

**BOARD OF TRUSTEES
OF THE VILLAGE OF FREDONIA
REGULAR MEETING
9-11 Church Street
Fredonia, NY 14063
April 29, 2024
7:00 P.M.**

A. CALL TO ORDER-MAYOR FERGUSON

I call this meeting to order on Monday, April 29, 2024 at 7:00 PM

Roll Call of the Trustees:

B. PLEDGE OF ALLEGIANCE-

C. APPROVAL OF MINUTES-

TWICHELL/WANDEL

WHEREAS members of this Board have read the Official Minutes of the Board of Trustees Regular Meeting of April 15, 2024 now, therefore

BE IT RESOLVED that the Board hereby approves the minutes as entered into the Official Minutes, and
BE IT FURTHER RESOLVED that the reading of the minutes be dispensed with.

D. PUBLIC PORTION-

This portion of the meeting is for public comment. Any member of the public wishing to speak, once recognized, shall stand at the microphone, and state their name and address. Speakers will be allowed three (3) minutes if speaking for themselves or five (5) minutes if speaking on behalf of a group. I will ask the speakers to refrain from remarks that are in poor taste, slanderous, or not germane to any action taken or contemplated by the Board.

E. CORRESPONDENCE-

Correspondence dated April 22, 2024 was received from Lauren Boyle, President of Embrace Fredonia, requesting the use of the Tourist Information Booth on May 31 through June 2, 2024 for the annual Attic and Seller Days.

BRAUCHLER/TWICHELL

BE IT RESOLVED that the request from Lauren Boyle to use the Tourist Information Booth and various streets in a 20-mile radius surrounding the Village from 9:00 AM to 4:00 PM on May 31st and June 1st, and 9:00 AM to 2PM on June 2, 2024 for the Annual Attic and Seller Days is hereby approved, and

BE IT FURTHER RESOLVED that the Fredonia Police Department reserve the parking spots in from of the visitor's booth for participants.

F. MAYOR'S REPORT-

G. TRUSTEE/COMMITTEE REPORTS-

**Brauchler
Espersen
Siracuse
Twichell
Wandel**

H. TREASURER'S REPORT –

I. ADDITIONAL REPORTS-

J. RESOLUTIONS

SIRACUSE/BRAUCHLER

Whereas, according to New York State's Property Tax Cap legislation, if a village government decides to adopt a budget with a property tax levy that exceeds the level set by the State, the Village government must pass a local law to override that cap, and;

Whereas, adopting said local law is not predictive of the final tax levy but will provide the Village of Fredonia Board flexibility to exceed the Property Tax Cap if it is deemed necessary, and to ensure that any State recalculation of the applicable limit will not make the Village inadvertently out of compliance, and;

Whereas, a public hearing was held before the Village of Fredonia Board on April 24 at 7 PM, to hear all persons interested in proposed Local Law No.2 of 2024, now, therefore;

Be it resolved, that Local Law No. 2 of 2024 Local Law to Override the 2024-2025 Tax Cap Limit is hereby adopted pursuant to subdivision 5 of General Municipal Law Section 3-c, which expressly authorizes the Village of Fredonia Board to override the tax levy limit by the adoption of a local law approved by the adoption of a local law approved by vote of sixty percent (60%) of the Village of Fredonia Board.

Be it further resolved, that the Village of Fredonia Clerk shall publish in the official newspaper of the Village a notice of adoption containing a synopsis of said local law and shall **within twenty days** file one certified copy in the Clerk's office and with the Secretary of State.

SIRACUSE/ESPERSEN

WHEREAS, The Village previously created a reserve fund policy for its General Fund of 15-25%; and
WHEREAS, the upcoming 2024-2025 fiscal year requires that the Village's General Fund reserve balance to go below the policy amount, therefore;

BE IT RESOLVED; the Village Board hereby authorizes to reduce the General Fund balance policy to 10-25% for the upcoming fiscal year. This will be reviewed thereafter on an annual basis.

ESPERSEN/WANDEL

A resolution levying the total taxes and other charges extended and levied against each parcel of real property shown on a roll prepared and verified by the Assessors for the 2024-2025 fiscal year.

BE IT RESOLVED that there be levied and assessed against the real property of the Village of Fredonia the following sums for Village Government and other charges for the fiscal year 2024-2025 at a tax rate of \$39.25 per thousand (\$1,000) assessed valuation,

Total taxes for Current Budget	\$3,151,638.00
Delinquent Water Rents & Charges	\$ 91,701.38
Delinquent Sewer Rents & Charges	\$ 97,297.18
Total Real Property Taxes & Other Charges on the roll	\$3,340,636.56

and

BE IT FURTHER RESOLVED that the Receiver of Taxes be and is hereby directed to levy, assess and apportion upon the real and personal property liable to taxation in the Village of Fredonia a tax rate of \$39.25 per thousand dollars of valuation upon said assessment roll, and

BE IT FURTHER RESOLVED that the warrant to the Tax Receiver be executed and delivered to the Tax Receiver for the collection of unpaid taxes and assessment, water and sewer rentals outstanding and unpaid together with interest and penalties as provided by law, and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to execute a warrant to the Receiver of Taxes which warrant shall also be endorsed by the Board of Trustees as required by law, and

BE IT FURTHER RESOLVED that the Village Clerk is hereby authorized to deliver said warrant to the Receiver of Taxes as required by law.

