

VILLAGE OF LEROY BOARD OF TRUSTEES

Minutes of Workshop Meeting held on

November 20, 2024

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

PRESENT: Mayor Gregory Rogers
Trustee James Bonacquisti
Trustee Richard Tetrault
Trustee William Kettle
Trustee Raymond Yacuzzo
Chief of Police Greg Kellogg
Clerk-Treasurer Eileen Carmel
WWTF Supt. Steven Carroll
DPW Sup. Robert Lathan
Historian Lynne Belluscio
WWTF Operator Andre Carmel

ABSENT: None

OTHERS: Jasmine Morrow, Earl Funderburk

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

APPROVAL OF MINUTES: Trustee Bonacquisti made a **Motion to Approve the Minutes of the Board of Trustees regular meeting on 10/16/24.** It was seconded by Trustee Yacuzzo and passed unanimously.

COMMUNICATIONS: None.

DEPARTMENT CONSIDERATIONS:

LPD:

- Winter Street Parking Ban normally starts November 1, but with the good weather, it was extended to November 15 and if the weather holds, the dept. will just give out warnings and reminders. If it snows, though, the ban goes into affect.

SEWER DEPT:

- An equipment repair cost more than expected.
- Discussion of phosphorus levels.
- Discussion of the opening of the bids for sludge transportation but there was only one bid. Paperwork will be forthcoming.
- \$64,000 quote for replacement bulbs for the UV disinfection process.
- SPDES (State Pollutant Discharge Elimination System) permit is due at end of the year.

DPW:

- They're moving along with leaf pickup and filling holes where trees had died on Main St.
- They're investigating why the street light owned by the Village in front of Post Office isn't working. It isn't the bulb so an electrician will be consulted.
- Sidewalk complaints and the metal plate on Bacon will be addressed in the spring.
- When asked about the pooling water issue on Main St. bridge sidewalk, it's now draining. But there's still problem with water pooling in front of the elementary school. That's a priority over the bridge.
- Resident Earl Funderburk at 16 Trigon Park pointed out the old Sycamore tree on the South St. side of his property is leaning against power lines. National Grid has said it's "beyond their capacity" to take it down. Andrew Lathan will be consulted.

CLERK-TREASURER: Tax collection is now done and those unpaid will be releived to the County.

MUNICIPAL HISTORIAN: Focused this winter on updating a walking booklet of LeRoy to be published. The Chamber of Commerce is interested in paying for it. Mayor Rogers said it sounds good and should be part of the Comprehensive Plan.

OLD BUSINESS:

- WWTF: Phase 1, General Contractor, Wind-Sun Construction: **Trustee Yacuzzo made a motion for a Resolution to Approve Change Order CG-8R2.** It was seconded by Trustee Kettle, and passed with voting as follows: Trustee Tetrault – Aye, Trustee Yacuzzo – Aye, Trustee Kettle–Aye, Trustee Bonacquisti–Aye, and Mayor Rogers–Aye.
- Fiscal Advisors & Marketing, Inc.: **Trustee Tetrault made a motion for a Resolution to Approve Financial Advisory Services Agreement Amendment with Fiscal Advisors & Marketing Inc.** It was seconded by Trustee Bonacquisti, and passed with voting as follows: Trustee Tetrault – Aye, Trustee Yacuzzo – Aye, Trustee Kettle–Aye, Trustee Bonacquisti–Aye, and Mayor Rogers–Aye.

NEW BUSINESS:

RESOLUTION TO RELEVY TAXES TO COUNTY

MOTION BY Trustee Yacuzzo

WHEREAS, the Village Board of Trustees levied real property taxes against all assessable real property in the village to meet government requirements for the 2024-2025 Fiscal Year, and

WHEREAS, the Village of LeRoy Clerk-Treasurer has submitted a list of unpaid Village Taxes for said year remaining after continued servicing action, **NOW THEREFORE**

BE IT RESOLVED the attached list of delinquent real property taxes, totaling \$78,590.01 be submitted to the Genesee County Treasurer's Office for relevy and reimbursement to the Village.

