

Village of Scottsville  
Board of Trustees Meeting  
Tuesday, February 8, 2022 6:30 pm  
Wheatland Municipal Building  
Meeting Minutes

**Call to Order** Mayor Eileen Hansen called the February 8, 2022 Village of Scottsville Board of Trustees to order at 6:30 pm.

**Pledge of Allegiance to the Flag**

**Roll Call**

Present: Eileen Hansen, Mayor  
Leslie Wagar, Deputy Mayor  
Kathie Carl, Trustee  
Andy Fraser, Trustee

Absent: Nikki Whitmarsh, Trustee

Also Present: Tom Rzepka, Attorney  
Katie Garner, Treasurer  
Todd Schwasman, DPW  
Anne Hartman, Clerk  
Dave Willard, MRB  
Approx. 6 residents

**Approval of Minutes**

**Village Board Meeting Minutes**

*Tuesday, January 11, 2022*

**Motion** made by Deputy Mayor Leslie Wagar and seconded by Trustee Andy Fraser to approve the minutes of the *Tuesday, January 11, 2022* Village Board Meeting as submitted.

**Vote:** *Carried (4-0)*

Mayor Eileen Hansen	AYE	Deputy Mayor Leslie Wagar	AYE
Trustee Kathie Carl	AYE	Trustee Nikki Whitmarsh	ABSENT
Trustee Andy Fraser	AYE		

***Budget Meeting***

*Tuesday, January 18, 2022*

**Motion** made by Deputy Mayor Leslie Wagar and seconded by Trustee Andy Fraser to approve the minutes of the *Tuesday, January 18, 2022* Budget Meeting as submitted.

**Vote:** *Carried (4-0)*

Mayor Eileen Hansen	AYE	Deputy Mayor Leslie Wagar	AYE
Trustee Kathie Carl	AYE	Trustee Nikki Whitmarsh	ABSENT
Trustee Andy Fraser	AYE		

**Public Before the Board**

**GUIDELINES FOR PUBLIC COMMENT:**

The public may speak only during the Public Comment period of the meeting (limited to a total of thirty (30) minutes) and during any public hearing public comment section, or at such other time as a majority of the Board allows.

Speakers must step to the front of the room.

Speakers must give their name, address and organization, if any.

Speakers must be recognized by the presiding officer.

Speakers must limit their remarks to three minutes on a given topic.

Speakers may not yield any remaining time they may have to another speaker.

Board members may, with the permission of the Mayor, interrupt a speaker during their remarks, but only for the purpose of clarification or information.

All remarks must be addressed to the Board as a body and not to any member thereof.

Speakers must observe the commonly accepted rules of courtesy, decorum, dignity and good taste.

Interested parties or their representatives may address the Board by written communications.

PTNY Grant, Kevin Marks – contributors are Village of Scottsville, Town of Wheatland, Chamber of Commerce and Wheatland Historical Association: need a letter of support from each with monetary commitment, asking the Village to contribute \$1,500 for 2 years instead of the agreed upon \$1,000 for 3 years. Improvements include trail connectivity, bike racks, kiosks, wayfarer signage.

Mayor Hansen asked about working with Kristine Uribe, NYS Parks Dept, who has talked about these projects.

Kevin Marks answered that Ms. Uribe is very involved and these projects are not on the immediate plan from the Parks Dept.

Chamber of Commerce will be the lead agency and Kevin Marks the lead project leader.

**Motion** made by Deputy Mayor Leslie Wagar and seconded by Trustee Kathie Carl to authorize the mayor to sign a letter of support with matching contribution to the Trail Town grant.

**Vote:** *Carried (4-0)*

Mayor Eileen Hansen	AYE	Deputy Mayor Leslie Wagar	AYE
Trustee Kathie Carl	AYE	Trustee Nikki Whitmarsh	ABSENT
Trustee Andy Fraser	AYE		

Larry Mobilio, 15 Church St. questioning the extra garbage tote fee for two family house. I feel I am being charged in taxes for a two family and am entitled to two totes.

Mayor Hansen spoke to the assessor, it is one residence with two families, with one tax bill, the fee states one tote per tax bill. The tipping fees have gone up so much that we need to look at it. I don't think we will change.

Mr. Mobilio stated that he is being charged on his taxes more than a single family.

Trustee Fraser said that we understand there are inconsistencies that we need to look into, but we are trying to make this equitable for all the residents.

Kevin Asner, 8, 10, 12, 14, 16 Main St.: 5 parcels with 3 tax bills, concerned with the new fees

Mayor Hansen responded that the costs of tipping is forcing us to make changes and make it fair to everybody. We will continue to look into it, I do not see any changes at the moment until we get more information.

