VILLAGE OF WOLCOTT

VILLAGE HALL CONFERENCE ROOM

BOARD OF TRUSTEES

January 10, 2023

7:00 pm

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

Absent: Misty Harper

Others Present: Fran Acker, Toni M. Kellam, Dave Zwolinski and Michael Fallice

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

Dave Zwolinski has an agreement with the Village regarding signage on East Port Bay Road. He approached the Village Board asking for a waiver to this agreement to allow Bayfront Marina to have a sign. Bayfront Marina is located on West Port Bay Road. Mr. Faillace from Bayfront Marina was present and presented points to having a sign on Mr. Zwolinski’s property within the village limits. Mr. Zwolinski stated he did also speak with the campgrounds and other businesses on East Port Bay Road.

**LTS Invoice #91589**

Trustee Smith made the motion to approve payment of LTS invoice 91589 in the amount of $12,032.93 to repair engine in the ladder truck from the Fire Department Reserves. Trustee Marshall 2nd the motion. All present voted in favor.

**New Water Service Application**

Trustee Smith made the motion to approve the new water service application at 8405 Thrush Road and the quote in the amount of $2,595.66 to be paid by the resident to the Village of Wolcott. Trustee Lewis 2nd the motion. All present voted in favor.

**ZBA Letter of Interest**

The Village Board received a letter of interest for the Zoning Board. This has been tabled. Mayor Henner will reach out to both interested parties.

**Justice Court**

Trustee Smith made the motion to accept and approve the November 2022 Court Audit. Trustee Lewis 2nd the motion. All present voted in favor.

**Village Clerk-Treasurer-Fran Acker**

Trustee Smith made the motion to accept the October 2022 Treasurer’s report and financials. Trustee Lewis 2nd the motion. All present voted in favor.

Trustee Smith made the motion to accept the November 2022 Treasurer’s report and financials. Trustee Lewis 2nd the motion. All present voted in favor.

The next Village Officials Dinner Meeting will be held by Clyde at Stone 8 Tap House on January 18, 2023 @7:00. Need to RSVP by 1/12/23.

Trustee Smith made the motion to approve the amendment to allow the sign discussed by Mr. Zwolinski on East Port Bay Road with the contingencies that the physical address of the marina be on the sign, and that the lot be maintained per the agreement, no more code violation letters from the Village Hall are to be mailed. Trustee Lewis 2nd the motion. Trustees Smith, Lewis and Marshall vote in favor. No vote from Mayor Henner.

**TextMyGov Proposal**

Mayor Henner and Clerk-Treasurer Acker had a Zoom Meeting on Tuesday January 3rd with a rep from TextMyGov. This is a community notification system. Mayor Henner proposed the outgoing function to start for a cost of a 2 year program with set up = $5,000.00. Trustee Smith made the motion to approve the proposal. Trustee Lewis 2nd the motion. All present voted in favor.

**Meeting Minutes**

Trustee Smith made a motion to accept and approve the minutes from the November 21, 2022 Special Meeting. Trustee Marshall 2nd the motion. All present voted in favor.

Trustee Smith made a motion to accept and approve the minutes from the December 13, 2022 Department Head Meeting. Trustee Marshall 2nd the motion. All present voted in favor.

**Abstract**

Trustee Smith made the motion to approve Abstract #008 in the amount of $78,108.41, with vouchers numbered 411-478 and checks numbered 31807-31874. Total claims from the General Fund are $43,320.79. Total claims from the Water Fund are $9,838.41. Total claims from the Sewer Fund are $21,949.21. Trustee Lewis seconded the motion. All present voted in favor.

**Resolution 2023-1**

**Introduced by: \*\*\***

**WHEREAS,** the Village of Wolcott General Election will be held on Tuesday, March 21, 2023, with voting by paper ballot from 12:00 PM – 9:00 PM at the Wolcott Village Hall, located at 6015 New Hartford Street, Wolcott, NY 14590.

**BE IT RESOLVED** that with registration day abolished, only those residents of the Village of Wolcott that are registered with the Wayne County Board of Election will be eligible to vote in the Village of Wolcott General Election on March 21, 2023.

**ALSO, BE IT RESOLVED** that in conformance with the New York State Election Law, Section 15-104, Subdivision A, the Village of Wolcott Board at the January 10, 2023 meeting designated the following offices and terms to be filled at the Village of Wolcott General Election to be held Tuesday, March 21, 2023:

**Office** **Term**

Mayor Four Year Term

Trustee (2) Four Year Term

Justice Four Year Term

ALSO WHEREAS, the Village of Wolcott Board will appoint 2 Election Inspectors and 1 Alternate, and it is the duty of the inspectors of the election to prepare such register of qualified voters for this district for which they are appointed.

**ALSO, BE IT RESOLVED**:

1. No person shall be eligible to vote in the Village of Wolcott General Election unless that person is registered with the Wayne County Board of Elections.
2. Voting for the forthcoming election shall be conducted by paper ballot at the Wolcott Village Hall, 6015 New Hartford Street, Wolcott, New York from 12 Noon to 9:00 PM on Tuesday, March 21, 2023.
3. At least 20 days prior to the Election Day set forth in this Resolution a copy shall be posted in at least six conspicuous public places in such Election District and published in the Official Newspaper.
4. The Inspectors of Election shall be: Jean I. Short and Lorelei A. Howland at the rate of $100.00.

