

Village of Webster  
Village Board Meeting  
June 23, 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 opened the Public Hearing at 7:33 p.m. regarding “the Addition of a No Parking Area upon Sherwood Avenue.”

Tina Falcone – 64 Sherwood Avenue – Made comment to the Board and said she is on the East side of the street near the soccer field and everyone turns around in her driveway. She said she has to put cones in her driveway and feels like a prisoner in her own home. She said the school has done a good job with not allowing parking on both sides of the street. She would like the soccer net moved if possible. She said she has displayed “No Trespassing” signs.

Sal Falcone – 53 Sherwood Avenue – Commented to the Board and said he lives on the West side of Sherwood Avenue. He expressed in his opinion if parking is eliminated on the west side not during a sport event then it would be a hardship to homeowners. Mr. Falcone would like the “No Parking” only during sport events and have the school enforce the issue during the events.

Mayor Cahill said it would almost be impossible to only have no parking during events. He said the Police would have no recourse if there are no parking signs to use as a tool for enforcement where right now there is no tool.

Courtney Bernie – 63 Sherwood Avenue – Shared pictures with the Board of people who parked where they should not have parked. Mrs. Bernie said she is in favor of the no parking on one side of Sherwood Avenue but also has a concern with the upcoming Fireman Carnevale and would like to see no parking on both sides of the street for that.

Mayor Cahill said there will be a separate resolution in regards to the “No Parking” on both sides for the Fireman Carnival later in the meeting.

Mayor Cahill closed the Public Hearing at 7:45 p.m.

## Public Comments

Peter Elder – 59 Dunning Avenue – member of the Historic Preservation Commission, Commented to the Board and announced the Grange Hall, home of the Chorus of the Genesee and the Harmony House have been approved for the New York State Registry for National Historic Places. The approval application will be forwarded to Federal Officials and added to the National Listing. Mr. Elder thanked the Village Board for allowing the HPC to expend funds to accomplish this endeavor.

Mr. Elder also announced an Eighteenth Century High Tea at the Harmony House and a Garden Tour will be held on July 9, 2016. He said the proceeds will benefit the Webster Museum.

Richard Walter – 20 Elm Street – Made mention to the Board of the empty stores on East Main Street. He said there are 14 empty stores or 40% of the buildings are unoccupied in the Village and he feels this is unacceptable. He said there are three more businesses either going out or already gone on North Avenue between the Four Corners and the foot of the hill as well.

Mayor Cahill said on a positive note there are new businesses: Pub 235 on North Avenue, the Original Mac and Cheese on East Main, there are new owners at Webster Hots and they are offering homemade ice cream. Sweet Wood Barbeque will be opening soon and within a month there will be news about the empty storefronts at the Bauman properties.

Mayor Cahill also read a letter from the Webster Town Board in regards to a Village Board meeting held on June 9, 2016. The Town Board made reference to the “Open to the Floor” segment where a Village resident accused a Town of Webster employee of a criminal act regarding the editing of a Village meeting back on December 22, 2015. The resident also claimed the Village was not getting their monies worth in regards to the service the Town was providing in the form of recording Village meetings. The Town Board letter continued and said the lack of action from the Village Board of Trustees in addressing these inaccurate statements is unsettling and uncalled for. The Town Board asked for the Village of Webster’s policies to be revised and updated to provide a better work atmosphere. The Town Board feels at this time although a settlement may have been reached there has been no action from the Village Board of Trustees on those agreed upon changes or has there been anything enacted to date. Therefore the Town of Webster has decided to suspend any further broadcasting of Village Board meetings until a policy is put in place to control voices and actions at the Village Board meetings which will create a safer environment relatively free of hostility toward the Town of Webster employee.

Mayor Cahill acknowledged there was a meeting held between 2 Village Trustees and Ms. Buck, Director of Community Programming. Mayor Cahill said there will be further discussions perhaps a joint meeting between the Town Board and the Village Board to discuss this and another matter. He said opening up the lines of communication is important and the Supervisor makes some valid points.

Trustee Ippolito said he does not believe the Town Board should have made the decision to take Village meetings off the air without Village Board communication because of one person’s comments during a meeting. He said the rest of the Village and anyone else who wants to watch on TV suffers because the meetings are not aired.

Trustee Byerts said he does not know what discussions or comments after Village meetings have been made by Village Trustees in regard to Karen Buck that the letter makes reference to. He also said there were changes to 2 policies which were modified and brought to the Village Board workshop for consideration and review but had to be tabled because there was not a full Board present. The other possible solution which was to move the time was not brought up either.

## Village Board Business

Mayor Cahill said he would like the Board to vote in regards to the No Parking on Sherwood Avenue and the Public Hearing.

Tabled Item - Motion Trustee Ippolito Jr. and Seconded by Trustee Lancy to Table the Resolution to adopt Local Law No. 2 of 2016 entitled “No Parking Area upon Sherwood Avenue” until more research and a new draft can be drawn up in regards to No Parking during Sporting Events on Sherwood Avenue, all were in favor and carried.

Motion Trustee Byerts and Seconded by Trustee Lancy to approve the Resolution for “No Parking” signs on both sides of Sanford Street and Sherwood Avenue during the Carnival on July 13 – 17, 2016, all were in favor and carried.

