

**BOARD OF TRUSTEES
OF THE VILLAGE OF FREDONIA
WORKSHOP MINUTES
9-11 Church Street
Fredonia, NY 14063
July 27, 2026
4:30 P.M.**

Trustees in attendance: Trustee Brauchler, Lazarony, Wandel, and Mulholland

Mayor Ferguson-Yes, before we get going tonight or this afternoon, it's not night yet. We have a special presentation. So, LeeAnn you want to take the floor?

Kenny Porter Employee of the Month

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

BE IT RESOLVED that for the month of July 2026 at the Village of Fredonia, Kenny Porter of the wastewater treatment plant, is named Employee of the Month for his outstanding service to the community and fellow employees.

LeeAnn Lazarony-Kenny, congratulations. Will you come up, please? He is surprised.

Kenny Porter-Thanks, this is for me?

Lazarony-Thank you so much. Thank you for what you do for our community, we appreciate it.

Mayor-Hey, how long have you been here?

Porter-28 years

Lazarony-Oh my goodness

Mayor-For those of you who are on the air or for those of you who are here in the room, Kenny works at the wastewater treatment plant and has been an incredible, valuable employee to this community for as you heard, 28 years. So, God Bless you, Kenny.

Lazarony-Isn't it nice to be recognized by your peers? Because your peers are the ones who suggested you be the employee of the month.

Mayor-That's right. Thank you for your service, we greatly appreciate it. So, Kenny's going to be taking us out to dinner now thanks to LeeAnn. We appreciate that. So, we have some important business to get to today.

Lazarony-Um, excuse me, mayor. Kenny, you don't have to stay for the rest of it. That was all we needed you for. So, you're certainly welcome to, but it's kind of boring. So, that's why we needed you here.

Porter-Thank you.

Mayor-Thank you and congratulations. And thank you to Trustee Lazarony for putting that award together. I think that's number four or five so far. February, March, April, May. We missed one month. So, it's seven months. There you go. So, taking a look at tonight's menu, we're going to go through our resolutions, our department reports, and new business which is scheduled for the workshop, but we also have guests here tonight from Fredonia Farmers

Market, Fredonia Farm Festival, and Festivals Fredonia. So, we will be going through some discussion with them as well. So, let's start with resolutions.

Lazarony-Are we approving them tonight?

Mayor-No

Lazarony-No, we're just talking about them, right?

Mayor-Yeah

Lazarony-Okay, I just wanted to make sure.

A. RESOLUTIONS

1. LaBarbara & Kowski Training

Ben Brauchler-Now, that's in their training budget?

Erlyssa LeBeau-Yes

Brauchler-Then we should be good to go

2. Luis Fred Training

Mayor-Next one is Luis Fred's training. Luis could not be here tonight. He had an employee quit, so he's filling the position until a new hire is put into place.

Lazarony-How long is it? Oh, it says September 14th-17th.

Mayor-It's two and a half days, that's what it is. Yeah, it's here in Chautauqua County. The same one Dave is going to.

LeBeau-No, that's different

Brauchler-No that's different. This one's in Buffalo and that was already budgeted, also?

Lazarony-Yeah, okay.

3. ESD Grant resolution

Paul Wandel-Just a comment on this, mayor. This is an application, so the public knows for, it's called an ESD grant which is the Empire State Development. This would trigger potential funding for our needs here in the village, for our infrastructure needs and there is a deadline coming up, I believe late July.

Mayor-Yes, very soon.

Lazarony-So, there's an equity contribution of 10%, correct?

Wandel-Yes

LeBeau-Yes, I actually think that one is due today.

Brauchler-Well then, we can vote on that today

Lazarony-So, if we could have just a little more discussion.

Mayor-Certainly

Lazarony-When it says that the proposal is 1% of \$10,000 non-reimbursable commitment fee based on the grant awarded amount due when the application is executed or the documents for processing the award? Is that in our budget? Like, do we have funding for that at this point?

LeBeau-No

Lazarony-So, we are going to commit to something that we don't have the money to pay for? Which is like putting the cart before the horse. I understand that sometimes you have to commit to things to get things done, but that puts us at a huge disadvantage when it comes time for the grant amount to be due. I don't know, I am just a little concerned about putting the Village at jeopardy in that financial capacity. It's going to come down to all these grants are going to

require some funding from the village to get the grant. So, how do we as a board, how are we going to do that?

Brauchler-Can we fund it through that bonding that we are taking out for the non-granted cost?

Lazarony-Is there a breakdown of what we're going to bond for this project? I guess what you're saying is that part of the bonding we are going to do?

LeBeau-So, actually LaBella has been working on all of this and as far as the bonding goes, it really depends. I don't have the details on this particular grant, but it really depends on the grant. Some of them you are able to use the other funding for these types of things, the matching part, and some you're not. So, I am not sure if this is one or not.

Lazarony-I just feel like, I am not opposed to the project. What I am opposed to is that we don't necessarily have the funding to move real fast with this because I am certainly not going to come back to the village and say, we're going to raise your rates 54% to pay for this grant.

Wandel-Erlyssa, what would it be for just the application alone, which I think you even said might be due today? What would we have to?

LeBeau-So, it's promising a \$10,000 non-reimbursable commitment fee, but it's based on a grant award.

Mayor-So you won't know until if and when they let you know if you receive the grant. That's Empire State Development.

Lazarony-So whether we get the grant or not, we have to give them the \$10,000?

LeBeau-So, no, only if it is awarded.

Wandel-So the app fee would be \$250? Okay. So, let's do it, that we can swing.

Lazarony-Okay, but if we do it and then we get awarded the grant, we have to come up with the \$100,000 is that right?

Brauchler-No, \$10,000. Well, 1% is \$100,000

Lazarony-It's 10% of the required equity contribution of one. Oh, it says on 10% or \$100,000 to the project and an application fee of \$250 payable when funding document and initiative proposal and a non-reimbursed \$10,000 non-reimbursable commitment fee base. So, they are saying that if we get this grant, it could be up to \$100,000 that we're going to owe. We have to pay that to go along with the grant. That's our cost.

Brauchler-Well the \$100,000 it looks like is the money that we are spending on the project.

Lazarony-I understand that, we don't have \$100,000 for that project at this point in time. Right?

Brauchler-Well, technically we do have the promise of \$17, well now I think it's \$19 million towards the \$17.5 million dollar project.

Mayor-So, that's already in place. We just another 1.5 million towards that. So, this would come out of that.

Lazarony-I am just stating the obvious of, you get grants, sometimes they are matching grants and sometimes you have to put 10-20% and make sure that you're going to have some stake in the game to get the money.

Wandel-Trustee Lazarony, I think in terms of leveraging a small bit of money to possibly accrue a larger sum of money.

Lazarony-I understand.

Wandel-It is vital to the project.

Lazarony-It is vital to the project. I am just saying how are we going to answer that we've already committed to spend those millions of dollars.

Brauchler-So, since we are doing that anyway, that \$100,000 is just a tiny piece of it.

Lazarony-My understanding is when we haven't committed to spending millions of dollars yet. We're looking for money to be able to say that we're going to do it and that's how we are going to pay for the project.

Mayor-The project is \$17.5 and we've got over 19, close to 20 already.

Lazarony-I'm not here to argue. I'm just stating the fact this is going to cost this money. That's all I am saying.

Brauchler-Absolutely is

Mayor-Without a doubt. That's the misconception of a lot of the word grant in many cases. Many people think we get a grant, it's free, nothing is free; very few grants are. An award is free; grants are not free and can be anywhere from 10 to

Timothy-Mulholland-Sorry, it says, you know, in the resolution it says; I think the problem here is that it says upon execution. So, I am comfortable authorizing an application, but you know it goes farthest way to say upon execution; when it ultimately gets awarded. Couldn't those be two separate resolutions?

Mayor-The execution, I believe, is through the LaBella contract that we've already entered into for the project.

Mulholland-Okay

Mayor-Yeah, so they are two separate deals, but the LaBella contract has already been passed by a former board.

Mulholland-I don't, I feel a little uncomfortable, you know, if we don't have cash on hand, you know, to commit to that within this resolution.

Lazarony-I would like to see from LaBella a financial breakdown of the structure of everything like our grants and whatnot. What I mean is that I hear numbers all the time, but I don't have it. I am a paper person; I like to see the breakdown.

Wandel-I believe that's even on our village website page, the presentation they gave.

Lazarony-Now I am talking about just for the board, just for clarification in terms that everybody can take in. I just don't, I am not against the water project, I want to make sure.

Wandel- I understand the questioning. However, what is our time deadline if we have to have this in?

Mayor-Hope it's not five o'clock, folks.

LeBeau-I think the email that we received from LaBella, I am not sure which person sent it, stated that the last day we could do the resolution was today. I am looking to see if I can find the actual due date.

Mayor-Oliver and or Jen from LaBella. Not our Jen, Jen from LaBella.

Brauchler-Other than the \$250 application fee, is there anything we have to do immediately to make a payment on this or is that dependent on receiving the agreement?

Lazarony-It's award dependent

Brauchler-So, are we allowed to, I guess, decline the award?

Wandel-I was just thinking about that, what could be our potential out? We could say, hey, you know what? We don't have the, I don't know whatever the sum would be at that time. What do we lose? A \$250 application fee plus the work that LaBella's funding department has done for us?

Mayor-We are already paying for the grant writer.

Wandel-So, it does leave us an out.

Mulholland-If there is an out, that is great, but based on the wording of the resolution, it didn't look like that and that's why

Lazarony-No, it does not.

Brauchler-I would think that well

LeBeau-Well you can always not accept the grant that you're awarded, so that is an option. Unless you execute the grant, you just pay the application fee of \$250.

Lazarony-The application fee is payable when funding is documented in an incentive proposal and a 1% \$10,000 non-reimbursable commitment fee based on the grant award amount due when the applicant executes documents for processing the award. All right.

Brauchler-So until we actually process the award.

Lazarony-I just wanted everyone to understand that we are committing to a lot of money that we are not necessarily. Yes, all of these monies coming in like this right?

Wandel-Like in this project there are certain assumptions and certain variables that we don't necessarily know. People often ask what's the cost of water going to be when we do the interconnect? You know, we don't know that three years down the road, we don't know that. So, we're basing our responses right now on what we do know. So, we have to forecast to some degree with, you know, the intelligent reports and data that we have right now so that we can provide the best information. That's really an assumption, so you know anytime you do a project, you have to make certain assumptions so I understand your concerns, they're valid, but I think \$250.

Lazarony-I am not worried about \$250, I am worried about the \$100,000 here or the \$10,000 and all we are seeing right now is letters saying that we're going to get this money, we're going to get that money. There's no accounting, right? Like we don't have a spreadsheet yet of this all. Like an accounting.

Mayor-There's very much an accounting

Lazarony-Well, not that we see

Mayor-No, that's what LaBella is paid for, right? They give it to us.

Lazarony-Right, all I am saying is maybe we need to see that accounting. Okay, that's what I want to see, I want to see the accounting.

Wandel-Okay, fair enough.

Lazarony-Okay and this is time to discuss it.

Mayor-Workshop is the perfect time to discuss it.

4. Budget Transfer Tree Removal

Lazarony-So, you're taking it out of the shade trees and putting it in the removal? Is that my understanding?

LeBeau-We are taking it out of street capital and putting it into shade trees.

Lazarony-So is that for removal or planting?

LeBeau-Removal

Lazarony-Okay. So, planting has been done already.

LeBeau-The account is for either or, planting or removal.

Lazarony-I don't know, I spoke to Jennifer about looking into putting out for bids for a tree person that would have our contract for the year to come in and take care of the trees around the village that our DPW can't take care of. Could you check to see if she got anything back on that?

Jenness Merrill-I haven't heard anything about a yearly cost. I know she always sends out like three to five for individual ones.

Lazarony-I know she did send it out.

Merrill- Okay, we haven't heard anything back about the year.

Lazarony-I think that's a smarter kind of idea for us to have somebody that we've already contracted with for the year. We know what our cost is going to be. It could include coming in and cleaning up when a tree falls or whatever. We used to have a contract like that.

Mayor-We also have a big issue on Main Street. While Main Street looks beautiful, I am guessing it had to be well over 30 years ago, the wrong trees were planted; I am assuming they're oaks or maples on Main Street in front of the stores. They were supposed to be six-to-seven-foot trees that you could still see the stores, you could still see the signage, and still see the activity on the street. They look great, but they're covering up the businesses in the community.

Merrill-We can see about some sort of flowering tree that aren't supposed to get any bigger than they are.

Mayor- Well, we can, nobody is talking about ripping them out by any means, but we can talk about trimming them down so that at least we can see.

Lazarony-So, if we contracted with a tree company to come in and clean up our trees so that we don't have the issue of every time the wind blows, we have these calls of all of these trees down everywhere. I'd like to see that we can do that because, I think it would be cheaper in the long run for us to contract with one tree service. We have already gone out to bid and then we just pick up the phone and say "Hey, a tree came down." But then, they do their due diligence throughout the year where they come in and trim and take care of the stuff that's low, you know, low hanging stuff that's going to cause a problem. So, yeah, let's work on that.

Mayor-I am not saying that it's not a good idea, but now you're adding costs that we don't currently incur.

Lazarony-But we do incur

Mayor-But it is a service that is needed

Lazarony-But we do incur them because sometimes we have to hire people to come do the trees, clean up the trees.

Brauchler-As in this case

Lazarony-Right

Mayor-I will say when we have had our floods here and things of that nature, the local tree company has come and, in some cases, done some of the work gratis, not always and we are not asking them to do for gratis, it's just there's additional cost to everything we are talking about.

Lazarony-I understand that, just some, that's just like if we have to contract with a backhoe company to come do the street if we can do it ourselves, it saves us a lot of money. But, sometimes we can't so we have to contract it out. If we had one contractor that we took a bid on and we budgeted it the way it should be budgeted, then we don't have to call somebody and they're going to charge us \$3,000 to come take a tree down. It's already included in our budget.

Brauchler-Yeah, I think it's a good idea. Let's definitely pursue that.

5. Tim Fisher Training, Fire Dept-

Joshua Myers-I will talk on this for him and Levi, because it's not something we see every day. So, they have to attend a Firstline supervisor training program. It is required by law, a legal mandate for career officers to go to once they get promoted. Technically, they are supposed to

go within the first year or two, but we do what we can. So, the good news is, this is normally a four-week program; which really hurts a department of our size with overtime. But, last year, I was successful in getting them fire officer one and fire instructor one, locally. So, they will just have to go to the two-week program. So, they'll be going down there. It's a New York state course, so it's free; free board, free meals. The only thing we pay for is payroll. They will be going down the second week in August for that.

Mayor-Thank you.

Lazarony-Mayor, we missed one. The H&K Service chlorination project.

Mayor-That's not on my paperwork, actually.

Lazarony-It's under the street capital for trees.

Brauchler-Oh, the isolation valve for the chlorination system.

LeBeau-Oh, I didn't list it.

Mayor-That's why, you didn't list it.

6. Chlorination project change order

LeBeau-So, it's a change order for the chlorination project. Would you like to speak more, since you are more involved in that?

Wandel-Yeah, I do. I can comment on that briefly. Two items that were added to the chlorination project. There's a need for an isolation valve in the chlorination room. There's a 300-gallon shower water tank that has a disconnect, but you have to climb a 10-foot ladder to reach it. We don't feel that is safe. So, the idea is to add an isolation valve in the chlorine room such that if a leak occurs, and one has. Often when you first commission things, you get plumbing leaks, but for worker safety, we are saying to just add this isolation valve in the chlorine room as well as a disconnect for the chlorine room exhaust fan. Both are safety related items and both are needed. So, I have reviewed it on-site a couple of times, spoken with LaBella engineers and it costs \$2,673. There is an allowance or Erlyssa, maybe you can help me, I don't know what the balance is in the allowance fund.

