

A regularly scheduled meeting of the Board of Trustees was held on Tuesday, February 19, 2019, in the Village Hall. Mayor Westcott opened the meeting at 7:00 p.m. Also present were Deputy Mayor Conley, Trustee Blumrick, Trustee McAvoy, Trustee Edwards, Coordinator Bobbitt, Police Chief Swick, Clerk-Treasurer Schweigert, and Daniel E. Seaman, attorney. Trustee Edwards led the Pledge of Allegiance.

There were a few residents in attendance, as well.

Business owner Brian Yaiser was invited to speak to the Board at this time. He is again asking to purchase the lot at 31 Main Street. Discussed. Mr. Yaiser will be advised of the Board's decision.

A motion was made by Trustee Blumrick, and seconded by Deputy Mayor Conley, to approve the minutes of the January 22 and January 29, 2019, meetings. Carried, with all present voting aye.

A motion was made to approve WWTP Upgrade Project payment request Nos. 17 & 18 in the amount of \$6,303.33 total from CIR Electrical Construction Corp as approved by Wendel Engineering. Carried, with all present voting aye.

A motion was made by Trustee McAvoy, and seconded by Trustee Blumrick, to approve payment of claims submitted on Abstract No. 9-18/19 in the amount of General: \$24,860.68; Water: \$56,310.88; and Sewer: \$9,327.41; Capital Improvement: \$6,303.33; for a Total of: \$96,802.30. Carried, with all present voting aye.

A motion was made by Trustee Edwards, and seconded by Trustee Blumrick, to approve payrolls no. 18 and 19 for weeks ending January 19 and February 2, 2019. Carried, with all present voting aye.

The Treasurer's report was submitted and accepted for January 2019.

The Public Works report was submitted and accepted for January 2019. Mayor Westcott complimented Mr. Bobbitt on his department's handling of the water main break on February 14.

The Village and Town Police reports were submitted and accepted for January 2019, with Chief Swick reading the highlights.

February water/sewer billing update. Clerk Schweigert outlined all of the issues her office has had since 1/18/2019 trying to get the readings and billing done. If all goes right, the bills should be out in the mail by February 22, 2019. She advised the Board that she would like to use the following timeframe: bills will be dated 2/20/2019; bills will be payable on or before 3/22/2019 to avoid penalty; unpaid bills will be relieved if not paid by 4/20/2019. She asked that the Board waive the additional 10 percent penalty that is added after 60 days unpaid from the billing date, as the accounts will not quite reach 60 days overdue when they are relieved.

A motion was made by Trustee McAvoy, and seconded by Trustee Edwards, to waive the additional 10-percent penalty that would be added onto water/sewer bills dated 2/20/2019 only that are unpaid after 60 days from the billing date for any accounts that are relieved onto the Village's 2019-2020 Village tax bill for the property. Carried, with all present voting aye.

The following resolution was offered by Trustee McAvoy, who moved its adoption, and seconded by Trustee McAvoy:

RESOLVED, that the forthcoming General Village Election will be held on Tuesday, March 19, 2019, from 12:00 p.m. noon until 9:00 p.m. at the Village Hall, 24 Main Street, Middleport, New York. The following candidates were nominated for the office and term set forth before each name:

**ACTION PARTY**

Mayor: Two-year term  
***Richard J. Westcott***  
13 Mechanic Street  
Middleport, New York

**MIDDLEPORT 1<sup>ST</sup>**

Trustee: Two-year term  
***Wayne B. Blumrick***  
31 State Street  
Middleport, New York

**THE VILLAGE PARTY**

Trustee: Two-year term  
***Diane C. Edwards***  
21 Freeman Avenue  
Middleport, New York

ALSO RESOLVED, that this resolution shall be published in the official newspaper of the Village of Middleport as soon as possible, but no later than March 9, 2019.

The vote on the above resolution was: Ayes: Deputy Mayor Conley, Trustee Edwards, Trustee McAvoy, Trustee Blumrick, and Mayor Westcott. Nays: none. Abstentions: none. Absences: none. The resolution was duly adopted.

Correspondence was read:

- Received responses from Senator Ort and Assemblyman Norris regarding our letter of protest sent about the AIM funding cuts proposed by Governor Cuomo.
- Received SQRA notice from Royalton Hartland Schools re: planned renovations

- Received a notice from Niagara's WorkSourceOne (Niagara County Employment & Training), asking if we will want summer laborers again. We will contact them and request two.
- Received notice from Patt Fagan that it's time to renew our contract and website with her.

A motion was made by Trustee McAvoy, and seconded by Deputy Mayor Conley, to renew our contract and website with MP Fagan at a cost of \$540. Carried, with all present voting aye. Deputy Mayor Conley was contacted by a constituent asking if it would be possible to have sewer lines replaced during remediation. Mr. Bobbitt will get contact information for the resident to contact NYSDEC but advised that other residents were able to take advantage of remediation efforts in this manner.

Discussed health insurance updates. Attorney Brian Seaman will be contacted again for a status on this.

Discussed article in US&J regarding repairs to the canal wall.

Clerk Schweigert advised the Board that Lisa VanBuren accepted the position of Deputy Village Clerk-Treasurer as Nicole Reale turned down the offer. Lisa will start Monday, March 18, 2019.

Mayor Westcott gave an update on the remediation efforts.

Mr. Bobbitt advised the Board of his findings to date on replacing the current water/sewer meters and software. Given the issues with the current billing cycle, it is critical to get this upgrade in place prior to the May 1, 2019, billing cycle. Discussed if the Village should move to standardization on this, especially since the Town of Royalton uses the same meters and system and we can share services with them for repairs and purchases. Mr. Seaman will research if we should move to standardization, which would allow us to remain clients of Ti-Sales and upgrade without going to bid and which would also require passing a resolution to do so. If so, we will purchase the upgrades from Ti-Sales. Mr. Bobbitt will also explore the costs from other companies, as well.

Mr. Bobbitt updated the Board on the lift station failure at Hammond Parkway. Discussed the needed emergency repairs, including enough room for a second pump when needed. Mr. Bobbitt only received a quote back from one of the three vendors he contacted (the other two were EJ Prescott and Koester); therefore, due to the lack of response and the emergency need for repairs, the Board accepted that quote per the Village's procurement policy.

A motion was made by Deputy Mayor Conley, and seconded by Trustee McAvoy, to authorize the purchase of a double box and pump for the lift station on Hammond Parkway from Fluid Kinetics, Inc., at a total cost of \$2,862. Carried, with all present voting aye.

A motion was made by Trustee Edwards, and seconded by Trustee Blumrick, to authorize Greg Nellist to do the electrical work for the Hammond Parkway lift station repairs and upgrades at a maximum cost of \$1,500 per the Village procurement policy use of professional services. Carried, with all present voting aye.

The next regularly scheduled meeting of the Board of Trustees will be on Monday, March 18, 2019, at 7 pm in the Board Room.

A motion was made by Trustee McAvoy, and seconded by Deputy Mayor Conley, to move into Executive Session for the purpose of consultation with the Village's attorney. Carried, with all present voting aye.

Executive Session opened at 8:12 pm.

A motion was made by Trustee Blumrick, and seconded by Deputy Mayor Conley, to return to General Session. Carried, with all present voting aye.

General Session reconvened at 9:10 p.m.

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

Respectfully submitted,

Rebecca A. Schweigert  
Clerk-Treasurer