

A regularly scheduled meeting of the Board of Trustees was held on Monday, January 18, 2023, in the Village Hall. Mayor Westcott opened the meeting at 7:01 p.m. Also present were Deputy Mayor Conley, Trustee Blumrick, Trustee McAvoy, Trustee Barr, Coordinator Bobbitt, Police Chief Swick, Fire Chief Czaja, Clerk-Treasurer VanBuren, and Tom Seaman, attorney.

Trustee Blumrick led the Pledge of Allegiance.

There were a few residents in attendance, as well.

Mayor Westcott opened the Public Hearing at 7:02 p.m. regarding the proposed increase to the water and sewer rents.

A motion was made by Trustee McAvoy, and seconded by Trustee Blumrick, to approve the minutes of the December 19, 2022, Work Session and Board meeting. Carried, with all present voting aye.

A motion was made by Trustee Blumrick, and seconded by Deputy Mayor Conley, to authorize the budget transfer in the General Fund from A1990.4 (Contingent Account) to A1950.4 (Taxes) for a total of \$599.50. Carried, with all present voting aye.

A motion was made by Trustee Blumrick, and seconded by Trustee McAvoy, to authorize to amend the General Fund Revenues Budget by increasing line item A2680 (Insurance Recovery), by \$4,381.64. Carried, with all present voting aye.

A motion was made by Deputy Mayor Conley, and seconded by Trustee McAvoy, to authorize to amend the General Fund Expenditures Budget by increasing line item A3120.4 (Police Miscellaneous & Contractual), by \$4,381.64. 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. 8-22/23 in the amount of: General - \$83,125.20; Water - \$41,036.27; and Sewer - \$10,278.50 for a Total of \$134,439.97. Carried, with all present voting aye.

A motion was made by Trustee McAvoy, and seconded by Trustee Barr, to approve payrolls no. 15 and 16 for periods ending December 17, 2022, and December 31, 2022. Carried, with all present voting aye.

The Treasurer's report and the General Fund Cash Flow Forecast was submitted and accepted for December 2022.

The Village Historian's Annual Report was submitted and accepted for 2022.

The Public Works report was submitted and accepted for December 2022.

The Village and Town Police reports were submitted and accepted for December 2022 as well as the 2022 Annual Police Report. Chief Swick pointed out some of the highlights for the month of December and the year.

The fire report was submitted and accepted for December 2022 with Fire Chief Czaja reading the total number of calls they have responded to during the month of December and for the year. He also mentioned that the fire department is applying for two grants.

A motion was made by Deputy Mayor Conley, and seconded by Trustee McAvoy, to appoint Mayor Westcott as Budget Officer for the ensuing year. Carried, with all present voting aye.

A motion was made by Trustee McAvoy, and seconded by Trustee Blumrick, to appoint Ms. Kathy Kindle and Mrs. Rebecca Schweigert as election inspectors with Mrs. Christa Lutz as an alternate election inspector. The Chairperson to be appointed by Clerk-Treasurer VanBuren.

A motion was made by Trustee Barr, and seconded by Trustee Blumrick, to set the Election Inspectors compensation at \$15 per hour. Carried, with all present voting aye.

Trustee McAvoy introduced the following Niagara County 2022 Hazard Mitigation Plan Resolution and moved its adoption:

**Niagara County 2022
Hazard Mitigation Plan**

**Village of Middleport
24 Main St, Middleport, NY 14105
(716) 735-3303**

WHEREAS, the Village of Middleport, with the assistance from Niagara County Department of Emergency Services, has gathered information and prepared the 2022 Niagara County Hazard Mitigation Plan; and

WHEREAS, the 2022 Niagara County Hazard Mitigation Plan has been prepared in accordance with the Disaster Mitigation Act of 2000; and

WHEREAS, the Village of Middleport is a local unit of government that has afforded the citizens an opportunity to comment and provide input in the Plan and the actions in the Plan; and

WHEREAS, the Village of Middleport has reviewed the Plan and affirms that the Plan will be updated no less than every five years;

NOW THEREFORE, BE IT RESOLVED by the Middleport Village Board of Trustees that the Village of Middleport, NY adopts the 2022 Niagara County Hazard Mitigation Plan as this jurisdiction's Natural Hazard Mitigation Plan, and resolves to execute the actions outlined in the Plan.

ADOPTED this 18th day of January, 2023, at the meeting of the Middleport Village Board of Trustees.

A motion was made by Trustee Blumrick, and seconded by Deputy Mayor Conley, to adopt the Niagara County Hazard Mitigation Plan 2022 for the Village of Middleport as presented. Carried, with all present voting aye.

Mayor Westcott closed the Public Hearing at 7:20 p.m.

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, and

WHEREAS, the wholesale water rates charged to the village have increased, and

WHEREAS, as a result, the Village must increase its water and sewer rents charged to users,

NOW THEREFORE BE IT, RESOLVED, that the Village hereby establishes water rents as follows:

Minimum and up to 5,000 gallons	\$39.28
Next 70,000 gallons	\$5.99/1,000 gallons
Over 75,000 gallons	\$4.27/1,000 gallons
Meter Rental Charge	\$3.50

AND BE IT FURTHER RESOLVED, that the Village hereby establishes sewer rents as follows, based on water consumption:

Minimum and up to 5,000 gallons	\$51.78
Next 70,000 gallons	\$5.99/1,000 gallons
Over 75,000 gallons	\$4.27/1,000 gallons

A motion was made by Trustee McAvoy, and seconded by Trustee Blumrick, to approve the increases to the water and sewer rates as set forth above effective with the May 2023 billing cycle. Carried, with all present voting aye.

Correspondence

An email was read from Tim Walck, Wendel VP of Infrastructure Engineering, regarding Wendel’s Proposal for the Implementation of the 1st Year for the CMOM Program.

Two letters were read from Modern Disposal Services. The first letter was informing the Board of the price increase for 2023 that is approved in the Consortium Contract with Modern. The second letter was letting the Village know that one of the price increases allowed for in 2022 was never implemented. Therefore, the Village will be invoiced for \$590 with the January 2023 Invoice due to Modern’s oversight.

A motion was made by Deputy Mayor Conley, and seconded by Trustee Barr, to approve Wendel Engineering’s Proposal for the 1st Year Implementation of the CMOM program. Carried, with all present voting aye.

Old Business

Clerk VanBuren told the Board that New York State Department of Labor unveiled a revised Sexual Harassment Policy on January 12, 2023. She presented a draft of the proposed policy to the Village attorney for review.

The Board was presented with three estimates for new flooring in the hallway and bathroom in the Village Hall. The three estimates all include the cost of the materials and labor. The estimates are as follows:

VENDOR	AMOUNT
J & D Floor Covering & Mill Works	\$4,975.02
KD Flooring & Supply	5,851.47
M & M Flooring	7,720.79

A motion was made by Deputy Mayor Conley, and seconded by Trustee Blumrick, to approve J & D Floor Covering & Mill Works to do the work at the Village Hall as outlined in Estimate No. 7784. This approval is contingent upon attorney review of the contract. Carried, with all present voting aye.

New Business

Mayor Westcott informed the Board that the Teamster's Collective Bargaining Agreement needs to be renegotiated this year as the current one expires in May 2023. Representing the Village will be Mayor Westcott, Deputy Mayor Conley, and Tom Seaman, attorney.

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 7:44 pm.

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

General Session reconvened at 8:21 pm.

The next regularly scheduled meeting of the Board of Trustees will be held on ***Wednesday, February 22, 2023***, 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 8:22 p.m.

Respectfully Submitted,

Lisa M. VanBuren
Clerk-Treasurer