Meeting Minutes March 8, 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

Village Clerk: Sandy Hall

Treasurer: Ashley Huband

Absent: Trustee Fenton

OIC: Meagan Kalet

Public: Michael Gray, Darrin Rooker, Chris Hadden, Heath Edgbert, Lydia Patti Ruffin and Alex Patti

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 opened the public hearing at 7:02PM regarding Local Law #2 of 2021- - Snowmobiles within the Village of Port Byron and the public hearing on the Grant Thoma Housing.

Mayor Wilson asked if anyone had anything, they would like to say regarding these two-public hearings.

Michael Gray, as the public who appeared, stated that he attended the first meeting about snowmobiles in February. Mr. Gray stated that they should not be on the sidewalks, there needs to be a local law. Mayor Wilson communicated that we no longer have Village Ordinances, so we would need to do a local law. Mr. Gray asked if the penalty would be $500 for the first offense as previously discussed. Mayor Wilson communicated that it was the board’s decision to set this limit. Mayor Wilson communicated that they have not had any issues with the club in years, so it could be other people who are not a member of the club that are doing these damages. Mr. Gray was upset that he spent over $1000 on repairs to his property and said there needs to be a penalty. Tom Lipiska, who oversees the snowmobile club, said that he agreed with Michael Gray. Mayor Wilson stated that he does understand where Mr. Gray is coming from, but then communicated once again that chances are it is not the members of the club. Mayor Wilson does not think it is attentional for the snowmobilers to destroy properties, but the matter of were the snow is or the quickest way to get around. Michael Gray communicated that attentional or not, they are destroying his property. Mayor Wilson communicated that the local law that has been written, he said that part of this came from the ordinance that we used to have. Mayor Wilson communicated that part of the local law is asking that the snowmobile club present a map to the village board prior to Thanksgiving allowing time enough to examine and look over proposal and even call-in members before the season begins. Michael Gray once again communicated that he wants there to be a local law regarding snowmobilers, so that you can catch the person responsible and enforce this law. Mayor Wilson stated that this was the first year that he had to enforce this with the snowmobiles. Mayor Wilson communicated that signs were put up around the village regarding snowmobiles. Mayor Wilson did state that it may be hard to catch people. Mr. Gray does not think that it would be that hard to catch people, and he thought that there were details around this. OIC Kalet said she could shed some light regarding the snowmobile detail. OIC Kalet said she spoke to the DEC & the Sheriff about the snowmobile detail; she said that no one has been out all year. OIC Kalet stated if they see anyone, they can call the village office and leave a message, then she can at least go out to warn or advise people.

Mayor Wilson moved onto the discussion about the Thoma Grant housing. Mayor Wilson read out loud the memorandum that we received about the Thoma Grant and the certified resolution for CDBC Housing rehab program funds. Mayor Wilson said that we may need to have another public hearing. Mayor Wilson communicated that we do not know the specific, but homeowners can apply with income restrictions. If residents have any issues with their homes, they can apply to help with whatever project for their houses. If you do apply, you can not look to sell your home for 5 years. If you did sell your house before the 5 years, then you would need to pay back what you received. Mayor Wilson communicated that they only had one person who needed to sell his home due to his job transferring out of state and he did not know what to do. Mayor Wilson said that the board did not go after him for anything. Mayor Wilson stated that you would usually get around $25000.

Mayor Wilson moved onto code enforcement. Mayor Wilson communicated that CEO Howard Tanner has resigned as of April 1st. Mayor Wilson said that he spoke to Kevin Foster and only one other person has applied for the CEO position. Mayor Wilson stated that he was not sure if they needed to have any qualification for the CEO position. Mr. Gray stated that he used to be a code enforcer and you need to take classes to be certified.

Mayor Wilson moved onto reports.

The Fire Department report, submitted by Chief Rooker, was read out loud. No questions arose. Mayor Wilson also read out loud the annual election of officers for the Port Byron Fire Department. Mayor Wilson communicated that the only three we need to vote on for the election are as followed:

Chief: Corey Rooker

First Assistant Chief: Stephen Applebee

Second Assistant Chief: David Ware

First Motion to accept Corey Rooker as Chief, Stephen Applebee as First Assistant Chief and David Ware as second assistant chief for the Fire Department annual election of officers made by Trustee Jump.