LeBeau-So, actually when I was reviewing this one, it was outside of the contract.

Wandel-So, it was in addition to?

LeBeau-The contract for H&K was \$384,000 and then it says that the increase of this change order is \$2,370 and the contract price changes too. So, we are now outside the contract price. It is in addition to what we have already paid. There's no more allowance.

Wandel-So, our contract allowance is 0?

LeBeau-Correct

Wandel-Currently

Brauchler-okay so this would be additional. This would be something that would be appropriate to tap our reserve water fund.

LeBeau-Well, he has some money in the contractual line or the repair line for the plant.

Brauchler-All right

Wandel-So, that would be the same line, for example, that we just voted on the Siemen's annual contract.

LeBeau-Yep

Wandel-Right, same thing, so maintenance. Yes, okay. Yeah, I just wasn't sure if it could come out of the allowance.

LeBeau-It could have, if there was any left.

Wandel-So, this could come out of contractual.

LeBeau-Yeah

Wandel-Okay

7. Levi Wright Training, Fire Dept

8. Town of Pomfret Water/Sewer District Extensions

9. Town of Pomfret Addition of Sewer District No. 6

Mayor-So, I did ask the town of Pomfret supervisor Pacos to be here tonight for a couple of reasons. One is for the event discussions and the other, Dan, do you want to explain what we are looking at here? I know we have already discussed it, but since you're already an honored guest tonight, if you want to give a brief explanation on the sewer extension number six.

Dan Pacos-Sure. So, the contracts for our current sewer and water districts expired in December of 2025 with the exception of our North End Water District because that was a 40-year contract. So, we're looking for an extension of the current contracts for another five years. And then sewer district number eight is a new sewer district. When the west side of Johnson Street was developed, the sewer district was not extended down for the last four homes. We are requesting a contract for a new sewer district that the town created for one home.

Mayor-Okay, it's one home. For those of you that don't know, Johnson Street splits the village and the town and I get to pay taxes in both like all of us. My side of the street is Ventura, the opposite side of the street right down the middle is Johnson. When Ventura was built, I believe by Alan Dolce many years ago, they were asked to take part, but there was really no development on that side of the street, so everybody put in their own septic systems. Now some of those septic systems need help, so it's one house that wants to connect to us and that's at their cost.

Pacos-The reason that it is one instead of four, if we create the sewer district to include all four; they have to connect. So, we did not want to force the neighbors that aren't having problems with their stuff; one just put in a brand-new system.

Lazarony-So, we're creating a whole another district, is that what we are doing?

Pacos-The town created a district. We're asking for a contract with Fredonia for the wastewater treatment.

Mayor-We discussed it last week, so yeah.

Mulholland-But that's what you're talking about right now, number eight? The other one's about number six, right? Well, I mean sewer district number six.

Mayor-Yeah, we have a contract. Sewer district six is separate. There's, it doesn't exist yet, that particular one. Number seven was our contract with the Town of Pomfret for water and sewer; which we provide for them. And in about two years' time, we're not going to need that anymore. But right now, it needs to be extended so we can collect their money and they know what they're supposed to be doing.

Pacos-We still need the sewer contracts; we still have sewer contracts.

Lazarony-So, it's kind of confusing, you created sewer district number eight, correct?

Pacos-Number six

Lazarony-Number six, okay.

Pacos- Number seven already exists. No, I think on the initial paperwork, they labeled that wrong. I think they labeled it as number eight, but it's not. It's actually number six if I remember rightly.

Lazarony-Okay because that's a little confusing. Like 678, or what's the contract?

Pacos-What does the contract say?

Lazarony-I don't know.

Mayor-I have it right here, it says right here, agreement made on the first day of January 2026 between the village of Fredonia municipal subdivision, state of New York here and after called the village and the town of pomfret, a municipal subdivision, state of New York here and after called the town. Whereas the Town and Village previously signed a water purchase agreement dated January 1st, 2021 to the sale of water to the Town of Pomfret for Berry Road water district purchased by the village and whereas there have been negotiations between the parties to renew set agreement whereas the town and village desire to renew said agreement on the following terms and conditions.

LeBeau-There is the resolution six in the contract as in the paperwork here.

Lazarony-So, when does the other sewer contract expire?

Pacos-They did December 31st.

Mayor-December 31st this year, and we have not renewed them yet.

Pacos-Correct. So, that is why we submitted the extension request.

Lazarony-So, most are an extension, except sewer district six is a new contract? Is this agreement to go ahead and continue the contract for the sewer district?

Pacos-Yes.

Lazarony-So, then there would be no discussion, we're not looking to review or change anything?

Mayor-Well that one, we don't vote on until Monday. When we talked last week, you decided that you wanted to vote on the district number six since it was only the one house, today. That was the discussion at the last meeting.

Lazarony-Okay, because I am a little confused about all of this. That's why I am trying to clarify so that I can make an informed decision about the resolution.

LeBeau-So the number seven resolution, Town of Pomfret water/sewer district extensions are just for everything in here besides that sewer district number six.

Lazarony-So, we are just extending that? We are not negotiating anything?

Mayor-That's your call. We have got to make a decision.

Lazarony-No, I know right. There are no changes other than that.

Mayor-The sewer district, they will always need a contract with us because it all goes to Dave's house.

Lazarony-No, I know.

Mayor-The water, obviously, you know, as things go as planned in two years we won't need that extension. I mean we won't need that contract. But they will definitely need the sewer. So, this is something that is going to have to be discussed and addressed within the next seven days; the water extension.

Lazarony-The water extension, I can understand you're going to probably need that for maybe two years, if that's right? Because that'll be on the new line, correct? On your new line or our new line?

Pacos-It will be ours.

Lazarony-It'll be yours, you're already looped and you're going to start buying water.

Pacos-Yeah, we are not there yet.

Lazarony-So, does that, is that going to be included in your loop, that street, that sewer and water district's going to be looped in with you, correct?

Pacos-Not with the village, correct.

Lazarony-I mean, we will all be looped in together eventually, but they are going to be separated for some time.

Pacos-We're replacing the line on Johnson Street with a new town line.

Mayor-And that will always be our sewer line.

Lazarony-I know that I am talking, I just mean the water line. So, you're asking us to just extend the contract until you guys replace that line and connect with North County.

Pacos-The proposed extension is a five-year agreement which should cover through when we move and sewer districts also for five years.

Wandel-So potentially two out of the five years then.

Pacos-Right. Yeah, depending on how the project goes.

Lazarony-Okay, we have a week to discuss it, right? Well, was that something you wanted to do tonight?

Mayor-Well the district connection was the one so they can get ready to do that. So, that's going to be with us no matter what. And that's the house on Johnson.

Lazarony-I don't have a problem with approving the connection for that, right, what I want to make sure is that we're not extending those contracts without looking at them. I don't even know what those contracts say. I would really like to do a deep dive into them before I vote on something. I don't want to.

Mayor-That's why we are presenting them tonight, so everybody can take a look at them.

Lazarony-Right.

Mayor- Yeah, we don't expect anybody to vote on it tonight.

Lazarony-Right, but it's just the contract for the sewer district number six is modeled after the contracts for the other existing districts. So and I am not trying to be difficult. I feel like I am the only one asking questions here. The problem is that I've never seen those contracts and I need to go get them and look at them. There's so much confusion about the district rates and all that stuff. And I have talked to Dave about it. The town pays 15% over the bill rate for water and sewer. So, I get what you're saying completely.

LeBeau-Can we just authorize the addition of the sewer district without authorizing the agreements, or the connection I guess is what they are looking for?

Melanie Beardsley- We're looking to structure the authorization subject to the approval of the terms and conditions of the contract.

LeBeau-I understand what you're getting at.

Lazarony-Do you understand what I am trying to say?

LeBeau-Absolutely.

Lazarony-Glad somebody does because I feel like I am out here on my own.

Mayor-Because you confuse the hell out the rest of us.

Lazarony-No, I am just saying that we're going to, I don't want to just. Let's do it all together.

Mayor- I know what you're saying, I understand.

Lazarony-We're new, Christine's not here. I'd like us all to have a chance to look at it and understand it all and not just piecemeal approve things for signature.

Mayor-Sure.

Lazarony-We should do it all in one like the sewer district, contracts should all be the same.

Mayor-Good luck with that because the PPD sewer contract is totally separate from all of this.

Pacos-That's not with us. We actually sent this over months ago and have been waiting on approval.

Lazarony-If you guys want to approve it, that's fine. The addition of that house, yeah, I don't have a problem with that.

LeBeau-Melanie, could you create a resolution?

Lazarony-That's fine, it's the extension of the contract.

Mayor-The extension of the contract is what we're working on. If you wanted to vote on allowing that addition, you can do that today; which we said we we're going to.

Pacos-That's a separate contract; it's not an extended contract. We're being told that we can't allow the house to move up until we have a contract for the service within district number six.

Mayor-Which is one house

Lazarony-And that is not part of the PPD.

Mayor-No.

Lazarony-I don't know who made this all confusing.

Mayor-Many moons ago

Lazarony-Here we got 15 different sewer districts and whatever.

Pacos-Well in the town, you need either a water or sewer district if you're going to hook into a municipal utilities because it's different than the village. Not everybody in the town has municipal water or sewer. They have to be in a district in order to hook up because if they don't pay their bill, we need legal authority to put it on their tax bill. If you're not in the district.

Lazarony-I totally understand that. It just seems like they should have just extended the district that they already had instead of making 15 districts.

Mayor-I agree

Pacos-One would have thought, welcome to our world. We would have extended the district down instead of creating a new one, but it would have forced the other three homeowners to hook up at a considerable expense.

Lazarony-Thank you, thank you for letting me take up the time.

Mayor-So did you want to do that today then or did you want to wait until Monday to do that? We have already delayed in one week or actually we delayed a long time on that.

Lazarony-While she does that, I guess we should move on right? I don't have a problem with doing it today.

Mayor-Okay, we'll come back to that on a vote.

B. DEPARTMENT REPORTS

Code Enforcement Office –

Charles LaBarbera-The hospital is going good, foundations are in. They're doing underground plumbing, site work in being done. They're onto retention plans and stuff. The parking lots are graded, but not blacktopped yet. Crosby's is going really good and the apartments on Middlesex are slowing moving along, so quite a bit. Busy, busy month.

Mayor-One of the grants that we issued with the New York Main Street grant on Water Street, which used to be Jim's Cleaners plans to be open in time for Red, White & Blues; which should be exciting to have another new restaurant opening up there. Construction is currently ongoing, had the chance to speak to the owners the other day and they have some exciting ideas and some

great things are going to be happening in that area very shortly; which is another reason to get that parking lot taken care of as quickly as we can.

Wandel-Question on the Middlesex backup generation. Where are we at on that?

LaBarbera-I have the plans in my office now; they are reviewing them. They changed them up a little bit. They're putting them inside the garages; putting units up inside the garages instead and redoing the garages.

Wandel-The same type of system?

LaBarbera-Yeah, yeah.

Wandel-Yeah, that's the best system. Okay. So opposed to having a sort of a crudely fabricated border, we're going to have them enclosed in a garage space, right?

LaBarbera-They'll put one in each garage unit.

Wandel-So, that looks okay to you?

LaBarbera-I'm just reviewing it now and have to talk to the Chief about it.

Wandel-Alright, thank you.

LaBarbera-I think that it will be okay.

Wandel-Okay, tell Tom thanks for being on site at the hospital almost all day every day.

Appreciate the work. They are moving real quickly.

LaBarbera-We have our zoning meeting set for the 11th of August. It's for a new digital sign, so the sign law that we made changes to. We have an applicant coming in front of the zoning board for a special use permit. The planning board already reviewed it and gave their thumbs up. So, I am thinking that the law is done, right? Or are we still in the ten-day period from the time we sent it out to the secretary of state.

LeBeau-we're good.

LaBarbera-Okay.

Mayor-You can thank Melanie for helping us get that work done. So, our legal counsel is here tonight, which is great.

Jenness, how are you?

DPW-

Jenness Merrill-Good, busy guy. Well since last we spoke; we've repaired three water brakes. One was an old service that was leaking near the hydrant on Norton Street. The hydrant had been hit by a car that was parked in the driveway there. Luckily, it survived. The second water break was on Cleveland Avenue where the water wasn't visible, but it was pouring and we repaired that and we did one on Lambert in front of the college. We had a resident report a problem at the Hamlet street pavilion and we resolved that. It appears that we have people sleeping in the pavilion, it's been four or five days now.

Mayor-Which one is that?

Merrill-Off the street behind a bench and we have gone in the morning to check these before they get too crazy. We have caught two people sleeping there each time we've been there. So, I can imagine they're sleeping there when we don't check. We reached out to several contractors about getting more quotes for the Forest Place culvert. Today, we have not gotten any other quotes in.

Mayor-On that topic, just to let everybody know, we got a request to consider no parking on Forest Street just because when one car goes down, it is a pretty tight fit. Cars on both sides are nearly impossible. So, it's a request by a resident. I said, "Send in letter, bring it forth and we'll put it through our police and all the legal and everything we have to do to talk about it". But it is quite tight on that street. Jen, is there anything we can do to accelerate the quotes?

Merrill-I think Erlyssa is going to bring up the emergency funding.

Mayor-Okay

Merrill-The last of our pickup trucks is going for inspection, scheduled for Thursday. So, we'll have all of those up and running legally. We have been meeting or trying to meet with a couple of vendors for snowplow parts. The guys informed me that the one plow in each of the last two years has had issues especially when it comes to roadcuts or manholes or whatever. Two years ago, it actually bent the frame where it attached to the truck. They tried to straighten it out, but now the main plow keeps catching as they plow. So, we think the whole things tweaked enough where it isn't resting properly. So, I'm having those guys come down, check that out, and then another plow needs a shoe. I want to get a quote from him, maybe replace the plane. We're waiting on a quote for milling and paving the rest of Central Avenue, we asked for those and haven't got those yet. We are trying to work out a plan to get a quote for the east parking lot. Last week Chad and I met with, I forget the gentleman's name, something like Taier from LaBella on all of the interconnects with the Town of Pomfret. Lauren went with us and all of them are open and working. They are all check valves so we can't get any water from through any of them and a couple of them, even though we have the capabilities to supply them, don't supply them just due to elevation and whatnot. But if something were to happen on their end, we could supply them in a moment's notice.

Lazarony-I have a question for you, if we mill and pave Central Avenue, I don't know what that is yardage of millings, right? I have no idea because that is not my forte in life, but if we save those millings and rent a screener at our DPW and we rent the trucks from whoever instead of having them come do all of it; that would save substantial money, wouldn't it? Like if we were to reuse the millings for the east parking lot.

Merrill-To reuse the millings for the east parking lot, what I've generally seen, what they do is they mill and they heat it right up and throw it right back down. So, whatever we get off of Central Avenue will just be our stockpile for road repairs.

Lazarony-Okay, can you reuse them at all? The millings from Central Avenue? Could you use them in the parking lot at the DPW? Is there a way to recycle them to be used there?

Merrill-I would imagine, I don't know. I will have to ask them.

Lazarony-I am just thinking like let's reduce, reuse and recycle as much as we possibly can. I think it would be a good idea to be able to use them, like especially in the east parking lot where I haven't found anything from CHIPS saying we can use CHIPS funds to do that parking lot. So, if we could do it by just reusing the millings and still get it done, I think that would be a better way of going about it.

Merrill-Should, in theory, be cheaper.

Lazarony-I actually have talked to a few people that are DOT, my friends that work at DOT and they said "Yeah, that would."

Wandel-So you're suggesting if the CHIPS funding drops out, then that would be the plan.

Lazarony-It would be a great way to still pave that parking lot and not have it cost as much out of pocket as it normally would.

Wandel-However, concurrently, you're looking into trying to get that CHIPS funding situation to some point of direction that we can, right?

Mayor-I mean the funding from CHIPS just went up this year.