SECONDED BY Trustee Bonacquisti, and passed with voting as follows: Trustee Tetrault – Aye, Trustee Yacuzzo – Aye, Trustee Kettle–Aye, Trustee Bonacquisti–Aye, and Mayor Rogers–Aye.

2025 Village-Town Police Protection Agreement: **Trustee Yacuzzo made a motion for a Resolution to Approve and Authorize the Mayor to Sign the Agreement Between Village of LeRoy and Town of LeRoy to Provide Police Protection.** It was seconded by Trustee Tetrault, and passed with voting as follows: Trustee Tetrault – Aye, Trustee Yacuzzo – Aye, Trustee Kettle–Aye, Trustee Bonacquisti–Aye, and Mayor Rogers–Aye. *Agreement is added to the end of these minutes.*

RESOLUTION TO DECLARE POLICE DEPT EQUIPMENT SURPLUS FOR PURPOSE OF DISPOSAL AND TO TRANSFER FUNDS

MOTION BY Trustee Yacuzzo

WHEREAS, The LeRoy Police Department has declared the equipment listed below surplus; and

WHEREAS, the Village of LeRoy requires a surplus declaration of property to be made prior to disposal or sale of equipment; and

WHEREAS, the Police Department desires to use the proceeds from selling the equipment listed below in order to offset the purchase of future equipment needs by placing the proceeds into A895 Police Equipment Reserve; **NOW THEREFORE, BE IT RESOLVED**, the LeRoy Village Board hereby authorizes the following declared as surplus for the purpose of disposal:

- 2017 SUV; Police; VIN: 1FM5K8AR0HGE14065
- 2017 Sedan, Police; VIN: 2C3CDXKT6HH664574
- 2018 Sedan; Police' VIN: 2C3CDXKTXJH197925

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the LeRoy Village Board of Trustees does hereby authorize the transfer of the proceeds from the sale of said equipment to A895 Police Equipment Reserve.

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

RESOLUTION AUTHORIZING AN EXPENDITURE FROM POLICE EQUIPMENT RESERVE

MOTION BY Trustee Yacuzzo

WHEREAS, pursuant to General Municipal Law section 6-c, the LeRoy Village Board of Trustees established a Police Equipment Reserve for the acquisition of equipment for the LeRoy Police Department; and

WHEREAS, the LeRoy Village Board has authorized the transfer of proceeds from the sale of surplus LeRoy Police Department equipment to the Police Equipment Reserve; and

WHEREAS, the LeRoy Police Department has determined the need to purchase two police vehicles; and

WHEREAS, the A895 Police Equipment Reserve has adequate funds to the cost of said purchase; and **NOW THEREFORE, BE IT RESOLVED**, the LeRoy Village Board hereby authorizes, retroactively to November 5, 2024, the expenditure from the A895 Police Equipment Reserve for the LeRoy Police Department to purchase the following from GSA Fleet Sales:

- 2017 SUV VIN#1FM5K8AR5HGE14126 - \$7,200
- 2017 SUV VIN#1C4RJFAG6HC890632 - \$7,000

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

RTI (Teitsworth) Auctions Consignment Contract Approval: DPW Sup. Lathan said that the Auctions International contract ran out, so they would like to go with a more local company. **Trustee Kettle made a motion for a Resolution to Approve and Authorize DPW Sup. Lathan to sign the RTI NewAuctions Consignment Contract dated November 12, 2024, for a 24-month term.** It was seconded by Trustee Bonacquisti, and passed with voting as follows: Trustee Tetrault – Aye, Trustee Yacuzzo – Aye, Trustee Kettle – Aye, Trustee Bonacquisti – Aye, and Mayor Rogers – Aye.