Second motion made by Trustee Girvin.

All in favor: 4-0

The DPW report, submitted by superintendent Sims, was read out loud. It stated in his report that no more snowmobile signs were ordered. Mayor Wilson communicated that we received a quote for Koester. They wanted to charge us twice. The first time they came out, they could not fix it and wanted to charge us.

The Treasurer report, submitted by Treasurer Huband can be reviewed. If any questions arose, you could ask her.

The code enforcer report, submitted by CEO Tanner, was reviewed, and read out loud. It stated in his report that the owner of 78 Rochester Street, Steve Chapman was issued court appearance ticket.

The PD report, submitted by OIC Kalet, was read out loud. OIC Kalet stated that Officer Bacon has resigned. OIC Kalet communicated that Blanchfield has resigned because he is getting ready to retire from ADP, and then he will come back to work for us. OIC Kalet stated that Clerk Hall and herself would go through the files for the Port Byron Police Department to see if we had any disciplinary actions that we might have had against our officers to send off to Muckrock (foil request). OIC Kalet moved onto the police reform plan, the plan needs to be out to the public for at least 2 weeks before we can finalize it. OIC Kalet went over what was consisted in the packet. OIC Kalet communicated that the packet will be advertised on Facebook and the website. OIC Kalet also communicated that you can find our policy on the web page as well. OIC Kalet said that the focus was the body worn cameras, but unfortunately at this time this can not be done. OIC Kalet said that you can use choke hold if you are in a life-threatening situation. The knockout warrant most likely came from the county, but we could assist them with it. OIC Kalet communicated that we will use the facebook page more. The Port Byron Police Department was getting calls that there number was being duplicated and it was saying that there was a warrant out for the resident’s arrest. Treasurer Huband posted this on the facebook page, and it was shared several times. OIC Kalet communicated that an arrest is not always the best solution. Both Trustee Emerson and Trustee Jump stated that OIC Kalet is doing a great job with this police reform plan. Mayor Wilson said that over the years, we have had decent officers, not much complaint. OIC Kalet stated that she hopes that it stays that way.

First Motion to accept the reports as presented made by Trustee Jump.

Second motion made by Trustee Girvin.

All in favor: 4-0

Mayor Wilson stated that in the last meeting, they talked about signing the MOU. Mayor Wilson read out loud what the MOU was.

First motion to sign the MOU made by Trustee Girvin.

Second motion made by Trustee Jump.

All in favor: 4-0

First motion to accept Bacon resignation with regrets made by Trustee Girvin.

Second motion made by Trustee Emerson.

All in favor: 4-0

First motion to accept Blanchfield registration with regrets made by Trustee Girvin.

Second motion made by Trustee Emerson.

All in favor: 4-0

First motion to close the public hearing on the Thoma Grant housing made by Trustee Girvin.

Second motion made by Trustee Emerson.

All in favor: 4-0

First motion to close the public hearing on local law #2 on snowmobiles within the Village of Port Byron made by Trustee Jump.

Second motion made by Trustee Girvin.

All in favor: 4-0

Roll Call

Mayor Ronald Wilson Yes

Trustee Girvin Yes

Trustee Emerson Yes

Trustee Jump Yes

Trustee Fenton Absent

Clerk Hall to file the local law #2 with the New York State.

Mayor Wilson moved onto Koester. Mayor Wilson communicated that one deal was for $779 for them to come out and look at it, Koester said they cannot fix it. Mayor Wilson also communicated that they were charging us $1803, he said that this does not seem right. Mayor Wilson said that Sims did call someone in Nebraska. Sims found out that we would need to call Koester anyways because we are in New York and Koester owns them.

First motion to sign the Koester contract for $779 made by Trustee Girvin.

Second motion made by Trustee Jump.

All in favor 4-0

Mayor Wilson moved onto the 1995 fire truck bid. Mayor Wilson communicated that we received an offer for $17200. Trustee Emerson thought that it was worth at least $25000. Mayor Wilson said that if we do not take the bid and wanted to wait until Spring, we may not get a better offer. Trustee Girvin asked were the money would go. Mayor Wilson communicated that it would go into the general fund.

