

Village of Webster
Village Board Meeting
July 12, 2016

Webster Community Meeting Hall
29 South Avenue
Webster, NY 14580

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

Public Comments

Peter Elder – 59 Dunning Avenue – Commented to the Board in regards to the recent Webster Herald article which in his opinion was an attempt to trivialize and degrade the Village Board as being subservient to the Webster Town Board. Mr. Elder continued and said both Boards are equal. Mr. Elder also refuted and said the topics voiced in the Public Comment Section of the meetings are not trivial as Mayor Cahill has proclaimed. He went on to say that perhaps some of the topics discussed might be negative and some people may not want them discussed hence perhaps this is why there is an attempt to take the Public Comments section off camera. Mr. Elder continued to list 54 topic items discussed at the podium from past meetings in which none of them in his opinion were trivial.

Eric Reynolds – 64 Kircher Park – Reviewed with the Board and stated that he is not in agreement to move the Public Comment Section off camera. He said to take away the Public Section comments and take it off camera would take away the rights of the people to see what is going on at the meetings and not allow them the opportunity to Call In live on camera and comment on items brought up at the podium. Mr. Reynolds said the comments are meant to be constructive and the good outweighs the bad. Mr. Reynolds does not want the Public Comments section to be taken off air.

Village Board Business

Motion Trustee Lancy and Seconded by Trustee Byerts to approve the Village Board Meeting Minutes of June 23, 2016, all were in favor and carried.

Motion Trustee Ippolito Jr., and Seconded by Trustee Lancy to approve the Village Board Workshop Minutes of July 5, 2016, all were in favor and carried.

Motion Trustee Byerts and Seconded by Trustee Lancy to accept the claims totaling: General – \$16,629.25, Sewer – \$5,113.91, all were in favor and carried.

Motion Trustee Byerts and Seconded by Trustee Lancy to authorize Mayor Cahill to sign the Warranty Renewal for the HP Server thru LMT in the amount not to exceed \$755.00, all were in favor and carried.

Tabled Item: Motion Trustee Ippolito Jr. and Seconded by Trustee Lancy to Table the resolution for authorization to hire a Cell Tower Consultant until the actual proposal is received for review, all were in favor and carried.

Motion Trustee Byerts and Seconded by Trustee Lancy to approve revisions to Village Policy 2-5 Open to the Floor (Public Comment/Call in) Section at Village Board Meetings and also Village Policy 2-6 Meeting Conduct, Vote on motion: Trustee Byerts – Aye, Trustee Lancy – Aye, Trustee Ippolito Jr. – Aye, Mayor Cahill – Nay, Motion carried.

2 – 5 OPEN TO THE FLOOR (PUBLIC COMMENT/CALL-IN) SECTION AT VILLAGE BOARD MEETINGS

1. The Village of Webster Board values public input. The Board welcomes public participation within certain guidelines.
2. Persons wishing to address the Board must do so directly during the Public Comment portion of the Board meeting. Persons must direct their comments and questions to the entire Board, not the individual members or employees of the Village of Webster.
3. Persons must speak from the podium placed at the front of the room and shall give their name and address.
4. Persons are permitted to address the Board for up to five minutes. Persons addressing the Board may do so once per meeting.
5. Persons should address the Board on business relevant to the Board.
6. Any person addressing the Board in an indecent manner or who uses profanity will be in violation to the Meeting Conduct Rules and subject to removal from the meeting. Speeches of an overtly political nature or of a personal attack are discouraged.
7. The Village Board recognizes the purpose of the public call-in is to allow for members of the public, viewing the meeting from home, to interact with the Board. Members of the public calling the Board should not have been in attendance at the meeting. Callers must be civil. Any use of profanity, or disparaging comments directed toward a Board member, group, or any specific member of the public will result in the call being immediately terminated.
8. In order to allow for maximum public input the Board, unless the matter is on the agenda or is of an emergency nature, as a matter of practice, will not respond to public comment. The matter may appear on future agendas.

2 – 6 MEETING CONDUCT

1. Residents and guests are welcome at every meeting of the Webster Village Board. All participants at Board meetings, including members of the Board and members of the public, should recognize Village Board meetings are convened to conduct Village business. The meetings are held in public but are not public meetings.
2. Board members and audience members must conduct themselves in a civil manner.
3. There will be no obtrusive and/or disruptive behavior or talking permitted from the audience. Any discussions between audience members should be conducted outside the Board room.
4. There will be no shouting out from audience members, or use of profanity by audience or Board members.

5. A recess, upon majority vote, may be requested at any time by any Board member, if violation of the Meeting Conduct Rules is observed, or obtrusive and/or disruptive behavior by the audience occurs.
6. Any Board member may request to have removed from the meeting any person, or persons, whose actions are in violation of Meeting Conduct Rules, obtrusive, or disruptive upon a majority vote. Should such person, or persons, refuse to leave the meeting, 911 will be called to request the assistance of the Town of Webster Police Department.
7. All Public Hearings will be conducted in accordance with applicable New York State Law.
8. The Village Board will carefully consider all public input. However, the fact that an issue is brought forward, or a question is asked, does not imply that it must be acted upon or immediately answered.

