

Mayor Monson called the meeting to order at 7:00 PM.

Members Present: Mayor John Monson, Trustees Gary Baker, Jessica Banks, J.D. Freer and Sharon White (Mayor Monson stated that Trustee Banks would be arriving late)

Others Present: Larry Hogan, Bill Steighler, Jerry Laird, Ron Lancy, Kim Flood, Tom Flood, Kalen Hutchings, Ray Wellington, Otis Vezzose, John Boyan and Jennifer Buckalew

Pledge of Allegiance

### **Police Department**

Chief John Boyan has an item to discuss during executive session.

### **Highway Department**

- A storm sewer line collapsed under Washington Street on Thursday, October 2, 2008. The repairs required installing three to four hundred feet of 24" corrugated pipe and connecting the pipe to new catch basins. The majority of the work has already been completed but there are still some minor issues. Mayor Monson expressed his gratitude to the Village of Wolcott Highway, Water and Sewer department employees for the efficient and safe response to the emergency situation. He also thanked Ray Wellington and Fingerlakes Construction, the Town of Butler, the Village of Red Creek, Trustees Gary Baker and Sharon White, the Wolcott Fire Department and Gandy Stottard, Dyton Humbert and Don Teeter for their contributions to managing the situation and facilitating repairs. Mayor Monson also thanked the girls in the office for bringing the work crews coffee and meals. There is still more work to be done and at the present time the project has cost the Village approximately \$50,000. The Highway Department had planned to do some other smaller projects this year but due to the unexpected emergency situation on Washington Street, the other projects will now have to wait until the next fiscal year due to cost.
- The equipment is being prepared for leaf pick up and snow removal.
- Bill Steighler asked if the storm sewer pipe was hooked up and functional now. Mayor Monson stated that the line was indeed connected to the catch basins and that the line which collapsed had been almost completely blocked with silt. There should now be a noticeable improvement in drainage in the area when it rains.
- Bill Steighler contacted Congressman Jim Walsh's office regarding the status of the FEMA grant which was awarded to the Village of Wolcott. He spoke with Dan Gage in Washington and was informed that his office was not aware that the Village had been having any difficulty obtaining the funding awarded with the grant and that he would be looking into the matter. Mayor Monson had asked Mr. Steighler to contact Congressman Walsh's office because it seems to be that sometimes our Federal legislators responded more quickly to complaints from citizens rather than local government representatives.

### **Water/Sewer Departments**

The Department of Health has recommended that the Lake Plant have a chlorine analyzer. Rick Miller obtained a quote for the unit from Hach Co., for \$2,979 plus \$350 for necessary accessories and installation, and from Scientific for \$2,500 plus \$300 for necessary accessories and installation. Mayor Monson recommended purchasing the unit from Hach Co. even though the cost is higher. The Water Department already has a service contract with Hach Co., as well as other equipment and materials which are compatible and the employees are trained on Hach Co. equipment. Trustee Baker made the motion to approve purchase of a chlorine analyzer from Hach Co. at a total cost of \$3,329.00. Trustee Freer seconded the motion and all voted in favor.

### **Resolution 2008-22**

Trustee Freer made the motion to approve Resolution 2008-22, acknowledging Mayor John Monson's donation to the Village of Wolcott of a backflow detection device. The Mayor has estimated the value to be \$1,300.00. Trustee Baker seconded the motion and all voted in favor.

### **Fire Department**

- Trustee Baker made the motion to approve a request from Duane VanNorstrand to use the Fire Hall on November 2, 2008 for the purpose of a Cub Scout Chicken Barbeque. Trustee Freer seconded the motion and all voted in favor.
- Ray Wellington reported that Wayne County has been awarded a grant with which to upgrade the Fire Department radios to comply with the new FCC 911 regulations. The Wolcott Fire Department should receive approximately \$40,000 from the total grant award.
- The annual Turkey Raffle will be held November 8, 2008 at 7:00pm.
- M1-4 will be out of service for repairs. Chris from Reed's Garage has looked at it. The truck will be going to Gary Buckalew, who will retrofit it for the new generator. The truck will then be taken to Reed's Garage for repairs. It is expected that the truck will need a new carburetor.
- The annual ladder inspection has been scheduled for the first week of November and will cost \$2,500.00. The inspection has already been approved by the Fire Department board and now needs to be approved by the Village board. The company performing the inspection is American Test Center, which is the same company that has always performed the inspection. Trustee Baker made the motion to approve the ladder inspection at a cost not to exceed \$2,500.00. Trustee Freer seconded the motion and all voted in favor.
- A new mandate will be in place by November 21, 2008 requiring all individuals working within the right of way of any Federal highway to wear a specific type of vest for visibility and safety purposes. Ray Wellington has obtained quotes from Har-Rob and Tyler Fire Co., for five-point break away vests. The vests from Har-Rob will cost \$30.00 each for sized medium – 2X and \$32.50 for sized 3X – 4X. Tyler Fire Co. can supply the vests for \$40 - \$45 a piece. Mr. Wellington stated that the department will need to order forty vests. Trustee Baker made the motion to purchase the vests from Har-Rob at an approximate total cost of \$1,200.00. Trustee Freer seconded the motion and all voted in favor.
- Ray Wellington has obtained a quote from Tyler Fire Co. for carbon air bottles at a cost of \$675.00 each. Trustee White stated that the Village Board should be receiving copies of the Fire Department board meeting minutes indicating that such purchases have been approved by the Fire Department membership. Mayor Monson asked Ray Wellington to add the Village Board to the distribution list for all Fire Department minutes. Trustee

