Meeting Minutes July 12th, 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

Village Judge: Joann Bell

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

Mayor Willson informed Judge Bell that she may go first. Judge Bell presented to the Village Board the Justice Annual Report to be reviewed and signed. Judge Bell did submit the report to Treasurer Huband at the end of June to be audited. No other questions arose.

Judge Bell exited the meeting at 7:22 PM.

Mayor Wilson moved onto resignations.

Officer Breeze submitted a letter of resignation from the Port Byron Police Department. Mayor Wilson communicated that Officer Breeze is getting ready to retire from ADP. Officer Breeze will resign from Port Byron Police Department, then we will be rehired on August 9th, 2021.

First Motion to accept Officer Breeze letter of resignation made by Trustee Emerson.

Second Motion made by Trustee Jump.

All in favor: 5-0

Mayor Wilson moved onto Steve Applebee. Mayor Wilson informed the board that he was not in trouble but wanted to communicate that Steve mentioned to Treasurer Huband that he never used all his vacation or personal time from last year. Steve Applebee had 3.5 hours of vacation time and 9.25 of personal time left that has never used. Mayor Wilson explained that he had some on-going issues that resulted him not being able to use all his time. Steve never said anything to Mayor Wilson. The conversation was overheard with Steve telling Treasurer Huband about his unused time. Mayor Wilson communicated that he had certain circumstances; we should allow him to roll over his time from last year. Sims questioned why he could not carry his time over. Trustee Girvin communicated that Steve would need to use his time that was carried over by the end of this year (2021-2022). Mayor Wilson communicated that this would be a one-time deal considering the circumstances that he had.

First motion to give Steve Applebee a one-time exception to carry his time over from last year (2020-2021) made by Trustee Girvin.

Second motion made by Trustee Fenton.

All in favor: 5-0

Mayor Wilson communicated that Patricia Moore had issues with noise regarding Kevin O’Conner’s pallet business. Mayor Wilson stated that it is in the Zoning law that it’s a commercial business. Mayor Wilson read out loud the letter that CEO Foster sent out to Patricia Moore.

Mayor Wilson moved onto a letter from Lucy Ware.

Mayor Wilson communicated that we received a letter asking for $2500 for the senior citizen trip to start up again. Mayor Wilson read the letter out loud. Mayor Wilson suggested that it would be easier to just give them the full $2500.

Mayor Wilson moved onto Marijuana Regulation and Taxation Act: The Legalization of Adult-Use Cannabis in New York. Mayor Wilson read some of the information that came from the office of cannabis management out loud. This information stated that if you opt out, you can always opt back in, to allow adult-use retail dispensaries and/or on-site consumption license, by repealing the local law which establishes the prohibition. If you do not opt out at all, then you will be unable to opt-out at a future date. Mayor Wilson communicated that a local law must be passed. Trustee Girvin suggested that we should opt-out of both adult-use retail dispensaries and on-site consumption licenses; we can always opt back in at a future date. Mayor Wilson stated that there is a sample of what the local law looks like that came from NYCOM. All we would need to do is fill in some blanks with the Village of Port Byron. Mayor Wilson read out loud what the sample of the local law consisted of. Mayor Wilson communicated that we could have another meeting on July 26th to adapt and vote on the local law. On August 9th, we can have the public hearing to pass the local law. Mayor Wilson communicated that they have 30 days for the referendum with petition.

Mayor Wilson moved onto the water meeting. Mayor Wilson spoke to Rich Straut and Taylor Bottar about the ARPA money. This was to be divided between the town and the village, but this will no longer happen. Mayor Wilson communicated that Rich Straut came from Albany to have this meeting with him. There was an email that came from Taylor Bottar regarding information on what was talked about during the meeting with Mayor Wilson. Mayor Wilson communicated that if you apply for the funds and you have a shovel ready project; you can just start once you receive the ARPA money. Mayor Wilson read the email out loud that came from Taylor Bottar. Mayor Wilson stated that Sims did say that you can put 2’ or 4’ down to the sewer plant from green street that is about 50 years old.

First motion to resubmit the grant and with the waterline made by Trustee Jump.

Second motion made by Trustee Girvin.

All in favor: 5-0

Mayor Wilson explained to the board that we had some issues with the DUNS number. We found out that we had four different ones at one point due to some that were deleted. Mayor Wilson stated that it was finally corrected. Clerk Hall explained to the board that we are unable to sign onto our SAMS account because the current administrator was Caitlyn Bacon. Clerk Hall stated to change the entity administrator, we would need to send in a notarized letter.