Lazarony-They did, but I'm just saying that my information from CHIPS is that even if we make that a road, they will pay to pave and mill that road, right? And say it's a tenth of a mile, right? Yeah, we are allowed to do that, but if we go ahead and do the rest of the parking lot other than

the road, CHIPS may come back and say "Wait a minute. Your road, we put this road on the map. This road is a tenth of a mile long and you've got this much paving? We're not going to pay for it."

Wandel-That is precisely what we're trying to ascertain right now. And that's can we do it or not, right?

Lazarony-Right, we could do the road part and they may not refund use for that either just because it's such a tiny amount of road. From the man in Buffalo that I talked to at CHIPS, he's the regional guy that would send it up for approval. So, if we submitted all the paperwork to do that right? It would go to him and he's giving me that information. He's in the email that was sent a while ago. So, I have talked to him several times about it just because if we're going to do it, fine. If we're allowed to do it, great. Let's do it. If we can't, then we need to come up with an alternative plan is all I am saying.

Mayor-All right, thank you very much.

Mulholland-Sir, I have one more. So maybe you said it, but if you could say what's one project that you're most concerned about over the next month from maybe your list or something that's top of mind?

Merrill-What I am concerned about over the next month. Sure. Getting the potholes filled in the streets. But like when I do a water break, we don't do any road patching unless we get it done that day and still have hours. Because with the crew that I have everybody goes on the water break.

Mulholland-Sure, okay. So, it's just a matter of like allocation, you know, they're being dragged in another direction, right? Okay and then when you patch these potholes across the streets, are you using existing millings that we have or no? Or do you go get fresh blacktop from the plant and put good stuff down and it seals the road up like a new surface.

Wandel-Jen, what about the water in the backyards? AgriAmerica?

Merrill-We dug that, Doug had tracked it out and then I went up and tracked it out and we both ended up at the same location in the road. We dug the main and the hole was dry. There was no connection, no water in the hole. A lot of times if you dig a hole and it's dry, the water will come in from where ever it is leaking from. Nothing appeared anywhere. So somewhere between where we could hear the water in the parking lot and were following the line out to the main, it wasn't there.

Wandel-So, is it still to be diagnosed?

Merrill-It's; without accusing anybody or anything, it sounds mor like some previous existing line that who knows if it was a house or another part of the factory or something that is somehow being fed that we can't track to the main and they are not aware of it. But, yeah, there's water there.

Lazarony-There's treated water coming out of there.

Merrill-It's going in the main plant and then out and another line goes out the back to the neighbors on Liberty Street.

Brauchler-So, it's coming out of their feed line somewhere.

Merrill-It's coming out of a non-metered line.

Mayor-So, it's not serving any purpose other than to exit the building.

Merrill-Right

Mayor-So, there ya go.

Wandel-So why don't we cap it off?

Merrill-If we could, but it is on private property now. It's all private property now because, I mean, I'd have to start at the beginning of their property and go up through the field to find the potential line.

Mayor-We're losing money, if we're losing water that could cost us money.

Wandel-And unhappy residents

Mayor-So, it's worth the unhappy residents.

Lazarony-A lot of unhappy residents

Mayor-I can guarantee you that the residents that have talked to me would be more than happy to let us go onto their property.

Merrill-So, well, it's not their property.

Lazarony-It's on AgriAmerica's property.

Merrill-The leak is on AgriAmerica's property by appearance, but for us to find what line's leaking, we'd have to start.

Lazarony-So what recourse do we have then from this point forward?

Merrill-I could only think that if there's something, maybe through zoning or whatever that could empower them to look for the leak and fix it? I would think, but then again that's out of my realm, higher than my paygrade.

Lazarony-All right, well I think that's something we need to stay on.

Merrill-yeah

Lazarony-Don't you?

Merrill-Totally

Fire Department

Mayor-Someone who uses water, how's it going?

Joshua Myers-We submitted a Firehouse Subs Foundation grant on July 9th. We asked for \$39,000 or an EMS UTV package. There's no matching. It's a very competitive grant, fingers are crossed. We also submitted a FY2025 AFG grant, assistance firefighters grant for \$13,700 for 20 sets of turnout gear. There's a 10% matching fee, that's always been paid by the volunteers, so that won't fall on the village. We will see how that lies. I will be holding off on buying the two sets of budgeted turnout gear for the results of that grant. If we get the grant, we won't need to expend that. If we are unsuccessful, I still have to buy those. Usually we find out in November, December time frame. So, it would still be about halfway through the fiscal year. The 2001 pumper and the 1999 ladder truck have been listed, they're live on garage.com if you would like to take a look. Last week we reconstructed the volunteer drill schedule. Historically, it has been three Wednesdays a month and no one comes to those drills. It is a waste of time, so we're going to move to once a month, every other month. One will be a Wednesday and the next month it will be a Saturday and the next month will be a Wednesday. So that should help with scheduling problems. Our instructors are putting some good effort into drills and then people are not showing up for them. We locked in our fall proficiency training, September 15th and 23rd. If any trustee or the mayor would like to come, it's going to be in Cheektowaga. Please get with me for logistics. We are doing everything from live fire to bailing out of a window to survival skills. So, it's kind of really cool stuff for you to come see your firefighters in action. We have a volunteer named Cooper Stinger. He completed firefighter one. That's a big accomplishment. That was on our Facebook page. So, if you see him around, please congratulate him. I drafted a pretty long open burning local law that I am going to present to Chuck and then you know go across the board that will kind of iron out some details as far as what the village can and can't do for open burning. It changes the enforcement aspect to the fire department. Which it is

currently not and I understand that back in the day when we had volunteers, that was probably pretty hard, but I'll be; you'll receive that in the near future. Lastly, on July 14th, I sent the board and the mayor an email about the fire flow analysis requesting to see that and a pre and post hydrant flows. I have not heard anything. I don't know if we can talk about that here or someone can point me in the right direction on who to talk to for that?

Mayor-Certainly. Fire flows at the waters, I would imagine that we're going to have to deal with Luis and also Jenness for that.

LeBeau-I will get you a contact from Labella because that's what it was regarding, right?

J Myers-It was

LeBeau-It was the new water project.

Mayor-Okay

J Myers-Yeah, with the pressure reducing valves that they plan on putting in. I have had zero contact.

Mayor-Oscar mentioned it during the meeting the other day. They just haven't been able to get to it at this point.

Lazarony-That was one of the questions that I asked early on is what is our ISO rating going to be and what's our flow rate going to be because I don't want to turn my faucet on and have a trickle. I want water pressure.

J Myers-Yeah. I mean all of that stuff affects ISO, right; which affects homeowners' insurance. That's bigger, right? It's the college, the college has approached me about fire pumps that they might have and if they do need them. I don't know those answers. So, I just, it's time now that I get a seat at the table and have those conversations, if I could.

Mayor-Sure, thank you very much

Police Department

Gregory Myers-Our newest hire just came off of field training, so he is on the road on his own. Officer Ahlstrom, we are proud of him. Speaking to DPW supervisor's observations of people in the pavilions, we do have a population of unhoused individuals around the village. We do our best to educate them and have them understand where they can and can't sleep. Sometimes you find them in upper Russell Joy Pavilion, they walk the trail to the lower Russell Joy pavilion after it's been checked. I know they do like the lower Russell Joy pavilion because of the power outlet down there, so they have the opportunity to charge their phones and their tablets. It's just an observation that in the past, we have noticed some damage in the bathrooms of those pavilions. The people that would be staying the night there, I wouldn't imagine they would want to do that because they utilize it. Again, we will look into it, take care of it. If it's been a couple of days here that's not right, we should be on that. Other than that, I have nothing else, unless anyone has any other questions for me.

Mayor-Um, no, but you're right. And the restrooms are only supposed to be open during the hours of operation. If we are getting people that are leaving them open up after events, or you know picnics and things like that. I know it's tough, it's a tough focus because you only have so many people and the rec department only has so many people that can take care of that. If it's just, and I am hypothetically saying, if it's the rec department that needs to check on that before they check out for the day and there's nothing else going on in the park, then they should lock it up right there.

G Myers-Another question that I have is, is it possible to key the bathrooms to a common key. Each patrol car has six keys on it as we speak for locking and unlocking the doors at night and in the morning. It doesn't sound like a lot, but it is.

Merrill-It is, it's a lot. We used to have them all on one.

G Myers-If you're running with them, you sound like a bell. The other question that I did have, as long as we are sitting here in a workshop, I noticed that maybe it's Lambert, I know that DPW is done at 3-330ish somewhere around there, and we just have to coordinate.

Mayor-they must have shut down the playground program later and they had two bags of garbage that sat there all weekend and that's how we get to. So, either a receptacle that they can put that in until it's empty. But yeah, I came by this morning and the plastic bag ripped open. I tried to pick up most of it, but I know that sometimes when people pick up their kids, they're later than you guys are and the bag sat there on the weekend. So, as you know, we have a short-term minor problem with little furry friends lately. So, we want to make sure we address that as soon as possible so people are aware as well. So, people are aware as well, did we go ahead with the baiting?

LaBarbera-Some of the businesses have baited.

Mayor-We, Chuck and I talked about baiting the back parking lot and charging the individual who cased the issue. We know who it is, we know what it is, and we know what facility it was and we are trying to gain control of that. So, we are aware of the problem and working with the DPW, but we think we will have it wrapped up pretty soon. Plus, the cold weather's coming so they will be going inside soon and you won't have to worry about it, hypothetically.

Recreation Department

Mayor-Recreation department? Does anyone have any updates on that? It has been a very successful program going into its last week.

Brauchler-We don't have anything new from them.

Mayor-Okay, they did a great job. Again, as usual. I know Glenn Colton was in the park last week. Everyone does a great job. They had their nighttime dance get delayed by a couple of days because of the storm, but that went out very well. So, we thank them for everything that they do.

Wastewater Treatment Plant-

David Felt-We finished our first quarter of PFAS testing. Everything was submitted for that. We are continuing the cleaning of the aeration tank and cleaning and maintenance of aeration tank number four. We are making good progress with that. And that's all I have to report on.

Water Treatment Plant-Luis absent, no report.

C. NEW BUSINESS

1. Schedule of Workshops-

Mayor-Just to talk about that, Ben you wanted to bring that up?

Brauchler-Yeah, I think that we need to schedule for a vote on Monday to set the time for the workshops to 4:30, if we are going to do that. Just for the summer we had changed some of them to noon. Let's move them back to 4:30.

Mayor-Obviously between elections and between a couple of other things that went on, we've had a lot of turnovers on the board. As you can see, we have three new trustees in a very short period of time. We tried the 1:00pm deal for one meeting and it just wasn't going to work out for a couple of different reasons. So, we went back today to 4:30. So, yes if you go from there.

Brauchler-Let's move the rest of them for the workshops only.

Mayor-The meeting stays at 6:30 or 6, right?

LeBeau-Six

Mayor-Okay, six. All right under new business, I'd like to talk about the folks that are here tonight, all doing great work for the village with regards to bringing events and things to the

community for many, many years. There's been questions on both sides from both organizations, from all three organizations. We have the farmer's market here who has been working in the park for many, many years in the summer and then in the Masonic temple on Main Street during the winter. There is well, I was going to say Larry Fiorella's Festivals, but it's not Larry Fiorella's, it's Festivals Fredonia. It's their board. Larry is no longer official president correct? Larry Fiorella-Correct

Mayor-Okay, there you go. So, Festivals Fredonia and we have Lauren Boyle who is with us, who graciously took over Fredonia Farm Festival now two years ago. Correct?

Lauren Boyle-Yeah, we are on our third year.

Mayor-Almost in the third year. Okay, so a lot of confusion, not only on everybody's part, including ours to a certain extent, but the laws have been pretty clear over the course of a number of years. So, I am going to take a little time. I want to appreciate, or thank and appreciate Supervisor Pacos's time because he ideally has to give everybody the history of the park and Dan, correct me if I am wrong, I was once. My wife says many more than that, but the park, the Town of Pomfret was incorporated. The Town of Pomfret has actually given us or lets us use the park as the Fredonia parks; both Barker Commons, on both sides of the streets. If memory serves me correct, it goes back to prior to the village of Fredonia was being in place that the family that donated the land and donated the park. They made it very, very clear that alcohol was not to be served in the park and if alcohol was served in the park, it could revert back to the family. I am not even sure if there's any family members still around, but it's an issue. There are New York State laws which are very stringent and there's local laws that I want to thank our Police Chief for following. I also want to thank the Town of Pomfret. So first bear with me. I am going to read the vendor's law.

“Chapter 198

Vendors

§198-1 Definitions.

PERSON -- Any individual, firm, partnership, corporation, organization, club, association, or any principal or agent thereof.

VENDOR -- A person, other than a person with an established retail store within the Village limits, who transports to a building, vacant lot, or other location, including but not limited to a location where a fee is charged to prospective buyers for admission to the area, where goods are offered or displayed for sale, and/or an inventory of goods or tangible commodities for the purpose of offering or displaying such goods or tangible commodities for sale is displayed or available for purchase. A vendor does not include a Mobile Food Vendor. Mobile Food Vendors are governed by Chapter 197 of the Village Code.

§ 198-2 Licensing.

It shall be unlawful for any person, firm, or corporation to engage in the business of a vendor, within the Village of Fredonia without first obtaining a license therefore as provided by this chapter.

§ 198-3 Application for License.

A. Application for a license shall be made to the Code Enforcement Office upon a form provided by the Code Enforcement Officer. The applicant shall truthfully state in full the information requested on the application as follows:

- (1) The name and address of the present place of residence and the length of residence at such address; also, the business address if other than the present address.

- (2) The address of the place of residence during the past three (3) years if other than the present address.
- (3) The age of the applicant.
- (4) The physical description of the applicant.
- (5) The name and address of the person, firm or corporation or association whom the applicant is employed by or represents; and the length of time of such employment or representation.
- (6) The names and addresses of employers during the past three (3) years if other than the present employer.
- (7) A description sufficient for identification of the subject matter of the vending in which the applicant will engage.
- (8) The date or approximate date of the latest previous application for license under this chapter, if any.
- (9) Whether a license issued to the applicant under this chapter has ever been revoked.
- (10) Whether the applicant has ever been convicted of a crime under the laws of the state or any other state or federal law of the United States.

B. All statements made by the applicant upon the application or in connection therewith shall be under oath.

§ 198-4 Fees.

The Board shall determine, by resolution, the fee for a license to vend.

§ 198-5 Restrictions.

Vendors are not permitted to engage in any vending activities within fifty (50) feet of events or groups located within the Village boundaries who have been granted permission to use such location at a designated time unless approved by the event or group who has received such permission from the Village. Vendors are not permitted to engage in any vending activities within one hundred (100) feet of any brick-and-mortar business within the Village boundaries.

The Board shall determine, by resolution, any additional restrictions on vendors which it reasonably believes are necessary to protect the public safety and the interests of other proprietors within the Village.

§ 198-6. Appeals.

Any applicant, having been denied a license to vend, may appeal said decision to the Board of Trustees, who will then grant or deny such appeal.

§ 198-7. Violations and penalties.

Each violation of this chapter shall be punishable by a fine not exceeding \$250 for each offense or by imprisonment for a period not to exceed 15 days, or by both such fine and imprisonment. Such violation may also serve as grounds to revoke a license issued pursuant to this chapter, as well as the denial of future licensing.

§ 198-8. Severability.

If any provisions of this chapter, including any exception, part, phrase or term or any application thereof to any person or circumstances, are held invalid, the application to other persons or circumstances shall not be affected thereby and the validity of this chapter in any and all other respects shall not be affected thereby.

§ 198-9. Records to be kept.

The Code Enforcement Officer shall cause to be kept in his office an accurate record of every application received and acted upon, together with all other information and data pertaining thereto and all licenses issued under the provisions of this chapter, and of the denial of applications. Applications for licenses shall

be numbered in consecutive order as filed, and every license issued and any renewal thereof shall be identified with the duplicate number of the application upon which it was issued.

