

At a regularly scheduled meeting 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 Girvin-Absent
Trustee: Patrick Fenton
Trustee: Mary Jump-Arrived late
Trustee: Jeff Emerson

Village Clerk: Caitlin Bacon

Village Treasurer: Diana Warren-absent

Public Present: Mr. DeLue, Mrs. DeLue

Mayor Wilson called the meeting to order at 7:04PM. Mayor Wilson asked everyone present to stand for the Pledge of Allegiance and a moment of silence.

Mayor Wilson asked if there was anything the Public would like to discuss.

Mrs. DeLue asked if there were any updates to the Church Street School Project. Updates were discussed.

Mayor Wilson asked if there was anything else the Public would like to discuss. Nothing else from the public to discuss.

Mayor Wilson presented a letter from a resident, Lori Talbot, sent to the Village requesting an extension on her water bill. Trustee Emerson stated that he would like to recuse himself. Due to majority not met, Mayor Wilson tabled the request until Trustee Jump arrived.

Mayor Wilson presented a resolution prepared by Village Clerk Bacon regarding the 2020 Village Election. Village Clerk Bacon explained that per Village Law, the election is to be held on the third Tuesday, however, the State of New York has advertised it as the third Wednesday due to the St. Patrick's day holiday.

Resolution regarding the election date for March 2020.

Whereas, in any village in which the general village election, or a special village election for officers pursuant to this chapter, is scheduled to be held on the third Tuesday of March, for any year in which the seventeenth day of March shall fall on such Tuesday, the Board of Trustees of such village shall provide, by the resolution prescribed by paragraph b of subdivision three of this section, that such election shall be held on the eighteenth day of March.

Whereas, any provision of a resolution adopted pursuant to this subdivision shall not otherwise alter the political calendar for any such election, which shall continue to be computed from the third Tuesday of March.

Whereas, notwithstanding the provisions of subdivision five of this section, any provision of a resolution adopted pursuant to this subdivision shall be effective only if such provision is specifically published as provided by this section.

Therefore, pursuant to Election Law § 15-104(1)(b), the village election will be held on Wednesday, March 18, 2020.

Motion to abide by Election Law § 15-104(1)(b), for the village election to be held on Wednesday, March 18, 2020, made by Trustee Emerson.

Motion was seconded by Trustee Fenton.

All in favor: 3-0

Mayor Wilson presented a contract from the Port Byron Central School District regarding fuel. Mayor Wilson informed the Village Board that it is a 10-year contract to receive fuel from the Port Byron School. Mayor Wilson continued to read specifics aloud. Trustee Emerson questioned if this could possibly be a shared service.

Motion to sign and return the contract made by Trustee Emerson.

Motion was seconded by Trustee Fenton.

All in favor: 3-0

Mayor Wilson informed the Village Board that a local Boy Scout Leader was requesting someone for the Village Board to attend a pack meeting to educate the pack on local government.
Mayor Wilson stated that he would see what we could do.

Mayor Wilson presented a donation request of \$317 from the Office for the Aging. Mayor Wilson explained that, per the letter, the Office for the Aging provides 1,057 meals to six seniors in the Village of Port Byron.

Motion to donate \$317 to the Office for the Aging for the 2020 year made by Trustee Emerson.

Motion was seconded by Trustee Fenton.

All in favor: 3-0

Mayor Wilson presented a request from DPW Superintendent Sims and MEO Applebee to attend a water works conference in Waterloo to receive water credits for their license.

Motion to allow DPW Superintendent Sims and MEO Applebee to attend a water works conference in Waterloo, and to add the registration cost to the currant warrant, made by Trustee Fenton.

Motion was seconded by Trustee Emerson.

All in favor: 3-0

Mayor Wilson communicated to the Village Board that the Waste Oil Furnace was not working, a repairman came to the DPW garage to diagnose the problem, and it was communicated that there are holes in the main chamber and specifically stated "not to operate the furnace".