Motion Trustee Byerts and Seconded by Mayor Cahill to move the Public Comment Section of the meetings from 7:30 p.m. to 7:00 p.m., Vote on Motion: Trustee Byerts – Nay, Mayor Cahill – Aye, Trustee Lancy – Nay, Trustee Ippolito Jr., – Nay, Motion does not pass.

Attorney

No Report.

Office

The Comp and Overtime Report for June 2016 was reviewed.

Motion Trustee Ippolito Jr., and Seconded by Trustee Byerts to approve the following budget transfers and modifications for the 2015 year end, all were in favor and carried.

From:	01-02-1620-402	Electric	\$10,108.96
From:	01-01-1325-421	Financial Advisor	\$432.29
To:	01-01-1420-400	Village Attorney	\$10,541.25

Reason: Due to the Conn litigation expenses the Village Attorney was higher than anticipated at Budget time in 2015.

From:	01-01-1950-400	Taxes on Village Property	\$.24
To:	01-01-8010-101	Zoning Board	\$.24

Reason: Slight adjustment due to rounding.

From:	01-01-1950-400	Taxes on Village Property	\$.24
To:	01-01-8020-101	Planning Board	\$.24

Reason: Slight adjustment due to rounding.

From: 01-01-1420-401 Bond Counsel \$17.00
To: 01-01-8010-401 Dues / Conferences \$17.00
Reason: Line was never originally budgeted for. Classes were taken by Zoning Board thus the overage.

From: 01-05-5112-100 CHIPS Personnel \$973.10
To: 01-02-1620-100 Buildings/Village Hall Personnel \$973.10
Reason: Year-end adjustment.

From: 01-01-1420-401 Bond Counsel \$1,943.85
To: 01-03-3620-100 Safety Inspection Personnel \$1,943.85
Reason: Safety Personnel line was higher due to overtime and weekend duty pay incurred during the 2016 fiscal year.

From: 01-05-5112-100 CHIPS Personnel \$641.67
To: 01-05-5650-100 Parking Lots Personnel \$641.67
Reason: Year-end adjustment.

From: 01-05-5112-100 CHIPS Personnel \$429.33
To: 01-05-8160-100 Refuse Collection Personnel \$429.33
Reason: Year-end adjustment.

From: 01-05-5112-100 CHIPS Personnel \$1,764.68
To: 01-05-8560-100 Shade Trees Personnel \$1,764.68
Reason: Year-end adjustment.

From: 01-05-5112-100 CHIPS Personnel \$5,891.72
To: 01-07-7140-100 Parks and Recreation Personnel \$5,891.72
Reason: Year-end adjustment.

From: 01-07-7270-401 Music, Shirts, Awards \$.48
To: 01-07-7510-100 Historian Personnel \$.48
Reason: Slight adjustment due to rounding.

From: 01-08-8130-100 Sewage Treatment Personnel \$2,691.56
To: 01-08-8130-200 Sewage Treatment Equipment \$2,691.56
Reason: Purchase of automated external defibrillator and emergency purchase of tires for W-17 were not previously budgeted for.

From: 01-08-8130-100 Sewage Treatment Personnel \$5,428.72
To: 01-08-8140-100 Storm Sewer Personnel \$5,428.72
Reason: Storm Sewer Personnel was under budgeted for while Sewage Treatment was over budgeted for.

From: 01-05-5112-100 CHIPS Personnel \$8,002.76
To: 01-08-8170-100 Street Cleaning Personnel \$8,002.76
Reason: Street Cleaning Personnel was under budgeted for while CHIP was over budgeted for.

From:	01-09-9010-800	Retirement	\$1,453.83
To:	01-09-9089-800	Clothing	\$1,453.83
Reason:	Year-end adjustment - Cintas costs and additional clothing for department.		

Department of Public Works

No Report due to Superintendent Swingly not in attendance.

Executive Session

Motion Trustee Ippolito Jr., and Seconded by Trustee Byerts to enter Executive Session at 8:20 p.m. to discuss CSEA Union – Village contract negotiations, CSEA Union Arbitration re: Health Care Grievance, and to discuss pending litigation involving the Sewage Treatment Plant commenced by Michael and Polly Conn and other neighboring property owners, all were in favor and carried.

Motion Trustee Ippolito Jr., and Seconded by Trustee Lancy to exit Executive Session at 9:07 p.m., all were in favor and carried.

Motion Trustee Ippolito Jr., and Seconded by Trustee Byerts to authorize Mayor Cahill to sign the Petition seeking Stay of Arbitration of the Health Care Grievance, all were in favor and carried.

Adjournment

Motion Trustee Lancy and Seconded by Trustee Ippolito Jr. to adjourn the meeting at 9:09 p.m., all were in favor and carried.

Josette Amalfi, Village Clerk

John J. Cahill, Mayor