

Village of Webster
Village Board Meeting
August 22, 2013

Webster Community Meeting Hall
29 South Avenue
Webster, NY 14580

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

Public Comment

Peter Elder – Expressed concern related to the information given regarding the water debt and audit report, indicating the reserve was being restored.

Christine Reynolds – Kircher Park – Expressed concern over the Robb Cemetery, had made this her pet project when she was a Trustee and felt that allowing the parking pad over the grave was unacceptable. In addition, she commented that the homeowner new it was a cemetery and should have not used the property.

Eric Reynolds – Kircher Park – Questioned the amount of time it was taking for a FOIL request he had made to be answered. Attorney White, commented the request Mr. Reynolds had made was currently being reviewed by his office and should be released fairly soon.

Village Board Business

Motion Trustee Byerts and Seconded by Trustee Ippolito Jr. to approve the July 25, 2013 and August 8, 2013 Village Board minutes, all were in favor, Trustee Lancy abstained from July 25, 2013, motion carried.

Motion Trustee Lancy and Seconded by Trustee Byerts after personal review of claims by Mayor Cahill and Trustee Byerts to accept claims totaling: General - \$95,920.02, Water - \$13,184.69, Trust & Agency - \$6,812.33 and Prepaid Utilities of \$508.15, all were in favor, motion carried.

The following resolution was offered by Trustee Ippolito Jr. and was Seconded by Trustee Balcaen, all were in favor and resolution was moved for adoption.

WHEREAS, the Village of Webster presently maintains a water repair reserve fund whose present balance is \$269,418.90; and

WHEREAS, the water main on Salt Road was accidentally damaged by the Monroe County Department of Transportation on July 29, 2013 while in the process of constructing a new culvert for a stream bed on Salt Road; and

WHEREAS, as a result of the construction of the new culvert, it is necessary to also relocate the water main; and

WHEREAS, the Board of Trustees desires to appropriate up to \$20,000 from the water repair reserve fund in order to finance the Village's share of the repair and relocation of the Salt Road water main; and

WHEREAS, New York General Municipal Law §6-d provides that monies in such fund may be appropriated for repairs of capital improvements which are of a type not recurring annually or at shorter intervals such as the repair at issue; and

WHEREAS, New York General Municipal Law §6-d requires a public hearing on such proposed appropriation from the water repair reserve fund.

NOW THEREFORE, be it RESOLVED:

1. That a public hearing be conducted at a regular meeting of the Village Board of Trustees of the Village of Webster to be held at the Community Meeting Hall, 29 South Avenue, in the Village of Webster, New York on the 12th day of September, 2013, at 7:45 p.m. to consider appropriating up to \$20,000 from the water repair reserve fund to be used for the repair and relocation of the Salt Road water main.
2. That the Village Clerk give notice of such public hearing by publishing in the official Village newspaper a certified copy of this Resolution and by posting a copy thereof on the Village Clerk's bulletin Board not less than 5 days before such hearing.

The following resolution was offered by Trustee Lancy and was Seconded by Trustee Byerts, all were in favor and resolution was moved for adoption.

WHEREAS, on July 31, 2013, Governor Andrew Cuomo signed into Law the Senate Bill S-3752 which is the same as Assembly Bill A-37779 authorizing the Town of Webster to transfer to the Village of Webster the abandoned pioneer cemetery known as the Robb Cemetery; and

WHEREAS, said Special Legislation provides that the transfer of the Robb Cemetery shall be made only upon the adoption of a Resolution by the Board of Trustees of the Village of Webster requesting the Town of Webster to make such transfer; and

WHEREAS, the Village of Webster has indicated that it is desirous of restoring and maintaining the abandoned pioneer cemetery;

NOW THEREFORE, it is resolved by the Board of Trustees of the Village of Webster, as follows:

1. The Village of Webster by and through its Board of Trustees hereby requests that the Town of Webster transfer to the Village of Webster by Quitclaim Deed the real property constituting the abandoned pioneer cemetery, known as the Robb Cemetery, with tax no. 080.10-2-34 situated adjacent to and immediately west of 256 East Main Street in the Town of Webster.

2. Once transferred, the Robb Cemetery shall be maintained, owned and operated by the Village of Webster.

Code Enforcement

Will Barham, Code Enforcement officer reviewed the July 2013 Building Report with the Board, he discussed a noise problem with Xerox, that was finally resolved after 3 years. In addition, he updated the Board on the progress with Junkyard.

Motion Trustee Byerts and Seconded by Trustee Lancy to authorize the Mayor Cahill to sign Maintenance Agreement for Storm Water Management Storm Water facilities for Xerox Corporation for Building 216 addition, all were in favor and carried.

Attorney

Attorney White, after discussed with the Board a claim received regarding a sewer problem, and recommended to the Village to settle the claim.

Motion Trustee Lancy and Seconded by Trustee Ippolito Jr. to pay the sewer claim of \$194.40 to Vincent DiSalvo at 20 Ashwood Circle, all were in favor and carried.

Office

Motion Trustee Ippolito Jr. and Seconded by Trustee Byerts to approve the July 2013 Financial Statements for General (01) and Water Fund (02), all were in favor and carried.

Motion Trustee Lancy and Seconded by Trustee Balcaen and all were in favor to approve the following budget transfer:

From:

01-08-8120-200	Sanitary Sewer System Equipment	4,300.00
01-08-8130-452	HVAC Maintenance	500.00
01-08-8130-460	Secondary Tank Preventative Maint	5,200.00
01-08-8130-470	Fence Repairs	1,000.00

To:

01-08-8130-200	Sewage Treatment Equipment	11,000.00
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Reason:

Need to replace engine in Wildcat
Estimated cost of engine + installation

Motion Trustee Lance and Seconded by Trustee Byerts to authorize Mayor Cahill to sign the engagement letter with Freed Maxick CPAs, P.C., all were in favor and carried.

Department of Public Works

Motion Trustee Byerts and Seconded by Trustee Lancy to authorize Mayor Cahill and Superintendent Swingly to attend the “Doing Business with the NYS Environmental Facilities Corporation” at a cost not to exceed \$224.00, all were in favor and carried.

Water Department

The Board discussed the ongoing project with water line project and it is currently projected to be completed in the next few weeks.

Call In

Anonymous Caller – Called in and questioned when the fence installation for the junk yard would happen.

Adjournment

Motion Trustee Byerts and Seconded by Trustee Ippolito Jr. to enter into an executive session to discuss a specific personal matter at 8:15pm, all were in favor and carried.

Dorothea M. Ciccarelli, Village Clerk

John J. Cahill, Mayor