JM Heating and Service vocalized that if the Village purchased a new furnace from them, he would forgo the invoice of \$249.00 to diagnose the problem.

Motion to purchase a new furnace with JM Heating and Service for \$6,575.00, made by Trustee Emerson.

Motion was seconded by Trustee Fenton.

All in favor: 3-0

Mayor Wilson informed the Village Board of a parking issue on Tex-Pultz. It was discussed that this is a one lane road and at the OPWDD State Residence, 2 Tex-Pultz, are frequent offenders of parking in the road. Village Clerk Bacon stated that a phone call was made last year and was told they would not park in the street. Village Clerk Bacon to send the property owner a letter stating that they cannot block the street.

Mayor Wilson moved to reports.

The police report, submitted by OIC Bacon, was reviewed.

Mayor Wilson noted that the auction to sell the Police car has ended and the final bid price was \$2,300.

Discussion regarding accepting or rejecting the bid was had.

Motion to accept the bid made by Trustee Emerson.

Motion was seconded by Trustee Fenton.

All in favor: 3-0

Discussion regarding a purchase of a new car was had.

At 7:52PM Trustee Jump entered the Village Board meeting.

The DPW report, submitted by Superintendent Sims. Report was reviewed.

Trustee Fenton did notice that catch basins have been cleared.

The Treasurer's report, submitted by Treasurer Warren was reviewed. No questions arose.

Village Clerk Bacon informed the Village Board that CEO Tanner vocalized that his report was that he is working on the Church Street Project.

Village Clerk Bacon informed the Village Board that no Fire report was sent.

Motion to accept all reports, as presented, made by Trustee Fenton.

Motion seconded by Trustee Emerson.

All in favor: 4-0

Mayor Wilson updated the Village Board that the Village Office did receive conformation from USPS that Weedsport did sign for both invoices, however, has been told that the insurance company denied payment of our invoice. Follow up with the lawyer will be had.

Mayor Wilson provided an update on the Orchard Street ditch that resident Mr. Richard Burke has been present to discuss, in prior Village Board meetings. Cayuga County gave all the information they had on the property and it has been determined that it is not a Village Issue.

Mayor Wilson presented a letter sent from the Town of Mentz Supervisor, Richard Nielens, to the Village Board of Trustees regarding the money left in a bank account at Savannah Bank from a B&L settlement. Mayor Wilson read the letter aloud. Discussion regarding the proposal to split the money was had, as the proposal, was to split it a third, with Port Byron, Mentz and Montezuma. Mayor Wilson stated that the Town of Mentz Supervisor, Richard Nielens, believes this money was from the Bonadio audit, however, the Village Board discussed researching this in the past that there were no findings from the Bonadio Audit, the money is from an entirely separate event.

Trustee Emerson suggested to counteroffer with a proposal that since the Village of Port Byron is responsible for the burdens, including financial, of the chlorination station, yet, all municipalities involved benefit from the chlorination station, the money should be used to fund the chlorination station.

Mayor Wilson stated that they would not go for that.

Trustee Jump stated that she believed that the money should be split per the percentages of the IMA of the water project.

Per the letter, the Town of Mentz Supervisor, Richard Nielens, requested that the Village Board take a formal vote as to whether they agree to the proposal of equal distribution.

Motion to divide the money from the B&L settlement, that is currently in Savannah Bank, by the correct percentages of the IMA, for the capitol water project, and reject the proposal from the Town of Mentz, to be split a third to each municipality, made by Trustee Jump.

Motion was seconded by Trustee Fenton.

All in favor: 4-0

Mayor Wilson provided information sent from Cayuga County regarding shared services. The packet included an updated 2019 Shared Services plan, formal vote request, and a sample County resolution to enter into Shared Services Agreements with municipalities.

Discussion was had regarding the pros and cons of shared services, as Trustee Emerson and Trustee Jump expressed this as a good option, Trustee Fenton also stated that it could backfire, like the Village is currently experiencing in another situation.

