electricity supply purchase.

Mr. Murawski note that Bonadio & Co. will be at the October 21, 2014 Village Board meeting to present the audit report for Fiscal Year 2014.

MAYOR

Motion Trustee Taylor, seconded Trustee Zornow and carried unanimously to approve changing three traffic control devices. The "YIELD" sign for eastbound traffic on Stevens Street at the intersection of Route 88 South will be changed to a "STOP" sign, the "YIELD" sign for eastbound traffic on Wood Lane at the intersection with Grace Avenue will be changed to a "STOP" sign, and the Village will install a "STOP" sign for westbound traffic on Silver Hill Road at the intersection with Route 88 South.

Motion Trustee Werts, seconded Trustee Blandino and carried unanimously to authorize the Fall Brush Pick Up schedule proposed by DPW Supervisor Doug Townsend from Oct 6<sup>th</sup>-31<sup>st</sup>.

Motion Trustee Werts, seconded Trustee Zornow and carried unanimously to approve the lease amendment with Newark Pilots, Inc. The lease will be extended to five years, effective June 1, 2015 through December 31, 2019. The lease rent will be \$4,000.00 for 2015, \$4,500.00 for 2016-2018, and \$5,000.00 for 2019. The rest of the lease remains unchanged.

Motion Trustee Blandino, seconded Trustee Werts and carried unanimously to approve and authorize the Mayor to sign Change Orders # 2 and 3 with the General Contractor for the WWTP project at a cost of

\$30,276.93 and \$18,180.01 respectively.

Motion Trustee Taylor, seconded Trustee Blandino and carried unanimously to authorize Jose Santell, Brad Develder and one other DPW employee to attend the free seminar on safe digging and damage prevention on September 18, 2014 at the Diplomat Banquet Center in Rochester. The employees will utilize a village vehicle to attend.

Motion Trustee Taylor, seconded Trustee Blandino and carried unanimously to authorize 2-3 snow plow drivers to attend the free training on "Safety During Snow and Ice Removal Operations" provided by NYMIR, the Village's insurance carrier. The training will be held on October 7, 2014 in Auburn. The employees will utilize a Village vehicle to attend.

Motion Trustee Werts, seconded Trustee Blandino and carried unanimously to authorize Doug Townsend to attend the annual NYSA Fall Conference on September 28<sup>th</sup>-29<sup>th</sup> in Syracuse at a cost of \$130.00 for registration. The employee will utilize a Village vehicle for travel.

Motion Trustee Zornow, seconded Trustee Taylor and carried unanimously to approve the requests of the American War Dads and the American Legion Auxiliary/Sons of the American Legion to hold boot drive fundraisers on November 8<sup>th</sup> and November 1, 2014 respectively. Both groups will be allowed to utilize the intersection at North Main St. /Harrison St.-West Shore Blvd. from 10:00 A.M.- 3:00 P.M., and they will be required to provide proof of insurance for the events to the Village.

Motion Trustee Taylor, seconded Trustee Werts and carried unanimously to approve the request to hold the annual N.H.S. Homecoming Parade on Friday, September 26, 2014 at 5:30 P.M.

Motion Trustee Taylor, seconded Trustee Blandino and carried unanimously to approve the request of Kelley School to hold the "Picnic in the Park" on September 18, 2014 from 5:00-7:00 P.M. in Perkins Park.

Motion Trustee Blandino, seconded Trustee Werts and carried unanimously to authorize the Village to join the New York Water – Wastewater Agency Response Network (NYWARN), which legally allows the Village to both provide and receive support during emergencies that impact our water and sanitary sewer systems.

Motion Trustee Blandino, seconded Trustee Zornow and carried unanimously to declare the welder from the WWTP surplus and to authorize the Village to dispose of at Fair Market Value.

Mayor Blandino noted the following:

- The annual POW/MIA ceremony will be held on September 19, 2014 in Central Park at 7:00 P.M.
- The Wayne Co. IDA will hold a public hearing in the 3<sup>rd</sup> Floor Conference Room of the Municipal Building on September 23, 2014 at 9:30 A.M. for the Newchem, Inc. project.

## LEGAL

Attorney Art Williams has nothing for open session.

## TRUSTEES

Trustee Taylor provided an overview of the work that the Information Technology Committee has been involved in for the last six to nine months. He stated that various issues that affect public safety and worker productivity have been discussed. They have also held numerous meetings with vendors to obtain information and potential solutions to address issues and concerns that have been brought to light by the process.

One part of the process involved investigating the Village's current camera usage and monitoring system. The committee was charged by the Board previously to make recommendations based on any findings obtained. The committee has been working with Fronrunner Network Systems out of Rochester on upgrading this system. The firm has allowed the Village to utilize its cameras at the Port of Newark and provided us with means to monitor them to see how useful the information captured would be.

Chief Christler stated that the Police Department has been very satisfied with the product and service provided by Fronrunner so far. He appreciates the fact that this system is not only an additional tool to solve crime, but that it also works to help prevent criminal activity also. He also stated that this is just the start of the long term process of upgrading our camera/monitoring capabilities. The Village is not committed long term to this firm, but the current proposal will help us to determine if the relationship is a good fit for the Village. Mayor Blandino asked the Chief if he had a comfort level with the product provided, and the Chief answered yes.

