

VILLAGE OF WOLCOTT
VILLAGE HALL CONFERENCE ROOM
BOARD OF TRUSTEES

April 8, 2025

7:00 PM

Members Present: Mayor Chris Henner, Trustees: Dave Lewis, Dan Smith, and Andrew Marshall.

Members Absent: Trustee Misty Harper

Others Present: Fran Acker, Eva Banas-Duncan, Jack Roberts, Tom Sawtelle, Donatello Lazarati, ESQ., Abdul Al Hariri, Talia Jacksto, Abdul H.

Mayor Henner called the meeting to order at 7:00 pm with the Pledge of Allegiance.

Account #01320

Trustee Smith made the motion to waive the \$31.77 sewer penalties for account #01320. Trustee Marshall 2nd the motion. All present voted in favor.

Account #19180

Trustee Smith made the motion to waive the \$24.78 penalties for account #19180. Trustee Marshall 2nd the motion. All present voted in favor.

Fire Department

Trustee Smith made the motion to accept the Fire Department annual election results held on April 3, 2025. Trustee Marshall 2nd the motion. All present voted in favor. Results attached.

Code Enforcement

Trustee Smith made the motion to approve a “Mobile Food Vendor” permit to The Saltbox Smokehouse” for the dates of May 2-May 8, 2025 to be located at 11827 West Main Street Wolcott. Trustee Lewis 2nd the motion. All present voted in favor.

Village Clerk-Treasurer

Trustee Smith made the motion to accept and approve the February 2025 Treasurer’s report and financials. Trustee Lewis 2nd the motion. All present voted in favor.

Payment for 2024 unpaid property taxes plus 8% penalty was received from the Wayne County Treasurer’s office in the amount of \$60,580.01.

Meeting Minutes

Trustee Smith made the motion to accept and approve the March 25, 2025 Department Head meeting minutes. Trustee Marshall 2nd the motion. All others present voted in favor.

Trustee Smith made the motion to accept and approve April 7, 2025 Special meeting minutes. Trustee Marshall 2nd the motion. All present voted in favor.

Abstract #011

Trustee Smith made the motion to approve Abstract #011 in the amount of \$90,386.51 with vouchers numbered 472-535 and checks numbered 33290-33357. Total claims from the General Fund are \$35,717.30. Total claims from the Water Fund are \$24,516.48. Total claims from the Sewer Fund are \$30,152.73. Trustee Lewis seconded the motion. All present voted in favor.

Facilities Use Request

Trustee Smith made the motion to approve use of the Wolcott Fire Department for a wake that was held on 03/31/2025. This was previously approved by the Fire Department. Trustee Marshall 2nd the motion. All present voted in favor.

Mayor Henner

The Mayor has received some good feedback on the “Village of Wolcott” banners being created. The selection is down to 2 of 4 choices. The Village of Wolcott Board will decide on final design.

Mayor Henner received a letter from the DEC regarding the damn at the Mill Pond. This is called the Ramsey Damn and the DEC did an inspection and all is good.

The dry hydrant needs to be updated for the Fire Department.

Projects for the “Safe Routes” partnership with FL Community Action includes a handicap cross walk by the library to include blind pads. Also, 2 bike racks will be installed within the village.

Trustee Harper-absent

Trustee Marshall

Trustee Marshall secured the winning bid for the police department Tahoe listed on Auctions International for the amount of \$18,920.0 including applicable fees.

Trustee Smith

Trustee Smith asked about “do not enter” signs being placed at the Municipal Parking lot at the entrance by the Village Restaurant. There are many drivers not obeying the directional arrows on the pavement.

Trustee Lewis

Trustee Lewis asked for an update on the school zone sign to be placed on Draper Street between Washington and Butler Streets. Clerk Acker asked for clarification on who at the school the letter should be sent. The school superintendent will be contacted with intent by the Village of Wolcott to install signs.

Time for the Public

Mr. Roberts asked if it was ever considered to lower the speed limit on Main Street. He stated there have been a few close calls. Mayor Henner responded a conversation can be had with the rest of the Village Board and Officer Costello. Trustee Smith stated he would like to see the speed issue reinforced better. The Mayor will discuss with Officer Costello.

