

REGULAR MEETING
NOVEMBER 18, 2020

Board Members Present: Mayor Richard Frost
Trustee Carol Horlacher
Trustee Art Miller
Trustee Bryan Woleben
Trustee Craig Miller

Board Member Absent:

Present: Scott Jagoda, Village Clerk/Treasurer
Rich Lewis, WWTP
Ken Becker, Streets Supervisor
Peter Clark, Attorney
Kari Doino
Phil Gerace, Fire Chief

Meeting was held while observing NYS COVID-19 regulations.

Mayor Frost opened the meeting with the pledge to the flag at 6:01 p.m.

Public Comments: None.

Department Reports:

Scott Jagoda, Village Clerk/Treasurer – No report

Village Attorney Peter D. Clark – No report.

Ken Becker, Streets Dept. – Ken noted during the demolition of 10-14 E. Main St. multiple sidewalk blocks were damaged and will be replaced by the demolition company.

Wendy Spinuzza, Code Enforcement Officer – The mayor introduced the code officers report for October. There were 9 permits issued and 1 violation letter.

Rich Lewis - Wastewater Treatment Plant – A motion was made to approve Local Law No.2 of 2020 regarding sewer rates by Trustee Carol Horlacher with a second by Trustee Craig Miller, voting was Ayes for Trustees Woleben, Horlacher, and Craig Miller, Trustee Art Miller voted Nay, motion passed.

VILLAGE OF BROCTON

LOCAL LAW NO. 2 OF 2020

A local law amending Section B of Article V of Local Law No. of 1983 as previously amending with a new Section B in place thereof.

Be it enacted by the Village Board of the Village of Brocton, County of Chautauqua and State of New York, as follows:

SECTION ONE: Purpose

The Village Board of the Village of Brocton desires pursuant to the authority vested in it by the Local Law hereby amends the Local Law setting sewer rates charged by the Village of Brocton.

SECTION TWO:

Section B of Article V of Local Law No. 2 of 1983 is hereby amended as follows:

Section B. The two components of sewer rates referred to in Article III of this local law are hereby fixed quarterly as follows:

1. On all real property within the Village of Brocton as follows effective November 1, 2020:

- 1a. \$5.00 per unit charge for vacant parcel.
- 1b. \$25.00 per unit charge for residential customers.
- 1c. \$75.00 per unit charge for commercial customers.
- 1d. \$10.00 per each unit for multi-unit customers.

2a. \$7.75 for each 1000 gallons if metered water.

2. On all real property outside of the Village of Brocton, (except Lakeview Shock prison which is under contract with the Village) as follows effective November 1, 2020:

- 1a. \$50.00 per unit charge for residential customers.
- 1b. \$100.00 per unit charge for commercial customers.
- 1c. \$20.00 per each unit for multi-unit customers.

2a. \$9.75 for each 1000 gallons of metered water.

3. Water consumption shall be determined by actual water meter reading by CBI which will be taken quarterly where practicable. Where actual water meter readings cannot be made or are not practicable due to a faulty meter or other reason, water consumption may be estimated by CBI on prior water metered consumption or any other reasonable method.

SECTION THREE- Effective Date

This Local Law shall take effect January 1, 2021 upon filing the Local Law with the Secretary of State of the State of New York.

Fire Department – Phil Gerace, Fire Chief – The chief introduced the monthly report totaling 27 calls for October.

The Chief requested approval to purchase 6 new tires for the ambulance. A motion was made by Trustee Carol Horlacher with a second by Trustee Bryan Woleben to approve purchase of 6 new tires for the ambulance not to exceed \$2,000.00, voting was unanimous, motion carried.

Electric Department – Joe Majkowski, Electric Lineman – The clerk noted the first month of radio reads went smoothly and all the new software in the office is installed and working properly,

Committee Reports:

Trustee Bryan Woleben – No report.

Trustee Art Miller – No report.