WANDEL/BRAUCHLER

A RESOLUTION ADOPTING A BUDGET FOR THE FISCAL YEAR COMMENCING JUNE 1, 2024 AND ENDING MAY 31, 2025, MAKING APPROPRIATIONS FOR THE CONDUCT OF VILLAGE GOVERNMENT AND ESTABLISHING THE RATES OF COMPENSATION FOR OFFICERS AND EMPLOYEES FOR SUCH PERIOD.

WHEREAS this Board has met at the time and place specified in the Notice of Public Hearing on the tentative budget and heard all persons desiring to be heard thereon,

NOW, THEREFORE, BE IT RESOLVED that a tentative budget as amended and revised and as attached hereto made a part thereof is hereby adopted and that several amounts stated in the column titled "Adopted" in Schedules 1A, 2A, 2F, 2G and 3C together with the amounts set forth in Schedule C (Debt Schedule) as required for the payment of principal and of interest on indebtedness by and they hereby are appropriated for the objects and the purposes specified, and the salaries and wages stated in Schedule 6 of such budget shall be and are hereby fixed at the amount shown therein effective June 1, 2024.

TWICHELL/WANDEL

BE IT RESOLVED that upon recommendation of Kayla Sullivan, Director, Fredonia-Pomfret Recreation Department, that Angela Mackowiak, Cushing Street is hereby appointed to a seasonal position for the 2024 Summer Recreation Programs effective immediately at a rate of **Twenty Dollars (\$20.00)** an hour not to exceed 300 hours.

K. EXECUTIVE SESSION-

L. MEETING SCHEDULE- The next Village of Fredonia Workshop will take place on Wednesday May 8, 2024 at 9 AM in the Trustee Room, second floor Village Hall.

The Next Village of Fredonia Board Meeting will take place Monday, May 13, 2024 at 7 PM in the Trustee Room, second floor Village Hall.



April 22, 2024

To: Honorable Michael Ferguson and Village of Fredonia Board

From: Lauren Boyle, Embrace Fredonia President

Re: 2024 Attic and Seller Days in the Village of Fredonia

On behalf of Embrace Fredonia, I would like to request the use of the Visitors Booth in Barker Commons, as well as a 20-mile radius surrounding the Village, for the 2024 Village of Fredonia Attic and Seller Days to be held on **Friday, May 31st and Saturday, June 1st from 9:00am-4:00pm & Sunday, June 2nd from 9:00am-2:00pm**. If possible, we request that parking be reserved by the Fredonia Police Department for participants in front of the Visitor's Booth that weekend.

Embrace Fredonia will coordinate all publicity, as well as the non-refundable registration fee of \$10.00. Participants can register online at www.embracefredonia.com or in person at Village Hall, until Friday, May 24th. Yard sale maps will be available for purchase that weekend at the Visitors' Booth for a nominal fee of \$2.00 each.

We thank you for your support of this annual event. If there are any questions, my contact information is below.

Sincerely,

Lauren Boyle, President
Embrace Fredonia

cc: Joshua Myers, Fredonia Fire Chief
David Price, Fredonia Police Chief
Scott Marsh, Fredonia Department of Public Works Supervisor

LOCAL LAW NO. 2 OF 2024

This local law shall be entitled “Local Law to Override the 2024-2025 Tax Cap Limit”

Be it enacted by the Board of Trustees of the Village of Fredonia as follows:

Section 1. Legislative Intent: It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the Village of Fredonia pursuant to General Municipal Law section 3-C, and to allow the Village of Fredonia to adopt a budget for the fiscal year beginning June 1, 2024 and ending May 31, 2025 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law section 3-C.

Section 2. Authority: This local law is adopted pursuant to subdivision 5 of General Municipal Law section 3-C, which expressly authorizes the Village Board to override the tax levy limit by the adoption of a local law approved by a vote of at least 60% of the Village Board.

Section 3. Tax Levy Limit Override: The Village of Fredonia Board of Trustees, County of Chautauqua, is hereby authorized to adopt a budget for the fiscal year 2024-2025 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law section 3-C.

Section 4. Severability: If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstances shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective Date: This Local Law shall take effect immediately after being filed with the Secretary of State.