

REGULAR MEETING/PUBLIC HEARING
APRIL 21, 2021

Board Members Present: Mayor Art Miller

Trustee Mark Belcher
Trustee Bryan Woleben
Trustee Craig Miller
Trustee Greg Borst

Board Member Absent:

Present: Scott Jagoda, Village Clerk/Treasurer
Rich Lewis, WWTP (left at 7:48)
Peter Clark, Attorney
Phil Gerace, Fire Chief (left at 7:48)
Anthony Dolce, Observer (left at 7:48)
Wendy Spinuzza, Code Officer (left at 7:13)
Dave Hazelton, (left at 6:40)
Ken Becker, Streets Supervisor (left at 7:13)
Robert Waterhouse, (left at 7:13)

Meeting was held while observing NYS COVID-19 regulations.

Mayor Miller opened the public hearing with the pledge to the flag at 6:02 p.m.

Public Comments: The board discussed the preliminary budget with the Clerk. Dave Hazelton raised concerns over the aging of the fire department members and that in the years coming there will be problems with answering calls. A motion was made by Trustee Bryan Woleben to close the public hearing at 6:28 and enter in regular session with a second by Trustee Craig Miller, voting was unanimous, motion carried.

Department Reports:

Scott Jagoda, Village Clerk/Treasurer – The clerk and Peter mentioned the changes needed to the procurement policy and it will be adjusted by resolution at the May meeting.

The clerk noted Serving Up Smiles ice cream truck will be back this summer in Ryckman Park on Tuesdays starting June 1.

The clerk noted the Red White & Blue 5K has requested permission to hold its annual 5K race on July 31, 2021. The board accepted this pending the race be completed by 11:00am to make way for the Horns for Hope convoy.

Village Attorney Peter D. Clark – Peter noted the Village was reimbursed for the accident on Peerless Street from Spectrum cable.

Ken Becker, Streets Dept. – Ken discussed the ongoing work with the streets department and the need to clear space at the Village barns for brush.

Wendy Spinuzza, Code Enforcement Officer – Wendy introduced the code report for March 2021. There were 4 permits issued and 4 violations.

The board and Wendy discussed her workload and the need for an assistant. A motion was made by Trustee Bryan Woleben to approve the Town of Portland to hire a part-time assistant and pay for 1/3 of the cost, seconded by Trustee Mark Belcher, voting was unanimous, motion carried.

Rich Lewis - Wastewater Treatment Plant – A motion was made by Trustee Bryan Woleben, seconded by Trustee Greg Borst to approve the purchase of a universal controller and DO probes at the cost of \$4,664.00 from Hach, voting was unanimous, motion carried.

Rich noted he would be out 4-6 weeks starting 4/22/2021 for shoulder surgery.

Fire Department – Phil Gerace, Fire Chief – Chief Gerace introduced the monthly activity report, there were 32 calls for the month.

Phil noted the fire department will be holding a chicken BBQ on May 2, 2021 from 12-4.

Electric Department – Joe Majkowski, Electric Lineman – No report.

Committee Reports:

Trustee Bryan Woleben – No report.

Trustee Greg Borst – No report.

Trustee Craig Miller – No report.

Trustee Mark Belcher – No report.

Mayor Report: - The Mayor discussed ongoing projects throughout the Village.

New Business:

RESOLUTION 04-2021

RELEVY WATER/SEWER LIENS TO TAXES

WHEREAS the Village Clerk/Treasurer has presented to this Board a list of delinquent water and sewer rentals due to the Village of Brocton, now therefore

BE IT RESOLVED that said delinquent amounts, together with penalties as provided by law, shall be entered into or attached to the minutes of this meeting, and

BE IT FURTHER RESOLVED that such delinquent water and sewer rentals are hereby levied against the real property liable for such payment in the same manner as Village taxes and said amounts shall be set forth in a separate column in the annual tax rolls of the Village, and

BE IT FURTHER RESOLVED that the amounts so levied shall be collected in the same manner and at the same time as provided by law for the collection of the Village taxes, and

BE IT FURTHER RESOLVED that said delinquent water and sewer rentals, together with penalties, be forwarded to the County of Chautauqua Department of Finance to be included on the 2021/2022 Village taxes for the real property liable for said amounts.

