

Village of Webster
Village Board Meeting
March 12, 2015

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

Public Comments

Charles Griffith – 131 Curtice Park - Commented to the Board in regards to a flyer which was unsigned and inserted in the Webster Penny Saver referring to “why does Mayor Cahill want to change the Village Election date.” Mr. Griffith said Trustee Byerts article in the Webster Herald was a very sensible and comprehensive letter that dealt with the issue of the change in the election date. Mr. Griffith also said Jake Swingly and his crew did a great job with the snow removal in the Village of Webster and plowing the streets.

Village Board Business

Motion Trustee Lancy and Seconded by Trustee Ippolito, Jr. to approve the Village Board Meeting Minutes of February 26, 2015, all were in favor and carried.

Motion Trustee Byerts and Seconded by Trustee Balcaen to approve the Village Board Workshop Minutes of March 3, 2015, Mayor Cahill - Abstain, all were in favor and carried.

Motion Trustee Balcaen and Seconded by Trustee Lancy to accept claims totaling: General - \$20,574.13, all were in favor and carried.

Motion Trustee Byerts and Seconded by Trustee Ippolito, Jr. to authorize Mayor Cahill to sign the consulting agreement and the letter of authority for Computel Consultants, all were in favor and carried.

Motion Trustee Ippolito, Jr. and Seconded by Trustee Balcaen to authorize Josette Amalfi to become a subregistrar of Vital Statistics for Monroe County Department of Public Health – death certificates, all were in favor and carried.

The following resolution was offered by Trustee Balcaen and Seconded by Trustee Ippolito, Jr. and moved for its adoption:

WHEREAS, pursuant to New York Village Law Section 7-700 the Board of Trustees is empowered to adopt Local Laws regulating the location and use of building, structures and land for trade, industry, residence or other purposes; and

WHEREAS, this Board has been presented with and has introduced a draft Local Law titled “Amendment to Zoning Local Law with Respect to Temporary Fences and Driveways”;

NOW THEREFORE, be it RESOLVED, that pursuant to Section 7-706(1) of the Village Law of the State of New York, a public hearing on said proposed Local Law No. 1 of 2015 shall be held on the 23rd day of April, 2015 at 7:45 p.m. at the Community Meeting Hall, 29 South Avenue, Webster, New York and that Notice of the time and place of such hearing describing in general terms the proposed Local Law shall be published once on or before the 13th day of April, 2015 in the Webster Herald, the official newspaper of the Village of Webster and a newspaper of general circulation in said Village of Webster.

Attorney

No Report

Office

Jake Swingly, Superintendent of Public Works reviewed with the Board the Comp and Overtime Report for February 2015. He said the overtime is high because the snow kept coming in February.

Mayor Cahill commended the Highway Department Crew for a great job of keeping the Village streets plowed and maintained this winter.

Department of Public Works

Jake Swingly, Superintendent of Public Works reviewed with the Board and said the North Avenue Connector project letter and RFQ were sent out for a consultant firm for the preliminary design and right of way incidentals for the project. A selection committee will be set up and will consist of Mayor Cahill, Trustee Byerts, Matt Chatfield, the Economic Development Specialist, Peter Adams, Chairman of the Planning Board, and Jake Swingly. The Consultant Firm should be in place by the beginning of May. The project should take a few years to complete at least until 2017.

Mr. Swingly also said he was absent from the last workshop because he was in Albany attending Advocacy Day. Western New York Village Superintendents Association along with New York Town Superintendents come together and lobby with legislators and representatives at the Capitol for increase funding for local roads. The theme this year was "Local Roads Matter" and basically the hope is to increase funding for Consolidated Highway Improvement (CHIPS) of \$200 million over the next five years. Mr. Swingly also lobbied for \$500 million over the next five years for local Roads, Bridges and Culverts.

Mr. Swingly said he will give an update on the Parks final designs and quotes at the next workshop meeting

Call In

An unidentified caller made comment that Mayor Cahill was doing a good job.

Trustee Byerts read a statement regarding the question, is there a statutory timeframe for the decommissioning and capping of the Village Water Wells? Trustee Byerts called NYS Department of Environmental Conservation in Albany on February 24, 2015 and spoke to Mr. Jim Garry of the Division of Water, Bureau of Water Resource Management. Mr. Garry responded that there is no mandatory (statutory) timeframe in which wells must be decommissioned. He did express concern that the wells be secure and not open to allow surface contamination of the aquifer, nor liability of someone falling into a well.

Trustee Byerts continued and said that Jake Swingly, Superintendent of Public Works also called the NYSDEC Region 8 office in April 2013 asking the same question and he spoke to Mr. David Pratt who expressed the same response – no statutory timeframe to decommission and cap an abandoned public water supply well in NYS. Mr. Pratt suggested calling the Department of Health.

Trustee Byerts and Jake Swingly both called the Department of Health and spoke to Mr. Ken Naugle. Mr. Naugle is familiar with the situation in the Village of Webster. He also stated that there are no statutory regulations providing a specified, or required, timeframe during which abandoned wells must be decommissioned and sealed. He did suggest that there be a plan initiated that would show good faith intention toward actually decommissioning the wells. The Village in fact has done that. A resolution to establish the “Building and Real Property Improvement Reserve Fund” which will provide as one of the stated purposes of the fund the accumulation of funds for the closing and capping of any water wells owned by the Village.

Adjournment

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

Josette Amalfi, Village Clerk

John J. Cahill, Mayor