

Meeting Minutes April 10, 2023

At a scheduled public hearing of the Board of Trustees of the Village of Port Byron held in the municipal building at 7:00PM, the following people were present:

Mayor: Ronald Wilson

Trustee: John Bell (Absent)

Trustee: Pat Fenton

Trustee: Jeff Girvin

Trustee: Mary Jump

Village Clerk: Sandy Hall

Village Treasurer: Ashley Huband

Public: Miranda Howell, Brett Garrad, Todd Delaney

Mayor Wilson called the meeting to order at 7:00PM. Mayor Wilson asked everyone present to please stand for the Pledge to the Flag and a Moment of Silence.

Mayor Wilson opened the public hearing on the 2023-2024 budget at 7:01PM. Mayor Wilson communicated if you have any questions, it can be asked while the public hearing is opened.

Public to be heard.

Todd Delaney asked if this public hearing was for the local law to repeal the tax cap. Mayor Wilson explained that the tax cap is over with the 2023-2024 budget. He explained that we only need to make a local law to repeal the tax cap if we do not go over. Mr. Delaney then asked about the large pickup if it will be brought back. He understands that it was due to the cost. Mayor Wilson explained that it was due to a shortage of people and the cost was high. A discussion was held around the large pickup. Trustee Girvin stated that they have not done away with it, but they are still discussing options. Todd Delaney also asked about the drainage near where he lives across the road; this could become a dangerous situation where the water is running especially in the winter. Trustee Girvin communicated to have them look at it. A small discussion was held about the drainage issue.

Miranda Howell & Brett Garrad was present to talk about the Church Street Apts. Trustee Fenton asked to talk to CEO Foster about Church Street Apt having a street sweeper on sight to clean up the roads; they are muddy and in bad shape. Miranda stated that they had a machine that was leaking hydraulic oil and never cleaned it up. Trustee Girvin communicated that he was against the project. Miranda Howell stated that they could not open their windows due to the dust. They must clean their pool and vacuum the house several times. Brett stated there is a new pole that was put up with a cable wire on the ground across their property and it is difficult when he mows. Trustee Fenton suggested to them that they should give NYSEG a call about the live wire on the ground and that mowing season is coming. Miranda was wondering when the new Church Street Apt opens; what the snow removal policy will be. They put up a snow fence to try to minimize the issue. Trustee Girvin communicated that they should keep documents of what they see to keep on record. A discussion was held about the sidewalk that will be put in and about

who will qualify to move into the new building. Trustee Fenton stated that they were told that they are supposed to have 24/7 management and security. Trustee Fenton stated that he hopes that it will be a lot better with the new building. Mayor Wilson stated that when CEO Foster gets back, he will speak with him. Trustee Fenton stated that if he cannot do it, we need to contact someone that will take care of it. They do not maintain the mud off the streets. Trustee Girvin stated that we can contact the state codes to come down. Miranda stated that they can do a lot more to keep up with maintaining it.

Mayor Wilson moved onto a contract from Williamson Law on Water/Sewer for 4/1/23-3/31/24 for \$1377.00.

Motion made to sign the Williamson Law Contract for Water/Sewer by Trustee Girvin.

Motion seconded by Trustee Fenton.

All in favor: 3-0-2

Trustee Bell & Trustee Jump Absent

Mayor Wilson stated that we received another applicant that was approved for the housing grant; Robert Hadden. He has everything on the form checked. The proposed scope of work that he is requesting is roofing; estimated cost is \$32000.

Motion made to have the designated person sign the approval form by Trustee Girvin.

Motion seconded by Trustee Fenton.

All in favor: 3-0-2

Trustee Bell & Trustee Jump Absent

Mayor Wilson moved onto the contract for the gas cleaning with Koester; this is for the sewer plant. Mayor Wilson read the proposed contract out loud.

Motion made to sign the contract with Koester by Trustee Girvin.

Motion seconded by Trustee Fenton.

All in favor: 3-0-2

Trustee Bell & Trustee Jump Absent

Mayor Wilson moved onto the underground solution assessment. Mayor Wilson asked if anyone would like to look at it. No voting taken.

Todd Delaney exited the meeting at 7:43PM.

Mayor Wilson moved onto the NY State Unified Solar Permit from CEO Foster. Mayor Wilson read that the fee would be \$100 for residential and \$500 for commercial. We need a resolution to adopt the permit and fee schedule. Mayor Wilson communicated that he does not think many places will put this up.

Motion made to adopt the NY State Unified Solar Permit Application and to adopt the fee schedule of \$100 for Residential and \$ 500 for commercial by Trustee Girvin

Motion seconded by Trustee Fenton.

All in favor: 3-0-2

Trustee Bell & Trustee Jump Absent

Trustee Jump entered at 7:45PM.

Mayor Wilson moved onto the paving quotes from Vitale and Upstate. He stated that both said that they will keep the price the same. Mayor Wilson stated that we cannot do the back and upstate never broke it down. Mayor Wilson communicated that with Vitale; he thinks we should go with option A&B of the proposal. A discussion was held around the parking lot. Trustee Girvin asked where the funds would come from. Mayor Wilson stated that ARPA changed the criteria; you can now use it for paving. Trustee Girvin stated that he would like to see the ARPA fund used for the public. Mayor Wilson stated that he is looking to use about \$34000 of the ARPA fund for the paving. Trustee Girvin asked if the board will have a decision or has this already been decided. A discussion was held on the chips fund for the streets. Trustee Girvin stated that they do not know what streets we are talking about. Trustee Girvin asked if we will have any money left if we do option A&B with Vitale. A discussion was held about the binding. Mayor Wilson stated that Vitale will be coming out to look at the streets to give them a proposal. Trustee Fenton stated that we will table this for now until we get the other proposal. Mayor Wilson stated that we will need to have another meeting in April. This was tabled for now. No voting taken.