### **Fire Department (Continued)**

- Baker made the motion to approve the purchase of four carbon air bottles from Tyler Fire Co. at a cost of \$675.00 each. Trustee Freer seconded the motion and all voted in favor.
- Annual vehicle maintenance on the Fire Department trucks has been performed by John Servis in recent years. Mr. Wellington has spoken with Reeds Garage about having the maintenance performed there instead and stated it could save several thousand dollars a year. Mayor Monson stated that it was up to the Fire Department board as to who performs the maintenance but that it would be desirable to have the maintenance performed locally and not have to pay someone to travel here.
- Mr. Wellington asked the board to confirm the amount budgeted for the Fire Hall renovations and asked if the amount was still available. Mayor Monson and Trustee Baker stated that the amount budgeted was \$40,000.00 and yes it was still available. The project will be scaled down to only include the bathroom, radio room and new offices. Mr. Wellington will provide the Clerk with the information necessary to advertise for new bids.

### **Justice Court**

Paul Wagner has completed his examination of the fiscal records of the Village of Wolcott Justice Court for the fiscal year ended May 31, 2008. His report was very positive regarding how the records are being kept and Mr. Wagner found no issues of concern. Trustee Freer made the motion to accept the report from Mr. Wagner. Trustee Baker seconded the motion and all voted in favor.

### **Kimberly Flood**

Mr. and Mrs. Flood live on the corner of East Port Bay Road and Oswego Street. Mrs. Flood wanted to know if the Village was aware of the cement stairs and wall which are in very bad condition and leaning at an unsafe angle at the corner of their property. Mayor Monson stated that the Village is indeed aware of the situation. Mrs. Flood stated that there was a traffic accident at that corner about a month ago and that a car hit the cement wall which resulted in the wall leaning at an even more dangerous angle. She feels that the situation is dangerous and presents a safety hazard. Mr. Flood gave pictures of the area to the board. Mayor Monson stated that the Village has had an engineer look at the retaining wall and devise options to remove it. Highway Superintendent Nick Rizzo is aware of the situation and has discussed it with Mayor Monson. Mayor Monson stated that the stairs can be addressed, perhaps as soon as next week, but that the wall itself can not be removed this year. There are steel rods going through the wall which should hold it in its current position, but that removing the wall could likely entail removing the two trees on the property. Mr. and Mrs. Flood do not wish to have the trees removed. Mayor Monson assured Mr. and Mrs. Flood that the board was aware of the situation and would rectify it as quickly and as safely as possible but that the wall itself would be a much more difficult and costly project and a plan will be developed to remove it next year.

### **Code Enforcement/Building Inspection**

- Otis Vezzose attended the Plannin Board meeting October 13, 2008 and discussed the events surrounding the variance granted to Mr. and Mrs. LaBarbera for their property on East Port Bay Road.
- Mr. Vezzose would like to have some zoning changes made in the Village as the current zoning in some areas is outdated.

### **Code Enforcement/Building Inspection (Continued)**

- There will be a new grocery store coming into the Village. It will be located in a pre-existing building and the occupants will be meeting with Mr. Vezzose tomorrow, October 15, 2008. The tenants wish to be open by Thanksgiving.

### **Highway Department**

Jerry Laird stated that the Highway Department employees will also need the new safety vests which were discussed for the Fire Department. Mayor Monson responded that he was aware of that and that Water and Sewer Department employees will need them as well. The department heads are to inform the Clerk what they need so the vests can be ordered. Mayor Monson has a power point presentation ready to show employees for safety training purposes and reminded all that anyone at a work site needs to be wearing a hard hat.

### **Larry Hogan**

Mr. Hogan asked the board if a Police Chief or an Officer in Charge had been hired. Mayor Monson invited John Boyan to introduce himself and stated that until Mr. Boyan takes the Police Chief's exam through civil service he is considered the acting Chief.