Joyce Oberlin, 1 East Genesee St: parking on lawns on Rochester St, it should not be allowed, it is an everyday occurrence

Mayor Hansen stated this has been handed over to the Code Enforcement Officer.

**MRB, Dave Willard** Village obtained \$30,000 with \$6,000 local match, allow Village to hire a contractor to inspect the sewer lines from the 1950's and older. Once this study is done a plan can be devised to seek additional funding to complete the work.

### ***Resolution of Authorization and Project Costs for Award Allocations***

**WHEREAS**, the Village of Scottsville submitted and was awarded an Engineering Planning Grant (EPG) under the Consolidated Funding Application (CFA) process on behalf of the Village, for an Inflow & Infiltration Study; and

**WHEREAS**, the New York State Environmental Facilities Corporation offer a competitive statewide reimbursement grant programs for local governments, administered through the New York Clean Water State Revolving Fund; and

**WHEREAS**, that the Village of Scottsville Board Trustees, accepts the EPG program grant award on behalf of the Village for an Inflow & Infiltration Study; and

**NOW THEREFORE BE IT:**

**RESOLVED**, that the Village Mayor is authorized to execute a Grant Agreement with the NYS Environmental Facilities Corporation and any and all other contracts, documents and instruments necessary to bring about the project and to fulfill the Village of Scottsville’s obligations under the Grant Agreement; and

**BE IT FURTHER RESOLVED**, that the Village of Scottsville authorizes and appropriates a minimum 20% local match as required by the Engineering Planning Grant Program for the Inflow & Infiltration Study. Under the EPG program, this local match must be at least 20% of the EPG grant award of up to \$30,000. The source of the local match, and any amount in excess of the required match, shall be provided through the general fund. The maximum local match shall not exceed \$6,000 based upon a total estimated maximum project cost of \$36,000. The Mayor may increase this local match through the use of in-kind services without further approval from the Village of Scottsville’s Board.

**Motion** made by Deputy Mayor Leslie Wagar and seconded by Trustee Kathie Carl

**Vote:** *Carried (4-0)*

Mayor Eileen Hansen	AYE	Deputy Mayor Leslie Wagar	AYE
Trustee Kathie Carl	AYE	Trustee Nikki Whitmarsh	ABSENT
Trustee Andy Fraser	AYE		

***Resolution of SEQR for Award Allocations***

**WHEREAS**, the Village of Scottsville submitted and was awarded an Engineering Planning Grant (EPG) under the Consolidated Funding Application (CFA) process on behalf of the Village, for an Inflow & Infiltration study; and

**WHEREAS**, the New York State Environmental Facilities Corporation offer a competitive statewide reimbursement grant programs for local governments, administered through the New York Clean Water State Revolving Fund; and

**WHEREAS**, Title 6 of the New York Code of Rules and Regulations (6 NYCRR) Section 617.5 under the State Environmental Quality Review Act (SEQR) provides that

certain actions identified in subdivision (c) of that section are not subject to environmental review under the Environmental Conservation Law; and

**NOW THEREFORE BE IT:**

**RESOLVED**, that the Village of Scottsville hereby determines that the proposed Inflow & Infiltration Study is a Type II action in accordance with 6 NYCRR Section 617.5(c) (24) and (27) which constitute “information collection including basic data collection and research, water quality and pollution studies, traffic counts, engineering studies, surveys, subsurface investigations and soils studies that do not commit the agency to undertake, fund or approve any Type I or Unlisted Action; conducting concurrent environmental, engineering, economic, feasibility and other studies and preliminary planning and budgetary processes necessary to the formulation of a proposal for action, provided those activities do not commit the agency to commence, engage in or approve such action” and is therefore not subject to further review under 6 NYCRR Part 617.

**Motion** made by Deputy Mayor Leslie Wagar and seconded by Trustee Andy Fraser

**Vote:** Carried (4-0)

Mayor Eileen Hansen	AYE	Deputy Mayor Leslie Wagar	AYE
Trustee Kathie Carl	AYE	Trustee Nikki Whitmarsh	ABSENT
Trustee Andy Fraser	AYE		

**MRB Agreements for Professional Services**

**Motion** made by Deputy Mayor Leslie Wagar and seconded by Trustee Kathie Carl to authorize the mayor to sign the agreement with MRB for professional services of grant administration of Inflow and Infiltration study engineering grant in an amount not to exceed \$2,500.00.

**Vote:** Carried (4-0)

Mayor Eileen Hansen	AYE	Deputy Mayor Leslie Wagar	AYE
Trustee Kathie Carl	AYE	Trustee Nikki Whitmarsh	ABSENT
Trustee Andy Fraser	AYE		

**Motion** made by Deputy Mayor Leslie Wagar and seconded by Trustee Andy Fraser to authorize the mayor to sign the agreement with MRB for professional services for sanitary sewer study and preliminary engineering report grant in an amount not to exceed \$6,000.00.