Mayor Wilson communicated that we had a question from Motezuma. Stanley said that he thinks we should do the whole Montezuma chlorination. Trustee Jump said that it all depends on what the contract said. Trustee Jump communicated that we talked about this a few years ago when the water project went in. Mayor Wilson questioned why we should be responsible for Motezuma. Steve Sims said that if we must do it, then it will be high here.

Mayor Wilson moved onto reports.

The PD report, submitted by OIC Kalet was read out loud. Trustee Girvin stated that he would like to see the odometer reading on the report, this way it can be kept track better. No other questions arose.

The DPW report, submitted by Superintendent Sims was reviewed. Trustee Girvin questioned that there was a flat tire on the backhoe and how much was it to get fixed. No questions arose.

The codes report, submitted by CEO Foster, was reviewed. CEO Foster talked with Mayor Wilson to have permission to call our lawyer to get an administrative warrant to try to get the place condemned. Mayor Wilson stated that CEO Foster should bring a cop with him when he does go on the property. A small discussion was held on 78 Rochester Street on what will happen next. The resident living at this property is bringing more garbage out and creating a fence with said garbage. There have been several complaints that residents have found dead rodents on their property.

The FD Report submitted by Chief Rooker was reviewed. In his report, he asked permission to purchase 4 sets of light weight turnout gear at the cost of $934 per set. Chief Rooker applied for a DEC grant and if approved we will receive $1500 of the total cost back. Trustee Emerson stated that they do need to be replaced once they reach the end of their lifespan

First motion to purchase the lightweight turnout gear made by Trustee Girvin

Second motion made by Trustee Emerson.

All in favor: 5-0

Trustee Girvin did have a question on what happens to the old equipment. Trustee Emerson stated that they will be disposed of if they reached the end of the lifespan.

The Treasurer Report, submitted by Treasurer Huband was reviewed. Mayor Wilson asked Treasurer Huband where the debt service came from. Treasurer Huband stated that she would need to check. Mayor Wilson stated that he was only wondering. No other questions arose.

First motion to accept the report as presented made by Trustee Emerson

Second motion made by Trustee Girvin

All in favor: 5-0

Mayor Wilson moved onto old business; 78 Rochester Street. Mayor Wilson stated that they will want the village to clean up the mess, but then put a lean on the property. Trustee Emerson stated that we should put it on our website that we are working on it.

Mayor Wilson asked if the Village Board has reviewed the meeting minutes from prior Village Board meeting on June 14, 2021.

First motion to accept the minutes 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 #2

General Fund: Vouchers 873-921 $19371.25

Water Fund: Vouchers 602-613 $19631.74

Sewer Fund: Vouchers 696-708 $11117.02

T&A Fund: Vouchers 39-41 $793.04

Total: $50913.05

First motion to pay abstract #2 unaudited vouchers made by Trustee Emerson.

Second motion made by Trustee Girvin.

All in favor: 5-0

Resolution to be made that we should not be sending our guys to help another village/town without a work order or letting us know. Trustee Girvin communicated that there should be a written work order. We have had several people who are wondering why we are sending our guys to help the other villages/town.

First motion to have a resolution to have work order made by Trustee Girvin

Second motion made by Trustee Emerson

All in favor: 5-0

Trustee Girvin asked if we heard anything about buses for the state fair. They would always park here and use us as a stop. Trustee Emerson asked Clerk Hall to call Centro Bus to see what we can find out.

Trustee Girvin asked if the event going on August 14th would be a car show. Trustee Emerson stated that it will not be a car show. They will have a demonstration on tools, sell food, drinks, etc. Trustee Emerson communicated that there will be no parades, but there will be a band down there. Trustee Emerson asked Mayor Wilson permission to us the table from Schasel Park.

Trustee Givin communicated that there should be a key box down at the garage to put keys away for the vehicles. If you asked where the keys are being kept, they will say in the vehicles. Trustee Girvin stated that it is not safe, someone can come take the vehicle, which cost a lot.

Motion to adjourn the scheduled Village Board Meeting of July 12, 2021, made by Trustee Girvin.

Second motion made by Trustee Emerson.

All in favor 5-0

Meeting Adjourned: 9:07 PM

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Village Clerk Hall