

MINUTES OF THE MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF MEDINA HELD ON MONDAY, FEBRUARY 11, 2019 AT 7:00 P.M. IN THE VILLAGE CLERK'S OFFICE CONFERENCE ROOM.

Present: Deputy Mayor Owen Toale  
Trustees Marguerite Sherman, Todd Bensley, Timothy Elliott  
Police Chief Chad Kenward

Excused: Mayor Michael Sidari  
Fire Chief Thomas Lupo  
Attorney Matthew Brooks

Deputy Mayor Toale called the business portion of the meeting to order following opening discussion on a few workshop items.

A motion was made by Trustee Sherman and seconded by Trustee Elliott. The 2012 Dodge Charger Patrol Car is declared surplus and the Police Chief is authorized to advertise the vehicle for sale via sealed bid to be opened February 25, 2019.

All ayes  
Motion carried.

A motion was made by Trustee Bensley and seconded by Trustee Elliott. The Mayor is authorized to sign documents associated with Phase II of the Energy Performance Contract.

All ayes  
Motion carried.

A motion was made by Trustee Elliott and seconded by Trustee Bensley, the following:

**RESOLUTION OF THE VILLAGE OF MEDINA BOARD OF TRUSTEES AUTHORIZING RECEIPT OF A GRANT OF COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM INCOME FROM THE COUNTY OF ORLEANS INDUSTRIAL DEVELOPMENT AGENCY TO IMPROVE PEDESTRIAN ACCESS AND CONNECTIVITY ALONG THE MAPLE RIDGE CORRIDOR**

WHEREAS, the County of Orleans Industrial Development Agency ("COIDA") administers the Orleans Revolving Loan Fund ("ORLF") on behalf of Orleans County, the Towns of Albion, Shelby and Yates, and the Village of Holley (each a "Municipality" and together the "Municipalities") pursuant to separate subrecipient agreements with each Municipality (collectively, the "Subrecipient Agreements"), and

WHEREAS, pursuant to the respective Subrecipient Agreements, each Municipality provided to COIDA proceeds from certain grants received from the Federal Community Development Block Grant (CDBG) Program ("CDBG Grants"), to make loans to local businesses, and any Program

Income, as defined in the CDBG regulations (“Program Income”), resulting from that use of the CDBG Grants was used to capitalize and administer the ORLF, and

WHEREAS, the cash held in the ORLF and the ORLF’s loans receivable are Program Income of the Municipalities (on a pro rata basis) subject to certain rules and regulations promulgated by the United States Department of Housing and Urban Development (hereinafter “HUD”) and the New York State Office of Community Renewal (hereinafter “OCR”), and

WHEREAS, OCR has notified the Municipalities and other recipients of CDBG funds that it is requiring that all Program Income not spent on, or committed to, CDBG-eligible activities by March 31, 2019 be paid to the OCR by April 30, 2019, and

WHEREAS, any proposed use of Program Income prior to March 31, 2019 must be approved by OCR, and

WHEREAS, in response to OCR’s directive, by resolutions duly adopted, the Municipalities and COIDA authorized certain actions with respect to the ORLF, including the use of Program Income contained in the ORLF for any eligible CDBG activity, subject to approval of the OCR and the COIDA Board, and approved amendments to the Subrecipient Agreements to allow for such use, and

WHEREAS, the Village has determined that the construction of certain improvements along the north side of Maple Ridge Road east of Route 63, including the construction of a pedestrian bridge where the road crosses Oak Orchard Creek and the construction of a sidewalk (referred to herein as the “Improvements”) would provide increased access and connectivity and enhance the mobility of residents of a low-income census tract in the Village of Medina, and

WHEREAS, COIDA by a resolution adopted on February 8, 2019, has authorized the use of \$55,000.00 in Program Income held in the ORLF to make a grant to the Village to fund the CDBG-eligible Improvements.

NOW, THEREFORE, BE IT

RESOLVED, that, subject to the approval of OCR, the Village shall receive a grant from COIDA in the amount of \$55,000.00 (the “Grant”) from Program Income held in the ORLF to be used to fund the CDBG-eligible Improvements, and be it further

RESOLVED, that the Village enter into a Grant Agreement with COIDA which shall provide for the disbursement and use of the Grant proceeds to fund the Improvements in a manner consistent with CDBG program requirements and applicable statutes, rules and regulations, such Grant Agreement to be subject to the approval of the Village Attorney, and be it further

RESOLVED, that following the Village Attorney’s review, the Mayor be, and hereby is, authorized to execute the Grant Agreement with COIDA and such other documentation as is required to effectuate the actions approved in this Resolution.

All ayes  
Motion carried.

