Meeting Minutes April 12, 2021

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: Jeff Emerson

Trustee: Mary Jump

Trustee: Jeff Girvin

Trustee: Pat Fenton Village Clerk: Sandy Hall

Treasurer: Ashley Huband

CEO: Kevin Foster

Mayor Wilson called the meeting to order at 7:02 PM. Mayor Wilson asked everyone present to please stand for the Pledge to the Flag and a Moment of Silence.

Mayor Wilson communicated that Kevin Foster stopped into the meeting to see if you have any questions for him. Mayor Wilson mentioned the ongoing issue with 78 Rochester Street. CEO Foster mentioned that with the executive order, you can not evict. CEO Foster communicated that 78 Rochester Street does have a court appearance on May 3, the county can do some evictions. CEO Foster said that he does need to leave for another meeting, but if anyone has any questions that they can call him.

CEO Foster excited the meeting at 7:20 PM

Mayor Wilson opened the floor to the public hearing on the budget. Mayor Wilson communicated that he is going to change $71 in interest/penalty on real property from $500 to $571. This was the only change he wanted to do to make sure the number was even. Mayor Wilson asked if anyone else had anything else to add.

Mayor Wilson moved onto the police use of force policy. Mayor Wilson read through the packet, and he did not see any issues with it. Mayor Wilson asked OIC Kalet prior to the meeting what the ECW was. The ECW is the taser and stands for electronic control device. If their life is threatened or in danger, they can use anything to protect themselves. Mayor Wilson stated that the last page has a place for him and OIC Kalet to sign. Mayor Wilson communicated that he was unsure if we needed board approval to sign the policy, but if he needs one, he will get it. Mayor Wilson stated that the only change that was made on the policy was the word annual, so that it is not locked in for training. Trustee Emerson said that it will cover us if we vote on the police use of force policy for the mayor to sign.

First motion to sign the police use of force policy made by Trustee Emerson.

Second motion made by Trustee Girvin.

All in favor: 5-0

Mayor Wilson moved onto the resolution to transfer $4000 from Contingent Account F1990.4, $2000 from Unallocated Insurance F1910.4, $1943.74 from Water Administration Contractual F8310.4, and $1943.75 from Water Administration Equipment F8310.2 to Transmission & Distribution F8340.4 to cover invoices of $9887.49.

First motion to make transfers made by Trustee Girvin.

Second motion made by Trustee Fenton.

All in favor: 5-0

Mayor Wilson moved onto the resolution to transfer $1600 from Contingent Account G1990.4, $2000 from Unallocated Insurance G1910.4 and $758.15 from Health Insurance G9060.8 to Sewer/Treatment G8130.4 to cover invoices $4358.15.

First motion to make transfer made by Trustee Girvin.

Second motion made by Trustee Emerson.

All in favor: 5-0

Mayor Wilson moved onto the resolution to transfer $75 from contingent A1990.4 to Law A1420.4 to cover invoice.

First motion to make transfer made by Trustee Girvin.

Second motion made by Trustee Fenton.

All in favor: 5-0

Mayor Wilson communicated that there is a conference on June 9-11 for NYCOM. Mayor Wilson stated that they are only allowing 150 people to attend. NYCOM suggested to make the reservation as soon as the registration is available. Mayor Wilson communicated that he wanted to attend along with Trustee Girvin if he can.

Mayor Wilson moved onto a letter from a resident regarding her mother, Linda Martgensey water bill who is deceased. Mayor Wilson read the letter out loud. The letter stated that there was a leak in the basement. Trustee Fenton stated in the winter, they should have the water turned off. Mayor Wilson communicated that we should not forgive the bill because her kids live in the area. Mayor Wilson stated that they should have checked on the house more often. Mayor Wilson communicated that he would go along with whatever the board says. Trustee Jump said that we paid for the water. Mayor Wilson stated that it would not go onto their taxes because it is not in the Village. Mayor Wilson stated that we may have to do something different. Trustee Emerson said that we may have to do an amendment if they are outside the village. The Port Byron Village Board of Trustees all voted that there will be no cutting slack on this water bill.

First motion to deny letter and pay $1004.60 water bill in full made by Trustee Fenton.

Second motion made by Mayor Wilson.

All in favor: 5-0

Mayor Wilson moved onto reports.

The DPW report, submitted by superintendent Sims, was reviewed. Trustee Fenton asked what is the barricade that was stated in Sims’s report. Mayor Wilson said that it may be a net or something that people are throwing things in. Mayor Wilson communicated that the guy was out to clean the clock, it may have had grease clogged in it. Mayor Wilson said that the flags were ordered for Memorial Day. No other questions arose.