§ 198-10. Licenses not to be issued to certain persons.

No license shall be issued to any person who has been convicted of a crime under the laws of the state or any other state or federal law of the United States within five (5) years of the date of the application nor to any person who has been convicted of a violation of any of the provisions of this chapter nor to any person whose license issued hereunder has previously been revoked as herein provided.

§ 198-11. Revocation of license.

A. Any license issued hereunder shall be revoked by the Code Enforcement Officer if the holder of the license is convicted of a violation of any of the provisions of this chapter or has made a false material statement in the application or otherwise becomes disqualified for the issuance of a license under the terms of this chapter. Immediately upon such revocation, written notice thereof shall be given by the Code Enforcement Officer to the holder of the license in person or by certified United States mail addressed to his or her residence address set forth in the application.

B. Immediately upon the giving of such notice, the license shall become null and void.

§ 198-12. Expiration date.

The license shall state the expiration date thereof.

§ 198-13. Duration of license.

A. The period of time for which the license shall be valid shall be as set forth by resolution of the Board of Trustees.

B. In determining the expiration date of the license, the day that the license is issued shall count as the first day.

§ 198-14. Exemptions.

Sales by persons under the age of 18 years, and any other activity whereby the vendor, has been previously invited by the occupant shall be exempt from this chapter. Religious corporations, and persons under the age of 18 years shall be exempt from the license requirement of this chapter. Any public market or farmer's market, as those terms are defined in § 260 of the Agriculture and Markets Law, as well as any participating vendors in such markets, shall be subject to permitting pursuant to this chapter; provided, however, that any vendor authorized by the sponsor/organizer of such public market or farmer's market who is engaged in the sale of farm and food product, as that term is defined in § 260 of the Agriculture and Markets Law, shall not be subject to a vendor fee."

Now, I am not going to bore you with all these other pages, but there are highlights here with regards to alcoholic beverages. I won't go through the entire thing other than to go through the article should be entitled local law regulating open containers in public places. This is a village of Fredonia law and it was adopted 8-22-1983 and its local law number three of 1983. The Village board of the village of Fredonia, New York finds that unrestricted consumption of alcoholic beverages in certain places often lead to disorders and related problems as well as littering such as public places and disturbing to the public and threatens peace and good order. 8-13 definitions: For the purpose of this article, the following terms have meaning ascribed to them. All other words shall have meanings normally ascribed to them in regular usage. Alcoholic beverages include alcohol, liquor, wine, beer, cider, every liquid patented or not containing alcohol beer, wine and capable of being consumed by a human being. Container: Any bottle, can, glass or receptacle suitable to be for or to be used to hold any liquid. Public Place-any highway, street, sidewalk, park, playground, public parking lot, or other public state places defined by article 214-00 or 240-00 penal law of the state of New York. Consumption in public places are prohibited. No person shall within the village of Fredonia drink or otherwise consume liquor, beer, wine, or other alcoholic beverages while such

person is in or upon public places defined by this article. Possession of open containers in public places are prohibited. No person shall carry or have in his or her possession within the village of Fredonia, any open bottle or open container containing wine, liquor, beer or alcoholic beverage with the intent of the possessor or others to consume in the same the same in any of the public places described in 813 of this article of presumptive evidence. The possession of open bottle, open container unwrapped, the top exposed in a public place as here and defined shall be presumptive evidence that such open bottle or open container is intended to be consumed in a public place. And then, open bottle or container in any vehicle in or around public sidewalk, street, highway, parking lot, public park, or other places defined of 813 of this article should be presumptive evidence that the same is in possession of all the occupants. Exceptions, this is a highlight. The article shall not apply to a picnic or other family community gathering at the park commonly known as Russell Joy Park on Howard Street provided that special permission has been granted by the village of Fredonia board of trustees or it's duly designed officer. B. to and within the boundaries of neighborhood block party provided the prior approval is granted by the village board of trustees for holding of the block party. C. The board may, in its discretion and by resolution, suspend the provisions of this article as designated area of the village for a designated public event. The board shall approve, deny, or by resolution all applicants for alcohol sales under this exception and shall by resolution determine the requirements for such applications. This was added 6-26-2018 and number two of 2018: Penalties for offense on 818. Each violation of the article should be punishable by a fine not exceeding \$250 for each offense or imprisonment for a time period not to exceed 15 days or both such fine and imprisonment. I want to highlight another article in here without putting us all to sleep before we can discuss it. Under parks, I don't think we had anything, Chief under parks, correct?

G Myers-Yeah, there's a couple of things.

Mayor-There's a couple of things in there. Do you want to refer to them, please?

G Myers- 209-11: No person shall sell or offer for sale hire lease or hire or let out any merchandise in any park without a permit from the board of trustees of the Village of Fredonia or its duly authorized agent. Alcoholic beverages are prohibited in Barker Common, Elm Street, Forest Place, Gardner Street, Hamlet, Houghton, Lambert, and Russell Joy Parks unless permitted under 209C of this article. 209-9C: Glass Containers: No glass containers shall be allowed in any park area. Then excessive noise. So I; and I read a lot of these, were drafted probably prior to this, but the dates on this are 1982. And I believe when you speak of the history of the town of Pomfret and Barker Common in itself, I believe some of these laws, the spirit of some of these laws were drafted as a kind of roadmap for us to be good stewards of what goes on in the parks. So, 1982, I was young, but it's a long time ago. But if you look into some of those laws even as recent as 2018, there was some; hey, you know we may be using these parks for something different. We may be utilizing these parks for events or we may be utilizing these parks for things, but there are guidelines in order to be able to utilize them for that purpose. In the excessive noise one it just states simply that you know there's a permit basically, it's a resolution from the board and it's not to be denied but it's for civic events. It's not like a non-for-profit, which I believe these entities are but it can't become a disturbance like it can't turn into something that is, you know, people are calling us and complaining. Similar to the event we had a few years ago, I think we talked about it at the last meeting with a bar downtown and we were getting complaints from another bar that there was an outdoor band at the bar. So, Chuck spoke to it a few meetings ago about an entertainment permit or something like that where it would; what happens to us is we get caught in the middle. You know, we have laws on the books. We have noise ordinances and we have these things that we're expected to enforce. But where is the line. Where do we enforce it? If it's a commercial establishment, if it's a bar, if it's keeping someone awake on Chestnut Street, is it excessive? I mean, if from downtown to Chestnut Street, it might be excessive, but how about having some sort of guidelines or something that says, "No, we knew this was going to happen. This was permitted. This is acceptable. This is something that was supposed to happen." But any other questions I can answer in reference to some of those things that you just read, except the vendor law, I have nothing to do with that?

Mayor-What I think is important is that there's a misconception here that once the board approves the event, that doesn't mean that the vendors have been approved; it means that the event has been approved. G Myers-There has been, I have reached out to a few of the vendors. I have spoken to Mr. Fiorella and it's important to have the conversation about the expectations and what we look for. If you dive into the New York State alcohol beverage control laws and make heads or tails of some of them as far as their permits are concerned or what is a winery, what's a micro-farm, what is a you know, what's a permit? The one that has eight events that you have to pick, but you still need to get a licensure for the specific location when you're going to be at it. It's very confusing, but people navigate it. People do it. I was just up in Orchard Park last week and spoke to a few of the vendors up there and it's just common practice up there for their event permit location. Some of them are brick and mortar bars, some of them are wineries, some of them are cider houses. And everyone has different rules. I mean, there's different rules for a wine, different rules for a brewery, different rules for cider, and liquor.

Mayor-The point is, and I agree with you, the point is; you know, I go back to and this isn't this, I did that for years for Merritt Winery, for some of the wineries during events. We'd sometimes have 35 events that we had to go to. So, if you're in these businesses, you know what the rules are before you go out in the public and sell. And that is part of the problem. You'd always have, if you had 25 events, you had 25 folders. And if I were to, and I wasn't in that business, when Larry was running, but if Larry was the promoter, I would send everything I knew I had to send to Larry because I didn't want Larry to get in trouble. I didn't want anybody to get in trouble. I didn't want a promoter to get in trouble. But I knew what I had to have. I had to have my liquor law. I had my tasting law. I had to have my ability to sell on premises, insurance, you know. I spoke to the City of Dunkirk the other day, which is and I asked "What do you expect of your vendors?" They expect every vendor, no matter what they sell, whether they sell socks, whether they sell wine, million-dollar liability insurance. I mean, that's a lot for some people, it's a lot for some vendors, right? Not everybody does 10 shows a year or 50 shows a year. So, I think the misunderstanding is when the board gives permission for the event, the board gives permission for holding the event, everything within that event still has to go through the law, through the application process and it's up to the promoters and attendees as to whether the attendees are going to handle that aspect of it. That's up to the way you run your business and your own events. There in lies where some of the problems are coming in, I mean technically which is kind of odd, but it's the law, we can't have glass bottles in the park; what do you put wine in? You put wine in a glass bottle., right and it's a wine community. So, the point of this matter is, it's not perfect, but when you read through between the vendor laws and the actual laws themselves, they make sense. Okay? It's to protect you. It's to protect us as a village. It's to protect us from the people that are in the village, right? Not from them, but you may know most of your vendors, you may not know all of your vendors. So, when the chief, whether it's fire, whether it's police, whether it's code, it's not to watch people, it's not to do all these things. It's to make sure that we're following the law that is provided by New York State and then our law as well. Some laws are without rebuke because they're New York State laws. They're New York State liquor laws. They're, you know, and some are village based. Dan, you did is that law obviously still in place with regards to...

Pacos-I wanted to clarify that. You are correct that the Barker family, I believe it was, deeded the park to the Town of Pomfret trustees back in 1800s or whatever. We cannot find any law on books or deed restriction on that deed that restricts the park for no alcohol or massacrred alcohol use. It's always been our impression that your open container law is what is restricting that.

Mayor-Okay, okay, thank you for the definition. That's why I asked you to be here, Dan. You can go now, if you want, but it's up to you. But he wants to find out if that law is going to get passed. But, the idea, and that's where the discussion comes in, we didn't come here to say, we want to have a dialogue so that you understand where the village comes from. Finally, the village understands where you're coming from. Finally, hopefully, we can come to some resolution. It's not easy, it's not easy being a vendor by any means. Been there, done that, and I have also been on the promoter side of it as well. Buffalo and Cheektowaga

and all of these other places. Some of them are much more strict than we are. Some of them are not. I also understand and I don't mean this to any organization; every organization has well-meaning people. Every organization wants to do what's best for the village or the town or the city or wherever they are at. That's why you volunteer your time. That's why you put in all of these hours, right? That's why you do these things. But I've also had people even in the organizations I've had where they very well see somebody, they might go to Hamburg. Taste of Buffalo or something and say, "Your truck should be at our event or this thing should be in our event. Come on down. We had this, this is our schedule. Come on down." Well, if they're doing events in those areas, they know that they should be contacting code enforcement to make sure that their licenses are in place and all those things are in place.

Farmer's Market Coordinator-I understand how this may be relevant to others, but I want to be very clear that New York State Market designation program has a clear exemption for liquor licenses at the farmer's market specifically. Does that override local law?

Melanie Beardsley-I would have to double check, but it's not local.

G Myers-It's not local law. You still need to have if you're a micro farm for the purposes of having a winery under 50 gallons a year, I believe, you still need a liquor license in order to transport the alcohol to the location. And you need the liquor license to sell the alcohol. You don't need to have a special event permit from the State of New York for a farmer's market. You need to be in possession of a liquor license. I can't go to a liquor store and purchase red wine, take the labels off at my house and bring it down there and say that I am a farm that sells wine and put my own label on it and go to sell it. There still, you still need to be a licensed wine dealer. You have to have a liquor license to either wholesale or produce the wine in and of itself to operate. And that's what you can use to go to a farmer's market. Otherwise, it would just be anyone going to sell anything they want.

Annalise (Farmer's Market)-I have never encountered an unlicensed winery.

G Myers-Well, there used to be several. We did just last week.

Mayor-Yeah, Lauren, did you have any questions from your event?

Lauren Boyle-Yeah, I feel like I have a lot. In my opinion, and I do not want to specify that I in no way, shape, or form am trying to make anything more difficult. But I feel like there is a big difference between Suzie's crocheted pot holders that wants to set up on a random Tuesday on her own in the park. Suzie's crocheted pot holder that wants to set up under an event an organization. And I think that maybe those things need to be made a little bit more clear on if a vendor is participating in an event through an approved organization in the village rather than a vendor who is just attempting to vend on their own because I do think there's a difference.

Mayor-There and again this comes to, yeah, we would like everybody to be able to do these things right, by law you have to have a New York State tax license if you're selling a product, even if it's crocheted stuff too. You know, save some money for Christmas presents or go to Florida; if you're selling to the public at an event or on a corner, or in a building, you have to have a New York State sales tax license number. And it must be displayed. It's the same for everybody. It must be displayed on your tent or your table or someplace. Could be on the box behind you, but it has to be seen. And not everybody does that. And I get it. I understand grandparents trying to save money for their kids, take them to Disney World. I get it, but right now the laws are very specific with regards to it doesn't matter if you're doing it to be at the McKinley Mall or whether you're doing it here even as a church fundraiser, right? I mean, if you're donating things or the money is going to a charity, you know, in a church basement, that's different. But if you're out there selling and that money is coming from you, you need to have a sales certificate by New York State law. Is there anything else that I am missing in that? Is that your question, though? Is that the point you were trying to make?

Boyle-Well, not necessarily. No, I mean I understand that they should have a tax ID, also in my opinion, I believe as the farm festival like that's not my business if somebody is not choosing to follow New York State Law; that is somebody else's responsibility.

Mayor-I'll tell you, you're in trouble as a promoter if you don't.

Boyle-Right, but according to the form, nobody would have any idea that that person is vending underneath the farm festival. And I am asking, I think that maybe a little bit more responsibility be put on the organization when we're filling out the event form and we acknowledge that we're having vendors at our event; we should be the only one who is covered. I have no problem giving you the names of my vendors, their addresses, what they are selling, all of that. But it's different when there's an event happening with vendors filling out my event form and paying my organization to participate in that event rather than a vendor coming and trying to sell any given day of the week.

Mayor-I can tell you for years of being both the event promoter and being the vendor, that's the deal being in the business. The vendor is in the business. The vendor knows we just talked here about it and I think both from the event people themselves and the community. You need to spell it all out. And it's, you know, vendor has these responsibilities locally that you need to be a vendor. I'll call these other, the cans and to do that you have to be the vendor before you even press yes. I understand and then you get the application because you are held responsible in some cases you know it's not like Fredonia is getting raided by the New York State Taxation office, but it only takes once.

Lazarony-My question is this, so as the Fredonia Farm Festival vendors that come underneath that, are you filling out those vendor applications. Are you giving them to the vendors to say you need to fill this out and they submit them to zoning then back to us, us back to you and then you submit it all as a package or no?

Boyle-Well, no, because we've never really understood how the vendor law has really worked, it just started being implemented once our festivals have already started. I've been collecting vendor information since January/February of this year and I don't think the law was really starting to be enforced until like March. Mayor-It's been in place since 1988. So, the process is the process I the process.

Lazarony-The process is in question, right?

Wandel-After you fill out the application?

Festivals Fredonia Rep-I mean I guess my question to you guys is what do you envision for Barker Commons? What do you envision for these festivals? What do you request of us? Because we pack your parks at festivals. Wednesdays in the parks have been packed. We've never had a park on a Wednesday night in the summer packed as well as this. Saturday mornings are packed. Do you want these people here in the village? Because it's going to give you business regardless. You're going to have the taxpayer here. They're going to go to other restaurants. They're going to go to other businesses. And yes, maybe not that day, but they will probably come back. We've had people come to our festivals every year from Erie, from Ohio. They come and talk to us. We had a couple come two weeks ago to music in the park from Ohio. They said "What's going on here?" As we were setting up. We're going to go to dinner at Nana's and we'll be back to listen to the music. They came back. They enjoyed themselves. Every week it has gotten bigger and bigger. Last week we had 200 people in the park. I've never seen that before in years.