A motion was made by Trustee Elliott and seconded by Trustee Sherman, the following:  
**RESOLUTION OF THE VILLAGE OF MEDINA BOARD OF TRUSTEES AUTHORIZING RECEIPT OF A GRANT OF COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM INCOME FROM THE COUNTY OF ORLEANS TO IMPROVE PEDESTRIAN ACCESS AND CONNECTIVITY ALONG THE MAPLE RIDGE CORRIDOR**

WHEREAS, the County of Orleans (the "County") was the recipient of grants from the New York State Housing Trust Fund Corporation represented by the Governor's Office for Small Cities through the Community Development Block Grant (CDBG) Program (the "CDBG Grants"), and

WHEREAS, the County entered in agreements with the County of Orleans Industrial Development Agency ("COIDA") and The Orleans County Local Development Corporation ("LDC") (the "Subrecipient Agreements") pursuant to which the County provided the proceeds of the CDBG Grants to COIDA and the LDC for the purpose of making loans to businesses, and

WHEREAS, pursuant to the Subrecipient Agreement with COIDA, any Program Income, as defined in the CDBG regulations ("Program Income"), resulting from the use of the CDBG Grant was to be used by COIDA to administer a revolving loan fund which was designated as the Orleans Revolving Loan Fund ("ORLF"), which loan fund was also to be partially funded with Program Income resulting from the use of CDBG grants made to the Towns of Albion, Shelby and Yates and the Village of Holley, which also entered into Subrecipient Agreements with COIDA, and

WHEREAS, pursuant to the Subrecipient Agreement with the LDC, any Program Income resulting from the use of the CDBG Grant was to be used by the LDC to administer a microenterprise revolving loan fund (the "MLF"), and

WHEREAS, the use of Program Income is subject to certain rules and regulations promulgated by the United States Department of Housing and Urban Development (hereinafter "HUD") and the New York State Office of Community Renewal (hereinafter "OCR"), and

WHEREAS, OCR has notified the County and other recipients of CDBG funds that it is requiring that all Program Income not spent on, or committed to, CDBG-eligible activities by March 31, 2019 be paid to the OCR by April 30, 2019, and

WHEREAS, any proposed use of Program Income prior to March 31, 2019 must be approved by OCR, and

WHEREAS, in response to OCR's directive, the County authorized certain actions with respect to the ORLF and MLF, including the use of Program Income for any eligible CDBG activity, and approved amendments to the Subrecipient Agreements, including changes to provide for the remittance to the County of its share of Program Income, and

WHEREAS, the Village has determined that the construction of certain improvements along the north side of Maple Ridge Road east of Route 63, including the construction of a pedestrian bridge where the road crosses Oak Orchard Creek and the construction of a sidewalk (referred to herein

as the “Improvements”), would provide increased access and connectivity and enhance the mobility of residents of a low-income census tract in the Village of Medina, and

WHEREAS, the County has proposed to use a portion its Program Income, as remitted to it by COIDA and the LDC, to make a grant to the Village to fund the CDBG-eligible Improvements.

NOW, THEREFORE, BE IT

RESOLVED, that, subject to the approval of OCR and the County’s adoption of an authorizing resolution, the Village shall receive a grant (the “Grant”) of a portion of the County’s Program Income, as remitted to the County by COIDA and the LDC, in an amount not to exceed \$129,000, to be used to fund the CDBG-eligible Improvements, and be it further

RESOLVED, that the Village enter into a Grant Agreement with the County which shall provide for the disbursement and use of the Grant proceeds to fund the Improvements in a manner consistent with CDBG program requirements and applicable statutes, rules and regulations, such Grant Agreement to be subject to the approval of the Village Attorney, and be it further

RESOLVED, that following the Village Attorney’s review, the Mayor be, and hereby is, authorized to execute the Grant Agreement with the County and such other documentation as is required to effectuate the actions approved in this Resolution.

All ayes  
Motion carried.

A motion was made by Trustee Elliott and seconded by Trustee Bensley. The Mayor is authorized to request the Orleans County Civil Service list of Eligibles for Fire Chief.

All ayes  
Motion carried.

A motion was made by Trustee Bensley and seconded by Trustee Elliott. The probationary period for Automotive Mechanic Cody Dix, as stated in his hiring resolution dated August 13, 2018, is modified to reflect 180 days, as per Article 13, Section 1 (a) of the CSEA union agreement.

All ayes  
Motion carried.

A motion was made by Trustee Sherman and seconded by Trustee Bensley. The meeting is adjourned at 7:50 p.m.

All ayes  
Motion carried.

Respectfully submitted,  
Deborah L. Padoleski  
Clerk-Treasurer