**Vote:** Carried (4-0)

Mayor Eileen Hansen	AYE	Deputy Mayor Leslie Wagar	AYE
Trustee Kathie Carl	AYE	Trustee Nikki Whitmarsh	ABSENT
Trustee Andy Fraser	AYE		

**Public Hearing**

*Mayor Hansen opened the public hearing by reading the notice from the Sentinel at 7:03pm.*

**Village of Scottsville  
NOTICE OF PUBLIC HEARING**

**PLEASE TAKE NOTICE** that the Scottsville Village Board will be holding a Public Hearing at the Wheatland Municipal Building, 22 Main Street, Scottsville, New York 14546 on February 8, 2022 at 7:00 pm to consider Local Law 2-2022 amending Chapter 150 of the code of the Village of Scottsville by adding Article VI granting a tax exemption for volunteer firefighters.

All interested persons will be given an opportunity to speak for or against the above proposed legislation at the time and location set herein. Comments may also be sent via email to [villageclerk@scottsvilleny.org](mailto:villageclerk@scottsvilleny.org).

Public Comment opened at 7:13pm.

Public Comment:

No Public

Public Comment closed and Board Comment opened at 7:14pm.

Board Comment:

Trustee Fraser is against it, do see the benefit of retention and volunteer is cheaper than paid, however has issue with the inconsistency with the tax code.

Public Hearing closed at 7:15 pm.

**Motion** made by Deputy Mayor Leslie Wagar and seconded by Trustee Kathie Carl to adopt Local Law 2-2022 amending Chapter 150 of the code of the Village of Scottsville by adding Article VI granting a tax exemption for volunteer firefighters.

**Vote:** Carried (3-0)

Mayor Eileen Hansen	AYE	Deputy Mayor Leslie Wagar	AYE
Trustee Kathie Carl	AYE	Trustee Nikki Whitmarsh	ABSENT
Trustee Andy Fraser	NAY		

**Reports - Attorney Thomas Rzepka**

Fire District has applied for bonding for the Fire Hall to get it off our books

**Department Reports**

**Building Inspector/Code Enforcement Officer**

Building Dept:

Coopervision warehouse expansion has been working with myself and the Planning Board and is moving forward with their plans to expand the existing warehouse. SEQR forms are being filed with the state, all requirements have been met up to this time. Actual building plans will be coming soon with an anticipated start date.

Fire Building: Rebuild is coming along. Working with Hamilton Stern Construction on required inspections. Framing, insulation and rough plumbing have all been completed at this time.

Facelift and rehab of all the Brairwood Apts has begun, look for more work to start once spring hits.

Five new building permits have been issued, along with closed out 10 open permits in the month of Jan.

Vacant home on 31 East Cavalier has been sold and is working on fixing the place up.

Scottsville FD looking into subdividing some of the land, more info to follow once I hear more.

Code Enforcement:

Working with Heany industries on the noise complaints from residents on briarwood. DEC has been notified about the different smells or new smells coming from the production. I have a full inspection set up for this month to resolve some of these issues.

Parked car located on the Road on Briarwood has been removed with the help of the MCSO.

Working with the lawyer and MCSO on the illegal overnight stays located in a business on Main Street. This has been an ongoing issue for years. Trying to put an end to this and all the neighbor complaints.

Fire Marshal:

Two FD call outs this month, small fire at the repair shop at North Rd and Rochester Street. Small fire in the basement of a home due to a burned-out water tank. NO major property damages to either.

Any questions or concerns feel free to reach out.

SEQRA

**Motion:** made by Deputy Mayor Leslie Wagar and seconded by Trustee Kathie Carl to send a letter to the NYS Department of Environmental Conservation Division of Environmental Permits declaring the Village of Scottsville intent to serve as lead agency for the CooperVision warehouse expansion with regards to SEQRA.

**Vote:** Carried (4-0)

Mayor Eileen Hansen	AYE	Deputy Mayor Leslie Wagar	AYE
Trustee Kathie Carl	AYE	Trustee Nikki Whitmarsh	ABSENT
Trustee Andy Fraser	AYE		

DPW – Ken Bohn & Todd Schwasman

Solar panels working, been checking them every week, there are a couple broken panels to replace, should we buy extra panels because they are obsolete? Board agrees that panels should not be stored, purchase as needed. Solar Liberty does not offer surveillance or maintenance any longer.

Exterior lighting for Johnson Park and the DPW garage need replacing. A quote to replace all the lights with LED

Treasurer – Katie GarnerPay Bills:

**Motion** made by Deputy Mayor Leslie Wagar and seconded by Trustee Kathie Carl to approve payables on the AP Check Register Report through February 8, 2022 and prepaid bills with General Payables totaling \$ .

