

A regularly scheduled meeting of the Board of Trustees was held on Monday, October 19, 2020 in the Village Hall. Mayor Westcott opened the meeting at 7:00 p.m. Also present were Deputy Mayor Conley, Trustee Blumrick, Trustee Barr, Coordinator Bobbitt, Police Chief Swick, Clerk-Treasurer VanBuren, Fire Chief Czaja, and Brian Seaman, attorney for the Village. Trustee McAvoy was absent.

Trustee Barr led the Pledge of Allegiance.

A motion was made by Deputy Mayor Conley, and seconded by Trustee Barr, to approve the minutes of the September 21, 2020, meeting. Carried, with all present voting aye.

A motion was made by Trustee Blumrick, and seconded by Deputy Mayor Conley, to approve payment of claims submitted on Abstract 5-20/21 in the amount of: General - \$108,923.78; Water - \$32,465.15; Sewer - \$12,438.85; Total - \$153,827.78. This figure also includes payroll no. 9 & 10. Carried with all present voting aye.

A motion was made by Trustee Blumrick, and seconded by Trustee Barr, to authorize the following budget transfers:

TO	FROM	AMOUNT
F8310.2	F1990.4	\$ 679.00
F8310.4	F1990.4	\$3,321.00
TOTAL		\$4,000.00
Carried, with all present voting aye.		

The Treasurer's report was submitted and accepted for September 2020.

The Public Works report was submitted and accepted for September 2020.

The Village and Town Police reports were submitted and accepted for September 2020.

The fire report was submitted and accepted for September 2020.

The paper will be notified that the overnight parking ban will be enforced effective Sunday, November 1, 2020, through Sunday, April 4, 2021.

Correspondence:

- Discussed the Auxiliary having a dedication ceremony on Veteran's Day at Margaret Droman Park for the dedication plaque at the base of the flag pole. Also, discussed the Boy Scouts doing a flag retirement ceremony at Veteran's Park. The Board approved both activities as long as everyone follows the recommended CDC guidelines by wearing masks and social distancing when possible.

Old Business:

- We will include the fall newsletter with the November water/sewer billing informing residents about transitioning to refuse cart-based collection.

New Business:

A motion was made by Deputy Mayor Conley, and seconded by Trustee Blumrick, to enter into a professional services contract with C&H Personal Computer, Inc. in Medina, NY. Carried, with all present voting aye.

Chief Swick informed the Board that the Town of Hartland Police Contract is up for renewal in December. The Town Supervisor has agreed to a 2-percent increase effective January 1, 2021, and continue for the next three years. There will be no other changes to the terms of the contract. A motion was made by Trustee Blumrick, and seconded by Deputy Mayor Conley, to approve the updated contract with all of the same terms except the price as presented and to authorize the mayor to execute the contract. Carried, with all present voting aye.

Deputy Mayor Conley offered the following resolution and moved its adoption:

**BOND RESOLUTION OF THE VILLAGE OF MIDDLEPORT, NEW YORK,  
ADOPTED OCTOBER 19, 2020, APPROPRIATING \$37,500.00 FOR THE PURCHASE OF  
REFUSE TOTES STATING THE MAXIMUM COST THEREOF OF \$37,500.00  
APPROPRIATING SAID AMOUNT THEREFORE, AND AUTHORIZING THE ISSUANCE  
OF \$37,500.00 SERIAL BONDS OF SAID VILLAGE TO FINANCE SAID APPROPRIATION.**

**WHEREAS**, the Village of Middleport (herein called "Village"), in the County of Niagara, New York, following state procurement procedures for the purchase of Refuse Totes for the total consideration of \$36,136.10;

**NOW, THEREFORE, BE IT**

**RESOLVED BY THE VILLAGE BOARD OF THE VILLAGE OF MIDDLEPORT, IN  
THE COUNTY OF NIAGARA, NEW YORK** (by the favorable vote of not less than two-thirds of all the members of said Board) **AS FOLLOWS:**

**Section 1.** The Village hereby appropriates the amount of \$36,136.10 for the purchase of Refuse Totes. The estimated maximum cost of said equipment, including preliminary costs and costs incidental thereto and the financing thereof, is \$37,500.00, and the plan of financing includes the issuance of \$37,500.00 serial bonds of the Village of Middleport.

