

**BOARD OF TRUSTEES
OF THE VILLAGE OF FREDONIA
REGULAR MEETING MINUTES**

9-11 Church Street
Fredonia, NY 14063
January 9, 2023
7:30 P.M.

A CALL TO ORDER- MAYOR ESSEK

I call this meeting to order on Monday, January 9, 2023 at 7:30 PM.
Roll Call of the Trustees: Trustees Lynden, Twichell, Bird, Siracuse, and Espersen

B. PLEDGE OF ALLEGIANCE-

C. APPROVAL OF MINUTES

LYNDEN/TWICHELL

Upon motion duly made by Trustee Lynden and seconded by Trustee Twichell, the following resolution was unanimously approved:

WHEREAS members of this Board have read the Official Minutes of the Board of Trustees Regular Meeting of December 26, 2022 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.
None

E. CORRESPONDENCE-

Correspondence from Henry Pucciarelli

Correspondence dated January 4, 2023 was received from Eric Swoyer; part time police officer, resigning his position.

SIRACUSE/ESPERSEN

Upon motion duly made by Trustee Siracuse and seconded by Trustee Espersen, the following resolution was unanimously approved:

BE IT RESOLVED that the resignation of Eric Swoyer, is hereby accepted effective January 4, 2023, and the Mayor is authorized to write a letter to Mr. Swoyer thanking him for his service to the Village of Fredonia.

Correspondence dated January 5, 2023 was received from Scott Marsh; DPW Superintendent, recommending Scott Marsh, Charles LaBarbara, Richard Miller, and Steven St George as members of the Plumbing Board.

SIRACUSE/ESPERSEN

Upon motion duly made by Trustee Siracuse and seconded by Trustee Espersen, the following resolution was unanimously approved:

BE IT RESOLVED that Scott Marsh, 3226 E Main Rd, Dunkirk; Charles LaBarbera, 29 Lincoln Ave, Angola; Richard Miller, 204 Chestnut St, Fredonia; and Steven St George, 3689 Webster Rd, Fredonia are hereby appointed as members to the Village of Fredonia's Plumbing Board, in which terms shall expire January 2026.

F. MAYOR'S REPORT- Mayor Essek reported that he tried to reach out to the Department of Health on 12/20 regarding Brooks Hospital. He sent an email saying it is essential there is a hospital in place for the community. He has also reached out to the

Governor's office. Mayor Essek touched on the legal fee costs and that we are on par for the budget. On December 17th attended Wreaths Across America at Forest Hill Cemetery; honoring George Cetan Jr in first new responder category and attended Fredonia Place employee/resident decorating contest on December 21st. He also attended the Fredonia American Legion Christmas Party as well as the monthly Northern Chautauqua County Club Association meetings. The Mayor mentioned putting in place the snow storm travel advisory around Christmas time. A proclamation was made for Mark and Sue Szynski on December 29th honoring them for their retirement and 44 years serving Fredonia with their business. Essek thanked the Village employees for their continued service and an extra thanks for those who worked on the holidays. Mayor Essek stated that 1/9/23 is National Law Enforcement Day and thanked them for their services.

G. TRUSTEE/COMMITTEE REPORTS-

1. Trustee Lynden-Trustee Lynden mentioned grant opportunities that he had found for purchase agreements with municipalities as well as Local Aid Support Highway grants. Treasurer will investigate these.
2. Trustee Bird- Trustee Bird discussed Kayla working on the summer concert series. He mentioned we are booking higher level bands and possibly looking for business sponsors of these bands. They will have someone running the concert series and mentioned not needing as many supplies for the upcoming recreation year due to a surplus in supplies-Great Job!
3. Trustee Espersen- Trustee Espersen discussed Matt Lanning beginning the geolocation for the Village and that it will allow the DPW to work better with the water systems and giving us the information of the water line compositions. The cost to the College is \$15,000, which they are paying out of their own budget, which is appreciated. We will be looking to add a budget line to assist with the expenses, which would cost the Village \$18,000 over a three year period.
4. Trustee Siracuse-Nothing to report
5. Trustee Twitchell- Trustee Twitchell mentioned the closing^{of} the WCA home and was sad to hear that and wondered if there was anything we could do.

