

## VILLAGE OF LEROY BOARD OF TRUSTEES

Minutes of Regular Meeting held on

**January 19, 2022**

Village Hall, 3 West Main St., Le Roy, NY

**PRESENT:** Mayor Gregory Rogers; Trustees James Bonacquisti, William Kettle, Raymond Yacuzzo, and Richard Tetrault; Chief of Police Gregory Kellogg; Supt. of WWTF Steve Carroll; DPW Sup. Robert Lathan; Clerk-Treasurer Eileen Carmel; Deputy Clerk-Treasurer Katie Eick

Mayor Rogers called the meeting to order at 7:00 pm followed by the Pledge to the Flag.

**APPROVAL OF MINUTES:** A motion was offered by Trustee Yacuzzo to approve the minutes of the Board of Trustees dated December 15, 2021, with one exception: Under Department Considerations for the WWTF, the draft minutes quoted Trustee Yacuzzo as stating, "...stone cabin which housed the office for the quarry and was located south of the current greenhouse." Trustee Yacuzzo believed that he actually said the cabin was located "on or south" of the greenhouse site. Motion was seconded by Trustee Bonacquisti and passed unanimously. Previous minutes will be amended.

### **COMMUNICATIONS:**

Univera Health Insurance – a Notice of Renewal and 2022 Premium Rates was received with an 8.5% rate increase. Mayor Rogers stated there's not much we can do, it's a done deal. We usually fund HSAs for employees but plan to have employees hand in medical receipts up to each employee's deductible amount and the Village will reimburse.

Info Update to ARPA Funding from the County Manager – The US Dept. of the Treasury issued the Final Rule over the American Rescue Plan Act's Corona Virus State and Local Fiscal Recovery Funds (ARPA), replacing the Interim Rule for guidance.

The annual reporting of the Project and Expenditure Report for non-entitlement units (the Village is such a unit) is due on April 30, 2022 and is expected to have a section on lost revenue.

The Mayor stated he'd like the Wolcott Street Reconstruction project funded from ARPA funds awarded to the Village. [The Village of LeRoy was awarded a total of \$436,921.76 (50% summer 2021, 50% summer 2022)]

LeRoy Town and Country Garden Club – A letter was received from the club thanking the Board for its encouragement and support over the years for the club's maintenance of the various flower beds throughout the Village and Main Street flower pots. However, the purchase of supplies and equipment has become cost-prohibitive and ask for the Board's help in funding the club's efforts. "Without assistance, the work we do will cease."

Trustee Kettle made a motion to add a \$2,500.00 line item to the next budget for the maintenance of Village flower beds and Main Street flower pots. It was seconded by Trustee Bonacquisti and passed with voting as follows: Trustees Bonacquisti, Kettle, Tetrault, Yacuzzo, and Mayor Rogers – Aye.

Mayor Rogers directed Clerk-Treasurer Carmel to draft a letter to the Garden Club explaining the line item, amount, and ask that they submit an end-of-year progress report each year to the Board.

White's Clock and Carillon Northeast Inc. – sales literature and maintenance quote sent to Village, regarding the Village Hall bell tower. When asked, Sup. Lathan stated the mechanism needs to be restrung, the cable has broken twice in the past. Jim Spear used to maintain it, then Tim Hayes. Lathan will talk to Hayes. **A motion was made by Trustee Bonacquisti to table the issue.** It was seconded by Trustee Tetrault and passed with voting as follows: Trustees Bonacquisti, Kettle, Tetrault, Yacuzzo, and Mayor Rogers – Aye.

#### **DEPARTMENT CONSIDERATIONS:**

##### LeRoy Police Dept.:

- The officers that were out with Covid are back to work.
- Covid test kits are coming from Genesee County Emergency Management.
- 66 Lake St. – not many calls for service. Village attorney has been in contact with property owner's attorney.
- After serving a search warrant, and while logging into evidence, an officer was exposed to drugs. The officer was NARCANed and transported to the hospital. Not sure what type of drug but the state police will test it.
- Contract with the Town for LPD protection is now in effect. Our officers responded to a call for CPR and to a hit and run at a traffic stop in Bergen. No complaints so far.
- Internet connection in the Village Hall is spotty and not strong. He contacted Spectrum, and discovered Village Hall was still on Time Warner and the system hadn't been updated in years. He contacted PCA for an evaluation of hardware, etc.
- Key fobs to the Village Hall are all updated now.
- **Appointment Part-Time Police Officer – John Ceneviva** passed his Civil Service Police Officer test. Mayor Rogers appointed him to permanent part-time status effective 1/19/22 at a rate of \$21.00/hr. Trustee Bonacquisti made a motion to ratify the appointment, seconded by Trustee Yacuzzo, and passed with voting as follows: Trustees Bonacquisti, Kettle, Tetrault, Yacuzzo, and Mayor Rogers – Aye.

