

Village of Webster
Village Board Meeting
May 14, 2015

Webster Community Meeting Hall
29 South Avenue
Webster, NY 14580

Present: Mayor Cahill, Trustee Ippolito Jr., Trustee Byerts, and Attorney Don White
Late Arrival: Trustee Balcaen 7:49pm
Early Dismissal: Trustee Balcaen 8:08pm
Absent: Trustee Lancy

Public Comments

Peter Elder – 59 Dunning Avenue – Addressed the Board of Trustees and thanked them for appointing him to the Historic Preservation Commission. He said the Rob Cemetery dedication will take place on Friday, May 15, 2015 at 1:30 PM. Mr. Elder also said he would like the Board to vote in favor of the resolution to take ownership of the Depot and store the dismantled building on the property at the Village well fields. He also thanked Morgan Management for their patience during this project.

Carl Laurer – 88 Dunning Avenue – Commented to the Board and gave an update on the dismantling of the Depot by the Mennonites which came about because of a generous donation. Mr. Laurer said he would like the Village Board to vote on the resolution to accept the historic building and provide a place to store it until a location can be found for it to be reassembled.

Bill Ruoff – 46 Orchard Street – Made comment to the Board and said the dismantling of the Depot by the Mennonites was done by Lenard Hoover of Hoover Construction who has an attorney that happens to share office space with Morgan Management in downtown Rochester. Mr. Ruoff said everything fell into place. The Historic Preservation Commission and Hoover Construction came up with a plan to dismantle the Depot and Morgan Management agreed to the plan. We have trucks, excavators, tractors, flatbeds, and all the volunteers to help dismantle and move the building. All the donations for this endeavor have been from private donors and another grant will be coming in. At this point we need the Board to approve to store this historic building so it can be preserved and reassembled in the future for the enjoyment of Webster residents.

Mayor Cahill said he has seen all the work and effort that has gone into this endeavor and realizes that \$10,000 dollars of private money has already been expended. Mayor Cahill said he does want to help but does not want to tie taxpayers' money into this. However he is in favor of loaning two buildings so the 100 year old wood and lumber could be protected and stored.

Trustee Byerts questioned the future costs needed for the reassembling of the Depot building and would not want the Village to be responsible for any reconstruction or location costs associated with that.

Mr. Laurer said he does not expect the Village to pay for any future costs associated with the depot. He explained that he is filing for a 501c3 to save the Depot and through that he will obtain funding for the rebuilding of the structure. He said he will also raise money through private donations. Mr.

Laurer said the Historic Preservation Commission is doing this for the residents of the Village of Webster so they can enjoy the structure and it could be put back up in its original form and this will be an asset to us without using any taxpayers' money. The plan right now is to store the lumber.

Village Board Business

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

WHEREAS, the Village Board of Trustees desire to assist the Historic Preservation Commission in their efforts to preserve the Hojack Freight Depot Building; and

WHEREAS, the Hojack Freight Depot Building has been dismantled; and

WHEREAS, Morgan North Pond Apartments II LLC has signed a Bill of Sale transferring title to the dismantled Hojack Freight Depot Building to the Village of Webster;

NOW THEREFORE, be it RESOLVED:

1. The Village of Webster Board of Trustees hereby accepts title to the dismantled building known as the Hojack Freight Depot.

Mayor Cahill said the Public Comments section will continue.

Richard Walter – 20 Elm Street – Asked the Board for an update regarding a Village Property which was sold and the seller was brought to court by the Village for property maintenance charges. Mr. Walter asked for original costs of the maintenance charges and the total costs the Village has incurred to date because the judgment on the seller has not yet been received the Village.

Eric Reynolds – 64 Kircher Park- Questioned the Board regarding an agenda item for the authorization of the public hearing related to the Term of Office of Deputy Village Officers. He wanted to know why the term is changing from one year to two years.

Mayor Cahill stated that the term is not changing. The term has always been two years but we want to establish the term legally and make sure it is done properly.

Village Board Business

Mayor Cahill asked for a correction to be made to the Village Board Minutes of April 23, 2015. The minutes will be tabled until the Village Board Meeting on May 28, 2015.

Trustee Byerts made a comment and said the vote to appoint both Pam Elder and Eric Reynolds to the Parks and Recreation Committee which occurred in the Organizational Meeting on April 23, 2015, took place with both individuals being voted on together and not individually. Trustee Byerts

would have preferred each individual to be voted on separately and noted this was wrong and going forward he will not allow this to happen again.

Motion Trustee Byerts and Seconded by Trustee Ippolito, Jr. to approve the Village Board Workshop Minutes of May 5, 2015, all were in favor and carried.

Motion Trustee Ippolito, Jr. and Seconded by Trustee Byerts to accept claims totaling: General - \$45,671.53 and Trust and Agency \$2,321.10, all were in favor and carried.

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

To Approve the Town of Webster's proposed connection of restroom facilities to be constructed to serve the Spray Park and First Responders Playground at the Town of Webster's Park and Recreation location at 1350 Chiyoda Drive to the Village of Webster Sanitary Sewer System. The approval is granted based upon the following understandings:

The sewer connection and inspection fee shall be waived by the Village

The Village shall continue to maintain the sewer main; the Town shall bear the responsibility of the installation and maintenance of the sewer lateral.

