

RUSHVILLE VILLAGE BOARD MEETING

November 10, 2014

TIME: 7:03 PM

PLACE: Rushville Village Hall

PRESENT: Mayor Jon Bagley

Trustees: Charles Elwell, Timothy Jabaut, David Field, and John Sawers.

ABSENT: None.

ATTENDANCE: Jennifer Gruschow, Art Rilands, Dodie Baker, Chris Giles; NYSDOT, Matt Aldrich; NYSDOT, Sheriff Ron Spike, Investigator Scott Backer, Kim Payne, and Janet Landcastle

RE: Calling the Meeting to Order

Mayor Jon Bagley called the regular monthly meeting to order at 7:00pm.

RE: Approval of Minutes

The Board reviewed the minutes from the October 20, 2014 board meeting. A motion was made by Trustee David Field to approve the minutes as printed. Trustee Timothy Jabaut seconded the motion. Unanimously carried.

NEW: NYS Department of Transportation

Chris Giles of NYS Department of Transportation discussed bridge repair for State Route 247. Photos were shown for what areas would need to be repaired, and methods of repair were explained. In terms of the repairs, there is a cracked area in the middle of the roadway. The whole culvert box will not be repaired. There was a discussion regarding the repair of the concrete wall within the creek channel; the Village would be responsible for wall maintenance in the future after the repairs are made.

It was mentioned that roughly 5,000 vehicles pass over the bridge daily - 15% of those vehicles being tractor trailers. The total project length would be about four to six weeks; however, weather conditions could extend expected completion time. There are two traffic diversion options; prepare and allow for one way traffic while the repairs are taking place, or detour the traffic down Gilbert Street, to Water Street, to Warehouse Street, and then back onto State Route 247. The cost to maintain one-way traffic throughout the repair would be about \$50-60,000. If the Village agreed to allow the traffic detour onto local roads, that money can be used to put a topcoat of asphalt on the Village Streets used in the detour route instead. Lastly, a discussion about the best time of year to begin the project ensued. The bid opening is in mid-February.

NEW: Yates County Sheriff's Department

Sheriff Ron Spike of the Yates County Sheriff's Department discussed the prevalence of heroin use in Yates County, as well as in surrounding counties. He gave a presentation with a slideshow depicting facts and images regarding heroin use. Heroin is becoming a huge problem that is increasing crime. Sheriff Spike mentioned that this is the first time in his career that he has seen a heroin problem. It was noted that heroin is not only immensely addictive, but that it is cheap—

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costing as little as ten dollars for a “hit.” Use has increased 75% in the past three years. Crime has increased in order for users to get cash. Methods of crime include burglary, theft, stealing from family, shoplifting, and forgery.

Heroin is an opiate that is made from morphine. Morphine comes from the seed pod of the Asian opium poppy plant. There are three methods of using heroin: smoking, snorting, and injecting. Users typically snort heroin initially, then eventually transition into injection, which is the most severe method of use. The type of heroin being seen most locally is “Mexican Brown.” It is sold in micro baggies. There was a review of what cases related to heroin use have been seen in Yates County currently. There have been six heroin-related deaths since 2012. Also discussed was the use of Naloxone Kits by police, which is a drug administered through the nose via a tube, or injection by EMS, that will immediately stop heroin overdose.

Sherriff Spike discussed several methods of combating the heroin use. For instance, local pawn shops currently do not have to keep records of what is brought in and by whom. Local laws should be passed to make such mandatory. The pawn shops in Rochester must keep detailed records, however the ones in Geneva, and even the one in Penn Yan, do not. Therefore, the drug users of the greater area (not just locally) are using these shops to their advantage to pawn stolen items. Another item that needs to be addressed is the lack of public health education, which is lacking greatly in high schools. Young people need to be better educated on how dangerous heroin is, along with other drug abuse.

Lastly the economic impact of the heroin epidemic was discussed. There are currently 14 families in foster care due to parent addiction. The Yates County Department of Social Services budget is a huge expense for the County as a whole.

RE: Private Sewer Line at 87 South Main Street

Kim Payne of 87 South Main Street stated to the Board that she found a sewer easement for her property, and it is with her attorney. Payne expressed that she felt she was treated poorly at the last Board Meeting by various members of the Village. Mayor Jon Bagley stated that the Village had no ill intentions.