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

__4__ ayes __0__ nays __0__ absent

Dated: April 21, 2021

Scott Jagoda
Village Clerk/Treasurer

4/13/2021 Village of Brocton SWIS - 066001		Water/Sewer Liens 2021- 2022		
SBL #	OWNER	WATER	SEWER	TOTAL
144.16-2-16	SOBECKI, JACOB	\$263.45	\$834.06	\$1,097.51
144.12-1-11	DUNN, PAUL	\$164.64	\$515.67	\$680.31
144.16-1-7.1	BURGUN, RONALD J.	\$246.63	\$542.35	\$788.98
144.16-2-24	RIFORGIATO, DENEEN	\$392.05	\$723.79	\$1,115.84
144.16-2-28	LOIS PERRITT/KAREN RANSOM	\$93.66	\$391.80	\$485.46
144.16-2-32	COLLINS, MELISSA & JUSTIN	\$80.00	\$313.11	\$393.11

144.16-2-55	RIZZO JR., JAMES	\$327.86	\$845.75	\$1,173.61
144.20-1-16	ABBEY, ROBERT & CHARLENE	\$537.87	\$1,432.27	\$1,970.14
144.20-1-21	ESTATE OF CHARLES LOVELAND	\$130.22	\$391.82	\$522.04
144.20-2-1	SWEET, ADAM OR JENNIFER	\$25.50	\$69.98	\$95.48
144.20-2-19	HAZELTON, ANDREW	\$220.44	\$711.03	\$931.47
144.20-2-2	WDOWIASZ, CHRISTOPHER	\$147.89	\$494.01	\$641.90
144.20-2-29	JASINSKI, VIOLET	\$443.29	\$1,155.26	\$1,598.55
144.20-2-36	COLLINS, MELISSA	\$163.25	\$621.67	\$784.92
144.20-2-4	BOURQUIN, BETSY	\$99.23	\$300.65	\$399.88
144.20-2-41	CRAIG, JAMES	\$107.44	\$404.51	\$511.95
144.20-3-28	BURTON, CHARLES	\$107.90	\$294.18	\$402.08
144.20-3-4	SAN GEORGE, KENNETH & KIMBERLE	\$128.23	\$503.83	\$632.06
145.09-1-11	KRISTIN ZAPPIE	\$808.72	\$2,146.18	\$2,954.90
145.13-1-21	VANDERPOOL, REV. NORMA	\$80.00	\$303.20	\$383.20
145.13-1-9	THOMAS BROOKS	\$277.63	\$831.19	\$1,108.82
145.17-1-44	DAWN BATES	\$49.77	\$209.37	\$259.14
145.17-1-55	JUSTINE FROST	\$0.00	\$79.08	\$79.08
145.17-1-64	BRIGHAM, SEASON	\$357.61	\$1,075.92	\$1,433.53
145.17-2-26	CAVE, MICHAEL	\$3.50	\$61.32	\$64.82
145.17-2-27	CAVE, MICHAEL	\$83.50	\$292.02	\$375.52
145.17-2-46	HALL, DAVID	\$0.00	\$283.50	\$283.50
145.17-2-6	REXFORD, RUSSELL & LINDA	\$25.58	\$106.44	\$132.02
145.17-3-1	WOOD'S REPAIR	\$106.19	\$484.67	\$590.86

145.17-3-3	ORMSBY, SHIRLEY	\$26.10	\$116.73	\$142.83
145.17-3-39	DIERS, PATRICIA	\$80.50	\$330.89	\$411.39
145.17-3-43	CASH, DENNIS	\$552.45	\$1,417.58	\$1,970.03
145.17-3-49	DELAND, MICHAEL & ANGELA	\$183.93	\$687.05	\$870.98
145.17-3-52	KANE, VINCENT	\$40.00	\$156.08	\$196.08
161.08-2-16	COLBURN, STEVE	\$14.24	\$138.20	\$152.44
162.09-1-13	ANDREWS, STEVEN	\$365.05	\$1,148.21	\$1,513.26
162.09-1-25	NOITHANOM, UTHUMPORN	\$111.36	\$313.59	\$424.95
162.09-1-26	LAWTON, GINGER	\$28.75	\$286.61	\$315.36
162.09-1-31	DENNIS MINK	\$67.43	\$221.68	\$289.11
162.09-1-44	ALEXANDER, SARA	\$155.68	\$483.34	\$639.02
162.09-1-66	GREGORY KRAUZA	\$159.44	\$591.66	\$751.10
		\$7,256.98	\$22,310.25	\$29,567.23