First motion to accept fire truck bid for $17200 if the funds are put in general account made by Trustee Girvin.

Second motion made by Trustee Emerson.

All in favor: 4-0

Mayor Wilson moved onto resolution to transfer funds from contingent account G1990.4 to sewer/treatment account G8130.4 in the amount of $2681.40 to cover invoices.

First motion to transfer funds from contingent account G1990.4 to sewer/treatment account G8130.4 to cover invoices made by Trustee Girvin.

Second motion made by Trustee Jump.

All in favor- 4:0

Mayor Wilson moved onto Sandy Hall raise. Mayor Wilson communicated that when Sandy was hired, after her 6th month probation period, she would receive $1 an hour raise. Mayor Wilson said that he sees no reason why she should not get the raise.

First motion to give Sandy Hall $1 an hour raise made by Trustee Jump.

Second motion made by Trustee Emerson.

All in favor: 4-0

Mayor Wilson moved onto the large pickup. Mayor Wilson communicated that we received several calls asking if we will be doing this. There was a discussion around having a dumpster, but then you would need to always have someone at the dumpster. Mayor Wilson advised that the large pickup should not be around Mother’s Day. Mayor Wilson stated that it should not be the same day as sweep day. Mayor Wilson asked if we had any idea when the sweep day would be. Treasurer Huband stated that sweep day is the week of May 14th. After a discussion on a few different dates, it was decided that the week of May 3rd would be large pickup day. Mayor Wilson communicated that there will be a newsletter going out to the residents letting them know of these dates.

First motion to have the large pick up the week of May 3rd made by Trustee Girvin.

Second motion made by Trustee Emerson.

All in favor: 4-0

Mayor Wilson discussed that there were some changes to the budget for June 2021- May 2022. Mayor Wilson communicated that there were some changes made to the rough draft as followed:

A1620.4 Building Contractual changed from 10,000 to $12000

A1640.1 Central Garage -Personal Services change from $25000 to $27000

A1640.4 Central Garage- Contractual changed from $7500 to $8500

A1910.4 Unallocated Insurance changed from $32000 to $34000

A1990.4 Contingent Account changed from $12000 to $14000

A5110.4 Street Maintenance- Contractual from $23000 to $25500

A7410.1 Playgrounds & Recreation-Personal from $7500 to $8000

A7140.4 Playgrounds & Recreation- Contractual from $3000 to $3500

A8160.2 Refuse Collection & Disposal- Contractual from $30000 to $33000

F8320.4 Source of Supply-Contractual from $180,000 to $185,000

F8340.4 Transmission & Distribution from $10,000 to $12000

G8110.1 Sewer Administration-Personal SVC changed from $15015 to $18015

Mayor Wilson communicated that the village overrode the tax cap allotment prior to passing the village budget.

Mayor Wilson communicated that we are paying the garbage truck off. Treasurer Huband stated that it will pull out of our accounts on March 23rd, 2021.

Mayor Wilson discussed adding an extra holiday which would be Juneteenth. There was a small discussion around this holiday and what it means. This was not voted on at this time.

Mayor Wilson said that he wanted the board to know that they got 10 full meters and they should fit on our meters.

Mayor Wilson asked if there was a motion to accept the meeting minutes from prior Village Board meeting, February 8, 2021 as presented to be approved.

First motion to accept the minutes as presented made by Trustee Emerson.

Second motion made by Trustee Girvin.

All in favor 4-0

Mayor Wilson communicated that there will be another board meeting on March 22, 2021 to go over the police reform to adopt the plan and to go over the budget.

First motion to pay unaudited bills as presented made by Trustee Emerson.

Second motion made by Trustee Girvin.

All in favor 4-0

Mayor Wilson questioned the Board if there was anything else to discuss. Nothing else to discuss. Motion to adjourn the scheduled Village Board Meeting of March 8, 2021 made by Trustee Girvin.

Second motion made by Trustee Jump.

All in favor 4-0

Meeting Adjourned: 8:34 PM

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Village Clerk Hall