

Webster Town Board

April 6, 2023

A regular meeting of the Webster Town Board was called to order by Supervisor Flaherty at 7:30 p.m. at the Webster Town Board Meeting Room, 1002 Ridge Road, Webster, New York, with the following officials present:

Supervisor Thomas J. Flaherty
 Councilman William G. Abbott
 Councilman John J. Cahill
 Councilwoman Patricia T. Cataldi
 Councilwoman Ginny L. Nguyen
 Town Attorney Charles J. Genese
 Town Clerk Dorothy M. Maguire

Department Heads Present:

Deputy Commissioner of Public Works-Sewer Art Petrone
 Finance Director Paul Adams
 Town Engineer Mary Herington

Supervisor Flaherty led the Pledge of Allegiance to the Flag.

The meeting was open to the floor and there was no public comment.

Resolution No. 129: MOTION by Supervisor Flaherty, seconded by Councilwoman Nguyen, to approve the March 16, 2023 Town Board Meeting Minutes as submitted by the Town Clerk.

Vote on motion:

Supervisor FlahertyAye	Councilman Abbott Aye
Councilman CahillAbstain	Councilwoman Cataldi Aye
Councilwoman NguyenAye	Motion carried 4-0-1

Resolution No. 130: MOTION by Councilman Abbott, seconded by Councilwoman Cataldi, to approve the bills as submitted in Warrant #0423 by the Director of Finance.

Fund	Inside	Outside	Total
General (A,B) CL #5812-6056	49,923.47	298,489.68	348,413.15
Highway (C,D)	172,773.80	87,093.53	259,867.33
Sewer (G)	44,153.79	53,493.86	97,647.65
Library (L)	8,903.21	19,984.98	28,888.19
Drainage District (M)	0.00	6,932.11	6,932.11
Park Districts (P)	0.00	61.10	61.10
Special Districts (N,Q,S)	0.00	2,505.42	2,505.42
Trust & Agency (T/A,TP,XM,XD)	0.00	307,967.33	307,967.33
Capital Projects (H) #18-31			
H220 WWTP Improvement	7,067.00	243,219.00	250,286.00
H222 Klem & Fawnwood PS Imp	0.00	72,200.00	72,200.00
H224 Sandbar Shore Protect MO.59	2,537.54	0.00	2,537.54
H226 Lake Rd Pump Station MO.65	14,256.95	0.00	14,256.95

Webster Town Board

Fund	Inside	Outside	Total
H229 Vosburg Pump Station	1,000.00	0.00	1,000.00
H230 Sandbar Flood Wall MO.78	877.72	0.00	877.72
H231 WWTP Upgrade Phase II	500.00	78,445.25	78,945.25
H232 Highway Garage Building	123,897.55	9,878.20	133,775.75
H235 Courthouse Roof	<u>13,048.87</u>	<u>0.00</u>	<u>13,048.87</u>
TOTAL	438,939.90	1,180,270.46	1,619,210.36

Vote on motion:

Supervisor FlahertyAye	Councilman Abbott Aye
Councilman CahillAye	Councilwoman Cataldi..... Aye
Councilwoman NguyenAye	Motion carried..... 5-0

Resolution No. 131: MOTION by Supervisor Flaherty, seconded by Councilman Abbott, to approve the prepaid vouchers included in Warrant #0423 by the Director of Finance in the amount of \$1,180,270.46. [Included in the summary of vouchers approved in Resolution #130]

Vote on motion:

Supervisor FlahertyAye	Councilman Abbott Aye
Councilman CahillAye	Councilwoman Cataldi..... Aye
Councilwoman NguyenAye	Motion carried..... 5-0

Resolution No. 132: MOTION by Supervisor Flaherty, seconded by Councilwoman Nguyen, to approve purchase orders as submitted by the Director of Finance.

Vote on motion:

Supervisor FlahertyAye	Councilman Abbott Aye
Councilman CahillAye	Councilwoman Cataldi..... Aye
Councilwoman NguyenAye	Motion carried..... 5-0

Resolution No. 133: MOTION by Councilman Abbott, seconded by Councilman Cahill, to publish in the April 12, 2023 edition of the *Webster Herald* an Invitation to Bid for the Webster Tennis and Pickleball Courts Fencing Project.

Vote on motion:

Supervisor FlahertyAye	Councilman Abbott Aye
Councilman CahillAye	Councilwoman Cataldi..... Aye
Councilwoman NguyenAye	Motion carried..... 5-0

The Town Board was presented with a proposed Resolution to approve Change Order No. 21 for Blue Heron Construction, Contract 1A General Construction, Phase I Wastewater Treatment Plant (“WWTP”) Improvement Project.

Art Petrone, Deputy Commissioner of Public Works-Sewer, explained that the Change Order involves the construction of an accessory building on the site of the Wastewater Treatment Plant. The accessory building is to replace the structure that was removed during the WWTP Phase I Improvement Project construction. There are sufficient funds in the Project’s budget to cover the cost.

Webster Town Board

Paul Adams, Finance Director, confirmed the funding was available for Change Order No. 21. He also shared that 25% of the cost of the building will be eligible for WIIA Grant funding.

Resolution No. 134: MOTION by Supervisor Flaherty, seconded by Councilwoman Cataldi, to approve Change Order No. 21 for Blue Heron Construction, Contract 1A General Construction, Phase I Wastewater Treatment Facilities upgrades in the amount of Nine Hundred Fifty-Two Thousand Dollars (\$952,000.00).

[Change Order to be filed in the Town Clerk’s Office]

Vote on motion:

Supervisor Flaherty	Aye	Councilman Abbott	Aye
Councilman Cahill	Aye	Councilwoman Cataldi.....	Aye
Councilwoman Nguyen	Aye	Motion carried.....	5-0

The Town Board was presented with a proposed Resolution to approve Amendment No. 1 to the Navitas Project Development Agreement.