Motion to sign the panel vote to agree to shared services made by Trustee Emerson.

Motion was seconded by Trustee Fenton.

All in favor: 4-0

Village Clerk Bacon to send the vote form to Cayuga County.

Mayor Wilson informed the Village Board of a note that Councilman Clancy wrote to inform the Village of an informational meeting, that they are invited to attend, at the Town of Mentz on November 19th, 2019 at 6:00PM regarding a transfer station that Morgan Rubbish has inquired about starting at the old landfill on Berger Rd. Trustee Emerson gave information on the project.

Mayor Wilson informed the Village Board of letter sent to 28 Pine Street, requesting the property owner information, as it has been found that the individual, Leonard Witowski, that has attended Village Board meetings prior, is not the owner of the residence.

Mayor Wilson presented an EAF sent, for information, regarding the Canal Corporation Earthen Embankment Integrity Program, to view.

Mayor Wilson moved to accepting the minutes, however, Mrs. DeLue asked if they were going to discuss the agenda discussion item of Village Clerk Bacon's absence. Mayor Wilson replied by stating no one said anything, so he moved on. Mrs. DeLue stated that it would be a good idea to discuss.

Discussion was had about a potential candidate. No decisions made.

Mayor Wilson asked if the Village Board had reviewed the meeting minutes from October 21st, 2019. After reviewing the minutes, Mayor Wilson asked if there was a motion to accept the meeting minutes from prior Village Board meeting, October 21st, 2019, to be approved, one correction needed to clarify one of the policies reviewed.

Motion to accept meeting minutes by Trustee Emerson.

Motion was seconded by Trustee Fenton.

All in Favor: 4-0

Pre-audited bills and audit remaining bills:

Abstract #6

General Fund: Vouchers 167-195 \$26,213.86

Water Fund: Vouchers 407-421 \$39,039.36

Sewer Fund: Vouchers 503-515 \$4,300.27

T&A Fund: Vouchers 81-83 \$1,097.23

Total: \$70,650.72

Motion to pay the abstract #6, of unaudited vouchers, with the addition of the \$50 to water fund to allow DPW Superintendent Sims and MEO Applebee to attend the waterworks conference, made by Trustee Emerson.

Motion was seconded by Trustee Fenton.

All in favor: 4-0

The Village Board discussed the schedule for the future board meeting.

No meeting to be held next week, the fourth Monday.

Next Village Board meeting to be December 9th, 2019.

Trustee Emerson proposed a speaker from NYCLASS to be the speaker for the CCAV dinner Port Byron hosts. No rebuttal, Trustee Emerson to contact representative to ask NYCLASS representative if she is still willing and able.

Mayor Wilson asked for a motion to enter executive session.

Trustee Emerson made a motion to enter executive session.

Trustee Jump asked what the reason was to enter executive session.

Mayor Wilson stated he would like to enter executive session for personnel matters.

Motion was seconded by Trustee Wilson.

All in favor: 4-0

Mr. and Mrs. DeLue and Village Clerk Bacon exited the Village Board meeting at 9:09PM

Mayor Wilson took minutes from this point.

Village Clerk Bacon

No action taken in executive session.

Motion to exit executive session at 10:00PM made by Trustee Fenton.

Motion was seconded by Trustee Emerson.

All in favor: 4-0

Mayor Wilson reintroduced tabled item from earlier in the Board meeting, Lori Talbot's request to the Village Board to extend her water bill payment until December 3rd, 2019.

Motion to allow the extension on Lori Talbot's water bill to December 3rd, 2019, with guideline that if it is not paid, it will be turned off, made by Trustee Fenton.

Motion seconded by Trustee Jump.

All in favor: 3-0-1

Abstained: Trustee Emerson

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

Motion to adjourn the regular scheduled Village Board Meeting on November 18th, 2019 made by Trustee Emerson.

All in favor: 4-0

Meeting Adjourned: 10:05PM

Mayor Wilson