### **Bill Steighler**

Mr. Steighler stated that he has noticed a significant problem with people speeding through the municipal parking lots. The speed limit posted is 10mph but he has seen cars traveling much faster. John Boyan stated that this is the first time he has heard of the problem but that he and his officers would be looking into it. He would like to be made aware of all of the quality of life concerns Village residents have so that they can be addressed. Jerry Laird stated that speeding is a problem in the municipal parking lot behind Foster's as well.

### **Trustee Banks**

Trustee Banks arrived at the meeting.

### **Kim Flood**

Mrs. Flood asked who is responsible for the retaining wall and sidewalk at the corner of her property. Mayor Monson stated that the wall belongs to the Village but that the sidewalk is the homeowner's responsibility. He also stated that if damage occurred to the wall because of the accident mentioned previously, the Village should be reimbursed for such damages through the driver's insurance company.

### **Court Clerk**

Jennifer Buckalew informed the Board that the monthly court reports are now being submitted electronically. Each month all monies collected from fines is turned over to the Village and the State will bill the Village for their share. One advantage to the new system is that the Village gets its portion of the court fine money much sooner.

### **Park Use Request**

Mayor Monson stated that he had a request to use the pavilion at the Wolcott Falls Park for a personal function, but that park use requests do not have to be approved by the Board. The Clerk has a calendar of events residents have scheduled and as long as the function does not conflict with something already scheduled, the reservation may be confirmed by the Clerk.

### **Trustee Baker**

Trustee Baker has nothing to discuss at this time.

### **Trustee Freer**

Trustee Freer stated that he feels the Court Clerk is doing a great job.

### **Mayor Monson**

- Mayor Monson read a letter from Jennifer Buckalew to the Board thanking them for the training she attended in Niagara Falls and outlining some of the benefits she received. Mayor Monson thanked her for her letter.
- Mayor Monson informed John Boyan that sex offenders residing in the Village are not being listed on the Wayne County web site. Mr. Boyan is aware of this and the matter is being corrected. He stated that there have been several administrative duties not being performed previously but that everything is now getting caught up.

### **Trustee White**

- There is a Local Government workshop scheduled for November 14, 2008 in Mount Morris. Included in the agenda is a session on developing a downtown plan. In the past, the Village Board has met with the Planning Board to discuss plans for our downtown area. The workshop provided the required training hours for Planning Board members and is also a valuable opportunity for all Village Board members and other interested individuals. Trustee White gave copies of the agenda and registration form to the other Board members and asked them to notify the Clerk if any wish to attend.
- Trustee White expressed her appreciation for all the work done on Washington Street. She was glad to see that no one was hurt and that such an extensive job was done.

### **Gasoline Bidding**

Mayor Monson read a legal notice which will be published in the Wayne County Star asking for sealed bids for gasoline and diesel fuel for Village owned vehicles. The bid request is necessary so as to comply with competitive bidding requirements because it is not possible to purchase the fuel off the New York State contract since we do not have our own tanks.

### **Trustee Banks**

Trustee Banks has nothing to discuss at this time.

### **Minutes of September 23, 2008**

Trustee Banks made the motion to approve the minutes of September 23, 2008 as read. Trustee Freer seconded the motion and all voted in favor.

### **Abstract #006**

Mayor Monson stated that the abstract includes some of the costs for the storm sewer repairs on Washington Street and that more bills for the project will still be coming in. Trustee Baker made the motion to approve abstract #006 in the amount of \$103,024.30 with vouchers numbered 0313 – 0385 and checks numbered 20994 – 21067. Claims from the General Fund total \$75,912.40. Claims from the Water Fund total \$13,773.36. Claims from the Sewer Fund total \$11,009.21. Claims from the Trust and Agency Fund total \$2,329.33. Trustee Freer seconded the motion and all voted in favor.

**Larry Hogan**

Mr. Hogan asked if the Village had some sort of barrier to use when digging so as to prevent cave-ins. Mayor Monson stated that a trench box had been borrowed from the Village of Red Creek for the work on Washington Street. It is also sometimes possible to make the hole wider when digging which will reduce the likelihood of the sides collapsing. The Village of Wolcott is looking into purchasing a trench box as well.

**Executive Session**

Trustee Freer made the motion to go into executive session at 8:04 pm for the purpose of discussing personnel and contractual matters. Trustee Baker seconded the motion and all voted in favor.

Mayor Monson invited John Boyan to attend part of the executive session.

Trustee Freer made the motion to come out of executive session at 8:57 pm. Trustee Banks seconded the motion and all voted in favor.

**Lori Tyler**

Trustee White made the motion to end the probationary period and hire Lori Tyler as full time Deputy Clerk/Treasurer and Water/Sewer Clerk per the written agreement from the February 26, 2008 meeting. Trustee Banks seconded the motion and all voted in favor.

Trustee Freer made the motion to adjourn the meeting at 9:00 pm. Trustee White seconded the motion and all voted in favor.

Respectfully submitted,

Melanie A. Countryman  
Clerk/Treasurer