Mayor-I don't think that anyone is questioning the value of what you do. And I think we are all..

Festivals Rep-Well, it's because...

Mayor-Hang on. Everybody's taking this wrong. The responsibility is partially on you, but especially for like the vendors that come from the farm festival and all those people know what they have to do whether they are at the corn festival, they are at Hamburg, they're at all these festivals. They know what they're supposed to do when they come into the village. So, it's not necessarily only on you. That goes back to when we talk about these events, this is what you have to do with the village. We've approved the event, right? If I do the great country wine festival. I have rented the fairgrounds from the fair group. They give me certain things that have to be done on the fairgrounds.

Lazarony-So, what is your question though? I want to understand where the disconnect is because I don't, Festivals Rep-I guess why is this put in place for the vendors? We don't even know what the fee is. What's the fee? One application on the line says \$150 and one said \$100. One says it's going to be determined by

resolution. We don't know that. \$150, we have two vendor driven festivals a year. Two. So, \$150 plus a \$25 fee from us for two festivals. That would be a \$200 fee for somebody that's selling wreaths, somebody that's selling potholders, somebody that's selling, you know, is it one? I then misunderstood the fee because I thought that it was the festivals of Fredonia or whatever were charged that fee because they're the president. They are the people who are putting that on and then I think that's what we're asking.

Fiorella-The application doesn't explain itself.

Lazarony-Is that my understanding?

Brauchler It is the organization that's sponsoring the event would pay the fee and the individual vendors would not pay the fee.

Festivals Rep-That was offered.

Lazarony-That's my understanding, that's the way I understood it.

LaBarbera-The only thing that is exempt from the fee is the farmer's market. Festivals have not asked for exemptions from the fees right now. All the other events, each of the individual vendors have to pay the \$150 fee.

LeBeau-I think we had a resolution.

LaBarbera-That's the language is every vendor has to pay.

Lazarony-I think that I misunderstood that because my understanding of that as far as I'm just LeeAnn who bakes pies and goes and sell them in the park, right? Then I would have to pay \$150 because I am not under anything else, right? I just would have to have the New York State tax. I would have the tax ID now. So, I did everything. Okay, so if I want to vend in the park, I have to pay \$150. But as an organization that's putting on an event and you have vendors in your event, you collect, you as the sponsor, pay the \$150 and the vendors underneath are not charged that \$150.

Fiorella-That's not how it was told to us.

Boyle-That would make sense to me. As an organization, I have no problem paying a fee to rent the park and have no problem doing all of that. And I would love to be the person that says I don't even have an issue giving you the names of our vendors. I understand that from a safety perspective that could be a serious thing where you know and I have no problem doing that. But the form, the way it is written, leads itself to believe that I am; as an organization, I am paying the fee in addition to the vendors that are underneath my organization paying a fee.

Lazarony-That's not how I understand it.

Festivals Fred-Plus they're paying it to the organization.

Mulholland-Mayor, is that the problem we're trying to solve today? The misunderstanding about the vendor law?

Mayor-Well, that's part of it. I think we're trying to come up with, you know, this has been going on since long before any of us were here.

Farmer's Market Rep-May I just jump in quickly as someone who has gone through this, is going through this process because these poor dears haven't even started yet. I feel a little bit like the guinea pig and that's okay. We knew that this was coming. What I can say is that even if you check online with the backdated, this law was not available publicly until June when it was put up on the website. But even if you go on that law, there's no language put into it about how the permit process was going to go. What was going to be expected of someone who was applying for a permit. I'll be honest, the fact that they asked for both liability and property insurance, worker's comp insurance. And the worker's comp link by the way, the link is not the worker's comp link. It's different, it takes you to a 404 page. All of these things, none of them were put into the law as to what was going to be expected for a permit application, including 3 years of employee records.

Fiorella-Which is terrible.

Lazarony-I don't understand that either.

Fiorella-I don't understand the age; I don't understand the physical description.

Farmer's Market Rep-The original document also included background checks, but it was not clear if we needed to do our own background checks or if the village was going to be responsible for those. That's what I am saying we, all of us have been told this needs to be, whatever. It's a learning curve; it's all a learning curve. I've also found that there seems to be different expectations, at least for me as the farmer's market because of the way that the law is written; farmers have different requirements to them compared to non-farmers. However, according to Ag Markets, who I consider to be a farmer, is not the same thing as what code enforcement includes as a farmer. So, some of my farmers were just told to just turn in the top page and their insurance. There really needs to be a clear written set of instructions with definitions of what the expectations are so that I don't get told different things and have to ask for a new form. The one that you received because the original was just cross it out on this legal form and that's not okay for us.

And I'll be honest, in 2023 you guys signed with the Town of Pomfret a comprehensive agricultural protection plan. I don't see by asking farmers or an organization that stands to promote farmers asking you to pay a fee to promote your local farming community. I mean, I don't even have \$150. I wrote you a check for money we don't have. That's going to come out of somewhere. But you're also an outlier. I want to make that really clear. I understand that you're a promoter. You've been doing this like in the agricultural community in your village. I can count up maybe on one hand the number of towns and villages and I'm including places like Buffalo and Jamestown and New York City that ask for this from farmers, a permit system.

Mayor-The City of Dunkirk asks for not only a permit system but also a million-dollar insurance from every even.

Farmer's Market Rep-That's required from the farmer's market federation, right?

Mayor-And in some years, we have asked for that and have been told no. So, here's the fight backwards. This has been going on for years, I've never once been asked for a meeting from the farmer's market to talk about this and yet we've had meetings. We had your entire board here just about a month ago and it went very well. They agreed with it, we took notes. We sent that to you and virtually nothing was done from that plan. Well, clear instructions is why we're here tonight because you refused to come to a couple of meetings that we asked you to come to.

Farmer's Market Rep-Me, in fairness, I was in the hospital, sir.

Fiorella-Don't worry about that. Let's not do that. Okay, let's not do that. Can I clear this up?

LaBarbera-The only obligation that the farmer's market, festivals Fredonia and the great Wednesdays have to tell their vendors is to come to me. They should not be collecting our vendor applications because I am not getting the right information. And if they did that, everything would go smooth. But they're collecting the applications and half of them are wrong. Half of them are not giving me the right information. And we've been kind of like overseeing a little bit, just to be friendly. But, that's not the responsibility. They're right. Their only responsibility is to send them to me, go on the website and download the application. I'll go through applications with the applicant when they submit them. That's it. Then there would be no pushback.

Mayor-Even last Saturday they were saying, we already turned it in to that person.

Farmer's Market Rep-So, okay, so I do have one thing to ask because we did one is when we were talking to people, whomever it was that had come and talked to people. There seemed to be no clear understanding of the difference between the farmers market, festivals Fredonia, and the farm festival. My vendors were directed by your employees to go talk to Larry.

LaBarbera-No, they weren't.

Farmer's Market Rep-Yes, they all came to me asking why.

LaBarbera-Excuse me. We were called, I don't know if the police were there with us or not when we went out on Wednesdays, the first great Wednesdays, there was three liquor sales. Every one of them said "Our applications are at the farmer's market; we don't have anything else for you." It has nothing to do with the farmer's market.

Farmer's Market Rep-No it didn't. But they didn't do that either because one of them is on our board.
LaBarbera-Okay, my inspector lied.

Fiorella-Well, you are accused constantly from the Wednesday's. Okay. I'd like to do all; to go back to the peddler and solicitor law that's on the books and make sure it's consistent with this law because it's the exact same thing and that's been on the books forever and I pointed that out in 2018 to the board that was here at that time. Be consistent with what's in the pedal and solicitor piece, otherwise you don't even need this., you don't need it, you already go through the process with the solicitor. They have to come get a license; they have to do. I'm not real thrilled with each individual vendor having to pay a fee.

Lazarony-Me neither, I don't really understand that. I didn't think that's what was happening.

Brauchler-Then as far as I am concerned, they can show up tomorrow, set up in the park and sell any day. Any day, seven days a week, they can go out there and sell if they're paying this fee as part of the event.

Fiorella-Food trucks right now. You can setup right outside here every day. There's no restaurant that wants that. We already asked. They don't want that. So, you got to be careful.

Brauchler-I think we need to take another look at this and maybe change that so we are not throwing a bunch of fees at small vendors who are coming here for one weekend.

LeBeau-A resolution from March 2, 2026 states: Whereas the Village of Fredonia has previously approved the vendor law and now must implement the fees associated with the law, and whereas the fees will be as follows: \$150 per vendor. If vending is part of an organization, the organization is responsible for payment of the vendor fee.

Fiorella-Okay, there's the language. This is what we got online.

Lazarony-So, that's why I understood, if you are just an individual vendor and you want to come to the park and sell your wares, you pay the \$150 fee to come into the village and that's good for a year and you can do it whenever you want. But, as festivals Fredonia, Farmer's Market, whatever, right? The organization was paying the \$150 fee. Not every individual vendor had to pay that, right?

Mayor-But every individual vendor did have to complete the application.

Lazarony-An application, absolutely application is fine, but not that you have every vendor, that's stupid. We wouldn't even have a farmer's market or a farm festival.

Mayor-Keep in mind, certain people that don't want to apply are going to tell you one thing. They're going to tell you something. I want to tell you something. It is very simple. From the New York State Fair, all the way down to the church festivals, there are rules and regulations both statewide and locally that have to be adhered to. I'm suggesting that, now don't blow up on me Chuck. I'm suggesting that a committee be formed, a person that you guys want to designate from your organizations with the committee members who are supposed to represent these organizations and we sit down so that there is never confusion as to the rules and regulations. If you are a vendor, boom. If you are selling alcohol, boom. If you are doing this, boom. Because merely sending a letter in saying, "We want to hold the bunny festival" and the board says "Yes, let's do a bunny festival." There's a lot of details under that bunny festival that need to be fulfilled. So, there's a form on the site to fill out for that. That goes to Josh, which is fine. And then what the information of the emergency management group, not only for emergencies, but these are the experts who to go training. They're the ones who understand my fear as mayor, my responsibility is to protect the citizens of the community, right? It's not to be fear-mongering, but as somebody pointed out at the last meeting, we didn't expect someone to have a medical issue and drive into a gas station and hit two cars and take out a couple of gas things. It will happen, right? It will happen. We had a car roll over on the street the other day. It will happen. So, their job is to make sure that the opportunities for that to happen are limited as much as possible. That's what they get paid to do. They can see things when they look at a map and say, "This area is weak. This area is weak. This area is weak." In fairness to you, the village has not had all the equipment that it needs to be able to help block things off or do things that it needs to do. We're in the process of working with Jenness and our board and the police and fire to get those things in place to make sure those things are in place. So, I think the thing is we have certain laws that must be abided by. Laws

can be amended. Correct. We've got 100 pages here from dating back to the 1980's. But right now, the police and fire and code are doing what those laws currently say they need to do, right? And nauseum. So, my piece pipe to everybody is farmer's market, embrace, farm festival, whatever. All wonderful people. I would love to have something in the park every single weekend. But the idea is, it's not just your responsibility. If you are vending anywhere, vendors know what they're supposed to do. And if they don't and are not asked to do it, they won't do it.

Festivals Fredonia Rep-Well then, wouldn't that be your responsibility to follow up on that?

Mayor-We are not the ones putting together the event.

Lazarony-We don't know.

Mayor- Sorry. I'm not trying to; I don't know who the vendors are. They set up a table there.

Festivals Fredonia Rep-So what he's saying is that they can tell us that they went to do the form and everything that morning, they came and set up. We are volunteers, right?

Mayor-And part of what you should have should be the form, a copy of the form that they completed in your files to protect yourselves, right? No matter what it is, nobody, everybody here appreciates everything you guys do. It's exhausting, it's a lot of time. It is for the benefit of this community. But in the same vein, then we get, you know, the different departments have different things that they have to do. They have different communications. DPW is now involved in some things. We put that team together to make events easier for you. But obviously there's a language issue that we're going to have to cross. And I don't mean that in a negative way. I mean in how you display your language to your promoters. It should be an easy thing. A good thing should be getting as many vendors as you can, but they have to be vendors that are going to do the best thing for you as well. Yes.

Lazarony-So, how do you propose that we move forward from this point?

Mayor-Just said, right now, you're in the middle of what you're doing. You're in the middle of what you're doing. Obviously, these are the laws. These laws have to be adhered to with regards to alcohol. Chief, what are the major issues that I want to get through first? Alcohol things are separated together.

Lazarony-So, where do we stand with the vendor law? Do you just submit the applications for the event that you're responsible for the applications of the vendors who are under your event?

Fiorella-We could try as best as we can, especially with the 8 great Wednesdays because it changes every week. It's not consistent vendors. That's the problem, right? We may not know until that day that this person's going to come. That becomes difficult.

Lazarony-I understand that, I absolutely understand that.

Fiorella-We can give you as much information as we can up to the time of the event itself or even at the event itself, but it becomes very difficult to get that list complete before those events occur.

Lazarony-I totally understand that. I'm trying to brainstorm of how we move forward to make everybody happy at this point, right?

Fiorella-Come on.

Lazarony-I know what you're going to say, so I didn't, I just made a statement on both sides. Both consistent.

Fiorella-That's all, consistent vendor laws. We've got one in place and a charge. I think it's 214 because I put it in a letter to the trustees back in 2018. So, that's the peddler solicitor. It should be very similar to the peddler solicitor one.

LaBarbera-The process could be so simple if only the organizations would just put on their letters, on their website, to check with the village or permits.

Fiorella-Got it.

LaBarbera-That's all they have to do. They don't have to do anything else. They don't have to collect anything. I don't need anything else, them to do anything else. We will do our job. And when we go there, if the vendor hasn't got an application with us, we're going to have to remove them. We've given them a couple of chances. They've come back, they've given us pushback on site. They've given my assistant push

back. I came in, they gave me push back. The mayor came in; they gave him push back. We don't want to deal with that. But here on the website, just simply say check with the village for a vendor's application. Download the application, fill it out, and submit it to me. Do not get any more involved. Submit it to me, I can go through with a checklist to see what they've got. I should have their insurances; if they have employees, their health permits, their liquor licenses.

Lazarony-So, we talked about forming a committee, right? So, if we are going to form this committee, are we; my question to everybody here, are we enforcing the vendor law or are we going to revamp the vendor law? Are we going to do something different? Because now we are going to form a committee.

Mayor-So, forming a committee is to sit down and address this.

Lazarony-So, are we going to enforce the vendor law for now?

Fiorella-I would ask for leniency until the end of this year because we are still trying to work through some of these details and I don't want it to become an adversarial problem like we had two weeks ago.

Lazarony-I don't either.

Mayor-Here's one of the issues.

Farmer's Market Rep-A lot of seniors have genuinely said to me, but I have already turned it into you. They don't, it's taken me almost 30 years to train them into my application. They need a little bit of teaching.

Mayor-I understand, but here's the issue that can solve a lot of this. I've been coming to your events for years, right? Lauren, I've been to the farm festival and some of these people come every single year. Some of these people come to multiple events, right? So, the fact that some may or may not show up that day, if they're doing whatever they have to do at the beginning of the summer for your events, you don't have to worry about it again, you know, until next season. But I think also constant communication between ourselves, especially when we know that the season is coming up, right? Not in the middle of the season. Not embarrassing both sides in the middle of. I mean a good portion of the vendors; good portion of the farmers are the same farmers every year. God bless them. They're coming out, a good portion of the vendors are at most of our events, for the most part. Yours are a little bit different because yours are one offs; they are one time a year. That's basically why you guys get lots of people. You guys get a lot of the people that do the big shows and most of them know what they're doing.

Farmer's Market Rep-To give them kudos though, for as long as I can remember, they have given us the market space to set up at no cost.