##### Dept. of Public Works:

- Winter storm - Sup. Bob Lathan said they were chipping away at the snow, concentrating on Main St. When asked where they dispose of the snow, he said Red Bridge, over the guardrail on Mill St., and in parking lots for now.
- Salt inventory is in good shape.
- Trustee Yacuzzo mentioned the DEC recommends putting a mat over catch basins to catch debris that could wash in when the snow melts. We don't currently do it, but he suggests we might want to look into it in the future.

##### Waste Water Treatment Facility:

- WWTF Project - Supt. Steve Carroll said that the old generator was taken out, they poured concrete, and next week would install the new generator. In between, they needed to shut down the power.
- DEC inspection is scheduled for the coming Monday.
- The BioBot sample survey they've been a part of has been turned in and, hopefully, we'll soon get the results of what kind of shape the Village is in, regarding amounts of drugs, Covid virus, etc., found in the Village waste water stream.

#### **OLD BUSINESS:**

WWTF Project – Trustee Yacuzzo made a motion for a **Resolution to Authorize Pay Application #5 to Kaplan-Schmidt Electric, Inc. for \$35,815.00**. It was seconded by Trustee Kettle and passed with voting as follows: Trustees Bonacquisti, Kettle, Tetrault, Yacuzzo, Mayor Rogers – Aye.

WWTF Project – Trustee Yacuzzo made a motion for a **Resolution to Authorize Pay Application #6 to Wind-Sun Construction, Inc. Kaplan-Schmidt Electric, Inc. for \$97,759.65**. It was seconded by Trustee Bonacquisti and passed with voting as follows: Trustees Bonacquisti, Kettle, Tetrault, Yacuzzo, Mayor Rogers – Aye.

Snow and Ice Agreement with NYS -

**RESOLUTION TO AMEND AND APPROVE THE SNOW AND ICE AGREEMENT  
CONTRACT SUPPLEMENTAL AGREEMENT NO. 1 TO CONTRACT NO. D014780 WITH  
NEW YORK STATE**

MOTION BY: Trustee Kettle

WHEREAS, the Board of Trustees of the Village of LeRoy, New York on January 19, 2022, enacts a resolution to amend and approve the Snow and Ice Supplemental Agreement No. 1 to Contract No D014780 between the State of New York and the Village of LeRoy for snow and ice control, for the 2021-2022 season, in the amount of \$38,064.32.

SECONDED BY: Trustee Bonacquisti, and on a call of votes: Trustee Bonacquisti – Aye, Trustee Kettle – Aye, Trustee Tetrault – Aye, Trustee Yacuzzo – Aye, Mayor Rogers – Aye.  
Motion carried.

**NEW BUSINESS:**

Jim Spear – Mayor Rogers acknowledged the passing of Jim Spear, (referencing his recent Pennysaver Mayor’s Corner tribute mentioning that Jim served for 60 years with the Fire Dept. in different capacities) and stating Jim was an outstanding member of the community, and Chair of the Sewer Board for 45+ years. Trustee Yacuzzo added that Jim volunteered to help any business having problems with a sprinkler system. Trustee Kettle said he had been the Village Board liaison to the Sewer Board and found Jim to be well-spoken, calm, cool, and collected. All members agreed Jim Spear will be missed.

Village Election -

**RESOLUTION SETTING POLLING PLACE, DATE, AND TIME OF VILLAGE ELECTION**

MOTION BY: Trustee Tetrault

WHEREAS, the State of New York Election Law, Section 15-105, Sub 3 requires the Board of Trustees of the village of LeRoy to adopt a resolution stating the polling place, date, and time of the Village election, NOW THEREFORE

BE IT RESOLVED that the 2022 Village election shall be held on Tuesday, March 15, 2022 at Village Hall, 3 West Main Street, LeRoy, NY from 12:00 Noon until 9:00 pm.

SECONDED BY: Trustee Yacuzzo, and on a call of votes: Trustee Bonacquisti – Aye, Trustee Kettle – Aye, Trustee Tetrault – Aye, Trustee Yacuzzo – Aye, Mayor Rogers – Aye. Motion carried.

Trustee Bonacquisti made a **motion for a Resolution to Appoint the following as Village Election Inspectors and Chairs.** It was seconded by Trustee Kettle, and on a call of votes: Trustee Bonacquisti – Aye, Trustee Kettle – Aye, Trustee Tetrault – Aye, Trustee Yacuzzo – Aye, Mayor Rogers – Aye. Motion carried.

