

AGENDA
BOARD MEETING
MAY 3, 2021
6:30 P.M.

A. **RESOLUTIONS**

1. Volunteer Fire Department Fundraiser Drive
2. Fredonia Farmers Market
3. Water System Treatment Project Field Orders FO2A-15 and FO2A-16.
4. BECC Electric Change Orders 23178CO-1 & 23178CO-2
5. Central Connections Banner Agreement
6. North End Water District Residential Water Application
7. Jazz Society Permission
8. Landfill Permission

B. **NEW BUSINESS**

1. Workshop agenda format, time limit for information (see attached example)

C. **OLD BUSINESS**

D. **EXECUTIVE SESSION**

**BOARD OF TRUSTEES
REGULAR MEETING
MAY 3, 2021
6:30 P.M.**

At a regular meeting of the Board of Trustees of the Village of Fredonia, duly called and held on the 3rd day of May, 2021, at 6:30 p.m. via video-conferencing, in Fredonia, New York and public notice of the time and place of this meeting has been given to the news media and conspicuously posted in one or more designated public locations in accordance with Section 104 of the Open Meetings Law.

BASHAW/JOHNSTON

WHEREAS members of this Board present at this meeting have read the Official Minutes of the Board of Trustees regular meeting of April 19, 2021, and

WHEREAS members of this Board present at this meeting have read the Official Minutes of the Board of Trustees special meeting of April 26, 2021, now, therefore

BE IT RESOLVED this Board approves the minutes as entered into the Official Minutes, and

BE IT FURTHER RESOLVED that the reading of the minutes be dispensed with.

PUBLIC PORTION

This portion of the meeting is for public comment. Any member of the public wishing to comment, shall submit an email to: fredoniavillageclerk@netsync.net, no later than 4 p.m. Monday May 3rd 2021. Such comments will be read during the "public portion" of the video-conference. I will ask that the comments refrain from remarks that are in poor taste, slanderous, or not germane to any action taken or contemplated by the Board.

MAYOR'S REPORT

COMMITTEE REPORTS

REPORTS

1. Fredonia Fire Department Report for the month of March 2021.

CORRESPONDENCE

1. Correspondence dated April 26, 2021, was received from the Fredonia Fire Department Fund Drive Chairman, Charles Ortolano requesting permission to conduct the "Annual Firemen's Fund Drive" throughout the Village and Town of Pomfret. Firefighters will display the fund drive lawn signs as in years past.

BRITZ/POWELL

BE IT RESOLVED that the Fredonia Volunteer Fire Department is hereby granted permission to conduct fundraising by direct mail during the week of May 17, 2021.

BE IT FURTHER RESOLVED that the above week is hereby declared “Annual Firemen’s Fund Drive Week” and that Mayor Esseck makes such proclamation.

2. Correspondence was received from Fredonia Farmers Market, Inc. requesting the use of Barker Common, the Gazebo and the closure Church Street between Day Street and Temple Street, and the use of East Barker Common every Saturday, from May 15, 2021 to June 1st 2021 during the hours of 7:00 am to 1:30 pm. is hereby approved.

BRITZ/BASHAW

BE IT RESOLVED that request of the Fredonia Farmers’ Market to close Church Street between Day Street and Temple Street, and the use of East Barker Common every Saturday, from May 15, 2021 to June 1, 2021 during the hours of 7:00 am to 1:30 pm. is hereby approved.

RESOLUTIONS

BASHAW/BRITZ

WHEREAS, The Village previously retained Kandey Co. Inc., West Seneca, NY for the Village’s Water System Improvement Project; and

WHEREAS, Field Order #2A-15 has been requested for the need to pump down the clarifiers and clean sludge; and

WHEREAS, Kandey Co. Inc, has offered to perform these additional services for the amount of \$15,137.09; therefore

BE IT RESOLVED the Mayor is hereby authorized and directed to approve Field Order #2A-15 in the amount of \$15,137.09

POWELL/BRITZ

WHEREAS, The Village previously retained Kandey Co. Inc., West Seneca, NY for the Village’s Water System Improvement Project; and

WHEREAS, Field Order #2A-16 has been requested due to the cost impact of the extension of time for the clarifiers 1 and 2 removals and replacements; and

WHEREAS, Kandey Co. Inc, has required an additional \$31,278.90 to perform these services at a later time period than originally planned; therefore

BE IT RESOLVED the Mayor is hereby authorized and directed to approve Field Order #2A-16 in the amount of \$31,278.90.