Boyle-You still have that.

Farmer's Market Rep-And we appreciate that.

Lazarony-So, just so we are clear, what's done is done. We are going to work from this point forward.

Brauchler-I would still like to see the elimination of the double fee.

Lazarony-Oh, me too.

Mayor-Well, that comes out of the committee. What we're worried about right now is the laws that are on the books and the laws that we have proven that we have in our hands from those and they are things that we need to abide by on both sides. Right? And I am not talking about these events that are already on their way. I am talking about last minute liquor company or somebody like that coming into the issue, then going through the process to this point, where do we stand?

Fiorella-That's where I would like for a little leniency. So, if someone does come in that hasn't done an event with us before, but hasn't quite gotten that form right, we'll get them the form. They can submit the form. If a code enforcement officer comes to get it, they'll at least have the form ready to go. That's the only leniency I am asking for.

Lazarony-I think that's fair. That's reasonable.

Wandel-Shouldn't that be done though, in advance?

Lazarony-It should be.

Wandel-If it's one because we had that issue two weeks ago, right?

Fiorella-Literally, you guys got the leafy person that's out here peddling coffee. They got a hold of me. So, they must have already got done with all the stuff they need from you.

Mayor-They did.

Lazarony-I'm just saying so somebody shows up to eight great Wednesdays and nobody knows he's coming. He just sees that they're having an event here and I'm selling, who knows what, and says hey I got my mother's cookies that I'm going to sell them at eight great Wednesdays and by the way there's hash in them, but I'm not telling you about it. That's part of the problem.

Fiorella-No, I get it. Why would we allow that to happen? That's different than this? The other thing in the language in the application process as well requires a New York State driver's license. We had vendors out of state.

Lazarony-Yeah, that's maybe it should say state driver's license. I don't even know why.

Brauchler-I think identification, maybe a photo ID or something. Very comfortable with photo ID.

Mayor-It goes back to what are we going to do with it? We're not going to be putting it out on the internet for you. It's part of law.

Fiorella-It's not part of the law.

LaBarbera-It is part of the law. Understand that the planning board has reviewed this law three different times. The last time it was brought to the planning board, they said we aren't changing a thing. You want to adopt it, you adopt it. If you don't want to adopt it, don't adopt it. I just need some clarification. Am I enforcing a law that's on the books today or is somebody going to get hurt out there and we're going to get sued because we didn't have a liquor license?

Lazarony-Oh, that was a different story.

LaBarbera-No, it isn't. It's part of the vendor's law. It's part of what I have to take as an application. All state licenses, but we have to understand it, but right now we're.

Lazarony-But Chuck, if they're selling alcohol in the park and they have a state liquor license to do that. If they don't have that, trust even with an event permit.

LaBarbera-Trust me when I say this, this is consuming so much of my time. If you abolish this law tonight, I will be a happy man.

Fiorella-Amen

LaBarbera-I don't want to be here on a Saturday walking around. We just revert back to the solicitor law that's already on the books. So, trust me, you're making me very happy because I got a stack of applications a week before deadline from the farmer's market. It took half a day for me and my clerk to go through when I've got hospitals being built, businesses being built, and permits have to be issued. It took half of my day.

Mayor-Well here again, I am not trying to be confrontational. I am trying to figure it out. Okay. I am not trying to be confrontational. You got them a week before. The farmer's market has been here for years. You got them a week before these events and they have been around.

Festivals Fredonia Rep-What? It's a new law. Nobody knew.

Mayor-New York State laws. This law has been on the official laws on the things we just discussed have been in place since 1988. Okay. The liquor law, the vendor law since 19-2024 and it's been pushed back ever since.

LaBarbera-So, the board needs to decide what do we do? The fees are pushed back. The fees for the food trucks, they were \$500, then it was \$800. Every time we had pushed it back, it changed a little bit more. That's the confusion here, the board doesn't stick to the law.

Lazarony-And unfortunately, we weren't all here when that happened.

LaBarbera-None of you were.

Lazarony-I didn't help design that law

LaBarbera-But some of these people who were here who would come to the board and say, "We don't like this fee, we don't want to do this." And it got pushed back.

Fiorella-And you have to remember those laws were crafted without our input.

LaBarbera-Well, but you were all at the planning board giving your opinions.

Festivals Fredonia Rep-At the planning board, it's not a give and take. It was a three-minute thing of saying what it is. You guys are trying to understand how it affects us.

Lazarony-So, how about this? Let's form the committee, right? I'd love to be on it. I'm good with that. So, the thing is, how do we move forward from here? Are we going to continue enforcing this vendor law that's on the books right now? Let's just be clear. That's why I'm asking and I want everyone to be clear of what we're doing. Or are we going to say, you know what, here we are. We're at this point. It's very confusing. Everyone's confused. Nobody's happy, especially Chuck's not happy. So, where do we go from here? Do we just halt?

Fiorella-Do you have to do a resolution to suspend the law until we get this committee?

Lazarony-But what about all the fees we've already collected?

Farmer's Market Rep-It's only me.

Lazarony-How about the food trucks?

LaBarbera-No, the food trucks are separate. A lot of festivals tell them, "Oh, you should talk to the village about the food trucks, you're fine."

Lazarony-So, another thing I am going to say this, and it's probably not going to be very popular, but under the ag and market law, churches, farmers markets, and other organizations; a village can make exempt, right? We can make them exempt from our vendor's law. Now, to me, does it make sense to exempt them? Are we going to charge the Catholic Church that comes here and sells, has their spaghetti dinner? Are we going to charge them a vendor fee for that? All those things, right? So, why in my opinion do we treat the farmers market differently than that? Because under the ag and markets law, they make them all the same. Mayor-But, it's not just this. You may want to exempt all non-profits that. Hang on, let me finish. This isn't the only problem.

Lazarony-No, I understand that.

Mayor-The problem is parking on the grass, which is, we have said a million times, can't park on the grass. People Park on the grass. The police go try to enforce it and it turns into a show. Okay, so I am playing devil's advocate. Please let me play devil's advocate for 10 minutes, not 10, most of this for five minutes. Most of these groups here take care of their own garbage and things like that, but we have groups. So, the groups done. I got 50 yards of chicken grease all over the street that takes a week to get off. I've got garbage cans all over the place, we're supposed to clean it up for free?

Lazarony- I'm not saying that.

Mayor-And some of these guys, especially on weekends, it's overtime for the DPW. We have laws on the books that are legal binding laws. We can't just say we're going to lift those for the rest of the summer. So, it's not an easy solution. Let me just point out that in the law, you can go ahead and do it. In the vendor law, we have this lengthy list of requirements for a license. And then it says or the board shall adopt by resolution, the requirements for obtaining a license. So, we can craft a resolution and then under fees, the board shall determine by resolution the fee for licenses. So, we can tweak this and we can tweak restrictions because it wasn't in here. The reason for asking for anything in the first place was to help offset the cost of keeping up the park and cleaning up the park. That's it. That was the whole thing in a shebang because people would come to us and say "We got to do this. We got to do this." Again, most of the groups do all their own cleanups, put everything back in place But, we have had certain vendors and things like that, that it can be a lot.

Festivals Fredonia Rep-Well, then if that's the problem, maybe you can make a fine for leaving it disgusting.

Lazarony-How about a deposit? A cleaning deposit.

Festivals Fredonia Rep- On the day after red, white and blue, we pick up the whole town.

Brauchler-I know these organizations, you all take your own people and clean up the mess.

Lazarony-I wasn't suggesting that we exempt anybody. I'm saying under the ag and markets law, we as a municipality have the right to do that. So, I know that Mike is business first, friendly, friendly, friendly,

bring people into Fredonia. I don't want to do anything that is going to take away from bringing people into Fredonia. I have family that lives in Ohio and their neighbors come here every year to the farm festival. Mayor-It was the number one event in Chautauqua County every year and this was done by AI population reading, which is kind of creepy. So, from a satellite is the farm festival.

Lazarony-What I want to do is stop the negativity back and forth. I want this to be a collaboration. I don't want Chuck to be upset; I don't want anybody here to be upset. I know that we have to make decisions that aren't always pleasant and popular, right? But somehow this doesn't seem like it's just been a problem since I came on.

Mayor-So, we have a solution. We'll have a committee.

Lazarony-But no one said whether we're going to change information. What we're going to do from here on any legal law that is a law that the fire department or police department have got to observe.

Mayor-I'm not lifting. Anything else you guys want to lift? Knock yourselves out.

Farmer's Market Rep-I need clarification on that. So, no wine bottles. No bottles of wine.

Mayor-No

Farmer's Market Rep-So, you're saying the second largest grape growing agricultural community in the country.

Mayor-Chief, do you want to explain that to me?

G Myers-It says in our charter, there's no glass bottles in the parks. And it also says there's no alcohol to be sold in the parks. So, I don't know how to unless the board wants to draft something that says go ahead and do whatever.

Boyle-Can we request for it to be lifted like a resolution to like the state?

G Myers-The state itself has tried to. It speaks of it in multiple different areas. Now, I don't know why if you go through the code book, it specifically says in any of the parks except the pavilions for casserole dishes.

Mayor-It also says you can bathe, so obviously that falling in there makes a lot of sense.

Farmer's Market Rep-Glass is breakable.

Mayor-The point of the matter is that I don't care what they-we end up amending as long as it doesn't break the law and we all agree to it. That's the key. So if somebody shows up, again, I understand what everybody goes through. Somebody shows up and says "here, I represent company ABC and I am going to be selling four packs of gin and tonic or eight packs of gin and tonic." You better have everything that the state requires you to have.

Boyle-Can I ask, I just want to clarify on behalf of the Farm Festival, co-chair of the farm festival. We have only done this for a couple of years. I am not trying to argue or anything like that. I have spoken extensively with Chief Myers over the last week regarding safety and street closures to make sure that we understand and that we are in compliance regarding specifically and I also have no problem in my resolution requesting that open containers be lifted or any of those things be lifted so that we are in compliance. I have zero issue with that in regards to the vendors and when I say vendors I am referring to like my crocheted pot holders and my wreath people, you know Suzie socks and all of those things. I really really think that there needs to be a distinction on whether or not those people are participating under an event and an organization and then what is the responsibility of that organization. If they are trying to apply for a permit to vend on their own, outside of an organization. With that being said, my applications for the farm festival are very detailed and very intricate. On my food vendor application, I specify in there that there may be other laws and requirements from the Village of Fredonia and I give them the link that they have to go and then follow within that. In regards to like the chicken grease and all of that, I have very specific expectations listed as far as cleanup, as far as disposal, as far as trash and I do tell them that they can be removed or asked to not return to the festival for not following that. I have very similar requirements and rules listed in my application to do for my craft vendors because I do not feel uncomfortable sending them a form saying, "Hey, this is something new. I understand that you submitted your application to bein

the Farm Festival 4 months ago, but this is a new policy that we were made aware of. You do have to check in with the Village of Fredonia regarding this. "But if they don't have to pay a fee because they are under our organization, I don't want to send them a form that says that. And I do think we can take care of the only thing you have to worry about.

Mayor-I mean this because you guys do a great job. The only thing you have to worry there's no organization; there's no rule that you can make up or you can make up that can circumvent law. legal, you know, law enforcement can circumvent fire, can circumvent or can circumvent New York State sales tax because again, I understand. So that's what I mean. You can't say, "Well, I'm not saying you. I'm saying Mike Ferguson's doing rubber stamp collectors affair, right? I can't turn around and say, well, me, you're just dealing with me. Don't worry about all this other stuff." It's sort of your responsibility to a certain extent just to make sure that they have to put on you to put on your stuff and then they go to check you got your New York State sales license. Yes. You have a license to sell alcohol in New York State. Yes. You have them to display. That's what they're looking for when they do look.

Mulholland- Yes, but the application asks for a lot more than that. It's asking what they look like, how old they are.

Mayor-Understood.

Mulholland-That's what we're saying.

Mayor-You know what I'm saying? That particularly is on the responsibilities of the promoter. Okay? And I'm not saying these promoters because they but they promote. A promoter can't come downtown and say, "Hey, I'm the big circus tent promoter and um don't worry about licensures and don't worry, you don't need your New York State." You can't do that. And I'm not saying anybody does. Any promoter putting out a thing, your vendors must have a New York State sales tax license. I let me can I answer you? Sure.

Lazarony-So, as far as I'm understanding, the resolution that we passed here is that the farm festival pays the 150 and all those vendors are underneath that \$150 umbrella. Nobody else pays the fee. That's the resolution we passed.

Mayor-But you know what? At this point, until things get done, make sure you're following the laws, the laws in New York State. And if you need a copy of what those are, that's your guy. What does that mean? Go to him. Please, you're going to collect, they're already doing it. You're going to collect \$150 bucks from events that are already six weeks into it. I mean, come on. We're not going to be able stuff has to be in glass. Like, what do I do about that? No glass in the park.

Fiorella-No glass, no park. That's ridiculous.

Farmer's Market Rep-So, I went every single craft resolution out of that.

Lazarony-Let's work this through. Maybe we can have an exemption from that from the farmer's market. Oh, we'll make an we can make an exemption of that for the farmers.

Mayor-I'm sure your answer is you can adjust that. Yeah, that's right.

Lazarony-So, I don't think so. That would be I don't think that you understand the difference is that the event the event pays the vendor fee. Everybody that's on in that event doesn't pay the fee. Only one time fee. Okay.

Boyle-What information do I have to collect from my vendors that I would have to submit to send in please? And that's that that is fine. I will include that. I will email everybody but come day of I like is there a way that Chuck can let if I send him a form and say has these people submitted it? I don't want to run the risk that come Friday afternoon, Chuck walks around and I lose half of my vendors.

LaBarbera-As long as they've gone on our website, downloaded [snorts] the application, given me everything that's on that application, unless they talk to me first, you shouldn't have a problem. And yes, we will be there Friday walking through the part to make sure

Boyle-like a checks and balance like I can, you know, what vendors do I need to remind? Like I have 80 something that we have a couple weeks until the till the farm fest two sheet form or something like that is what she's saying right keeps a copy she gets a copy deadline has a deadline of two weeks before you just ask for a copy will do that.

Mayor-If they if they have been anywhere if they've vended anywhere any event like yours, they've done make an exemption for glass during a festival or whatever, right?

LaBarbera-I mean, I have issued food truck permits the day of which is very inconvenient for me because now I got to pull all this money, but they've actually I've actually been here because we're closed that day. My office is actually working that day just to get the food trucks in I don't have any of your emails. Festivals Fredonia Rep-I'll get it to them.

Lazarony-It's Trustee Lazarony, if you look on the website. If you just want to email me, somebody wants to email me all of your information and then we can email you.

Fiorella-The applications that we have our vendors fill out that require them to have their New York state tax ID.

Lazarony-that we can we can find a time to have a meeting please.

Wandel-I think we should also continue on with the idea of having a committee yes so that's what I'm talking about have select people on you know the vote side and the event side and then when we're going to meet and that's our objectives what's going to be on the agenda so that's something we need to be thinking about or doing now.

Lazarony-Yes. That's why I want to ask for their information so that we can I'll start emailing once I have everybody's email so I can take a look. We need to initiate that. Yes. Exactly. And I'll keep you guys all looped in and what and then we can kind of brainstorm.

Brauchler-So you take kind of the chair position for that.

Lazarony-If you want me to. I just I just want to move it along.

Brauchler-Yep. Why don't you push it along and we'll jump in.

Lazarony-Okay.

J Myers-One thing that I do want to.

Lazarony-What's that?

J Myers-Well, this this is a separate conversation compared to that form that leads to a resolution. Some of you may do this, may not do. I just want everyone to understand that.