**RESOLUTION TO DECLARE DEPARTMENT OF PUBLIC WORKS EQUIPMENT SURPLUS FOR
PURPOSE OF DISPOSAL AND TO TRANSFER FUNDS**

MOTION BY Trustee Yacuzzo

WHEREAS, The LeRoy Department of Public Works (DPW) has declared the equipment listed below surplus; and

WHEREAS, the Village of LeRoy requires a surplus declaration of property to be made prior to disposal or sale of equipment; and

WHEREAS, the DPW desires to use the proceeds from selling the equipment listed below in order to offset the purchase of future equipment needs by placing the proceeds into A878 Capital Reserve;

NOW THEREFORE, BE IT RESOLVED, the LeRoy Village Board hereby authorizes the following declared as surplus for the purpose of disposal:

- 1) diesel generator portable
- 2) gas generator portable
- 3) Simplicity Snowblower
- 4) 12 rolls cat 6a ethernet cable unopened
- 5) 4 rolls ¾" liquitight
- 6) Case Ditch Witch
- 7) Decon Trailer
- 8) Goodway Hepa Vac
- 9) fire Hydrant
- 10) Various fittings and ductile Iron
- 11) Gantry I-Beam remnants
- 12) 4 pedestal I beams
- 13) various pallet racking
- 14) Snap On Battery Load Center
- 15) Gator M0M6x4D025396
- 16) Gator M0M6x4D060423
- 17) Grizzley Bandsaw

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the LeRoy Village Board of Trustees does hereby authorize the transfer of the proceeds from the sale of said equipment to A878 Capital Reserve.

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

RESOLUTION TO TRANSFER EQUIPMENT IN LIEU OF VENDOR INVOICE

MOTION BY Trustee Yacuzzo

WHEREAS, the Sewer Dept declared the equipment listed below surplus; and

WHEREAS, on 9/18/2024 the Village of LeRoy Board authorized the equipment listed below declared as surplus for the purpose of disposal; and

WHEREAS, the LeRoy Village Board of Trustees further authorized the transfer of the proceeds from the sale of said equipment to the Sewer Dept. Equipment Reserve Fund; and

WHEREAS, the Sewer Dept no longer wishes to transfer the proceeds from the sale of said equipment to the Sewer Dept. Equipment Reserve Fund but, instead, wishes to transfer the equipment to a vendor in lieu of an invoice;

NOW THEREFORE, BE IT RESOLVED, the LeRoy Village Board hereby authorizes the following equipment transferred to Tom Gorrow Plumbing in lieu of Invoice dated 9/9/2024 for \$1,150:

- Sewer Equip. Co. of America 110v Electric Portable Drain Cleaner, s/n: 94001ASGND

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

Consolidation Discussion: Mayor Rogers said they have a joint resolution for both the Town and the Village, which is fact-finding for grants to see if there's enough savings to residents or if it's good idea for the Town and Village to consolidate. Trustee Tetrault asked if it's to save money and the mayor agreed. Trustee Kettle said it's about more than money. It's a cross check to go through the exercise to see if it's possible. They've seen that people don't want to run for office. Hopefully, it'll spur interest in the community. Mayor Rogers said it would take years to go through the process. Trustee Bonacquisti asked if studies have been done around the state. The Board wasn't aware of any but they heard some small places have voted it down locally. And if they can't keep the Police Dept., it's not worth it. It would require a public referendum where if it's a question of dissolving the Village, only Village residents can vote on it. Village Attorney, Jake Whiting, is preparing a resolution.

Schedule Public Hearing: **Trustee Yacuzzo made a motion for a Resolution to schedule a public hearing on December 12, 2024 at 6:30pm at Village Hall, to discuss the Restore NY Grant Funding Application and Property Assessment List concerning the rehabilitation of a commercial Main Street building.** It was seconded by Trustee Kettle, and passed with voting as follows: Trustee Tetrault – Aye, Trustee Yacuzzo – Aye, Trustee Kettle–Aye, Trustee Bonacquisti–Aye, and Mayor Rogers–Aye.