**Vote:** Carried (4-0)

Mayor Eileen Hansen	AYE	Deputy Mayor Leslie Wagar	AYE
Trustee Kathie Carl	AYE	Trustee Nikki Whitmarsh	ABSENT
Trustee Andy Fraser	AYE		

**Updates:** Working on the sewer unit charges to give the bill to the Town, budget has been sent out to everyone

Budget Public Hearing:

**Motion** made by Deputy Mayor Leslie Wagar and seconded by Trustee Kathie Carl to set a public hearing at the Wheatland Municipal Building, 22 Main St, Scottsville, NY 14546 on March 8, 2022 at 7:00 pm to adopt the 2022-2023 Budget.

**Vote:** Carried (4-0)

Mayor Eileen Hansen	AYE	Deputy Mayor Leslie Wagar	AYE
Trustee Kathie Carl	AYE	Trustee Nikki Whitmarsh	ABSENT
Trustee Andy Fraser	AYE		

IT quotes very expensive for a small municipality, we need to determine what our needs are, the insurance meeting would be a good time to discuss the requirements.

**Clerk – Anne Hartman**

Going to the DMV for fire truck titles we have the certificate of origin to get the title then the fire truck can take over that truck

**Trustee Reports:**Deputy Mayor Leslie Wagar – Communications

No report

Trustee Andy Fraser – Grants

Will look into federal grants, but that comes with a lot of strings attached and nonrefundable application fees

Trustee Nikki Whitmarsh – Planning Board/Zoning Board of Appeals

Absent

Trustee Kathie Carl - Finance

When the Fire District gets a BOND will we have the interest payments?

Treasurer stated the Village should not have to the interest payments if the FD takes over the debt.

Trustee Carl agrees

Attorney Rzepka responded it is written in the agreement that the FD would not incur additional interest payments

**Mayor's Reports - Eileen Hansen**

NYCOM Winter Session coming up

Email from Congressman Joe Morelle about infrastructure grants coming available soon

ARPA funds keep in mind things to use it on: park improvements, laptops for office staff, speed monitors

**Old Business**Resolution to put Local Law 8-2021 Cannabis Dispensaries to a vote

**Motion** made by Trustee Kathie Carl and seconded by Trustee Andy Fraser to forgo the petition process of Local Law 8-2021 pursuant to Cannabis Law 131 opting out of licensing and establishing retail cannabis dispensaries within the Village of Scottsville and place it on the ballot of the March 15, 2022 Village election to read “Shall the Village of Scottsville allow retail sales of cannabis within its boundaries”.

**Vote:** Carried (3-1)

Mayor Eileen Hansen      AYE

Deputy Mayor Leslie Wagar      NAY

Trustee Kathie Carl      AYE

Trustee Nikki Whitmarsh      ABSENT

Trustee Andy Fraser      AYE

**New Business**

*Whereas*, in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and

*Whereas*, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and

*Whereas*, Arbor Day is now observed throughout the nation and the world, and

*Whereas*, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce life-giving oxygen, and provide habitat for wildlife, and

*Whereas*, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products, and

*Whereas*, trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community, and

*Whereas*, trees, wherever they are planted, are a source of joy and spiritual renewal.

Now, Therefore, I, **Eileen Hansen**, Mayor of the  
**Village of Scottsville**, do hereby proclaim  
**Saturday, April 30, 2022** as

# Arbor Day

in the **Village of Scottsville**, and I urge all citizens to **celebrate Arbor Day** and to support efforts to protect our trees and woodlands, and

*Further*, I urge all citizens to plant trees to gladden the heart and promote the well-being of this and future generations.

**Motion** made by Deputy Mayor Leslie Wagar and seconded by Trustee Andy Fraser to approve the Arbor Day Proclamation.

**Vote:** *Carried (4-0)*

Mayor Eileen Hansen	AYE	Deputy Mayor Leslie Wagar	AYE
Trustee Kathie Carl	AYE	Trustee Nikki Whitmarsh	ABSENT
Trustee Andy Fraser	AYE		

## **Adjournment**

**Motion** made by Deputy Mayor Leslie Wagar and seconded by Trustee Kathie Carl to adjourn the Village Board meeting at 8:19 pm.

**Vote:** *Carried (4-0)*

Mayor Eileen Hansen	AYE	Deputy Mayor Leslie Wagar	AYE
Trustee Kathie Carl	AYE	Trustee Nikki Whitmarsh	ABSENT
Trustee Andy Fraser	AYE		

Respectfully submitted by,



Anne Hartman  
Village Clerk