RE: Public Work’s Supervisor: Art Rilands

A copy of this report is on file with these minutes.

A motion was made to purchase a new truck for Mike by Trustee John Sawers, and was seconded by Trustee David Field.

A new tractor has been ordered and should arrive within a couple of weeks.

Leaves are continuing to be picked up, and will likely be finished by next week. Snow plow equipment is being readied for the winter.

The water plant is doing okay. Older water meters are still being replaced.

Sewer flow is average for this time of year. The flow meter at the lift station is still out for repair. A pump is also acting up at the sewer plant. Art will be taking a spare one for repair.

No news has come about regarding the stolen property.

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Brad Quale will be done working at the Village in two weeks.

RE: Fire Department: Art Rilands

A copy of this report is on file with these minutes.

RE: Reading Center Director: Dodie Baker

A copy of this report is on file with these minutes.

Dodie will be rewarding the volunteers at the library by taking them out for lunch in December.

The *Haunted Library* trick-or-treating at the library was a success. 200 children were served. The library was decorated in a bat theme to promote "Bats at the Library" and "Bats in a Band" books.

The library is having tutors use the library once again.

The Drop-in Crochet Club meets every Monday at 3:00pm.

The Boy Scouts of America Mohawk District Executive, Mike Catalano, has office hours every third Wednesday of the month from 3:00pm-5:00pm.

Some of the library's volunteers have donated homemade craft items for the fall. All proceeds given benefit the library.

The library will have its 2nd annual "Christmas" craft fair, officially starting November 24, 2014, and running through December 22, 2014.

Caleb Baker's Eagle project for the library is finished. He awaits his Board of Review; once that is finished, he will inform us about the Eagle Court of Honor, which will likely be held in the spring or summer. Invitations will follow.

RE: Code Enforcement Officer: Reggie O'Hearn

A copy of this report is on file with these minutes. Reggie O'Hearn was not in attendance.

NEW: Watershed Council Intermunicipal Agreement

A motion was made by Trustee John Sawers for the Watershed Council Intermunicipal Agreement, which was seconded by Trustee Timothy Jabaut. Unanimously carried.

NEW: Fire Protection Agreement

A motion was made by Trustee John Sawers for the Fire Protection Agreement for the Town of Gorham, which was seconded by Trustee David Field. Unanimously carried.

NEW: Library Contract

A motion was made by Trustee John Sawers for the Library Contract for the Town of Gorham, which was seconded by Trustee David Field. Unanimously carried.

NEW: Relevy of Unpaid Taxes

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A motion was made by Trustee Timothy Jabaut for Relevy of Unpaid Taxes, which was seconded by Trustee Chuck Elwell. Unanimously carried.

NEW: 2014 Tax Levy Reduction

A motion was made by Trustee David Field for 2014 Tax Levy Reduction for Village Owned Properties, which was seconded by Trustee Timothy Jabaut. Unanimously carried.

NEW: 2013/2014 Budget Transfers

A motion was made by Trustee David Field for Final Budget Transfers for 2013/2014 Fiscal Year, which was seconded by Trustee Chuck Elwell. Unanimously carried.

NEW: 2013/2014 Annual Update Document Filing

A motion was made by Trustee David Field for the Filing of the 2013/2014 Annual Update Document and Annual Water Audit, which was seconded by Trustee Timothy Jabaut. Unanimously carried.

NEW: Public Hearing for Zoning Change at 46 North Main Street

The potential zoning change of 46 North Main Street from residential to C-2 was discussed. It is noted that Mayor Jon Bagley is the applicant. Trustee John Sawers stated he thinks the property should remain the same; he would like to support the Village Planning Board in their decision for the property to remain residential. A discussion ensued regarding the decision the County Planning Board made relating to this application. There was a disagreement between Trustee John Sawers and Mayor Jon Bagley as to what the role of the County Planning Board is. Mayor Jon Bagley stated the County approved the application and Trustee John Sawers refuted his claim stating the County does not approve anything, they simply make recommendations.

Mayor Jon Bagley asked for a vote regarding the need to hold a public hearing if the Village Board is going to even entertain the possibility of the proposed zoning change. Trustees John Sawers and David Field voted against holding a public hearing and Trustees Timothy Jabaut and Chuck Elwell were in favor. Mayor Jon Bagley obtained from voting. With a tie vote a public hearing could not be held.

