

Village of Webster  
Village Board Meeting  
September 12, 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

Eric Reynolds – 64 Kircher Park – Expressed concern with the thought of replacing the water tank on South Avenue with a cell tower. He was wondering if the Board had reviewed the cost of such a replacement, he felt it would cost the Village two years of revenue from the cell carriers to recoup. Also felt the Board should present the idea to the public before going forward. Feels the public would not be happy with a cell tower in that location.

Trustee Lancy – Indicated she had been contacted by a former Village resident, Batzing who had sent a letter to the Mayor to be read at the meeting, which had not happened and requested that she read the letter. The Batzing's expressed concern in their letter that the Village election had been used as a forum for the Vote on the disposition of water. They felt an election should be based on leadership of the Village not on whether someone wanted County Water.

## Village Board Business

Motion Trustee Lancy and Seconded by Trustee Ippolito Jr. to approve the August 22, 2013 Village Board minutes, all were in favor, Trustee Lancy abstained from July 25, 2013, motion carried.

Motion Trustee Byerts and Seconded by Trustee Ippolito Jr. after personal review of claims by Mayor Cahill and Trustee Ippolito Jr. to accept claims totaling: General - \$18,701.02, Water - \$12,299.94, Trust & Agency - \$4,248.18, Reimbursement - \$30.00 and Prepaid Utilities of \$9,615.34, all were in favor, motion carried.

The Public Hearing to appropriate \$20,000 from the Water Repair reserve to pay for Salt Road Water Main Damage was opened to the public for comments.

Peter Elder – Discussed with the Board, his understanding of the damage on the Salt Road water main was caused by the Monroe County Department of Transportation, that they should be responsible for paying. Mr. Elder also felt that since Monroe County Water Authority would be taking over the system, we would be giving them new equipment at the cost of twenty thousand dollars. He commented the Board indicated we would not be paying anything to the Water Authority but with doing this repair we are actually paying the authority. He encourages the Board members to vote no on the resolution, does not feel this is a good solution.

Superintendent Swingly indicated that problem we had with the Salt Road water main was do to how the main had been constructed of cement and you cannot use a metal detector to locate the main. He indicated for the location of the main for working with DOT they used record maps dated back to 1965. The DOT planned their project around these maps, which in the past these maps have always been accurate except for this time. The water main on the maps indicate it was twenty to thirty feet away from where they were digging. The DOT is working with the Village and will help pay half the cost of moving this water main. Superintendent Swingly felt since the map was inaccurate it was not the DOT fault for hitting the main. Since we still maintain ownership we have the responsibility of fixing main. Mayor Cahill commented the relocation of the water main had to be engineered, the MCWA completed the engineering for the Village at no cost. Until the effective date of the transfer of the Water System all the repairs necessary on the system are the Village's responsibility. He felt this was a good example of three municipalities working together.

Eric Reynolds – 64 Kircher Park – Commented to the Village Board he feels that the contract with Monroe County Water Authority was poorly negotiated, he felt getting a dollar for the infrastructure is forcing us to hit our reserves for the repair. Felt if we received more from the leasing fees we would not had to touch the reserves.

Motion Trustee Byerts and Seconded by Trustee Ippolito Jr. to close the public hearing on the appropriation of \$20,000 from the Water Repair reserve to pay for the Salt Road water main damage, all were in favor and carried.

The following resolution was offered by Trustee Byerts and was Seconded by Trustee Ippolito Jr., Trustee Balcaen, Trustee Byerts, Trustee Ippolito Jr. and Mayor Cahill voted yes and Trustee Lancy voted no, motion carried.

WHEREAS, the Village of Webster presently maintains a water repair reserve fund; 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, a Notice was published in the Webster Herald stating in substance that it is proposed that the Village of Webster Board of Trustees appropriate up to \$20,000 from the water repair reserve fund for repair and relocation of the Salt Road Water Main and further stating that a public hearing on such proposed appropriation will be held on September 12, 2013 at 7:45 p.m.; and

WHEREAS, at least five days has elapsed between the publication of such notice and the date specified for the public hearing; and

WHEREAS, a public hearing on the appropriation of up to \$20,000 from the water repair reserve fund for repair and relocation of the Salt Road water main was held by the Village Board of Trustees on September 12, 2013 at 7:45 p.m.; and

WHEREAS, all interested persons were heard,

NOW THEREFORE, be it RESOLVED:

1. The Treasurer of the Village of Webster is hereby authorized to appropriate up to \$20,000 from the water repair reserve fund to be used to finance the Village's share of the repair and relocation of the Salt Road water main.

Motion Trustee Ippolito Jr. and Seconded by Trustee Balcaen to expand the Water Budget by \$10,000 to fund the expenditure line 02-24-8340-439 for use of the repair reserve, all were in favor and carried.

Motion Trustee Ippolito Jr. and Seconded by Trustee Byerts to appoint Jeff Bennett to the Parks and Recreation Committee, all were in favor and carried.

## Attorney

Attorney White, had received an informal opinion from the Attorney General regarding the Village picking up brush from the town residents, they felt it could not be done, unless a refuse district was created by the Town of Webster and contracted with the Village for services

## Office

Village Clerk, Ciccarelli reviewed with the Board the August 2013 Comp Time and Overtime Analysis and discussed the comp-time balances were showing a reduction and the numbers looked inline.

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

From:

01-08-8120-402	Pump Station Maintenance	1,500.00
01-08-8130-405	Electrical Maintenance and Repair	1,500.00

To:

01-08-8130-200	Sewage Treatment Equipment	3,000.00
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Reason:

At 8/22/13 meeting, transferred \$11,000 to equipment line to replace engine in Wildcat. This estimate was too low.

The Village Clerk reviewed with the Public the new Village Call in phone line number 265-3772, and explained how the line would only be active for calls during the Village Board meeting. The line is unable to take a message.

## Department of Public Works

Superintendent Swingly thanked the crews for all their hard work during a recent water main break on Main Street. He also reviewed the outcome of the investigation with Maracle Finishing and the guilty verdict related to the clean water act.

## Water Department

No report.

## Call In

Cindy Vandercamp – 1395 State Road- Call to question what had happened to the letter from the Batzings, wants to hear both sides on issues. Mayor Cahill responded it was an error on his part it was missed located and not distributed.

## Adjournment

Motion Trustee Ippolito Jr. and Seconded by Trustee Balcaen to enter into an executive session at 8:30pm to discuss a specific personal matter, all were in favor and carried.

Motion Trustee Balcaen and Seconded by Trustee Byerts to adjourn the meeting at 9:00pm, all were in favor and carried.

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Dorothea M. Ciccarelli, Village Clerk

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John J. Cahill, Mayor