

Village of Webster
Village Board Meeting
November 24, 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

Peter Elder – 59 Dunning Avenue – Reviewed with the Board and requested the Trustees help the Mayor to enforce Village Policy 2-5 and 2-6. Mr. Elder stated at the last meeting a resident was allowed to speak at the podium and during that time the speaker had violated sections of the policy by not addressing the Board directly. He also stated the speaker became involved with a verbal exchange with someone in the audience. Mr. Elder said the person was allowed to speak for more than five minutes and was also allowed to play a recording during the meeting. Mr. Elder believes everyone who speaks should be treated equally and he feels this was not the case.

Mayor Cahill said he did allow 2 people to speak for more than five minutes at the last Board meeting. Mayor Cahill said he will do a better job keeping everyone who speaks during the Public Comment section to a 5 minute limit going forward. Mayor Cahill also said any resident or visitor can bring in and play recordings if they choose to.

Village Board Business

Tabled Item - Village Board Meeting minutes of November 12, 2015. Mayor Cahill requested revision to the minutes to include more of his comments.

Motion Trustee Byerts and Seconded by Trustee Lancy to accept claims totaling: General - \$12,175.80 and Trust & Agency - \$1,114.62, all were in favor and carried.

Motion Trustee Byerts and Seconded by Trustee Ippolito, Jr. to approve a onetime additional one week of vacation for Josette Amalfi, Village Clerk and K4rystina Lizak, Treasurer; Vote on Motion, Trustee Byerts – Aye, Trustee Ippolito, Jr. – Aye, Trustee Balcaen – Aye, Trustee Lancy - Aye, Mayor Cahill – Nay, motion carried.

Motion Trustee Balcaen and Seconded by Trustee Lancy for authorization to pay Lu Engineers \$7,361.96 for professional services rendered in October 2015 related to the North Avenue Connector Project to be paid from the North Avenue Project Reserve Account, all were in favor and carried.

Motion Trustee Byerts and seconded by Trustee Ippolito, Jr. to enter into Executive Session at 7:44 p.m. to discuss strategy with respect to collective bargaining with our local CSEA Union and other Village employees, all were in favor and carried.

Motion Trustee Balcaen and seconded by Trustee Lancy to exit from Executive Session at 8:43 p.m., all were in favor and carried.

Motion Trustee Lancy and Seconded by Trustee Balcaen to approve a Health Care Package Excellus Simply Blue Plus Gold 9 package as listed and with HSA Plan to be funded as listed with amounts of \$1,500/ \$3,000, all were in favor and carried.

Attorney

No Report.

Office

The Financial Statements for the month of October 2015 were reviewed.

Motion Trustee Lancy and Seconded by Trustee Ippolito, Jr. to approve the following budget transfers and modifications:

From: 01-01-1325-404	Conferences / Higher Education	\$300.00
To: 01-01-8010-401	Dues / Conferences (Zoning)	\$300.00

Reason: Zoning dues/Conference line did not previously exist. Individuals have been attending classes and thus the need to create the line and appropriate accordingly. No one attended NYCOM this year and therefore there were funds to allocate to the new Zoning Conf line.

From: 01-01-1325-404	Conferences / Higher Education	\$1,150.00
To: 01-02-1620-400	Water	\$1,150.00

Reason: Water cost was high due to the NYSDOT work on Main Street and South Avenue. No one attended NYCOM this year and therefore there were funds to allocate to the water line.

From: 01-08-8130-405	Electrical Maintenance & Repair	\$5,145.90
To: 01-08-8130-200	Sewage Treatment Equipment	\$5,145.90

Reason: Repair of the Digester by Blue Heron Construction. Maintenance and Repair had the funds to allocate to the Equipment line. The repairs made on the digester will extend the life of the digester at least for 5 years and as such should be considered and accounted for as a capital expense.

Code Enforcement

Will Barham, Code Enforcement Officer, reviewed with the Board the building and complaint report for the month of October 2015.

Will Barham asked if the Board had received his investigative report regarding 65 Sherwood Avenue.

Mayor Cahill reiterated his comments and said he would like Will Barham to make sure if he takes the stance of having the house on Sherwood Avenue demolished that the County of Monroe will in fact be able to reimburse the Village the funds it would cost to demolish the property.

Mr. Barham said he would go the typical route because he already issued a notice of violation and he will have a summons to appear in court for the owner of 65 Sherwood Avenue.

Attorney Don White said an action could be brought against the owner in New York State Supreme Court where an order would compel the owner to repair the property and if they don't they are in contempt of Court. Attorney White said there would still be court costs but the cost would be considerably less than demolishing the property.

Mayor Cahill said the problem is no one knows where the actual owner is living or how to get in touch with him. Mayor Cahill suggested Will Barham and Attorney Don White have a conversation regarding the legal route going forward for the judgment and in the meantime try to get the current address of the owner.

Will Barham said he received the signed contract for the last CDBG grant in the amount of \$32 thousand dollars for Phase II of the Main Street Culvert Project which will be started soon.

Mr. Barham said he has been in contact with the owner of the property at 104 East Main Street and the owner has been cleaning out one of the apartments in the building. He said when that is done they will contact the bank.

Mayor Cahill repeated his concerns and asked Mr. Barham to do an inspection of the property located at 104 East Main Street and to have a report with pictures ready for the next meeting.

Department of Public Works

Jake Swingly, Superintendent of Public Works, reviewed with the Board and said leaf pick up is almost done and the crew will also put up the Christmas lights in the Village.

Trustee Byerts questioned the removal of banners from the street poles on December 18, 2015 and wanted to know what will happen if they are not removed.

Mr. Swingly said the banner company will be responsible to remove the banners. He said he will look up the information to be sure.

Mayor Cahill said he believes the company will remove them and if not then the Village will take the banners down and invoice the banner company.

Mayor Cahill also requested Jake Swingly look into extending the roof line out and make the stage permanent at the Gazebo in Veterans Park.

Krystina Lizak, Treasurer also made mention of a correction to a question from Mr. Walter at the last meeting on November 12, 2015. She said the Bond payment in the amount of \$78 thousand dollars was for milling and paving, sewer outfall (the Villages portion of it) and the purchase of the street sweeper.

Trustee Byerts also made mention and referred to the last meeting on November 12, 2015 and said there was a question whether the Board could pass anything with a 2 to 1 vote with only 3 members of quorum being present. It has been determined that it is not the case and you need the majority of the sitting Board which would be 3 out of the 5 members in order to pass any resolution, law or motion.

Call In

No phone calls because the meeting was not broadcast on television.

Adjournment

Motion Trustee Ippolito, Jr. and Seconded by Trustee Balcaen to adjourn the meeting at 9:16 p.m., all were in favor and carried.

Josette Amalfi, Village Clerk

John J. Cahill, Mayor