Resident Earl Funderburk is converting the historic Jello Factory on North Street into a distillery. He has a business plan and has met with banks, GCEDC, etc. and is looking for equity partners. He heard that the Village was submitting an application for the RestoreNY grant and thought it might be a good fit. Trustee Yacuzzo and Mayor Rogers thought it would be a good idea to add this to the grant application. *It was later discovered in the grant guidelines that unless a project is included in the original Letter of Intent, it can't be part of the RestoreNY grant application.*

Festival Permit: **Trustee Tetrault made a motion for a Resolution Approving a Festival Permit to the LeRoy Business Council's Fresh Committee for Winterfest on Main Street, 12/7/24 12:00-5:00PM.** It was seconded by Trustee Bonacquisti, and passed with voting as follows: Trustee Tetrault – Aye, Trustee Yacuzzo – Aye, Trustee Kettle – Aye, Trustee Bonacquisti – Aye, and Mayor Rogers – Aye.

CITIZEN PARTICIPATION: None

OFFICIAL CONSIDERATIONS:

Trustee Bonacquisti: Happy Thanksgiving!

Trustee Kettle: Happy Thanksgiving, enjoy the holidays, and GO BILLS!

Trustee Tetrault: All's quiet.

Trustee Yacuzzo: Happy Thanksgiving!

Mayor Rogers: The sludge hauling bid wasn't what they hoped to get. He'd like to look at the solar project again, look at the numbers. Trustee Tetrault talked to an official at GAM who recommended the Village go for it. It's a money maker. Looking at the remainder of the Covid money. He'd like to invest in the Town/Village salt

conversion of the public pool, including security, lighting, etc. Electronic car charging stations – Trustee Tetrault said it costs \$2500 to authorize the 4 units.

Trustee Yacuzzo made a motion for a Resolution to Enter into a Contract with Jacomb in Victor, NY for a four (4) unit charging station on Village-owned property and approve expenditure of \$2500 for authorization to move ahead with the project. It was seconded by Trustee Bonacquisti, and passed with voting as follows: Trustee Tetrault – Aye, Trustee Yacuzzo – Aye, Trustee Kettle – Aye, Trustee Bonacquisti – Aye, and Mayor Rogers – Aye.

AUTHORIZATION TO PAY BILLS:

Trustee Bonacquisti made a motion to pay bills, reluctantly, retroactive to 10/17/24. It was seconded by Trustee Tetrault and passed unanimously. Payment is as follows:

General Fund: Auto Pays, Wire Transfers, and Check numbers 27290-27320, 27322-27390, 27392-27393, totaling \$511,479.1

Sewer Fund: Check numbers 1251-1254, totaling \$139,349.71

EXECUTIVE SESSION:

Trustee Kettle made a motion to go into Executive Session for the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation collective negotiations pursuant to the Taylor Law. It was seconded by Trustee Tetrault, and passed with voting as follows: Trustee Tetrault – Aye, Trustee Yacuzzo – Aye, Trustee Kettle – Aye, Trustee Bonacquisti – Aye, and Mayor Rogers – Aye. Mayor Rogers stated the Clerk-Treasurer, Supt. of Wastewater, Chief of Police, and WWTF Operator were welcome to attend. Session was entered at 7:53 PM.

RETURN TO REGULAR SESSION:

Trustee Bonacquisti made a motion to Return to Regular Session. It was seconded by Trustee Kettle, and passed with voting as follows: Trustee Tetrault – Aye, Trustee Yacuzzo – Aye, Trustee Kettle – Aye, Trustee Bonacquisti – Aye, and Mayor Rogers – Aye. Session was entered at 8:27pm. Mayor Rogers stated no business was conducted during the Executive Session.

ADJOURN:

There being no further business before the Board, **Trustee Yacuzzo made a motion to Adjourn**, seconded by Trustee Tetrault and passed unanimously. The meeting was adjourned at 8:28pm.

Respectfully submitted,
Eileen Carmel, Clerk-Treasurer