BASHAW/JOHNSTON

WHEREAS, Change Order 23178CO-1 has been requested due to the cost of materials and labor for installing door security (FOB) on newly renovated exit door, now, therefore

BE IT RESOLVED the Mayor is hereby authorized and directed to approve Change Order 23178CO-1 in the amount of \$2,535.75.

JOHNSTON/BASHAW

WHEREAS, Change Order 23178CO-2 has been requested due to the cost of materials for the installation of new 2x2 LED flat panel fixture due to damage from water leak and removal of said damaged fixture, now, therefore

BE IT RESOLVED the Mayor is hereby authorized and directed to approve Change Order 23178CO-2 in the amount of \$187.00.

LYNDEN/BASHAW

WHEREAS, The Central Connection Roadmap recommends focusing investment along Central Avenue in both the City of Dunkirk and the Village of Fredonia to build new excitement among residents, increase private sector investment, build a lasting partnership between Dunkirk and Fredonia, and raise awareness of the unique assets that both communities have to offer to visitors; and

WHEREAS, The City of Dunkirk obtained funding in 2017 from the Western New York Smart Growth Community Fund to place banners on select telephone poles within the City and the Village which brand the corridor, the respective communities, and Fredonia State University at New York, at no cost to the Village of Fredonia, therefore

BE IT RESOLVED, that the Board of Trustees authorizes the Mayor to enter into an agreement with Niagara Mohawk to place banners on a total of 50 telephone poles in the Village as outlined in the attached documentation; and

BE IT FURTHER RESOLVED, that the Village maintain the following minimum limits of liability per occurrence which shall include Contractual Liability and include Niagara Mohawk as an additional insured:

Bodily injury - \$1,000,000/1,000,000

Property Damage - \$1,000,000/1,000,000

OR

Combined Single Limit - \$1,000,000

OR

BI & PD per Occurrence - \$1,000,000

General Aggregate & Product Aggregate - \$2,000,000 each

POWELL/BRITZ

WHEREAS the agreement with the Pomfret Water District requires Village approval for all new water services; and

WHEREAS the Town of Pomfret has received and officially approved the application of a commercial water service at 10294 through 10312 Rt. 60 Rd., Fredonia, N.Y. now, therefore,

BE IT RESOLVED the Village of Fredonia hereby approves the commercial water service connection at 10294 through 10312 Rt. 60 Rd., Fredonia, NY.

JOHNSTON/BASHAW

BE IT RESOLVED that the request from the Fredonia Jazz Society to use the Barker Common Gazebo on Saturday, September 25, 2021 is hereby approved, and

BE IT FURTHER RESOLVED that the group be permitted to begin set up at 9:00 AM and have it cleaned up and cleared by 2:00 PM and that the Village receive a Certificate of Insurance showing the Village of Fredonia as an additional insured in the amount of at least \$1 million dollars.

POWELL/JOHNSTON

WHEREAS, The Village Code Enforcement Officer has determined that the property known as 67 Seymour St. SBL # 130.06-2-15.1 is a blighted property, and finding that it is in a state of structural collapse and ordering its demolition as soon as possible; and

WHEREAS, the Chautauqua County Department of Real Property has a judgment of tax foreclosure and has removed the property to be sold by auction for the purpose of demolition to be completed by the Chautauqua County Land Bank Corporation utilizing grant moneys from the New York State Office of Attorney General to cover demolition expenses incurred for a demolition; and

WHEREAS, the Village Board believes that the current condition of the structure poses an imminent danger to the health, safety, and welfare of the residents of the Village of Fredonia and it should be demolished as soon as possible; and

WHEREAS, the Village has available 240 Municipal Landfill Credits available for demolition and Derelict Structural Disposal through a shared services agreement with Chautauqua County; now therefore be it

RESOLVED, that the Village Board authorizes the use of its available municipal landfill credits for the disposal of all waste and debris associated with the demolition of 67 Seymour St. SBL # 130.06-2-15.1 to the Chautauqua County Landfill, estimated to be 80-100 credits, as per the Shared Services Agreement.

**ANNEMARIE JOHNSTON
VILLAGE CLERK**