Trustee Craig Miller – No report.

Trustee Carol Horlacher – No report.

Mayor Report: - Mayor Frost congratulated Mayor elect Art Miller, incumbent Trustee Craig Miller and newly elected Trustee Mark Belcher on their election wins. Mayor Frost also offered his condolences to Trustee Carol Horlacher.

Mayor Frost asked the board for approval to forgive sewer charges to Brocton Central School from construction in which several millions of gallons of water were used to clean the school. CBI will average the normal usage for sewer charges for the quarter. A motion was made by Trustee Craig Miller with a second by Trustee Bryan Woleben to bill 272,900 gallons of water for sewer usage to Brocton Central School, voting was unanimous, motion carried.

New Business: RESOLUTION 31-2020

AUTHORIZE MAYOR'S SIGNATURE ON CONTRACT WITH PORTLAND
FIRE PROTECTION DISTRICT NO. 1

WHEREAS the current Fire Protection agreement between the Village of Brocton and the Town of Portland on behalf of the Portland Fire Protection District No. 1("Portland") will expire effective December 31, 2020, and

WHEREAS the Village Board desires to enter into a new agreement for one year under the same terms as the last agreement with Town of Portland which provides for an annual payment of \$60,000.00 for the year 2021, and

WHEREAS the new agreement has been approved by Town of Portland and signed by the Supervisor,

NOW THEREFORE BE IT RESOLVED that the new one year agreement with Town of Portland for Portland Fire Protection District No. 1 for the term of one year from January 1, 2021 to December 31, 2021 and for an annual payment to the Village of \$60,000.00 payable on March 1, 2021 is hereby approved, and

BE IT FURTHER RESOLVED that said agreement is subject to the approval of the Brocton Fire Department and the Brocton Fire Department Emergency and Rescue and First Aid Squad, and

BE IT FURTHER RESOLVED that the Mayor is hereby authorized to sign said agreement on behalf of the Village of Brocton.

Resolution introduced by Trustee Bryan Woleben, seconded by Trustee Craig Miller with vote as follows:

___4___ ayes ___0___ nays ___0___ absent

Dated: November 18, 2020

Scott Jagoda
Village Clerk/Treasurer

RESOLUTION 32-2020

AUTHORIZE J. DALE ABRAM TO SIGN AMENDMENT FORM FOR
NYCLASS

WHEREAS the Village of Brocton has an account with New York Cooperative Liquid Assets Securities Systems (NYCLASS) and,

WHEREAS the current signatory on that account is Karen M. Ardillo, past Clerk/Treasurer, and J. Dale Abram, past Mayor and,

WHEREAS the Village of Brocton wishes to have Scott Jagoda be added to the account and Karen M. Ardillo and J. Dale Abram be removed.

IT IS HEREBY moved the signature of J. Dale Abram be authorized to sign the signatory amendment form.

Resolution introduced by Trustee Bryan Woleben, seconded by Trustee Carol Horlacher with vote as follows:

__4__ ayes __0__ nays __0__ absent

Dated: November 18, 2020

Scott Jagoda
Village Clerk/Treasurer

Old Business:

A motion was made by Trustee Craig Miller, seconded by Trustee Bryan Woleben to authorize payment of signed and approved vouchers. Vote was unanimous, motion carried.

A motion was made by Trustee Bryan Woleben, seconded by Trustee Carol Horlacher to approve October 21st regular meeting minutes as presented in written form. Vote was unanimous, motion carried.

A motion was made by Trustee Craig Miller, seconded by Trustee Bryan Woleben to approve the written reports as presented. Vote was unanimous, motion carried.

With no further business brought before the Board, a motion was made to adjourn the meeting at 6:58 p.m. by Trustee Art Miller seconded by Trustee Craig Miller. Vote was unanimous, motion carried.

Respectfully submitted by,

Scott Jagoda
Village Clerk/Treasurer