**Section 2.** Serial bonds of the Village are hereby authorized to be issued in the principal amount of \$37,500.00, pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

**Section 3.** The following additional matters are hereby determined and stated:

(a) The period of probable usefulness of the specific object or purpose for which the bonds authorized by this resolution are to be issued within the limitations of Section 11.00(32) of the Law is 5 years. The bonds authorized pursuant to this resolution and any bond anticipation note issued in anticipation of the sale of said bonds shall mature no later than five (5) years from the date of the original issuance of said bonds or notes.

(b) The proposed maturity of the bonds authorized by this resolution will not exceed five (5) years.

(c) The proceeds of the bonds hereby authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Village for expenditures made after the effective date of this resolution for the purpose or purposes for which said bonds are authorized.

**Section 4.** Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds, shall contain the recital of validity prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Village payable as to both principal and interest by a general tax upon all the taxable real property within the Village without limitation as to rate or amount. The faith and credit of the Village are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and provisions shall be made annually in the budget of the Village by appropriation for (a) the amortization and redemption of the bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

**Section 5.** Subject to the provisions of this resolution and of the Law, and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said notes and of Section 50 and Sections 56 to 60 of the Law, the powers and duties of the Village Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Mayor, the chief fiscal officer of the Village.

**Section 6.** The validity of the bonds authorized by this resolution and of any notes issued in anticipation of said bonds, may be contested only if

(a) Such obligations are authorized for an object or purpose for which the Village is not authorized to expend money; or

(b) The provisions of the law which should be complied with at the date of the publication of such resolution are not substantially complied with; and an action, suit or proceeding contesting such validity is commenced within 20 days after the date of such publication; or

(c) Such obligations are authorized in violation of the provisions of the constitution.

**Section 7.** This resolution shall take effect immediately.

The adoption of the foregoing resolution was seconded by Trustee Blumrick and duly put to vote on roll call, which resulted as follows:

***AYES:*** Richard J. Westcott  
Wayne B. Blumrick  
Dorothy J. Barr  
Thomas C. Conley

***NOES:*** NONE

The resolution was declared adopted.

\* \* \* \*

Trustee Blumrick offered the following resolution and moved its adoption:

**RESOLVED BY THE VILLAGE BOARD OF THE VILLAGE OF MIDDLEPORT, IN THE COUNTY OF NIAGARA, NEW YORK, AS FOLLOWS:**

**Section 1.** The Village Clerk of the Village of Middleport, in the County of Niagara, New York, is hereby directed to publish a summary of the foregoing bond resolution, in full, in the "UNION SUN & JOURNAL", a newspaper published in the City of Lockport, New York, having a general circulation within the Village and hereby designated as the official newspaper of the Village for such publication, together with the Village Clerk's statutory notice in substantially the form as prescribed by Section 81.00 of the Local Finance Law of the State of New York.

**Section 2.** This resolution shall take effect immediately.

\* \* \* \*

The adoption of the foregoing resolution was seconded by Trustee Barr and duly put to vote on roll call, which resulted as follows:

***AYES:*** Richard J. Westcott  
Wayne B. Blumrick  
Dorothy J. Barr  
Thomas C. Conley

***NOES:*** NONE

### School Choice Week Proclamation

WHEREAS all children in the Village of Middleport, New York, should have access to the highest-quality education possible; and,

WHEREAS the Village of Middleport, New York, recognizes the important role that an effective education plays in preparing all students in the Village of Middleport, New York, to be successful adults; and,

WHEREAS quality education is critically important to the economic vitality of the Village of Middleport, New York, and,

WHEREAS the Village of Middleport, New York, is home to a multitude of excellent education options from which parents can choose for their children; and,

WHEREAS, educational variety not only helps to diversify our economy, but also enhances the vibrancy of our community; and,

WHEREAS our area has many high-quality teaching professionals who are committed to educating our children; and,

WHEREAS, School Choice Week is celebrated across the country by millions of students, parents, educators, schools and organizations to raise awareness of the need for effective educational options;

NOW, THEREFORE, I, Richard Westcott, do hereby recognize January 24 - January 30, 2021, as the Village of Middleport, New York, SCHOOL CHOICE WEEK, and I call this observance to the attention of all of our citizens.

There being no other business, a motion was made by Trustee Barr, and seconded by Deputy Mayor Conley, to adjourn. Carried, with all present voting aye.

Meeting adjourned at 8:05 p.m.

*Respectfully Submitted,*

*Lisa M. VanBuren*  
*Clerk-Treasurer*