Adopted by the following vote:

Ayes: Mayor Henner, Trustees: Lewis, Smith and Marshall

Absent: Trustee Harper

Nays: None

Office of the Village Clerk

Village of Wolcott

County of Wayne

I hereby certify that I have compared the foregoing copy of a resolution with the original duly adopted by the above mentioned Board at a meeting held on the 10th day of January, 2023 and that the same is a true copy of said original and of the whole thereof.

In Witness Whereof, I have hereunto subscribed my name and affixed the official seal of the said Board, this \_10th day of January, 2023.

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Village Clerk

**Resolution No. 2023-2**

Introduced by Mayor Henner:

WHEREAS, the Village of Wolcott is required by the New York State Law, section 5-520 of the Village

Law of New York State to make additional appropriations on increase appropriations, and

WHEREAS, In addition, the County, Town and Village Laws allow increasing the budget at any time for Grants in aid received from the State and Federal government.

BE IT THEREFORE RESOLVED THAT the Village of Wolcott makes the following budgetary

Adjustments to the General Fund:

\_\_\_\_\_\_\_\_\_\_A/C#\_\_\_\_\_\_\_\_\_\_\_\_\_\_ITEM\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_DB.\_\_\_\_\_\_\_\_\_\_\_CR.\_\_\_\_\_\_\_\_\_

A3501 Consolidated Highway Aid $77,828.96

A599 Appropriated Fund Balance $96,325.00

A5110.44 Street Maintenance-CHIPS $174,153.96

A4089 Federal Aid-Other Cyber Security $38,457.00

A1680.4 Central Data Processing-Cyber Security $ 38,457.00

Total: $212,610.96 $212,610.96

Adopted by the following vote:

Ayes: Mayor Henner, Trustees: Lewis, Smith and Marshall

Absent: Trustee Harper

Nays: None

Office of the Village Clerk

Village of Wolcott

County of Wayne

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In Witness Whereof, I have hereunto subscribed my name and affixed the official seal of the said Board, this 10th day of January, 2023.

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Village Clerk

**Resolution No. 2023-3**

Introduced by Mayor Henner:

WHEREAS, the Village of Wolcott is required by the New York State Law, section 5-520 of the Village

Law of New York State to make additional appropriations on increase appropriations, and

WHEREAS, monies therefore, may be provided by transfer from the unexpected balance of an appropriation for contingencies, from unappropriated cash surplus on unappropriated revenues within a fund or by borrowing pursuant to the General Finance Law.

BE IT THEREFORE RESOLVED THAT the Village of Wolcott makes the following budgetary

Adjustments to the Water Fund:

\_\_\_\_\_\_\_\_\_\_A/C#\_\_\_\_\_\_\_\_\_\_\_\_\_\_ITEM\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_DB.\_\_\_\_\_\_\_\_\_\_\_CR.\_\_\_\_\_\_\_\_\_

F8340.4 Transmission & Distribution -Contractual. $5,000.00

F9710.6 Serial Bonds-Principal $5,000.00

Total: $5,000.00 $5,000.00

Adopted by the following vote:

Ayes: Mayor Henner, Trustees: Lewis, Smith and Marshall

Absent: Trustee Harper

Nays: None

Office of the Village Clerk

Village of Wolcott

County of Wayne

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In Witness Whereof, I have hereunto subscribed my name and affixed the official seal of the said Board, this 10th day of January, 2023.

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Village Clerk

**Auction International 1989 Ford L8000 Rescue Truck**

Trustee Smith made the motion to accept the bid of $9,100.00 on Auction International for the 1989 Ford L8000 Rescue Truck. (Highest Bid when bidding ended). Trustee Marshall 2nd the motion. Disclaimer during bid that replacement title was ordered on 12/19/2022. All present voted in favor.

**Executive Session**

Trustee Smith made the motion to move the meeting to executive session for both personnel and contractual purposes at 8:20 pm. Trustee Lewis 2nd the motion. All present voted in favor. Clerk-Treasurer Acker was asked to stay.

Trustee Marshall made the motion to move the meeting back to regular session at 9:00 pm. Trustee Smith 2nd the motion. All present voted in favor.

A Public Hearing is scheduled on January 24, 2023 at 6:30 pm. The 1st Topic will be amendments to Chapter 160-11E., subsections E (4), E (5) and E (6). The 2nd topic will be local law for tax exemptions for volunteer firefighters.

**Adjournment**

Trustee Marshall made the motion to adjourn the meeting at 9:03 pm. Trustee Smith second the motion. All present voted in favor.

The next regularly scheduled Village Board of Trustees Meeting will be held on January 24, 2023 at 7:00pm in the Village of Wolcott Conference Room.

Respectfully Submitted,

Fran Acker

Fran Acker

Clerk-Treasurer