Art Petrone, Deputy Commissioner of Public Works-Sewer, stated the Amendment is to allow Navitas to submit on the Town’s behalf, shop drawings and submittals on ten pieces of equipment needed for the upcoming renovation and upgrade of the Wastewater Treatment Facility. The approval of the Amendment and the expenditure of \$810,200.00 will secure 2022 pricing on the equipment. The projected saving is approximately \$500,000.00.

Resolution No. 135: MOTION by Councilwoman Cataldi, seconded by Councilman Abbott, to approve and to authorize the Town Supervisor to sign an Amendment to the Project Development Agreement entered into between the Town of Webster and Navitas, LLC on March 14, 2022.

WHEREAS, the Town of Webster (“Town”) as Owner, and Navitas, LLC, as Energy Service Company (“Navitas”) entered into a Project Development Agreement (“Agreement”) to perform certain services relative to the Town of Webster Water Resource Facility Project as evidenced by a document last signed by the authorized representatives of the parties on March 9, 2022 (Navitas) and March 14, 2022 (Town), and as authorized by Webster Town Board Resolution No. 86 of 2022; and

WHEREAS, in furtherance of the development said Town of Webster Water Resource Facility Project the Town has requested Navitas to oversee and advise upon the purchase of certain equipment, and to perform engineering and design on such equipment; and

WHEREAS, in furtherance thereof and therefor Navitas has sought and received certain quoted prices from equipment vendors as set forth in a document entitled “**AMENDMENT #1 TO PROJECT DEVELOPMENT AGREEMENT**”, and annexed hereto as **Schedule A**; and

WHEREAS, the completion date for the services set forth in the original Agreement is being sought to be extended to July 31, 2023; and

WHEREAS, the contract price for such Services is found to be increased by \$810,200.00:

Webster Town Board

NOW, THEREFORE, BE IT RESOLVED:

That the Webster Town Board approves and allows the Town Supervisor to sign an Amendment to the Project Development Agreement (“Agreement”) entered into and last signed by the authorized representatives of the parties on March 9, 2022 (Navitas) and March 14, 2022 (Town).

[Amendment No. 1 To Project Development Agreement to be filed in the Town Clerk’s Office]

Vote on motion:

Supervisor FlahertyAye	Councilman Abbott Aye
Councilman CahillAye	Councilwoman Cataldi..... Aye
Councilwoman NguyenAye	Motion carried..... 5-0

Mary Herington, Town Engineer, would like to release a Request for Qualifications (“RFQ”) for Engineering, Site Plan and Building Code Review Consultant Services. The goal is to establish a partnership or a term contract with a consultant who could help with large-scale commercial industrial project reviews. The services would be paid on an effort basis at an hourly rate and then the cost would be covered by the application or permit fees that the Town collects.

Resolution No. 136: MOTION by Councilwoman Cataldi, seconded by Councilman Abbott, to solicit Requests for Qualifications (RFQ) for Engineering, Site Plan and Building Code Review Consultant Services for the Town of Webster.

Vote on motion:

Supervisor FlahertyAye	Councilman Abbott Aye
Councilman CahillAye	Councilwoman Cataldi..... Aye
Councilwoman NguyenAye	Motion carried..... 5-0

Resolution No. 137: MOTION by Supervisor Flaherty, seconded by Councilwoman Nguyen, to declare the following items for auction from the Highway Department:

2015 Ford F350, Asset Tag #06235

2010 Ford F350, Asset Tag #04928

Vote on motion:

Supervisor FlahertyAye	Councilman Abbott Aye
Councilman CahillAye	Councilwoman Cataldi..... Aye
Councilwoman NguyenAye	Motion carried..... 5-0

Resolution No. 138: MOTION by Supervisor Flaherty, seconded by Councilman Abbott, to declare the following item for recycling from the Highway Department:

1991 Stove, Asset Tag #02508

Webster Town Board

Vote on motion:

Supervisor FlahertyAye	Councilman Abbott Aye
Councilman CahillAye	Councilwoman Cataldi..... Aye
Councilwoman NguyenAye	Motion carried..... 5-0

Resolution No. 139: MOTION by Supervisor Flaherty, seconded by Councilman Cahill, to declare the following items for auction from the Highway Department:

1998 GMC Elgin Vactor Sweeper, Asset Tag #02302
2009 GMC Elgin Vactor Hopper Body, Asset Tag #06086

Vote on motion:

Supervisor FlahertyAye	Councilman Abbott Aye
Councilman CahillAye	Councilwoman Cataldi..... Aye
Councilwoman NguyenAye	Motion carried..... 5-0

Resolution No. 140: MOTION by Supervisor Flaherty, seconded by Councilwoman Cataldi, to declare following item as a transfer from the Highway Department to the Sewer Department:

Bucket for New Holland Backhoe, Asset Tag #06295

Vote on motion:

Supervisor FlahertyAye	Councilman Abbott Aye
Councilman CahillAye	Councilwoman Cataldi..... Aye
Councilwoman NguyenAye	Motion carried..... 5-0

Resolution No. 141: MOTION by Supervisor Flaherty, seconded by Councilman Cahill to declare following item for auction from the Community Development Department:

2013 Ford Police Interceptor Sedan, Asset Tag #05869

Vote on motion:

Supervisor FlahertyAye	Councilman Abbott Aye
Councilman CahillAye	Councilwoman Cataldi..... Aye
Councilwoman NguyenAye	Motion carried..... 5-0

There being no further business to come before the Board, the meeting was adjourned at 8:10 p.m.

Dorothy M. Maguire, Town Clerk