Executive Session

Trustee Smith made the motion to move the meeting into executive session at 7:15 pm for a contractual matter. Trustee Lewis 2nd the motion. Clerk-Treasurer Acker and Code Enforcement Officer Sawtelle were asked to stay. All present voted in favor. The owner/operators of the 2 Main Street Smoke shops were asked to wait outside of the Board Room and they would be called in. The Village Attorney arrived at 7:35pm to join the Executive Meeting. The Owner/Operators of Sky-high Smoke jointed the meeting at 7:40pm. This group left the meeting at 8:08 pm. Trustee Smith made the motion to move back to regular session at 8:08 pm. Trustee Lewis 2nd the motion. All present voted in favor.

Trustee Smith made the motion to move the meeting back into executive session at 8:10 pm for a contractual matter. Trustee Lewis 2nd the motion. Clerk-Treasurer Acker, Code Enforcement Officer Sawtelle and the Village Attorney were asked to stay. All present voted in favor. Abdul Al Hariri, the owner/operator of Smoke Shop at 12039 E. Main Street, and his attorney joined at 8:15pm. The pair left the executive session at 8:54 pm.

Trustee Smith made the motion to move from executive session back to regular meeting at 9:20pm. Trustee Marshall 2nd the motion. All present voted in favor.

Resolutions

At a regular meeting of the Village Board of Trustees held in and for the Village of Wolcott, Wayne County, State of New York held the 8th day of April, 2025 at 7:00 pm at the Village Hall.

RESOLUTION 2025-10

Establishing a public hearing for proposed Local Law 1 of 2025 – Nuisance Abatement Law

WHEREAS, by Local Law No. 2 of the year 2019, the Village of Wolcott established a law to address the Abatement of Chronic Nuisance properties, which is contained in Chapter 115 of the Village Code; and

WHEREAS, that Local Law was the subject of a federal lawsuit commenced by Amy Sanchez in the United State District Court, West District New York (civil action no. 21-cv-06438); and

WHEREAS, the Village's insurance carrier has recommended settlement of the federal lawsuit by, among other things, adopting revisions to Chapter 115 – Article II of the Village Code; and

WHEREAS, the Board of Trustees (in consultation with the Attorney for the Village of Wolcott), has reviewed the proposed changes to the Local Law and declares that the adoption of a new Nuisance Abatement Law is in the best interest of the Village of Wolcott; and

WHEREAS, pursuant to NYS Municipal Home Rule Law it is necessary to conduct a public hearing prior to the adoption of any Local Law;

NOW, THEREFORE, upon motion made by Trustee Smith and seconded by Trustee Marshall is shall hereby be

RESOLVED, that the Board of Trustees for the Village of Wolcott hereby establish a public hearing for proposed Local Law 1 of 2025, Nuisance Abatement Law, to replace in its entirety Local Law 2 of 2019, Abatement of Chronic Nuisance Properties; and it is further

RESOLVED, that the Village of Trustees shall hold a public hearing on Tuesday, April 22, 2025 at 6:30 pm to hear public comments on the proposed Local Law 1 of 2025; and it is further

RESOLVED, that the Village Clerk by authorized and directed to place a legal notice in the official newspaper of the Village of Wolcott advertising the public hearing, and posting the public hearing notice on the Village website and bulletin board.

Motion having been placed before the Board of Trustees in sufficient number constituting a quorum, this resolution is hereby adopted by the following vote:

CHRISTOPHER J. HENNER, Mayor - Aye

DAN SMITH, Deputy Mayor, Trustee - Aye

ANDREW MARSHALL, Trustee - Aye

DAVE LEWIS, Trustee - Aye

MISTY HARPER, Trustee - Absent

Dated: April 8, 2025

Fran Acker

Village Clerk

Village of Wolcott

Sewer Department

Trustee Smith made the motion to accept and approve Quote #0007652 from Stark Tech to repair the Sewer Plant Boiler not to exceed the amount of \$6,000.00. Trustee Lewis 2nd the motion. All present voted in favor.

Adjournment

Trustee Smith made the motion to adjourn the meeting at 9:24pm. Trustee Lewis 2nd the motion. All present voted in favor.

The next regularly scheduled Village Board of Trustees Meeting will be held on April 22, 2025 at 7:00pm in the Village of Wolcott Conference Room.

Respectfully Submitted,

Fran Acker

Fran Acker

Clerk-Treasurer