

MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF MEDINA HELD ON MONDAY, SEPTEMBER 24, 2018 AT 7:00 P.M. IN THE TOWN OF SHELBY TOWN HALL.

Present: Mayor Michael Sidari  
Trustees Owen Toale, Todd Bensley, Marguerite Sherman, Timothy Elliott  
Fire Chief Thomas Lupo, Police Chief Chad Kenward, Code Enforcement Officer Martin Busch, DPW Superintendent Joseph Perry  
Attorney Matthew Brooks

Mayor Sidari called the meeting to order at 7:00 p.m. with the Pledge of Allegiance to the flag.

Jim Hancock updated the Board on the activity at the Visitor's Center. He said that the new location appeared to be an improvement as they had 184 visitors between Memorial Day and Labor Day, compared to 50 visitors last year. He noted that 14 volunteers participated in staffing the center Monday through Friday from 9:00 a.m. to 4:00 p.m.

Mr. Hancock also reported that Takeform has offered to redesign the space in the Village Hall Council Chambers reserved for the Medina Sandstone Society Hall of Fame. He said that they would be making new color plaques to replace the current ones and adding three additions for 2018. Takeform is donating the redesign, manufacturing and installation of the plaques.

A motion was made by Trustee Owen Toale and seconded by Trustee Todd Bensley to join the Town of Shelby, the Medina Central School District and the County of Orleans to share the costs of litigation proportionate to the Village's respective taxes on the properties which are the subject of the real property tax assessment litigation of the cases, *Medina Center, LLC vs. The Town of Shelby, et. al.*, and *Tops Market vs. The Town of Shelby, et al.*, with the Town of Shelby, the Medina Central School District and the County of Orleans.

WHEREAS, the County of Orleans has established a policy for County participation in litigation involving challenges to real property assessment challenges (Article 7); and

WHEREAS, the Village of Medina, the Town of Shelby, and other governmental entities have been served with the two (2) Article 7 tax assessment proceedings mentioned above regarding a tax assessment challenge for Tops Market properties within the Village of Medina, the Town of Shelby and the Medina Central School District; and

WHEREAS, the Village of Medina, the Town of Shelby, the Medina Central School District, and the County of Orleans have met to discuss the pending litigation, and have, in theory, agreed to a mutual defense; and

WHEREAS, pursuant to the aforementioned policy establishing minimum standards for municipal participation in litigation involving challenges to real property assessments (Article 7), the Village of Medina wishes to officially join the County, School and Town participation in sharing the cost of litigation proportionate to their respective taxes due on the parcels in question.

NOW, THEREFORE, BE IT RESOLVED, that the Village of Medina hereby agrees to join County, Town and School District cooperation to share the cost of litigation pursuant to the respective taxes due on the parcels in question, for the aforementioned real property tax assessment cases, to wit: *Medina Center, LLC vs. The Town of Shelby, et. al.*, and *Tops Market vs. The Town of Shelby, et al.*, as long as all of said municipalities and the School District agree to participate in said litigation costs as described above.

All ayes  
Motion carried.

A motion was made by Trustee Elliott and seconded by Trustee Sherman. The Mayor is authorized to sign the Inter-Municipal Cooperation Agreement with the Medina Central School District for a School Resource Officer for the period September 4, 2018 to June 28, 2019.

All ayes  
Motion carried.

A motion was made by Trustee Bensley and seconded by Trustee Elliott. Aldi, Inc., a grocery store located at 11248 Maple Ridge Road, Medina, is authorized to connect to the Village water, subject to all required permits and fees, with the full cost of the hook-up to be paid by Aldi.

All ayes  
Motion carried.

A motion was made by Trustee Elliott and seconded by Trustee Toale. Donato Rosario is appointed Firefighter-EMT, effective October 8, 2018, at a salary of \$39,062.40, with a probationary period of 78 weeks, to fill the vacant SAFER grant position.

All ayes  
Motion carried.

A motion was made by Trustee Toale and seconded by Trustee Bensley. The Fire Chief is authorized to request Civil Service to hold a test for Fire Captain.