RESOLUTION 05-2021

APPROVAL OF 2021/2022 GENERAL BUDGET

WHEREAS, THE Mayor has presented the 2021-2022 General Budget to the Village Board, and a Public Hearing having been held on April 21, 2021, as provided by law,

NOW THEREFORE, the Village Board of Trustees adopts the budget for the fiscal year commencing June 1, 2021 and ending May 31, 2022 making appropriations for the conduct of Village Government and establishing the rates of compensation for officers and employees for such period. Employees will receive a 3% pay increase.

NOW THEREFORE, BE IT RESOLVED THAT there be levied and assessed against the real property of the Village of Brocton the following sums for Village Government and other charges for the fiscal year 2021/2022 at a tax rate of \$9.705737 per thousand assessed valuations.

Total Taxes:	\$257,934.00
Delinquent Water/Sewer Charges:	\$ 29,567.23
Total Real Property Taxes & Other Charges on the roll	\$287,501.23

BE IT FURTHER RESOLVED that the Village Clerk-Treasurer be and is hereby directed to levy, assess and apportion upon the real and personal property liable to taxation of the Village of Brocton a tax rate of \$9.705737 per thousand dollars of valuation upon said assessment roll and

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to execute a warrant to the Village Treasurer as required by law, and

BE IT FURTHER RESOLVED that the warrant to the Village Clerk-Treasurer be executed and delivered 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 warrant is executed and delivered to Village Treasurer as required by law.

NOW THEREFORE, the Village Board of Trustees adopts the budget for the fiscal year commencing June 1, 2021 and ending May 31, 2022 making appropriations for the conduct of Village Government and establishing the rates of compensation for officers and employees for such period.

The Village of Brocton hereby approves the 2021 – 2022 General Budget in the amount of \$721,743 with expected revenues of \$313,809; \$150,000 from the unreserved fund balance and \$257,934 to be raised from taxes.

AND BE IT FURTHER RESOLVED, that copy of said budget is attached to these minutes.

Resolution introduced by Trustee Mark Belcher, seconded by Trustee Craig Miller with the following votes cast:

Trustee Greg Borst	<u> AYE </u>
Trustee Bryan Woleben	<u> AYE </u>
Trustee Mark Belcher	<u> AYE </u>
Trustee Craig Miller	<u> AYE </u>
Mayor Art Miller	<u> AYE </u>

5 ayes

 0 nays

 0 absent

Dated: April 21, 2021

Scott Jagoda
Village Clerk/Treasurer

RESOLUTION 06-2021

APPROVAL OF 2021 – 2022 WATER BUDGET

WHEREAS, The Mayor has presented the 2021 – 2022 Water Budget to the Village Board and,

WHEREAS, a Public Hearing having been held to review the 2021 – 2022 Water Budget on April 21, 2021,

NOW THEREFORE BE IT RESOLVED that the Village Board of Trustees hereby approves the 2021 – 2022 Water Budget in the amount of \$333,446 with expected revenues of \$320,060 and \$13,386 from the unreserved fund balance.

Resolution introduced by Trustee Greg Borst, seconded by Trustee Bryan Woleben with the following vote:

Trustee Greg Borst	<u> AYE </u>
Trustee Bryan Woleben	<u> AYE </u>
Trustee Mark Belcher	<u> AYE </u>
Trustee Craig Miller	<u> AYE </u>
Mayor Art Miller	<u> AYE </u>

 5 ayes

 0 nays

 0 absent

Dated: April 21, 2021

Scott Jagoda
Village Clerk/Treasurer

RESOLUTION 07-2021

APPROVAL OF 2021 – 2022 WASTEWATER BUDGET

WHEREAS, the Mayor has presented the 2021 – 2022 Sewer Budget to the Village Board, and

WHEREAS, a Public Hearing having been held to review the 2021 – 2022 Sewer Budget on April 21, 2021,

NOW THEREFORE BE IT RESOLVED that the Village of Brocton Board of Trustees hereby approves the 2021 – 2022 Wastewater Budget in the amount of \$474,195 with expected revenues of \$468,500 and \$5,695 from the unreserved fund balance. Employees will receive a 3% pay increase.