Mayor Jon Bagley questioned the votes against holding the public hearing stating that this was not the decision to allow for the zoning change but to allow his application to be reviewed. He asked Trustee David Field if he understood what was being voted upon. Trustee David Field replied that he felt the Village Planning Board should be supported and was not in favor of the zoning change. Mayor Jon Bagley stated voting for the public hearing does not mean he is voting for the zoning change. Trustee David Field said he would be ok with the public hearing but still does not have intentions of approving the zoning change.

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A motion was made for a public hearing regarding the zoning change; Trustees Chuck Elwell, Timothy Jabaut, and David Field were in agreement, whereas Trustee John Sawers opposed. Mayor Jon Bagley abstained from voting. Motion was carried with 3 ayes.

RE: Safe Routes to School Sidewalks Project

Gross will submit one more payment. Erdman-Anthony submitted their final payment.

RE: Bay Water Easement

Tabled.

RE: Sewer Planning Study

MRB Group is awaiting comments from the Village on the draft Sewer Study. Bruce St. Lawrence had reviewed the study and provided his comments to the Clerk. He suggested the project be prioritized and phased. Art and Jon have additional concerns they would like to discuss with MRB. A meeting will be scheduled to share all final comments.

RE: Dedication of Douglas Drive Utilities

The Clerk discussed with Attorney Kenyon the process for accepting the dedication of the Douglas Drive utilities. Attorney Kenyon is preparing the necessary documents for both parties and will be billing each party accordingly. An agreement will need to be revised regarding the future dedication of the roadway. Once that is accepted, Attorney Kenyon can proceed with the documents for the Village to accept the water and sewer utilities.

NEW: Driveway Pipe Installation Policy

Art Rilands asked the Board to set a policy for how the Village will handle the purchase and installation of driveway culvert pipes. It was decided that homeowners will pay for the culvert pipe, while the Village will install it at no cost to the homeowner. This motion for the policy was made by Mayor Jon Bagley, which was seconded by Trustee David Field. Unanimously carried.

NEW: Health Insurance Plan

The matter of whether to keep the same health insurance plan or to change to a new plan for the full time and salaried employees was discussed. It was decided upon by the Board that the decision lies with the full-time employees since there is not a notable cost difference amongst the two plans. A motion for this decision was made by Trustee Chuck Elwell, which was seconded by Trustee Timothy Jabaut. Unanimously carried.

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NEW: Tree Removal at Library

Trustee Chuck Elwell brought up the matter of an old tree being taken down at the library. He questioned whether trimming of the tree could have been done in an effort of saving the tree versus having taken the tree down. He noted that now what is left in its place is a giant stump, and that shade will no longer be provided from the tree specifically during the summer reading program. Elwell feels the Village needs a second opinion of someone other than an individual whose livelihood is dependent upon cutting down trees.

NEW: Public Comments

Janet Landcastle of 24 Gilbert Street brought up the issue of two pairs of sneakers hanging from the telephone lines on Gilbert Street. NYSEG will be called for the removal of the shoes.

RE: Bills

A motion was made by Trustee Chuck Elwell seconded by Trustee David Field to authorize payment of the general bills in the amount of \$19,278.49. Unanimously carried.

A motion was made by Trustee Timothy Jabaut and seconded by Trustee Chuck Elwell to authorize payment of the safe routes to school sidewalks project bills in amount of \$11,707.75. Unanimously carried.

A motion was made by Trustee David Field and seconded by Trustee Timothy Jabaut to authorize payment of the cemetery bills in the amount of \$214.53. Unanimously carried.

A motion was made by Trustee Chuck Elwell and seconded by Trustee Timothy Jabaut to authorize payment of the water bills in the amount of \$12,591.47. Unanimously carried.

A motion was made by Trustee David Field and seconded by Trustee Timothy Jabaut to authorize payment of the sewer bills in amount of \$10,319.53. Unanimously carried.

NOTE: The NYS Retirement payment will be paid with these submitted bills.

RE: Adjournment

A motion was made by Trustee David Field and seconded by Trustee Timothy Jabaut to adjourn the meeting at 9:17pm. Unanimously carried.

Respectfully Submitted,

Tawnee Badger
Village Deputy Clerk-Treasurer