Motion Trustee Taylor, seconded Trustee Blandino to approve the proposal from Fronrunner Network Systems for four cameras and additional equipment, along with related service agreements, at a cost of \$5,448.79. The Mayor asked for a roll call vote, and the motion was carried unanimously 5-0.

Trustee Taylor also presented a proposal from Verizon Networkfleet to equip six police vehicles with GPS devices that will track vehicle location and assist in providing timely maintenance notices for them also.

The devices will help provide additional safety protection for our officers, while at the same time providing the DPW with the necessary notifications and/or warnings from the vehicle computer system about any performance issues of the cars. The recommendation from the IT Committee is to accept the bundled proposal, which allows the Village to pay a monthly fee instead of purchasing the devices. With the rapid changes in technology, the Village doesn't want to get stuck with equipment that might become quickly outdated.

Motion Trustee Taylor, seconded Trustee Blandino to accept the proposal from Verizon Networkfleet to lease six 5500 Vehicle units at a cost of \$32.95 per month per unit. The funding for the lease rental is available because Verizon Wireless reworked the Village's cell phone plan that saves it approximately \$9,000-\$12,000 per year.

The Mayor asked for a roll call vote, and the motion was carried unanimously 5-0.

POLICE CHIEF  
DAVE CHRISTLER

The Mayor introduced Jay Flock, who is the Coordinator of Student Affairs for the Newark Central School District. Mr. Flock stated that a committee was formed last spring to look at the traffic flow at the High School campus because of safety concerns. Changes that the committee recommended were instituted at the campus to help address the safety concerns that were raised. The change has created an issue of traffic congestion at the start and end of the school day. The committee was reconvened during the week of September 8<sup>th</sup> to consider how to address the congestion issue. They have reviewed the situation and are asking that the Village give consideration to changing the traffic control device at the Peirson Avenue/Blossom Road-Red Fox Lane intersection to a 4-Way STOP sign configuration. There was significant discussion among Mr. Flock, the Board, Chief Christler, and Village Attorney Williams. Various justifications were provided for the change, along with leaving the current traffic light in place at the intersection. After a very lengthy debate, the Board decided to leave the traffic control light at the intersection in place at the present time. Chief Christler will continue to monitor the situation, and report back to the Board on the status of the traffic congestion issue.

TRUSTEES

Trustee Werts stated he met with Assemblyman Bob Oaks, who agreed to support an effort by the Village of Newark to obtain reimbursement for the cost of repairing State Route 31, Union Street, in the Village of Newark. Motion Trustee Werts, seconded Trustee Zornow and carried unanimously to authorize a letter to be sent to NYS DOT requesting that they reimburse the Village for the cost of the recent repaving of Route 31, Union Street. The letter will be delivered to the NYS DOT, with a copy being provided to Assemblyman Oaks beforehand so he

can draft his letter of support.

Trustee Werts also asked about the status of repair work for the roadway above the Military Brook culvert on Route 31 West . Mayor Blandino stated that DPW Supervisor Doug Townsend has received approval from the NYS DOT to install a prefabricated metal plate over the culvert to repair the roadway. The local DOT office has agreed to provide traffic control when the repairs are taking place. The cost of the plate will be around \$2,800.00, and the project should be completed within the next three weeks, weather permitting.

Trustee Werts stated that there are homes on East Avenue, Williams St., and Grant St. for sale that he feels are of an historic nature, and that the Village of Newark needs to take action now to protect them. His concern is that the houses, if sold, are going to be renovated without any concern to their historic look. Attorney Williams stated that the Village of Palmyra has instituted local legislation that addresses these types of issues, and that he would provide a copy of the language for the Board. He also stated that some communities have looked into this and have determined not to adopt the language.

TIME FOR THE  
PUBLIC

Joe Nicosia, president of the Newark Library, provided the Board with an update on the Elevator Lift grant project that is moving forward at the Library. He has been working with Village officials to ensure that the lift is installed in compliance with any relevant federal and state statutes, while providing their users with the access that they need. Attorney Williams has informed the Village that they are also responsible for the maintenance and repair of the lift, along with the Library, because it is a permanent fixture in our building. The Library will continue to work closely with the Village to ensure that the project is completed properly. He stated that the Library is appreciative of all the assistance that the Village continues to provide.

CHIEF  
CHRISTLER

Chief Christler also noted the following:

- Officers have been trained in the use of heroin overdose medical kits, and the vehicles have been outfitted with them through grant funding.
- The next drug take back event will be held on September 27, 2014 from 10:00 A.M.-2:00 P.M. at the Newark Wegmans.
- Update on K-9 dog Fedor and his potential replacement. The Board reiterated they support of moving forward with replacing Fedor and looking for potential grant funding to replace him.

Motion Trustee Blandino, seconded Trustee Zornow and carried unanimously to authorize the Chief to draft the letter to be sent requesting grant funding for the Village of Newark to replace the ill K-9 animal.

EXECUTIVE  
SESSION

Motion Trustee Blandino, seconded Trustee Zornow and carried unanimously to go into Executive Session to discuss pending litigation.

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

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Stephen Murawski,  
Village Clerk-Treasurer