H. TREASURER'S REPORT- None

I. ADDITIONAL REPORTS-

1. Fredonia Police Report for the month of December 2022 was read and ordered filed.

J. RESOLUTIONS-

Upon motion duly made by Trustee Espersen and seconded by Trustee Siracuse, the following resolution was unanimously approved:

ESPERSEN/SIRACUSE

WHEREAS, Village Law §3-302(3) states that "except as is otherwise provided herein or in this chapter, the term of office of ... treasurer and clerk shall be two official years; and WHEREAS, there is no other provision under Village Law §3-302 that applies to the appointment terms for the Village Treasurer; and WHEREAS, the Board of Trustees has determined that the Village Treasurer appointment is a two-year term pursuant to the Village Charter and Village Law. NOW THEREFORE, BE IT RESOLVED, that the Board of Trustees approves the appointment of Eryssa LeBeau as Village Treasurer to a two-year term, which commences on January 9, 2023 ending on January 9, 2025.

Upon motion duly made by Trustee Siracuse and seconded by Trustee Espersen, the following resolution was unanimously approved:

SIRACUSE/ESPERSEN

WHEREAS, Village Law §3-302(3) states that "except as is otherwise provided herein or in this chapter, the term of office of ... treasurer and clerk shall be two official years; and WHEREAS, there is no other provision under Village Law §3-302 that applies to the appointment terms for the Village Clerk; and WHEREAS, the Board of Trustees has determined that the Village Clerk appointment is a two-year term pursuant to the Village Charter and Village Law.

NOW THEREFORE, BE IT RESOLVED, that the Board of Trustees approves the appointment of Annemarie Johnston as Village Clerk to a two-year term, which commences on January 9, 2023 ending on January 9, 2025.

Upon motion duly made by Trustee Espersen and seconded by Trustee Siracuse, the following resolution was unanimously approved:
ESPERSEN/SIRACUSE

BE IT RESOLVED that the following appointed officials and employees are hereby appointed/reappointed to their respective positions and at their present salaries and benefits or salary and benefits as modified by Board resolution or budget adoption for the ensuing official year commencing January 9, 2023 and ending January 9, 2024 unless sooner removed from office or employment as provided by the Charter or other applicable law:

- | | |
|---|--------------------|
| 1. Chief Inspection Officer, Building Inspector, Zoning Enforcement Officer | Chuck LaBarbera |
| 2. Parks and Recreation Director | Kayla Sullivan |
| 3. Receiver of Taxes | Eryssa LeBeau |
| 4. Streets Supervisor/Commissioner | Scott Marsh |
| 5. Associate Village Justice | Nancy Dietzen |
| 6. Records Management Officer | Annemarie Johnston |

BE IT FURTHER RESOLVED that the Board of Trustees further reserves all rights under the Charter and Section 75 of the Civil Service Law for removal or other disciplinary action for any past or future acts or conduct of employees or officers of the Village which may fall within the purview of Section 75 of the Civil Service Law or the Charter.

Upon motion duly made by Trustee Bird and seconded by Trustee Lynden, the following resolution was unanimously approved:
BIRD/LYNDEN

BE IT RESOLVED that a special meeting of the Board of Trustees of the Village of Fredonia be held on January 23, 2023 at 6PM, to hold a Public Hearing approval of a Cable Television agreement between Spectrum Northeast, LLC and the Village of Fredonia and to consider any other business that may come before this Board.

BE IT RESOLVED that the Village Board of Trustees of the Village of Fredonia hereby schedules a public hearing on the 23rd day of January 2023 at 6 P.M. in Trustees Room, second floor in Village Hall, 9-11 Church Street Fredonia New York, to receive comments on the proposed 2022 local laws which are on file in the Office of the Village Clerk of the Village of Fredonia, and

BE IT FURTHER RESOLVED that the Village Clerk is hereby directed to publish notice of said hearing pursuant to Village Law.

Upon motion duly made by Trustee Twitchell and seconded by Trustee Lynden, the following resolution was unanimously approved:
TWICHELL/LYNDEN

BE IT RESOLVED that The Observer West Second Street, Jamestown, NY is hereby designated the Official Newspaper of the Village of Fredonia for the year beginning January 1, 2023 and ending December 31, 2023.