Motion Trustee Byerts and Seconded by Trustee Balcaen to approve the Village Board Meeting Minutes of June 9, 2016, Vote on motion: Trustee Byerts – Aye, Trustee Balcaen – Aye, Trustee Ippolito – Aye, Trustee Lancy – Abstain, Mayor Cahill – Nay, and motion carried.

Motion Trustee Lancy and Seconded by Trustee Balcaen to approve the Village Board Special Workshop Minutes of June 16, 2016, all were in favor and carried.

Motion Trustee Balcaen and Seconded by Trustee Ippolito Jr. to accept the claims totaling: General – \$37,756.92 and Sewer – \$6,224.51, all were in favor and carried.

Motion Trustee Balcaen and Seconded by Trustee Byerts for Mayor Cahill to sign the lease extension agreement between the Village of Webster and R.E. Ginna for Siren #5 located at the Sewage Treatment Plant, all were in favor and carried

Motion Trustee Lancy and Seconded by Trustee Balcaen for Mayor Cahill to sign the Dean Spring Drive Access and Maintenance Agreement between the Ten Cate, LLC and the Village of Webster, all were in favor and carried.

Motion Trustee Byerts and Seconded by Trustee Lancy for Mayor Cahill to sign the Engagement Letter with FreedMaxick for the Deferred Compensation Plan, all were in favor and carried.

Motion Trustee Ippolito Jr., and Seconded by Trustee Lancy for Mayor Cahill to sign the Engagement Letter with FreedMaxick for the 2016 Fiscal Year Audit, all were in favor and carried.

## Attorney

No Report.

## Office

Motion Trustee Balcaen and Seconded by Trustee Lancy to approve the following budget transfer and modification, all were in favor and carried.

<b>From:</b>	01-00-0909-000	Fund Balance	\$20,520.00
<b>To:</b>	01-06-6410-202	Planters	\$14,520.00
<b>To:</b>	01-06-6410-406	Plants & Baskets	\$6,000.00

**Reason:** Purchase of 36 Planters for Main Street (similar to those to be installed on North Avenue) at a cost of \$14,520.00 to be purchased from OCC Outdoors Inc. The cost to fill the planters will be about \$6,000.00, between flowers, top soil and stone. The exact costs were not yet available at the time of the 2017 budget preparation to be able to have offered an educated estimate for the respective lines in time for approval.

The Financial Statements for May 2016 were reviewed.

## Code Enforcement

Will Barham, Code Enforcement Officer, reviewed with the Board the building report for the month of May 2016. Mr. Barham reviewed the property located at 97 South Avenue. Mr. Barham said the new owner of the building has been sent a letter in regards to grass maintenance and rubbish accumulating around the dumpster. The grass has been cut and the dumpster area has been cleaned.

Mr. Barham discussed the property located at 92-94 South Avenue wherein the Bank is paying taxes. He said he sent a letter in regards to the roof and the property being in a dilapidated condition. The preservation company in charge of the property has applied for a Roof permit and the work should be done by the weekend.

The next property discussed was 41 Seneca Street which is owned by Wells Fargo Bank. Mr. Barham sent a letter in regards to a roof problem, trees and flooding. He has heard back from the bank and they have hired contractors to address the issues.

Mr. Barham said the property located at 104 East Main Street wherein Chase Bank is paying the taxes and the property has several maintenance violations. Chase Bank said they would escalate the work and they do have a property maintenance bid of thirty thousand dollars to complete the work.

## Department of Public Works

Motion Mayor Cahill and Seconded by Trustee Lancy to award the W-3 Truck Replacement to Webster Ford in the amount of \$145,730.81, all were in favor and carried.

Motion Trustee Ippolito Jr. and Seconded by Trustee Byerts for Mayor Cahill to sign the "Tree Easement and Maintenance Agreement with the owners of the following properties: 59 West Main Street, 82 West Main Street, 94 West Main Street, 120 West Main Street, and also 160-168 West Main Street, all were in favor and carried.

Jake Swingly, Superintendent of Public Works, reviewed with the Board and gave an update on the Sewage Treatment Plant. He said he met with the Town Supervisor and Geoffrey Benway, Commissioner of Public Works, in regards to the Biochemical Oxygen Demand or (BOD) levels in the effluent at the STP. He said he would follow up with the lab and the consultant.

Mr. Swingly also said he is working with Xerox on their request to have their consultant develop a computer model of the plant and removal efficiencies at each process.

Mr. Swingly also said he is obtaining quotes for the cleaning of the large digester which was planned on in coordination with the rehabilitation, but the cleaning is needed now. He said there is a mass in the bottom of the digester and a layer of scum on the top which is preventing the benefits of full operating range.

## Executive Session

Motion Trustee Byerts and Seconded by Trustee Balcaen to enter into Executive Session at 9:36 p.m. to discuss CSEA Union – Village contract negotiations, all were in favor and carried.

Motion Trustee Balcaen and Seconded by Trustee Lancy to exit the Executive Session at 10:36 p.m., all were in favor and carried.

## Adjournment

Motion Trustee Lancy and Seconded by Trustee Balcaen to adjourn the meeting at 10:37 p.m., all were in favor and carried.

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Josette Amalfi, Village Clerk

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John J. Cahill, Mayor