Resolution introduced by Trustee Craig Miller, seconded by Trustee Mark Belcher, with the following vote:

Trustee Greg Borst	<u> AYE </u>
Trustee Bryan Woleben	<u> AYE </u>
Trustee Mark Belcher	<u> AYE </u>
Trustee Craig Miller	<u> AYE </u>
Mayor Art Miller	<u> AYE </u>

 5 ayes

 0 nays

 0 absent

Dated: April 21, 2021

Scott Jagoda

Village Clerk/Treasurer

RESOLUTION 08-2021

APPROVAL OF 2021 - 2022 ELECTRIC BUDGET

WHEREAS, the Mayor has presented the 2021 – 2022 Electric Budget to the Village Board and

WHEREAS, a Public Hearing having been held to review the 2021 – 2022 Electric Budget on April 21, 2021,

NOW THEREFORE, BE IT RESOLVED that the Village of Brocton hereby approves the 2021 – 2022 Electric Budget in the amount of \$957,098 with expected revenues of \$884,200 and \$72,898 from the unreserved fund balance. Employees will receive a 3% pay increase.

Resolution introduced by Mayor Art Miller, seconded by Trustee Bryan Woleben with the following vote:

Trustee Greg Borst	<u> AYE </u>
Trustee Bryan Woleben	<u> AYE </u>
Trustee Mark Belcher	<u> AYE </u>
Trustee Craig Miller	<u> AYE </u>
Mayor Art Miller	<u> AYE </u>

 5 ayes

 0 nays

 0 absent

Dated: April 21, 2021

Scott Jagoda
Village Clerk/Treasurer

RESOLUTION 09-2021

BUDGET TRANSFERS

WHEREAS, the Village Board of Trustees has reviewed the recommendations from its auditors/accountants, Bahgat/Laurito-Bahgat, regarding budget transfers which are set forth in their letter dated April 17, 2021 and find said recommendations to be in order,

NOW BE IT RESOLVED; the following budget transfers as set forth in said letter are hereby approved;

GENERAL FUND

\$150 From A1990.4 Contingent Expenses to A1910.0 Unallocated Insurance
\$120 From A1990.4 Contingent Expenses to A1920.4 Municipal Association Dues
\$50 From A3410.2 Fire Protection Equipment to A3410.48 Fire Protection Liability Insurance
\$500 From A5142.1 Snow Removal Personal Services to A5410.1 Sidewalks Personal Services
\$1000 From A9010.8 Employees State Retirement to A9050.8 Unemployment Insurance

SEWER FUND

\$50 From G8110.4 Sewer Administration Contractual to G1910.0 Unallocated Insurance

WATER FUND

\$25 From F9060.8 Hospital & Medical Insurance to F1910.0 Unallocated Insurance
\$500 From F9060.8 Hospital & Medical Insurance to F8310.4 Water Administration Contractual
\$2000 From F9060.8 Hospital & Medical Insurance to F9030.8 Social Security

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

__4__ ayes __0__ nays __0__ absent

Date: April 21, 2021

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 Greg Borst to approve March 17th regular meeting minutes as presented in written form. Vote was unanimous, motion carried.

A motion was made by Trustee Craig Miller, seconded by Trustee Mark Belcher to approve April 6th Planning Board 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.

A motion was made by Trustee Craig Miller, seconded by Trustee Bryan Woleben to enter executive session at 7:48pm to discuss personnel regarding a new hire, voting was unanimous, motion carried.

A motion was made by Trustee Bryan Woleben, seconded by Trustee Mark Belcher to enter back into regular session at 8:13pm, voting was unanimous, motion carried.

A motion was made by Trustee Bryan Woleben, seconded by Trustee Mark Belcher to authorize the Mayor with the assistance of the Clerk to hire a part-time office clerk with a 6-month probationary period at the pay-rate of \$15.00/hour, voting was unanimous, motion carried.

With no further business brought before the Board, a motion was made to adjourn the meeting at 8:14pm p.m. by Trustee Bryan Woleben seconded by Trustee Craig Miller. Vote was unanimous, motion carried.

Respectfully submitted by,

Scott Jagoda
Village Clerk/Treasurer