Upon motion duly made by Trustee Siracuse and seconded by Trustee Espersen, the following resolution was unanimously approved:
SIRACUSE/ESPERSEN

BE IT RESOLVED that the following banks pursuant to Village Law section 4-4, are hereby designated the Official Banks for the Village of Fredonia for the year beginning January 1, 2023 and ending December 31, 2023:

Manufacturers & Traders Trust Co. 1 E. Main Street, Fredonia, New York
MBIA Municipal Investors Service Corporation, of Denver Colorado
J.P. Morgan Chase & Co., of New York, New York

Upon motion duly made by Trustee Espersen and seconded by Trustee Siracuse, the following resolution was unanimously approved:
ESPERSEN/SIRACUSE

BE IT RESOLVED Notice is hereby given that the fiscal affairs of the Village of Fredonia for the period beginning June 1, 2021 and ending on May 31, 2022 has been examined by the firm of Drescher & Malecki, LLP, 3083 Williams Street, Buffalo, NY and that the report has been filed in the Village Clerks office where it is available as a public record for inspection by all interested parties, and

BE IT FURTHER RESOLVED a notice shall be published in the official newspaper, within ten days after filing the report.

Upon motion duly made by Trustee Twichell and seconded by Trustee Espersen, the following resolution was unanimously approved:

TWICHELL/ESPERSEN

WHEREAS the Village of Fredonia has an immediate opening in the position of Wastewater/Water Treatment Plant Operator Trainee, now, therefore,

BE IT RESOLVED that Alexander Rivera of 351 Lakeshore Dr E, Dunkirk NY is hereby hired as a full-time Wastewater/Water Treatment Plant Operator Trainee to work at the Filtration plant at an hourly rate of \$18.48 and a six-month probationary period effective January 10, 2023.

Upon motion duly made by Trustee Bird and seconded by Trustee Twichell, the following resolution was unanimously approved:

BIRD/TWICHELL

WHEREAS, the Village of Fredonia requires making adjustments to the Russell Joy Park pavilion rentals.

WHEREAS, the Recreation Department; based on cost increases to maintain the park has recommended increasing the rates \$20 for each rental category to the rates below

	Residents:		Non-Profit:		Non-Residents	
	Mon-Fri	Sat-Sun	Mon-Fri	Sat-Sun	Mon-Sun	
Upper (Kiwanis):	\$45	\$60	\$40	\$45	\$70	
Lower (Rotary):	\$45	\$60	\$40	\$45	\$70	
Hamlet Street:	\$35	\$45	\$35	\$40	\$55	

BE IT RESOLVED that the Russell Joy Park pavilion rental price charges as listed above are approved.

Upon motion duly made by Trustee Espersen and seconded by Trustee Syracuse, the following resolution was unanimously approved:

ESPERSEN/SIRACUSE

WHEREAS, the Board of Trustees previously created and established the position of Personnel Specialist effective April 26, 2021; and

WHEREAS, the Board of Trustees of the Village of Fredonia previously provisionally appointment Michelle Kujawa to the position Personnel Specialist effective April 26, 2021; and WHEREAS, the current Board of Trustees believes that the functions performed by the position of Personnel Specialist can be performed more efficiently through other positions within the Village Government.

NOW THEREFORE, BE IT RESOLVED, that the position of Personnel Specialist is hereby abolished effective immediately; and

BE IT FURTHER RESOLVED, that the Board of Trustees hereby terminates the provisionally appointment of Michelle Kujawa effective immediately; and

BE IT FURTHER RESOLVED, that the Board of Trustees hereby authorizes the Mayor to author a letter thanking Ms. Kujawa for her service to the Village.

K. EXECUTIVE SESSION-

Upon motion duly made by Trustee Bird and seconded by Trustee Syracuse and carried unanimously, the Board entered Executive Session at 8:22 pm. to discussion on Village Hall employee wages and other employment for the Chief Operator position at the Water Treatment Plant.

Upon motion duly made by Trustee Espersen and seconded by Trustee Lynden and carried unanimously, the Board exited Executive Session with no vote taken, at 8:55 pm.

Upon motion duly made by Trustee Lynden and seconded by Trustee Syracuse, and carried unanimously, the Board adjourned the Board Meeting at 8:55 pm.

L. MEETING SCHEDULE- Next Village of Fredonia Workshop and Board Meeting will take place Monday January 23, 2023, 6:30 PM; public hearing at 6:00 in the Trustee Room, second floor Village Hall. There is also a special meeting on January 19, 2023 at 6:30 pm regarding water issues.