I understand we're working through this, but come Wednesday, I mean, come Wednesday, we can't have cars parking in the lawn because that was a resolution that everyone passed. Does anyone want to talk about that for a second or is everyone okay? The lawn, right? Road closures, lawn parking. What am I missing? you know, the stuff that that we have to do with permits have nothing to do with me. I have to care less about but I care about public safety. He cares about public safety. So that's what feeds our recommendation to the board and that's what feeds that, you know, resolution. I just want to make sure we're all the same. I'm standing because of my back.

Farmer's Market Rep-I'm not sure we're on the same we're on the same page. I've made it very clear to my vendors they're not to be on the lawn. Those who do do it, you are welcome to go after them. That being said, And I need equality and I need I need you to be doing the same thing for you know who for every I mean I don't want to cause trouble but a cop showed up at the market about a month ago threatened to arrest a vendor and then left. Arrest him because he was loading and unloading in the section between the sidewalk and then I get a parking ticket. No, he told me to put cuffs on him. and then left Gus there for 4 hours. Like that happened and they were I mean and again like I'll tell you she's not going to block it no more. You know what I'm not trying to cause trouble but I need, they need to see that you're going to be equal in how you enforce it because to tell you the truth, it creates bad blood to watch that is like the understatement of the century.

G Myers-So, is there a violation happening right now within the park?

LaBarbera-No, he's got he's got a vendor's permit. He's paid for it.

Farmer's Market Rep-He pulls his truck up next to a no parking sign. Okay. It's directly underneath it.

G Myers-Okay. What? During the whole event?

Farmer's Market Rep-He's usually there for about 3 hours every Saturday.

G Myers-Then we'll throw a parking ticket out there.

Farmer's Market Rep-Please. You guys could buy so many new cars. [laughter] So many. for every No, he's not.

G Myers-No, he has a separate permit. But I just I just He's not illegal.

Farmer's Market Rep-I'm just saying I'm on the page with you.

Mayor-Did you have anything else to add to this?

J Myers-No, just for I'm not going to speak for them, but this emergency management committee, that's our intent to have our recommendations to the board of I don't care what the event is that we're consistent. So, we're following you. It's my advice would be take those onesies offline almost and let us try to help you, right?

Lazarony-And so like we approved somebody's permit to do something, but we said, "But you can't do this part. We need more information about this part." And they came in and had the event anyway and never dealt with this part. Right. Right. That's the frustrating thing for us. Like, yeah, we'll approve this much, but we need more information on this because of the public safety portion of it.

Right. So that's you know and I'm not saying it's you guys because I'm not but um it wasn't but it's frustrating for them. They're just trying to do the job that we asked them to do and I think we can maybe come to some kind of terms that are satisfying for everybody.

Mayor-Okay. So, we've agreed to form the committee. Um, we've agreed at this point if we haven't collected uh the dollars at this point with some folks, you're summer's half over at this point. And this also improved communications, addresses these issues. We can't do anything that's going to break the law. Not necessarily just we can revise the village laws. I'm talking about the laws of law enforcement and laws of New York State. Okay. Thank you for your time. I understand this has been an incredibly long meeting, but uh hopefully you got to hear a lot about us, but keep in contact with us as well. Any questions, reach out to us, can reach out to me, you can reach out to any of the board members. Tim doesn't, hasn't been assigned too much yet. We can dump it on him for [laughter] Yes, please reach out to me. Nice to meet you. Thank you, guys. Thanks a lot. Thanks for your time. All right. I still have Well; we got a vote for this thing and then we got Erlyssa's thing and we got the culvert and a couple other things. Real quick, the town of Pomfret addition of sewer district number six.

Mayor-Is that the resolution?

LeBeau-That's the resolution.

Mayor-Thank you very much. Thank you.

Lazarony-Okay, good. I read it.

Mayor-Who's reading it? Who's seconding it?

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

WHEREAS the village of Fredonia has maintained water and sewer services with the Town of Pomfret, and whereas the Town of Pomfret has requested the addition of an additional sewer district which would contain one property named Town of Pomfret sewer district number six, and

WHEREAS the village seeks to approve sewer district number six subject to contractual terms that are acceptable to the village; therefore,

BE IT RESOLVED that the board approves the creation of sewer district number six subject to contractual terms to be reviewed and approved by the board in the future.

Pacos- Now, what were we going to question? because you don't actually create the sewer district the Town already did. What we're asking for is you to approve the contract for the service for that sewer district.

Mayor-I got what you're saying. Yeah. So, in other words.

Lazarony- I'm going to I'm going to revise that resolution. Can I have a second to revise?

Wandel-Second.

Lazarony-So, in other words, so they can use it.

Wandel-So, I think

Mayor-It's got nothing to do with this.

Wandel-The key word might be authorization for the addition. Is that right? We're authorizing that the town of town sewer district 6 can use the line.

Pacos-Right but the contract governs the cost of the pay right the version that's in our actual agenda here says be it resolved the board hereby approves for the mayor to sign the contract adding the Town of Pomfret sewer district number six the issue was that we didn't want to move forward with the agreeing to the sewer districts. Um, the extensions the extension [clears throat] at this point, but that's actually resolution number seven is the extension.

Brauchler-So, I think we could just do the but this sewer district six would have the same agreement they'd still be under what's currently in place.

Lazarony-This is where this district still contractually we have all the same language as the current sewer districts and is attached.

Wandel-Do we need to modify and that somehow. I think so we're saying that we said it wrong because we said that we were authorizing the sewer district the sewer district's already been authorized by the town, right?

Lazarony-We're just letting them put their poop through our pipe basically so we have to authorize them to be might sign authorization to be able to I'm sorry we're online.

Mayor-You want to you want to write that out?

Wandel-That's why I use the keyword authorization that we're agreeing like and or we're agreeing to let them use the pipe.

Lazarony-Correct. Right. The only reason I didn't want to authorize the contract is because it's the contract is up. You haven't seen the original one yet. And I haven't seen the original one.

Mayor-So, we're going to we're going to do that for Monday.

Lazarony-I don't want to um, I'd highly recommend that everybody read that for Monday.

Mayor-I mean, it doesn't make any sense to talk about what the rates are going to be when we're in two years. We just have to do an extension of what we have right now. Right. So that can come on Monday. This particular one we said we were going to pass.

Lazarony-So instead of extension addition to include sewer district number six under the same contract.

Pacos-The others are all existing, so those are extensions. This is a new contract. So, we are asking for approval.

Lazarony-How long are you looking to approve to extend the other one?

Pacos-Five years.

Lazarony-Five years. I don't want to do it five years. I wanted to; well I'll approve it tonight if we extend it for a year. I don't I don't want to go to five years. I want to I want to look and see what we're doing, what our rates are, what everything for two years, but we're talking about sewer for this one.

Mayor-Talking about sewer, they will be our sewer customer even though we're of the contracts tonight.

Brauchler-We're going to have time to look at those.

Lazarony-Right. I'm just saying I'm saying if he needs if he wants if the mayor would like us to approve this, I'm fine with approving the extension for one year not for five, for one year and have that included in the sewer district number six.

Mayor-So you're reasoning for this is so you have time to look at it. So, if you want to extend it to three years or five years, you can do it at that time.

Lazarony-We might extend it 40 years. I just want time to look at the rates, all the things that we're doing, right? So, if we read the resolution that's in there and state one year from whatever date to whatever date, right? That that's all I'm saying is that I don't want, I want time to look at the contract and let's look at it as a new board.

Wandel-So basically, you want to amend the contract for one year term instead of five years.

Lazarony-Yes.

Wandel-And extend it for one year. Okay. I like that.

Wandel-For both water and sewer?

Lazarony-The sewer district number six is what we're talking about. Just for sewer district number six.

Mayor-And again, once that change is made, they're still our sewer customer.

Lazarony-Yeah.

Mayor-We're losing them as a water customer. They are still will be our sewer customer. from till end nauseum. So yeah, right.

Brauchler-I'm really not clear what we're going to do here. Are we going to extend all the contracts?

LeBeau-Just the resolution number eight for now district number six

Mayor-And moving on. So, we can get this finished.

Lazarony-Confusing. Mhm. Well, it's sewer district six, not eight, right?

LeBeau-But it's number eight. It's number eight on the resolution list.

Lazarony- It's number eight. So, the resolution is

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

Whereas the village of Fredonia has maintained water and sewer services with the Town of Pomfret, and

Whereas the Town of Pomfret has requested the addition of an additional sewer district which would contain one property.

Whereas this district would contain all the same language as the current sewer districts and is attached.

Therefore, be it resolved the board hereby approves for the mayor to sign the contract adding the Town of Pomfret sewer district number six, and

WHEREAS the contract will be effective for one year.

Mulholland-Yeah. Um well uh she wants to do it for one year; but the actual it says here contains all the same language as the current district. Wouldn't that be isn't the current district language for more than one year? It's expired. It's expired.

Brauchler-It's expired. It's not. renegotiation.

Mulholland-I'm just protecting ourselves if we want to renegotiate that contract. I understand. Okay.

LeBeau-Before it is signed, the money will be addressed.

Brauchler- It's an actual 5-year extension of that contract.

Mulholland-Yeah. Okay. And that and but so I was just getting tripped up on the same language. The language there is referring to how it all operates.

Mayor-So is it yay or an on the proposal? It's a yay.

Mulholland- Pardon? Yay. Yay.

Mayor-Okay. Dan, do we have to resend that other one? It's four years of your life.

Lazarony-Yeah. Well, we I amended it.

LeBeau-Thank you.

Lazarony-We amended the resolution.

Brauchler-Are we going to take any action on this uh resolution about the uh the grant?

Wandel-Yes, we have to.

LeBeau-If you want to proceed with it, it is due the 31st. I looked it up while we were sitting here.

Brauchler-So, we could actually vote on it next week, but that really puts us Friday is 31st.

Mayor-It's got to be by noon on Friday,

Lazarony-Then well, how do you feel about it, guys? How do you guys feel about it?

Wandel-Got to do it.

Brauchler-I think we should do it because we're only out 250. If we don't get the grant, but will get some more water funding. And if we do get the grant I mean, we're going to benefit more than what it's going to cost us. So, I think we should do it. That's my take on it.

Mayor-Can we have a motion to approve?

Mulholland-Uh, I don't think that's clear though in the language here. The language here says, you know, it mentions the \$250 application fee, but it also says, you know, it mentions the commitment fee and then it finishes with and authorizes the mayor to sign and submit and to sign the corresponding funding agreement. So, we are just a we're not just agreeing to allow the mayor and team to submit the application. We're authorizing them to sign the corresponding funding agreement.

LeBeau-That's Yeah, that is what that says.

Mulholland-And that's where I get caught up on it.

Brauchler-Could we strike the uh funding agreement portion until we see if we have an actual grant?

LeBeau-I would say to get rid of the execution portion because we don't really want to proceed until we know that we actually want to proceed if we receive the award.

Mayor-So I'm going to imagine if eliminate that then that strikes everything after grant application sent us. So well keep in mind if you strike something that is either by the state then you're automatically disqualified. I mean this is a company that does this all over the world. They're are managing this project for us. We have been notified that we have almost \$20 million assigned to this contract. I mean assigned to this project. We've got about another 15 out there that is yet to be determined whether we're getting it or not.

Wandel-Right.

Mayor-So this is part of a pro I mean, I would I believe you're saying that if we modify any wording in this existing resolution, it could disqualify us in the application. If it's the language that's on the resolution. So, if it's I mean, if it's what has to go to Albany or New York because if you alter that, they're going to say you altered the terms, forget it.

Brauchler-I'd be okay with it, I understand all sides but, we do need to be careful here.

Mayor-Of course you do.

Lazarony-Well, I don't like guessing. Let's I mean like well

Mayor-It is a guess until you know that you're going to get it.

Brauchler-So if there's a 1% of nothing it is nothing. So, if they don't give us a grant, we owe nothing.

Mayor-And again, you can turn it down, right? But the point of the matter is this is part of the overall project which was approved and we're already starting to fall behind a little bit here as it is already been approved. We've got our letters of acceptance right and these grants for some of them, well we've got approved for the two of them.

LeBeau-Yeah.

Mayor- So the two of them right now, we're waiting on the other one that just came out for the one point whatever.

Lazarony- So, the ones that we already got that they say that we've been approved for, when do they when does the funding start?

LeBeau-That was one of our discussions up next was the North County. That contract has to be signed before we can get any funding.

Lazarony-Before we can get anything, right?

LeBeau-So, I was just looking for...

Mayor-Alison Vento is sending me a draft based on the first meeting I had with them, which was very basic. So, I think we should call a special meeting of the board to discuss the North County Water District contract because you need everybody's input in on it. It's not it's not something where we just agree, okay, Paul and I or Leanne and I should sit down and decide what's going to be it and then tell you guys to approve it. I think it's be a special meeting to address the North County Water District. It is the first phase that they're the first shot they're throwing across the bow.

Mayor-Uh I don't know Melanie, have they sent anything to you yet on it? No. Okay.

Wandel-Mayor, I have this, this is the contract right here and it's

Mayor-But that's the original and there's also another

Wandel-No, this has been revised at the meeting. So, there's some strikeouts.

Mayor-There's Well, we'll wait until she sends it. I'm saying this is like a pending revised document. Right. Right. So as soon as Alison sends that all the board gets it and I would suggest a special meeting to address to discuss it are you okay with that?

Lazarony-Um a special meeting for the North County Water District Project.

Mayor-Yeah.

Lazarony-You can read the resolution.

Brauchler- Do you want to go ahead and read it?

Wandel-I did. I'm in favor. Okay.

Upon motion duly made by Trustee Wandel and seconded by Trustee Brauchler, the following resolution was approved with Trustee Wandel and Trustee Brauchler voting yea and Trustee Lazarony and Trustee Mulholland voting nay, the Mayor voting yea for the tiebreaking vote:

WHEREAS the village of Fredonia proposes improvements to the village of Fredonia public water system to include installation of distribution system pressure reducing valves, targeted modification of distribution system piping, installation of three interconnection structures along the border between Town of Pomfret and the Village of Fredonia, construction of a new water storage tank. Decommissioning and demolition of the village's existing water treatment plant. Dewatering of the reservoir to a level that reduces hydraulic load on the existing spillway structure. Improving the low-level outlet system to maintain the water elevation anchoring of the spillway to meet structural requirements. The project is described in the water system evaluation revision number two dated May 2025 and prepared by Labella Associates, and

WHEREAS New York State Empire State Development has \$60 million of capital grant funding available for the state's regional economic development council initiative which helps drive regional and local economic development, and

WHEREAS the village of Fredonia requests \$1 million of regional council capital funds and commits to the required equity contribution of 10% of \$100,000 to the project and an application fee of \$250 payable when funding is documented in an incentive proposal and a 1% of \$10,000 or \$10,000 non-reimbursable commitment fee based on the grant award amount due when the applicant executes documents for processing the award.

NOW THEREFORE, be it resolved, the Village of Fredonia authorizes and empowers the village of Fredonia mayor to sign and submit a grant application and sign the corresponding funding agreement and associated documents of grant execution with New York State Empire State Development, and

IT IS FURTHER RESOLVED that this resolution shall take effect immediately.

Mayor- I said yes with the understanding that I understand the concern.

Lazarony-It's because I have I just concern.

Brauchler-I mean, we have the opportunity to turn it down when

Lazarony-No, I know that. I get that.

Mulholland-So I'll have more things figured out by that time.

Mayor-So, this is what this is what I want to do. Uh, under old business does NCW Draft contract. Uh, as soon as I get that, it's supposed to be even as early as tomorrow, I will send it to all of you and then if I will send maybe three dates, and pick which one and which time works and then we can sit down because I want everybody's input on it. Okay, you're supposed to add that.

Brauchler-Do that.

Lazarony-All right. I think Tim, did you have a question about some old business?

Mulholland-Some old business. Mayor, I want to ask you um you know, I noticed it hasn't been on this agenda, but you know, the since the public hearing was postponed. Could you help us understand what

the current timeline is for parking the parking proposal and when the board and public can you know meet to discuss that again?