The code enforcer report, submitted by CEO Foster, was reviewed. Mayor Wilson read report out loud. Mayor Wilson communicated that we have gotten so many calls in regarding 78 Rochester Street. Mayor Wilson said that the person living at this address called over the weekend about the letter that he received stating that we will no longer be picking up garbage at his resident. Mayor Wilson communicated that he blames the owner.

The PD report, submitted by OIC Kalet, was read out loud. Mayor Wilson communicated that she would get 4 vests. Mayor Wilson said that she is getting the one that both men and women can wear to get the most benefit out of. Trustee Girvin asked what you do with the old ones. Trustee Girvin stated that OIC Kalet should investigate into that. Trustee Emerson said that we should grant permission for the vest for next year, it will be coming out.

The Fire Department report, submitted by Chief Rooker was read out loud. No other questions arose.

The Judge Report, submitted by Judge Bell, was reviewed. No questions arose.

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

Mayor Wilson asked the Village Board if there are any other questions regarding the reports. No other questions arose.

First motion to accept the reports as presented made by Trustee Girvin.

Second motion made by Trustee Emerson.

All in favor: 5-0

Mayor Wilson moved on to the pre-audited bills and audit remaining bills of Abstract #11

General Fund: Vouchers 765-806 $69815.28

Water Fund: Vouchers 563-581 $40040.36

Sewer Fund: Vouchers 669-680 $6324.84

T&A Fund: Vouchers 34 $156.68

Total: $116337.16

Trustee Girvin asked if the eastern shore bill was for a year. Mayor Wilson stated that voucher was for both the fire department and the office. Clerk Hall stated that there are 2 different vouchers: one for the fire department and one for the office.

First motion to pay abstract 11 of unaudited vouchers, made by Trustee Girvin.

Second motion made by Trustee Fenton.

All in favor: 5-0

Mayor Wilson communicated that we have $20,000 in the budget for the fire truck. Mayor Wilson stated that we should pay $16000 this year and the rest next year.

Mayor Wilson communicated that Union Springs opted out of the usage of legalization of marijuana. He stated that they wrote a letter to the zoning. Mayor Wilson said that he wants to opt out and he wants to know if we can write a letter to zoning or make it a local law. Trustee Girvin asked why we cannot do both. Trustee Girvin also stated that we need to think on this subject. Mayor Wilson said that he will find out if we need to just make an amendment to the zoning or make it a local law.

Mayor Wilson said that there are questions about summer music. Mayor Wilson said that we already had someone that called about this. Mayor Wilson asked Trustee Emerson if the Fire Department will have a car show. Trustee Emerson said not yet, but he will find out. Mayor Wilson said that if the Fire Department do a car show, then we will do a one-time deal and be in favor to do music.

First motion to close public hearing on budget 2021-2022 made by Trustee Girvin.

Second motion made by Trustee Emerson.

All in favor: 5-0

First motion to adapt the budget for the calendar year 2021-2022 made by Trustee Emerson.

Second motion made by Trustee Girvin.

All in favor: 5-0

Roll Call

Mayor Ronald Wilson Yes

Trustee Girvin Yes

Trustee Emerson Yes

Trustee Jump Yes

Trustee Fenton Yes

Mayor Wilson communicated that he got the figures ready for Clerk Hall to put in the budget.

Mayor Wilson mentioned that we should do a sticker system for the large pickup for bigger items.

Mayor Wilson asked if the Village Board has reviewed the meeting minutes from March 8th, March 22nd, and April 5th, 2021. After reviewing the minutes from March 8,2021, Mayor Wilson stated the only 2 correction he noted was, instead of saying “Blanch”, it should read Blanchfield and instead of “Mayor Wilson discussed that if we do go over the tax cap by 2%”, it should read “Mayor Wilson communicated that the village overrode the tax cap allotment prior to passing the village budget”. After reviewing the minutes from March 22, 2021, the only correction he noted was to take out the sentences that read “Mayor Wilson communicated that the justice said that she was entitled to $500 raise a year, but Mayor Wilson said that he does not think that is right” and “Mayor Wilson communicated that there was not much court”.

First motion to accept the minutes as presented with corrections made by Trustee Girvin.

Second motion made by Trustee Fenton

All in favor: 5-0-1 (only the April 5th minutes)

Abstain Trustee Emerson

Mayor Wilson questioned the Board if there was anything else to discuss. Nothing else to discuss. Motion to adjourn the scheduled Village Board Meeting on April 12, 2021 made by Trustee Girvin.

Second motion made by Trustee Fenton.

All in favor 5-0

Meeting Adjourned: 8:31 PM \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Village Clerk Hall