All ayes  
Motion carried.

A motion was made by Trustee Sherman and seconded by Trustee Bensley. The Fire Chief is authorized to negotiate a draft Memorandum of Agreement with the Medina Professional Firefighters regarding the addition of a Lieutenant position.

All ayes  
Motion carried.

A motion was made by Trustee Toale and seconded by Trustee Sherman. The Medina Business Association is authorized to hold their annual Beggar's Night festivities on Friday, October 26, 2018 from 5:30 to 7:00 p.m. on the sidewalks of Main Street, with the Medina Police Department assisting with traffic control for the event.

All ayes  
Motion carried.

A motion was made by Trustee Bensley and seconded by Trustee Toale. Halloween "trick or treating" hours are established for 5:30 to 7:30 p.m. on Wednesday, October 31, with visits to houses with porch lights on only.

All ayes  
Motion carried.

The Mayor presented a draft of a new bed tax proposal. The Board will review and discuss at the next workshop meeting.

The Board will review the County-wide Shared Services Plan before agreeing to a \$2,000 commitment towards a study on a county-wide water agreement.

The Mayor read correspondence from Hillside Children's Center requesting a reduction in the ambulance bill received for transporting a resident. Chief Lupo will contact the Center for more information.

A motion was made by Trustee Toale and seconded by Trustee Elliott. Operation Honor is authorized to hold a 5k run throughout the Village on Veteran's Day, as a fundraiser to benefit the Warrior House, pending submission of required Certificate of Liability Insurance.

All ayes  
Motion carried.

A motion was made by Trustee Bensley and seconded by Trustee Sherman. Bills as presented are authorized for payment.

All ayes  
Motion carried.

September 24, 2018

Page 4

A motion was made by Trustee Toale and seconded by Trustee Bensley. The Minutes of September 10, 2018 are approved as submitted.

All ayes  
Motion carried.

Fire Chief Lupo thanked the new DPW mechanic, Cody Dix, for his work on Engine 11. He replaced the fuel tank and the engine was back in service in one day. The Chief also noted that he was working on a permit to be issued for fireworks.

Police Chief Kenward reported that two of his officers attended SWAT training and the new officer had started field training. He also reported that he was gathering quotes for an "in-house" server as the current cloud based server was not adequate to meet their needs.

Code Enforcement Officer Busch gave updates on the Cobblestone Hotel and Takeform addition projects. He has also been working on final grass inspections.

DPW Supt. Perry said that his department has been repairing several water leaks. He also said that they would be working on the installation of the new playground equipment.

Trustee Sherman reported that she had attended the Skate Jam at the skate park in Butts Park. She noted that it was well attended.

Kathy Blackburn was recognized and said that it was her opinion that any funds raised from the proposed bed tax should go to tourism. She also reminded everyone of the open house on October 1 for Generations Bank, the previous Medina Savings and Loan.

Cindy Robinson was also recognized, who reminded the Board of the annual Ale in Autumn event to be held on Saturday, September 29.

Mayor Sidari reported that the playground build would take place on Friday and Saturday, September 29 and 30. The DPW, Takeform, Fire Department and a few teachers had volunteered to assist.

A motion was made by Trustee Toale and seconded by Trustee Elliott. The meeting is adjourned to Executive Session at 8:20 p.m. to discuss pending litigation and the contract status of a retired employee.

All ayes  
Motion carried.

September 24, 2018  
Page 5

A motion was made by Trustee Sherman and seconded by Trustee Elliott. The regular meeting is reconvened at 9:00 p.m.

All ayes  
Motion carried.

A motion was made by Trustee Toale and seconded by Trustee Bensley. Dawn Meland is authorized to change her election regarding the status of her unused sick time balance, and receive a cash payout of one half of the balance available at cancellation of her current health insurance coverage, payable over a three year period, as per contract.

All ayes  
Motion carried.

A motion was made by Trustee Bensley and seconded by Trustee Elliott. The meeting is adjourned at 9:10 p.m.

All ayes  
Motion carried.

Respectfully submitted,

Deborah L. Padoleski  
Clerk-Treasurer