

Village of Webster
Village Board Meeting
March 26, 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

Mayor Cahill made a statement before the Public Comments section of the meeting and gave his congratulations to Trustee Balcaen and Trustee Lancy on their re-election to the Village Board. Mayor Cahill said he looks forward to the next two years. He said the coming year will be very busy with the North Avenue Corridor Project, the Morgan Management Project, and also the Lyons Drive Project.

Public Comments

Peter Elder – 59 Dunning Avenue – Mr. Elder said congratulations to Trustee Balcaen and Trustee Lancy on their re-election. He again made comment to the Board and said he is not in favor of the new Village website. Mr. Elder would like the website to be improved or changed.

Eric Reynolds – 64 Kircher Park– Mr. Reynolds said congratulations to Trustee Balcaen and Trustee Lancy on their re-election. Mr. Reynolds reviewed with the Board and inquired if there are any updates related to the Village well fields.

Gordon Harley – 240 London – Reviewed with the Board and said he would like to purchase an emergency home generator and inquired about the Village Code restrictions on sound decibel. Mr. Harley said the generators he has researched are from 65 to 85 decibels. Mr. Harley said he does not want to invest a substantial amount of money on the generator and then be told he can't use it because it does not meet the code restriction for sound decibel. The Village code is 55 decibel.

Will Barham, Code Enforcement Officer said we understand that generators are emergency devices and are used only for emergency purposes when the power goes out. We also know that the home generators do start up once a week and it is common sense that they operate in that way. We measure the decibel with the sound meter from the property line not right at the generator which does give some leeway. Will Barham reassured Mr. Harley that the emergency home generator would meet the standards of the Village code.

Richard Walter – 20 Elm Street- Commented to the Board and questioned the reserve funds and the establishment of such funds and wanted to know if there would be a reserve fund established or if there is one already set in place if Xerox wins their assessment lawsuit.

Mayor Cahill said there is not such a reserve fund established or in place at this time in the event that Xerox wins their lawsuit.

Village Board Business

Motion Trustee Lancy and Seconded by Trustee Byerts to approve the Village Board Meeting minutes of March 12, 2015, all were in favor and carried.

Motion Trustee Ippolito, Jr. and Seconded by Trustee Balcaen to accept claims totaling: General - \$69,590.65 and Trust & Agency - \$3,410.34, all were in favor and carried.

Motion Trustee Lancy and Seconded by Trustee Ippolito, Jr. to authorize Trustee Darrell Byerts to attend the NYCOM Village Officials Workshop on April 17, 2015 at a cost not to exceed \$100, Trustee Byerts – Abstain, Trustee Balcaen – Aye, Mayor Cahill – Aye, motion carried.

The following resolution was offered by Trustee Ippolito, Jr. and was seconded by Trustee Byerts and moved for its adoption:

WHEREAS, the Village Clerk did present the Tentative Budget to the Board of Trustees for the fiscal year commencing June 1, 2015; and

WHEREAS, Village Law Section 5-508(3) requires that a Public Hearing be held upon the Tentative Budget on or before the 15th day of April;

NOW THEREFORE, be it RESOLVED:

That pursuant to Village Law Section 5-508(3) a Public Hearing on the Tentative Budget for the Village of Webster for the fiscal year commencing June 1, 2015 shall be held on the 9th day of April, 2015 at 8:30 p.m. at the Community Meeting Hall, 29 South Avenue, Webster, New York, and that Notice of the time and place of such hearing shall be published at least once in the Webster Herald at least five (5) days prior to the date specified for the hearing.

Attorney

No Report.

Office

Motion Trustee Byerts and Seconded by Trustee Balcaen to approve the Financial Statements for the month of January 2015, all were in favor and carried.

Josette Amalfi, Village Clerk, said a copy of the tentative budget has been given to each Village Board member and asked the Trustees if there were any questions. Mayor Cahill said the change he wanted made had been done and he had no further questions.

Code Enforcement

Will Barham, Code Enforcement Officer, reviewed with the Board and gave an update on the Building Reports for the months of January and February 2015. He asked the Board if they had any questions.