<u>Democrat</u>	<u>Republican</u>
Mary Ellen Joy (Chair)	Barbara Perry (Chair)
Beth Patton	Donna Jones
Tammara Wickson	Leila Briggs
	<u>Alternates</u>
Jason Karcher	Jay Jones

Declare Surplus Police Vehicle – On a recommendation from Chief Kellogg, Trustee Bonacquisti made a **motion for a Resolution to Declare Surplus, and be Sold at Auction, a 2013 Ford Taurus police vehicle, VIN# 1AHP2M87DG141080.** It was seconded by Trustee Yacuzzo, and on a call of votes: Trustee Bonacquisti – Aye, Trustee Kettle – Aye, Trustee Tetrault – Aye, Trustee Yacuzzo – Aye, Mayor Rogers – Aye. Motion carried.

Purchase Replacement Police Sedan – At the request of Chief Kellogg, Trustee Bonacquisti made a **motion for a Resolution to purchase a replacement police sedan at auction up to the amount of \$5,828.30.** It was seconded by Trustee Yacuzzo, and on a call of votes: Trustee Bonacquisti – Aye, Trustee Kettle – Aye, Trustee Tetrault – Aye, Trustee Yacuzzo – Aye, Mayor Rogers – Aye. Motion carried.

**CITIZEN PARTICIPATION:** None

#### **OFFICIAL CONSIDERATION:**

Mayor Rogers –

- Spray Park Project – \$280,000 bid from GameTime Playground Equipment/MRC Western NY. Half to be reimbursed by Town of LeRoy. He would like to enter into a contract so they get on the contractor’s list for spring. Trustee Yacuzzo made a **Motion to allow Mayor Rogers to enter into a contract with GameTime/MRC for purchase of the Spray Park components. Trustee Yacuzzo amended the motion to specify “open-ended.”** It was seconded by Trustee Bonacquisti, and on a call of votes: Trustee Bonacquisti – Aye, Trustee Kettle – Aye, Trustee Tetrault – Aye, Trustee Yacuzzo – Aye, Mayor Rogers – Aye. Motion carried.
- Ice Skating Rink – Is installed in Trigon Park. It was noticed that due to uneven ground in the park, the rink is higher on one end than the other. Mayor Rogers suggested moving it next year to the tennis courts on Summit Street or Wildwood Park, somewhere flat. He also directed Sup. Lathan to make sure the rink is taken down from Trigon Park in the spring before it can kill the grass.
- Village Credit Card – Directed Clerk-Treasurer Carmel to set up a credit card for use by Village Departments. Trial run with one department at first, then tweak the process.
- **Sewer Board Chair Appointment, Gerry Aron** – To fill the vacancy after the passing of Jim Spear, Mayor Rogers appointed Gerry Aron as Sewer Board Chair. Trustee Yacuzzo made a

**Motion to Ratify the Mayor’s appointment of Gerry Aron to Sewer Board Chair.** It was seconded by Trustee Kettle, and on a call of votes: Trustee Bonacquisti – Aye, Trustee Kettle – Aye, Trustee Tetrault – Aye, Trustee Yacuzzo – Aye, Mayor Rogers – Aye. Motion carried.

Trustee Bonacquisti

- Discussion to unlock the outside doors. [Village Hall outside doors have been locked due to Covid.] Board and Clerks agreed that outside doors can be reopened but require masks be worn.

Trustee Kettle

- Informed the Board that Bob Fussel has asked to see Trustee Kettle’s spreadsheets from the East Avenue PUD project which did not go forward and he is uncomfortable with the request. He has asked the Village Attorney for advice and plans to speak to Mr. Fussel again and will keep the Board aware of any developments.

Trustee Yacuzzo

- 143 Lake St. property – Eric Biscaro has shown an interest in developing the property. It’s less of an intrusion than East Ave., the land is mostly gravel, drains to the west, 10” water line, and sewer at the corner. Mayor Rogers stated the current owner doesn’t want to sell now. Discussion of other areas in the Village that could be developed, including South Ave. Mayor Rogers suggested a joint meeting of the Trustees and Planning Board.

Trustee Kettle

- Village Comprehensive Plan – Asked if the Board would be interested in a team workshop to update the plan and the Mayor said he’d entertain the idea.

Trustee Tetrault

- Announced he was running for the Republican Party nomination for the upcoming Village elections. The Republican Party Caucus is set for January 24.

**AUTHORIZATION TO PAY BILLS:**

A motion to pay bills retroactively to December 6, 2021 was offered by Trustee Bonacquisti and seconded by Trustee Yacuzzo and passed unanimously. Payment is as follows:

General Fund – Auto pay and check numbers 24801 - 24846, totaling \$140,677.99

Cap #2 Fund – Check numbers 1134 - 1139, totaling \$228,441.87

There being no further business before the Board, a motion was offered by Trustee Bonacquisti to adjourn, seconded by Trustee Yacuzzo and passed unanimously.

Meeting adjourned at 8:38pm.

Respectfully submitted,  
Eileen Carmel, Clerk-Treasurer