

A regularly scheduled meeting of the Board of Trustees was held on Monday, May 17, 2021, 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 Barr, Chief Swick, Coordinator Bobbitt, Clerk-Treasurer VanBuren, Fire Chief Czaja, Tom Seaman, attorney, and Anthony Serianni, attorney.

Trustee Blumrick led the Pledge of Allegiance.

Ron Miller and Randy Glenn from the Evans Insurance Agency presented to the Board their insurance proposal for the Village’s 2021-2022 fiscal year through NYMIR (New York Municipal Insurance Reciprocal).

Mayor Westcott opened the Public Hearing at 7:26 pm regarding the renewal of the Spectrum cable television franchise agreement with the Village.

A motion was made by Deputy Mayor Conley, and seconded by Trustee Blumrick, to approve the minutes of the April 19, 2021, meeting. Carried, with all present voting aye.

A motion was made by Trustee McAvoy, and seconded by Trustee Blumrick, to approve WWTP UV Disinfection Payment Request No. 4 in the amount of \$14,060.00 from STC Construction as approved by Wendel Engineering. 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 No. 12-20/21 in the amount of: General: \$48,362.15; Water: \$38,363.57; Sewer: \$14,628.82; Capital Improvement: \$24,480.50; Total: \$125,835.04. This figure also includes payrolls 24 and 25. Carried, with all present voting aye.

A motion was made by Trustee McAvoy, and seconded by Trustee Barr, to authorize bank transfers in the General Fund, Water Fund, and the Sewer Fund that total \$55,919.67 to resolve the “due to and due from” trial balances from a previous year. Carried, with all present voting aye.

A motion was made by Trustee Blumrick, and seconded by Deputy Mayor Conley, to authorize the following budget transfers in the General Fund, Water Fund, and Sewer Fund:

| TO | FROM | AMOUNT |
|--|--------------|--------------------|
| A1420.4 | A1990.4 | \$ 661.16 |
| A1640.4 | A1990.4 | 794.24 |
| A1910.4 | A1010.4 | 161.00 |
| A7110.4 | A7110.2 | 109.67 |
| | TOTAL | \$ 1,726.07 |
| | | |
| F8310.4 | F1990.4 | \$ 313.50 |
| | TOTAL | \$ 313.50 |
| | | |
| G8110.4 | G8130.4 | \$ 3.64 |
| | TOTAL | \$ 3.64 |
| Carried, with all present voting aye. | | |

The Treasurer’s report and the General Fund Cash Flow Forecast was submitted and accepted for April 2021.

The Public Works report was submitted and accepted for April 2021.

The Village and Town Police reports were submitted and accepted for April 2021.

The fire report was submitted and accepted for April 2021.

There will be no refuse/recycle collection on Wednesday, June 2, 2021, due to the Memorial Day holiday. Regular pickup will be on Thursday, June 3, 2021.

Water and Sewer billing for the quarter billed on May 1, 2021 were as follows: Water: \$54,667.30; and Sewer: \$54,266.16; for a total of \$108,933.46.

A motion was made by Trustee Blumrick, and seconded by Deputy Mayor Conley, to authorize Niagara County Real Property Department to relevel all unpaid sewer accounts as of April 30, 2021 in the amount of \$7,992.28 onto the 2021-2022 Village tax bills. Carried, with all present voting aye.

Trustee McAvoy offered the following resolution and moved its adoption:

**VILLAGE OF MIDDLEPORT
RESOLUTION**

WHEREAS, the New York State Department of Environmental Conservation has imposed various new requirements on the Village relating to the operation of the Village's sewage treatment plant, which causes the Village to incur large expense and enter into bonding which must be paid over time, and

WHEREAS, the said requirements have caused the overall operating expenses of the Village sewer system to increase, requiring an increase in sewer rents, now therefore be it

RESOLVED, that the Village hereby establishes its sewer rents charged to users in accordance with the following schedule, based on water consumption:

| | |
|---------------------------------|----------------------|
| Minimum and up to 5,000 gallons | \$49.28 |
| On the next 70,000 gallons | \$5.69/1,000 gallons |
| On any over 75,000 gallons | \$3.97/1,000 gallons |

The adoption of the foregoing resolution was seconded by Deputy Mayor Conley. Carried, with all present voting aye.

The Yard Sale Local Law was introduced and a motion was made by Deputy Mayor Conley, and seconded by Trustee Barr, to call for a public hearing to be held on Monday, June 21, 2021. Carried, with all present voting aye.

A motion was made by Trustee Blumrick, and seconded by Trustee McAvoy, to approve C & H PC to switch all Village email accounts to Microsoft 365. Carried, with all present voting aye.

A motion was made by Deputy Mayor Conley, and seconded by Trustee McAvoy, to approve Clerk VanBuren to carryover 26 ½ hours of vacation, and Coordinator Bobbitt to carryover 150 hours of vacation. Carried, with all present voting aye.

A motion was made by Trustee Blumrick, and seconded by Deputy Mayor Conley, to authorize Mayor Westcott and Clerk VanBuren to formally enter into an agreement with Brown & Company to conduct an audit for the Village's Fiscal Year 2020-2021. Carried, with all present voting aye.

Tax warrant to be signed by Mayor Westcott in the amount of \$ 636,051.05 (tax levy of \$628,058.77 plus unpaid sewer of \$7,992.28).

Mayor Westcott closed the public hearing at 7:53 pm.

Correspondence

Clerk VanBuren read the email from Kathy Kindle regarding the American Legion's plan for Memorial Day this year. There will be no parade, but there will be a ceremony at the Veteran's Memorial at noon on Monday, May 31, 2021. Clerk VanBuren will contact Dave Stockton to provide the sound for the event.

Old Business

Coordinator Bobbitt asked the Board if they would like Tim Walck to proceed with the lighting, electric, and water project along the Erie Canal. Wendel Engineering can apply for grants on the Village's behalf. The Board would like to move forward with this project since the DPW can complete a lot of the work that remains to be done.

Attorney Seaman told the Board that he had contacted Attorney Brant from the Town of Royalton regarding LOSAP. At this time there has been no further information provided as to how the program would be funded.

New Business

The Fire Department is planning on having the Super Cruise Car Show on Sunday, September 12, 2021, so we need to apply to the NYSDOT to allow Main Street to be closed for the event.

Clerk VanBuren informed the Board that the RHCS D had approved the facilities request that she submitted for the use of the pool for the Summer Swim Program. The school is willing to work with us so that we comply with the NYSDOH COVID-19 guidelines. There could possibly be a one-week delay if the repairs to the pool filter are not done by the start of the swim program as well.

Mayor Westcott informed the Board that he had met with Town of Royalton Supervisor Dan Bragg. They had agreed on a tentative three-year police contract between the Village and the

Town of Royalton. There would be a 3% increase in the first year, a 3.5% increase in the second year, and a 3% increase in the third year pending the Town of Royalton's Board and attorney approval.

A motion was made by Deputy Mayor Conley, and seconded by Trustee Blumrick, to approve the tentative police contract between the Village and the Town of Royalton. Carried, with all present voting aye.

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

Executive Session opened at 8:38 pm.

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

General Session reconvened at 8:58 pm.

The next regularly scheduled meeting of the Board of Trustees will be held on Monday, June 21, 2021, at 7 pm.

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 9:04 p.m.

Respectfully Submitted,

Lisa M. VanBuren

Clerk-Treasurer