Mayor-uh the public in fact to tell you the truth I expected someone to be here uh with public portion being uh being on here. I have no problem if we want to lift it in time for people to discuss just that parking proposal. In fact the parking proposal was there were two things that need to be changed on the law and so I'm going to take the time to explain that there in no way were we going to charge every person in the back parking lot a \$25 a month fee. Okay? It was merely because we have had people who um leave their cars there, some of them filled with junk, some filled with stuff they can't fit in their apartments. We've had people that go to Florida for 6 months and leave their vehicle back there. So, it was to allow them to have no more than that between eight and 10 spots that would be clearly marked in the back of the parking lot away from the businesses that were traditionally 24-hour parking with a \$25 a month permit. Um, I understand also people's concerns with regards to parking if they don't have a cell phone. Okay. Um from the beginning we have offered a parking pass that can go on the back rear window that would cover them for a year. I think it was \$80 if my memory serves me correct and you can park anywhere in the village for two hours at a time. This was when the parking agreement with Honk was decided upon because it's the least expensive and most effective way for our taxpayers. We were and again correct me if I'm wrong because I sometimes I am. In the neighborhood here we were doing somewhere in the \$121,000 a year in little quarters and nickels and dimes LeBeau-Which included the parking tickets.

Mayor-Which included that. We are now down to less than 21,000 to \$22,000.

LeBeau-Last year was pretty good though. Last year we had \$40,000.

Mayor-Okay. The point is it's a sizable loss, you know I had somebody today say well you got a lot of other issues. Yeah. Well a lot of other issues and you don't want to address either one of them. Well, not you, but I'm trying to make a point.

Mulholland-I know. That's why I'm asking, mayor, because we, you know, cancelled the public hearing before the law and we don't have it on the schedule and so I just want to know the timeline to have this back on.

Mayor-Yeah, I think by Monday we can have it.

LeBeau-We have to have the law back.

Mayor-

Lazarony-We have to have the law back.

Mayor-So, you have to have the law back first. We can reschedule it again. It will be a public a public hearing. The public portion doesn't need to be lifted. We don't need to lift the public speaking on that because it's an open. It's a hearing for yeah, it's open hearing.

Mulholland- And then you know there was questions about the timeline of the actual agreement with HONK. Yes in terms of like an August deadline [clears throat] or timeline and I'm just curious you know we're coming up against that.

Mayor-That contract was signed and approved by the board previous board to this one and so that contract actually is already in place but we've been working on. What we've been wondering about was and we I think we already agreed on what we were going to charge per hour um and what we were going to call the downtown area. So, we just took it upon ourselves to call the Barker Commons, which is the eight block area around this around this community and then we have to uh decide on a design for the sign itself or signs themselves. Uh there are no tickets, there are no kiosks. The cost of kiosk would have been astronomical and we would have needed eight kiosks. And it's always when if you've ever used the kiosk, they're terrible. You got to walk around in the snow, whatever, the sun blocks your screen, you can't see what you're doing. Um, you get a receipt, you got to trudge back to your car and put it on you on your dashboard. There's nothing to do with that. This is merely pointing your point it at the QR code, type in how many uh hours or how long you're going to be in there. 2-hour max. If you and I are sitting in this meeting and you're running out of money, you can just add more to it. It is only during business hours. So, it's 8:00 to about 5:00. And I think what we agreed to if my memory is certain.

Brauchler-I think the traffic tickets, so the parking tickets actually say 9:00 a.m. to 5pm.

Mayor-9 to 5. And the other thing is it allows part of the problem is we don't have officers. years ago, one of the judges, well, God rest his soul, used to put on his police uniform and go out and ticket cars for years, and that's when we probably had the highest number of parking tickets. This system will allow them to drive down the street and see as they drive. If it's green, it's good. If it's red, they deserve a ticket. It will also record their license plate so that someone can't say, "That's not my car." and uh and it can either be mailed or put right onto their windshield.

Mulholland-So, I just think and correct me if I'm wrong and you know I'm obviously new to this board. I know it's been a long day, right? Um [laughter] but uh I want to you know I don't think it's clear to people whether this is a proposal still that will go in front of the board or whether it's something that has been enacted.

Mayor-Well, part of it is we spent close to six months discussing it last year and when we had public portion and we explained all of this, we had video displays, we had the company come in and put it on a display for us and there wasn't any discussion or negativity about it and then all of a sudden, the article came out with inaccurate information on it and now we're destroying the downtown core. There has always been paid parking downtown. In fact, we took away six of the meters last year to make it more convenient for people because some of the meters were in front of people's homes and a funeral parlor and we don't expect people to pay to go to a funeral or to go to their own home. So, it'll be fewer numbers of meters, not meters, but signs and uh fewer actual signs because that will be for that zone. Uh we also saved money because it's about \$250 a month per zone if we wanted to break off like Water Street, Temple Street, that type of thing. So, it was decided by the board to name the entire downtown core where everything currently is um just one zone. So, we're only getting charged \$250 a month for that.

Mulholland-Um so just to be clear, it's is the previous board that enacted this law.

Mayor-Yes. Not the law. The HONK contract is signed. The law is not and that is just so if we do enact the law, HONK is the provider.

Wandel-Right. Right. Okay. It was modified to two zones.

Mayor-No, it's Well, I'll double check, but we pretty sure we left. I would say that if I didn't recall, there was something that developed. Well, we talked about going to two zones, but it just it doesn't make any sense. We don't have that many times. Yeah. We did talk about two zones and not and so we decided then to only have one zone, right? But here's what the situ It's. It's not going anywhere that already hasn't had parking. Okay. I've heard people say I don't put my coins in those machines. I never pay for parking.

Yeah, I know. We know. And our parking fee was only \$7 until I mean our parking fine. You can't go to a Sabers game for less than \$15 and park your car. But our fine for people not paying the quarters was \$7. So, we changed it to 25. We had people right downtown and as long as we're going to explain it, I'll explain it. I worked in uh when I was working in Jamestown, New York, and part of the center city development group. There was discussions about parking downtown. People wanted the meters Yeah. You've heard the story, right? People wanted the meters disposed of because they thought that the meters were hurting downtown business. The second they took the meters out, here's what happened.

Unintentionally, the business owner shows up. I'm only going to be in here for 5 minutes. 8 hours later, the car took the parking spots. The cashier comes in, parks behind the owner. Another person comes in, parks behind them. People say, "Well, Westfield doesn't have doesn't have parking meters." Westfield doesn't have apartments on their main street. So, all these buildings have apartments on the second and third floor with free parking in the back, which will remain free. But the problem is, just to give you an idea, student comes along, student parks his car in front, runs upstairs, falls asleep, car sits in front of a business for 4 hours. or we had a student last year who decided to go home for Thanksgiving and left his car on Main Street in front of a legitimate business. So that's what's hurting business is when you can't you can't find a place to park. If i was up to me. Go ahead, we'll eliminate the whole thing. We'll pull all the meters out, let people park wherever they are. I guarantee you that within a year and a half, we will be sitting back here again. But if we do that, where do we make up \$100,000 in our budget? And the very first thing is when we raise taxes. Well, we also dropped that from 54% last year down to 4% this year, 2% towards taxes and 2% to reserves which had been decimated, but we had no reserves. We had no money to work with in certain areas. So, we already paid for parking. I understand the increase in

parking could or couldn't be uh but considering you're supposed to be feeding the meters now, I don't see where the issue is. I had somebody call me and say, "Well, what if they're just running in and picking up a pizza, okay? I don't expect you to get out your phone." And if you're running in and you're going to run and get a piece of pizza or get a pizza or to go, do it. It's to make sure that there's some type of constructive regulations as to parking and keeping people from just parking on the street and leaving their cars there. And we've seen it happen. In fact, Jamestown went back to metered parking and gave some five-minute parking spaces in each block. Certainly, open to that as well. So, in other words, if you did have to run in someplace, you're going to be gone for five minutes. says free parking 5 minutes. Um, it's what we want to make of it, but until somebody can come up with another way to raise \$100,000 it back into our budgets on something that we already have in place that has been carefully thought out that we've gone through multiple common companies to get the one that would have the least hit on our on our taxpayers. Um, that's where the decision came from.

Mulholland-Sure. A while back. I'm sure I'll have more questions in the public hearing. Sure. Um, so I can leave it at that. I just wanted to make sure we weren't, you know, going live with anything uh until opportunity to discuss this.

Mayor-Okay. Um, we have the Forest Place Culvert before we go into executive session.

LeBeau-Like um Jen said that we he did try to get quotes on that. That'll actually be covered by CHIPS, but I want to do a resolution on Monday because culverts are covered, but it needs immediate attention and we already have the emergency um state of emergency in effect for the water because of infrastructure. So, we would be able to push it through using just St. George, but he did he did attempt to get more quotes and he just couldn't. And then I also have I passed out the truck the pickup truck information.

Mayor-That's the one that we discussed last week, right?

LeBeau-Yep. So that's just the quote and I just wanted to get that on for resolution for Monday, but I wanted you all to see it because that's going to be CHIP's funding also.

Brauchler-Okay. Now, we already have a dump truck on play, dump truck, plow truck. Yes.

That's also CHIPS funding and that's moving forward, but it's going to be a while till we actually see the truck. Yeah.

Brauchler-Right. Yes.

Mayor-But we also discussed about the possibility of when future vehicles are needed. Um, I mean, I don't think you can, I don't, I think chief said that they may have some like DPW style vehicles for lease

Lazarony-Except that we can't use CHIPS funds, but we can't use CHIPS funds for those.

Mayor-So, but the point is that where we can, we're eventually going to have to replace the car, Tom's car, his cars that we use, that we go put add that to the lease agreement down the line because it's costing us more in maintenance and repair. Yeah. And then replacing these cars. And if we're not having police cars that we can just turn over to the DPW, then we need to we need to have a plan in place.

Brauchler-Yeah.

Brauchler-I mean, we're already saving substantially using these police for the police cars. So, I think adding other vehicles as appropriate.

Mayor-100%. Yeah.

LeBeau-So my last thing is so tomorrow our audit response is due to the comptroller's office. So, the one packet I gave you that says unit name Village of Fredonia financial commission at the top. Um, I would like for everyone to read through that and then email me any suggestion or email the whole board. I guess include everyone any suggestions you have. I also have included what we're responding to. So, you have both.

Mayor-Didn't I respond to the state on those already?

LeBeau-We had to come up with another plan, a different one. Okay. So, we had 90 days action plan.

Mayor-Yeah. Yeah. All right. Do we need to read this? You guys have to submit this tomorrow. I'm going to submit it tomorrow.

LeBeau- So, if you guys could email me within like early or morning sometime, I can do it in the afternoon. I just have to send an email with it on there.

Mayor- So, okay. While we're while we're talking about that real quick, um because I know it does come up as a topic on the streets quite a bit. Um the DiNapoli report was done two-thirds of the way through my first year. Correct. Is that right? first year in office is when they were here for about six months. Um and it was a year ago. Um so the suggestions that were made um and I but is the one who fleshes it all out had already put those suggestions into play at the end of our first budget and they were all in this year's budget which we're not going to get into right now. But I want to thank Erlyssa because this year's report on our budget now that it is closed is much better than it was last year, which shows two things. Our department heads are being incredibly responsible. Erlyssa and the board are holding them to what we agreed to with regards to the budget. So, my point is this. What was put out in the paper was already almost a year and a half old by the time it reached the paper. Those suggestions have been implemented and I think when you go from a 54% tax increase down to essentially a 2% tax increase in one year shows that our staffs are being fiscally responsible that we are being fiscally responsible and Erlyssa is doing not only her job but an exceptional job in maintaining our expenses. So, I want to go on record to say that because before you make your comments on it.

Okay. Go ahead. Can I make a motion that may go into executive session?

Mayor- I have one question. Do you want does is Tim supposed to comment? He's only been here.

LeBeau-You can absolutely. If you want to comment, you have a question about this audit report.

Mulholland-Oh, yeah. Definitely. But um I would just like if you could submit this to me electronically.

LeBeau-Absolutely.

Mulholland- I'd like to.

Mayor-But my point being that he wasn't on at the time of this, is he required to?

LeBeau-Um, so the whole board I mean the board has to agree to submit this. So yes, he has to comment something. I guess we got to get it to Christine tonight. Well, if we have any cons if we have a majority. Yeah.

LeBeau-Okay. Yeah, we have to have a quorum of majority of the board.

Mayor-Okay. Well, you weren't here. You weren't here.

Mulholland-No, but I've been but I know and I agree with it. I agree with it. No, I think it's very I was reading it during the meeting I think you did it.

Mayor- I think it's Yeah, the plan that it's working. It's working. And that's pretty much what I'm going to say is that the plan is working. The plan was implemented in the in the past two budgets and that I think this year's results reflect that. So, well, do we need to comment to you or you're just going to submit it?

LeBeau-So, if you have nothing to comment, okay, if you have no changes, nothing, um just tell me that. But just say you approve of it as is or whatever would be fine.

Lazarony-Okay. All right.

Wandel-Before twelve noon?

LeBeau-That would be great.

Lazarony-Just send us Will you send it to us all electronically and then we can comment back.

LeBeau-Yes.

Lazarony-Okay.

Mayor-Uh can we have a motion to end this meeting?

Lazarony-Um we should go into executive session and then we'll end the meeting when we come out.

Wandel-However, I have something I want to bring up quickly in respect because it's a long meeting. Um because I didn't really have an opportunity. It's kind of under new business. Um we need uh committee assignments, right? That needs to be revised.

LeBeau-Yeah.

Mayor-Yeah, they do need I want to make that I'll have those for Monday.

Wandel-Okay. Uh, and then the second thing is, and I, this may get into more extensive conversation, but I don't necessarily want to go there completely right now, but um, I've had complaints about RJP and a lot of the mess that's being left there. And there's recent about where RJP uh, Russell Joy Park. Oh, okay. And I speak an acronym, sorry, but there's been vandalism in the bathrooms, which I think most of us are aware of. And this is not a new problem. We've had this problem, but uh we just need to address some of

this. And I think we just did when we said that if somebody's not there; there's not a party there, there's everything should be locked.

LeBeau-And that's how we did it before when we were having issues.

Wandel-Okay. All right. So that that would answer that question. But the other is why aren't the cameras still on?

Mayor-And I can tell you why. We have cameras in both parks because DFT sold the contracts to Doyle and Doyle shut them off without letting us know that they shut them off. Now, that would require another contract with Doyle or an amendment to whatever we have with Doyle. So, I think we need to address that because uh those cameras are important. Also, no surprise that we have people living in the ones down here. Once you get behind that wall, nobody can see you. So, it's a little bit different than the ones in Russell Joy Park. Um, but it's Yeah, it is an issue for sure. That's it. Thank you, Paul.

Lazarony-Is there a thing on Russell Joy Park or any of our parks that say, you know, no admittance after dark or park closes 10 p.m.? Okay, that's what I'm

Mayor-We do have we do have mostly in the upper area because you have basketball players and you have pickle ball players and you have tennis players that need the bathrooms. Yeah. So, but [clears throat] those are up and above in in the main parking lot area. So, they're really not they're pretty hard to vandalize, although they have been vandalized. The ones that were getting the most damage were down in the bowl. And we do have a no camping in the parks law. It's in the park law that you actually have a copy of in your packet right now. It says you cannot camp in the parks. All right.

Upon motion duly made by Trustee Lazarony and seconded by Trustee Brauchler, the board entered into executive session to consult with attorney at 7:33pm.

Upon motion duly made by Trustee Wandel and seconded by Trustee Brauchler, the board exited executive session with no vote taken 8:41pm.

Upon motion duly made by Trustee Brauchler and seconded by Trustee Mulholland, the board ended the meeting at 8:42pm.

D. OLD BUSINESS

1. Forest Place Culvert
2. NCWD Draft Contract

E. EXECUTIVE SESSION

Fire department, contract language