The Town shall schedule with the Village, a suitable time to witness the connection to the Village Sanitary Sewer System.

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

WHEREAS, the New York State Department of Transportation proposes to rehabilitate Routes 404 and 250 from Village Line to Village Line in the Village of Webster, Monroe County P.I.N. 4404.16.321, and

WHEREAS, the State will include as part of the improvements of the above mentioned project, the double vertical adjustment of approximately forty-two (42) sanitary manholes covers to the same elevation of the pavement surface and the replacement of approximately twelve (12) damaged manhole covers / adjustment rings. The work will be performed in accordance with the requirements of the owner, under Section 10, Subdivision 24, of the State Highway Law, as shown in the contract proposal relating to the project, and

WHEREAS, the service life of the relocated and or replaced utilities has not been extended, and

WHEREAS, the State will provide for the performance of the above mentioned work, as shown in the contract proposal relating to the above mentioned project.

NOW, THEREFORE,

BE IT RESOLVED: That the Village of Webster approves the vertical adjustment of their sanitary manholes and the above mentioned work performed on the project, as described in the project proposal relating to the project and that the Village of Webster will maintain or cause to be maintained the adjusted facilities performed as above stated and as shown on the contract plans.

BE IT FURTHER RESOLVED that the Mayor of the Village of Webster has the authority to sign, with the concurrence of the Village of Webster Council, any and all documentation that may become necessary as a result of this project as it relates to the Village of Webster and

BE IT FURTHER RESOLVED: That the Village Clerk of the Village of Webster is hereby directed to transmit five (5) certified copies of the foregoing resolution to the New York State Department of Transportation.

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

WHEREAS, New York Village Law §3-302(4) provides that the term of office of Deputy Village Officers shall be one official year; and

WHEREAS, New York Municipal Home Rule Law §10(1)(ii)(a) allows a village to adopt a local law relating to the terms of office of Village Officers; and

WHEREAS, the term of office of the Deputy Village Clerk and Deputy Village Treasurer has traditionally been two years; and

WHEREAS, this Board has been presented with and has introduced a draft Local Law titled “Term of Office for Deputy Village Clerk and Deputy Village Treasurer”;

NOW THEREFORE, be it RESOLVED, that pursuant to §20 of the Municipal Home Rule Law of the State of New York, a public hearing on said proposed Local Law No. 2 of 2015 shall be held on the 11th day of June, 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 29th day of May, 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 April 2015 with no questions.

Motion Trustee Byerts Seconded by Trustee Ippolito, Jr. to approve the following budget transfers and modifications: all were in favor and carried.

From:	01-01-1325-100	Clerk/Treasurer/Office Personnel	\$1,300.00
To:	01-01-1325-405	Auditor	1,300.00
Reason:	Audit services used were higher than budgeted for		
From:	01-01-1325-100	Clerk/Treasurer/Office Personnel	\$423.25
To:	01-01-1950-400	Taxes on Village Property	423.25
Reason:	This line was not budgeted for in the current budget.		
From:	01-01-1325-100	Clerk/Treasurer/Office Personnel	\$277.87
To:	01-02-1910-405	Insurances	277.87
Reason:	Line was under budgeted for 2014/2015		
From:	01-01-1325-100	Clerk/Treasurer/Office Personnel	\$16,608.42
To:	01-02-1910-400	Insurances	16,608.42
Reason:	Line was under budgeted for 2014/2015		
From:	01-07-7550-404	Halloween in the Village	\$531.61
From:	01-07-7550-403	White Christmas	669.92
To:	01-07-7989-401	Cable 12	1,201.53
Reason:	Due to Mike Auger retiring from Cable 12 there were unbudgeted additional costs related to training and vacation pay due to Auger which made this year's expense higher than expected.		
From:	01-02-1990-400	Contingency	\$8,200.00
To:	01-02-1620-412	Building Maintenance	8,200.00
Reason:	Village Office Bldg west side concrete wall is in dire need of repair. Gutters will also be replaced. This past winter caused the gutters to fall off. This cost is the quote Barone Homes gave the Village for work to be done.		
From:	01-01-8020-103	Dues	\$250.00
To:	01-01-8020-403	Dues	250.00
Reason:	Account # 01-01-8020-103 is not a proper account for dues, 101 delineates a payroll line. This transfers the funds allocated to the 103 to 403.		
From:	01-01-1325-100	Clerk/Treasurer/Office Personnel	\$2,436.36
To:	01-08-8130-412	Worker's Compensation	2,436.36
Reason:	Line was under budgeted for 2014/2015		

Department of Public Works

Jake Swingly, Superintendent of Public Works reviewed with the Board and gave an update on the surplus items sent to auction. He said he was pleased to receive \$11,313.00 dollars for a total amount on all the items.

Call In

No phone calls.

Adjournment

Motion Trustee Ippolito and Seconded by Trustee Byerts, to adjourn the meeting at 8:51 pm, all were in favor and carried.

Josette Amalfi, Village Clerk

John J. Cahill, Mayor