

Village of Webster
Village Board Meeting
January 14, 2016

Webster Community Meeting Hall
29 South Avenue
Webster, NY 14580

Present: Mayor Cahill, Trustee Balcaen, Trustee Ippolito Jr., Trustee Byerts, Trustee Lancy and Attorney Don White

Mayor Cahill read three statements. The first statement was written by Karen Buck, Program Director of Cable 12 TV. It was regarding future broadcasts of Village Board meetings which will now be recorded and aired at a later date due to the use of offensive language during the last two Board meetings. Mayor Cahill continued and said according to FCC regulations that type of language is not allowed to be broadcast. Cable 12 is taking this action to protect younger viewers and to ensure programming remains family friendly for all residents. Hopefully live broadcasts can resume in the future.

The next statement was in regards to meeting conduct and safety. Mayor Cahill said it had been brought to his attention by the Supervisor of the Town of Webster and the Webster Police Chief that a Village resident had been attending Village Board meetings with a concealed handgun. Mayor Cahill said there are no local laws prohibiting this action but he will have the Village Attorney Don White draft a local law prohibiting handguns or weapons of any sort on Village Property. Mayor Cahill said the Board will review and consider the local law. Mayor Cahill said it is unlawful for concealed carry permit holders to carry in State, Federal, County, City of Rochester, and School buildings. He said it would not be unique for the Village of Webster to consider this proposed local law. Mayor Cahill said he understands the Town of Webster will also consider a similar law in the near future.

The final statement was an update on the composting issue. Mayor Cahill said since the passage of the composting Resolution the Village has completed the following; the proper hauling permits have been applied for and samples of the compost piles on the pad have been submitted for testing and results will be available in a week and a half. Air testing has been completed and the results will be available in a week and a half. Salmonella test samples will be submitted on the compost piles in the barn on January 19 and the results will be returned in seven business days. The finished compost will be removed from the barn at no cost to the Village of Webster. Empire Wrecking will be removing the 275 tires holding the tarps down at a cost of \$2.00 a tire. Rough figures are being developed to haul the compost piles on the pad utilizing Village employees and a third party hauler. The estimated cost is approximately \$24 to \$34 thousand dollars and at this time we are soliciting bids from other haulers. The Village Treasurer will add another budget line to the current budget to track all expenditures related to the removal of all composting at the Sewage Treatment Plant. This will ensure an accurate accounting for the Village tax payers.

Public Comments

No Comments.

Village Board Business

Motion Trustee Balcaen and Seconded by Trustee Ippolito, Jr. to approve the Village Board meeting minutes of December 10, 2015, with the correction of Trustee Balcaen noted as absent, all were in favor and carried.

Motion Trustee Ippolito Jr. and Seconded by Trustee Byerts to approve the Village Board special meeting minutes of December 17, 2015, all were in favor and carried.

Motion Trustee Ippolito Jr. and Seconded by Trustee Byerts to accept claims totaling: General - \$61,693.08, and Trust & Agency - \$2,346.55, all were in favor and carried.

Motion Trustee Ippolito Jr. and Seconded by Trustee Lancy to approve the appointment of Jo O'Neill as Deputy Village Clerk with the following terms:

- Term ending May 31, 2016
- Annual Salary of \$42,000.
- Start date of Friday, January 15, 2016.

Vote on motion; Trustee Ippolito – aye, Trustee Lancy – aye, Trustee Balcaen – aye, Trustee Byerts – aye, Mayor Cahill – aye, motion carried.

Motion Trustee Balcaen and Seconded by Trustee Ippolito Jr. to authorize Mayor Cahill to sign the settlement agreement with the Marine Shale Processors Site PRP Group and to issue a check for settlement amount of \$2,500.00, all were in favor and carried.

Motion Trustee Byerts and Seconded by Trustee Lancy for authorization to pay Lu Engineers in the amount of \$6,350.01 for professional services rendered in November 2015 related to the North Avenue Project to be paid out of the North Avenue Reserve account, all were in favor and carried.

Attorney

Don White, Attorney said he sent the Cricket lease termination agreement to Dick Metzger of MCWA. Mr. Metzger did have some changes. Attorney White said the main change is to change the termination date from December 31 until the time Cricket removes the hazardous stuff on the tower. This will give them incentive to get that stuff out of there because they are still paying rent while it is up there. Attorney White said with respect to the split of the termination fee we will need to have a separate agreement between the Village and the MCWA because it is not covered under the termination lease. This will be a simple letter to Nicolas Noce, of MCWA stating as discussed with Dick Metzger, we have completed the negotiations with Cricket Wireless for the early termination of their lease at the South Avenue tank site. Attached is the final termination agreement. The consideration to be provided by Cricket to leave certain equipment on the site and tank will be split equally between the Village and MCWA (\$10,000. each). In consideration for sharing the lease termination fee with the MCWA, the MCWA agrees to be solely responsible for all Cricket equipment left at the South Avenue water tank site.

Attorney White said the agreement was not available tonight for approval because of a computer issue but this will be on the agenda in couple of weeks in order to approve the side agreement with the Water Authority.

Office

Josette Amalfi, Village Clerk said the Village office will be closed on Monday, January 18, 2016 in observance of Martin Luther King Jr. Day. The Clerk III canvas letters have been sent out. We are still waiting to hear from the Computer Companies and also from Monroe County regarding IT Services for the Village.

Jake Swingly, Superintendent of Public Works reviewed with the Board the Comp and Overtime Report for December 2015 with no questions.

Department of Public Works

Jake Swingly, Superintendent of Public Works reviewed with the Board seasonal reminders. He reminded the public to be off the Village roads between 2 a.m. and 6 a.m. so the Village crew can plow the roads. He said the crew salts the curbs, intersections and hills so straightaway's will have snow on them so drive sensibly and carefully because it is winter time.

Adjournment

Motion Trustee Ippolito Jr., and Seconded by Trustee Balcaen to adjourn the meeting at 8:05 pm, all were in favor and carried.

Josette Amalfi, Village Clerk

John J. Cahill, Mayor