Trustee Balcaen asked why a C of O was required for Vino Lounge. Will Barham said it is an administrative change of use and it allows the fire marshal and I to go into the building and make sure everything is up to code. They also needed the new C of O to obtain a new liquor license because they are a new owner.

Will Barham said there are two properties which have had a change in court date and advised the Board of 104 East Main Street and 87 Kircher Park. Mr. Barham said East Main has been changed to June 16 and Kircher Park has been changed to April 21. Trustee Lancy asked why the court date for 104 East Main was changed. Mr. Barham said it is because the owner contacted David Mayor the Village Attorney and updated him on information received from the bank because this is a foreclosure or short sale.

Mayor Cahill asked how long of a time extension was given for the unregistered vehicle on South Avenue. Will Barham said it is for a month because the owner is in the process of moving to a new home and promised he would move the car to the new residence and park it in the garage.

Mayor Cahill questioned the adjournment on 87 Sanford Street for parking the vehicle on the grass. He questioned if it was ordered by the court. Mr. Barham said yes, the court did order it and it means that the owner has to behave for six months without any violations or he will be fined for the initial summons and anything beyond that. If the owner does behave then the case will be dismissed.

Will Barham reminded the public to get their furnace cleaned and check the flue and liners connecting to the chimney. He said to make sure the flue is venting properly so carbon monoxide does not get into the house. He suggested either a furnace company or a chimney sweep could be of service.

Mr. Barham also reminded the public according to Village Code they can store unregistered recreational vehicles or boats for up to six months on their property but they have to be stored behind the front setback of the house. After six months the vehicle has to be either registered or moved to a different location.

Department of Public Works

Motion Trustee Lancy and Seconded by Trustee Balcaen to authorize Fritz Hamel and Jake Swingly to attend the Traffic Signs and Pavement Markings Workshop on April 9, 2015 at a cost not to exceed \$50.00 per person, all were in favor and carried.

Jake Swingly, Superintendent of Public Works, reviewed with the Board and gave an update on the parks and playground equipment and said more would be discussed at the workshop. We will form a resolution, a public hearing will be advertised and then subject to 30 day permissive referendum then hopefully this process will be wrapped up. Trustee Ippolito thanked Jake Swingly for all the work and time he put in on this project.

Jake Swingly also said he will share some downloads from a webinar related to infrastructure. He said the webinar had information on the EFC – Empire Facilities Corporation and they manage some of the low interest loans and grants for some of these projects. He explained he received the draft from the Engineering Planning Grant (Village awarded \$30k) and the engineers reviewed the plan and recommended some changes which have been addressed and relate to energy aspects. Mr. Swingly said he is expecting the final report in the next couple of weeks.

The update on the Tree Grant for the Tree Survey Inventory is also going to be finalized this week we got some quality control points from the GPS with help from Jim Scott we can also submit some of those vouchers and get reimbursed. We also have that piece of equipment and that hopefully we can utilize for tree planning grants and tree management grants because the Village does spend quite a bit on trees and it is important. We have been plotting trees and locations with this new tree management software program and we are able to run reports and it will be very beneficial.

Jake Swingly also said that there is another problem with the Vac Con Truck and this time it is with the front end. Mr. Swingly explained that this year the Village has spent \$28k to \$30k thousand dollars on this vehicle and he will update the Board when he finds out more information on the problem.

Mayor Cahill said this is a perfect example of how important it is to establish reserve accounts for vehicle rotation and maintenance equipment programs.

Call In

No phone calls.

Trustee Jude Lancy made a statement and said thank you to everybody that voted for her and Trustee Al Balcaen.

Executive Session

Motion Trustee Ippolito, Jr. and Seconded by Trustee Balcaen to enter into Executive Session at 8:19 pm to discuss the follow up on specific employee discipline and review of an employee complaint, all were in favor and carried.

Motion Trustee Balcaen and Seconded by Trustee Lancy to exit from Executive Session at 9:14 pm, all were in favor and carried.

Adjournment

Motion Trustee Ippolito and Seconded by Trustee Balcaen to adjourn the meeting at 9:19 pm, all were in favor and carried.

Josette Amalfi, Village Clerk

John J. Cahill, Mayor