Mayor Wilson moved onto a resolution to do transfers and to amend the budget as follows:

- \$1433.11 from A5110.2 Streets Equipment to A5110.4 Streets Contractual
- \$46.87 from A7140.2 Playground Equipment to A7140.4 Playground Contractual
- \$1004.22 from A3410.2 Fire Department Equipment to A3410.4 Fire Department Contractual
- \$666.07 from A1620.2 Buildings Equipment to A1620.4 Buildings Contractual
- \$135.00 from A1990.4 Contingent to A1450.4 Election
- \$192.58 from A1410.2 Clerk Equipment to A1410.4 Clerk Contractual
- \$1000.00 from G8130.2 Treatment and Disposal Equipment to G8130.4 Treatment and Disposal Contractual
- Amend \$2000.00 from G599 to G8130.4 to cover invoices and shortages.

Motion was made to do said transfers and to amend the budget by Trustee Girvin.

Motion seconded by Trustee Fenton.

All in favor: 4-0-1

Trustee Bell Absent

Mayor Wilson moved onto reports.

The Codes Report, submitted by CEO Foster, was reviewed. Questions arose about 38 King Street. Clerk Hall explained that there was a complaint that came to us from the Health Department. CEO Foster went to the resident's house, but almost everything was inside, so he could not do much. No other questions arose.

The DPW Report, submitted by Superintendent Applebee, was reviewed. A discussion was held about Steve going back to retake the test for sewer. No other questions arose.

The FD Report, submitted by Chief Rooker, was reviewed. No other questions arose.

The Treasurer Report, submitted by Treasurer Huband, was reviewed. No other questions arose.

Miranda Howell and Brett Garrad exited at 8:07PM.

Motion was made to accept the reports as presented by Trustee Girvin.

Motion seconded by Trustee Fenton

All in favor: 4-0-1

Trustee Bell Absent

Mayor Wilson asked for a motion to close public hearing on the 2023-2024 budget at 8:10PM.

Motion was made to close the public hearing by Trustee Girvin.

Motion seconded by Trustee Fenton.

All in favor: 4-0-1

Trustee Bell Absent

Mayor Wilson asked if the Village Board has reviewed the meeting minutes from prior Village Board Meeting on March 13, 2023.

Motion was made to accept the minutes as presented by Trustee Girvin.

Motion seconded by Trustee Fenton.

All in favor: 3-0-1-1

Trustee Bell Absent

Trustee Jump Abstained

Mayor Wilson asked if the Village Board has reviewed the meeting minutes from prior Village Board Meeting on April 4, 2023.

Motion made to accept the minutes as presented by Trustee Girvin.

Motion was seconded by Trustee Fenton.

All in favor: 4-0-1

Trustee Bell Absent

Motion was made to accept the 2023-2024 adopted budget by Trustee Girvin.

Motion seconded by Trustee Fenton

All in favor: 4-0-1

Trustee Bell Absent

Roll Call Vote as follows:

Trustee Bell- Absent

Trustee Fenton- Yes

Trustee Girvin- Yes

Trustee Jump- Yes

Mayor Wilson- Yes

Motion made to set tax cap rate at 9.8349 by Trustee Girvin.

Motion seconded by Trustee Fenton

All in favor: 4-0-1

Trustee Bell Absent

A discussion was held about the sewer rate. Treasurer Huband suggested that we should raise the sewer charge at least \$5. A discussion was held about if that would be enough or would we need to raise it at least \$10. Trustee Jump communicated that if anyone asks, we can at least tell them that we needed things replaced.

A discussion was held about the large pickup; dumpster idea was brought up. Treasurer Huband suggested about getting a pass to drop off at the garage. Trustee Girvin asked what about getting a compressor. Trustee Fenton suggested calling around to different dumpster companies to get prices. No voting was taken.

Motion was made to set the public hearing on raising the sewer rate \$10 on May 8, 2023, by Trustee Girvin.

Motion seconded by Trustee Fenton.

All in favor: 4-0-1

Trustee Bell Absent

Trustee Girvin stated that we need to follow through with charging people if they are caught bringing in outside garbage. Mayor Wilson suggested that we could pick up the big items with the bobcat.

Mayor Wilson moved onto the pre-audited bills and audit remaining bills of Abstract #11.

General Fund: Vouchers 1871-1917 \$14290.87

Water Fund: Vouchers 863-872 \$30721.51

Sewer Fund: Vouchers 937-949 \$8189.61

T&A Fund: Vouchers 88-90 \$485.48

Total: \$53,687.47

Motion made to pay abstract #11 of unaudited vouchers, by Trustee Girvin.

Motion seconded by Trustee Fenton.

All in favor: 4-0-1

Trustee Bell Absent

Treasurer Huband exited 9:15PM.

Motion to use our own equipment for large pickup for the week of May 8-12 by Trustee Girvin.

Motion seconded by Trustee Fenton.

Trustee Jump stated that she will agree to do the large pickup this year if we can talk about doing the sticker system. She stated that there is no way that the same household should have the same items put out every year. This year we will do the regular large pickup, then we will discuss doing the sticker system. Clerk Hall stated that we should make different colored stickers for different items.

All in favor: 4-0-1

Trustee Bell Absent

Mayor Wilson questioned the Board if there was anything else to discuss. Nothing further to discuss.

Motion made to adjourn the scheduled Village Board Meeting on April 10, 2023, by Trustee Jump.

Motion seconded by Trustee Fenton.

All in favor 4-0-1

Trustee Bell Absent

Meeting Adjourned: 9:40PM

Village Clerk Hall