

**BOARD OF TRUSTEES
OF THE VILLAGE OF FREDONIA
REGULAR MEETING
9-11 Church Street
Fredonia, NY 14063
July 8, 2024
7:00 P.M.**

At a regular meeting of the Board of Trustees of the Village of Fredonia, duly called and held on the 8th day of July, 2024 at 7:00 PM. in the Trustee Room, second floor, Village Hall in Fredonia, New York and public notice of the time and place of this meeting has been given to the news media and conspicuously posted in one or more designated public locations in accordance with Section 104 of the Open Meetings Law.

A. CALL TO ORDER-MAYOR FERGUSON

I call this meeting to order on Monday, July 8, 2024 at 7:00 PM

Roll Call of the Trustees: Trustees present: Brauchler, Espersen, Siracuse, Twichell and Wandel.

Present: Mayor Ferguson

B. PLEDGE OF ALLEGIANCE-

C. APPROVAL OF MINUTES-

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

WHEREAS members of this Board have read the Official Minutes of the Board of Trustees Regular Meeting of June 24, 2024 and,

WHEREAS members of this Board have read the Official Minutes of the Board of Trustees Special Meetings of June 13, and June 26, now therefore

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

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

D. PUBLIC PORTION-

This portion of the meeting is for public comment. Any member of the public wishing to speak, once recognized, shall stand at the microphone, and state their name and address. Speakers will be allowed three (3) minutes if speaking for themselves or five (5) minutes if speaking on behalf of a group. I will ask the speakers to refrain from remarks that are in poor taste, slanderous, or not germane to any action taken or contemplated by the Board. Resident Rick Ketchum stood to address the Board regarding buying water from Dunkirk. He is in support of it. Jim Lynden stood to address the Board regarding the mayor's interview on WDOE regarding the Prohousing Community resolution passed at the last meeting.

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Catherine Nelder stood to address the Board regarding National Disability month (July) and alleged harassment, vandalism that took place at her home. Mayor Ferguson closed the public portion.

E. CORRESPONDENCE-

F. MAYOR'S REPORT-

Mayor Ferguson reported that he met with Kaleida Officials to discuss ground breaking for the new hospital. He met with Dan Pacos and Trustee Espersen to discuss an alternative plan for water. Attended the Planning Board meeting on June 25. Met with a representative from the New York Disc-Golf Community to discuss a 9-hole course for the Village. Attended the Vietnam pinning ceremony on July 1st to honor veterans and their service to the country. Appeared on WDOE's "Viewpoint" on July 2nd. Met with the NYMS committee to decide the award and to what business. Conducted a Village workshop on Wednesday July 3rd. Attended an Eagle Scout court of honor on Friday July 5th.

G. TRUSTEE/COMMITTEE REPORTS-

Brauchler – No Report

Espersen – attended the Vietnam pinning ceremony in Cassadaga, it was very moving. Meeting with Luis Fred and Scott Marsh to discuss drought possibility.

Siracuse – the lawsuit and court case suit was never to question the validity of LaBella's study. Procedure and Proceedings by the Board was what the Supreme Court ruled on.

Twichell – attended the Farmers Market this past weekend; She read a statement.

Wandel – reported for WWTP and read a report (see attached)

H. TREASURER'S REPORT –

I. ADDITIONAL REPORTS-

1. Fredonia Police Report for the month of June 2024 was read and ordered filed.

J. RESOLUTIONS-

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

BE IT RESOLVED that the regular and overtime payrolls of the various Village Departments and bills approved by the Finance Committee and set forth in Abstract #721 through #724 are hereby approved and directed paid and filed in the Village Clerk's Office 9-11 Church St. Fredonia NY.

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

WHEREAS, The Village requires the pumps to be replaced at the Webster Road pump station; and

WHEREAS, Moley Industries, Lockport, NY placed a bid to provide two Pentair Horizontal single-stage split case pumps and installation for the price of \$57,787.50; and

WHEREAS, the replacement of these pumps is necessary for the Village's purpose to maintain the equipment to move the water for the Village; therefore

BE IT RESOLVED the Village Board hereby authorizes the purchasing of the two Pentair Horizontal single-stage pumps from Moley Industries for \$57,787.50.

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

WHEREAS, The Village requires the replacement of sanitary sewer pipe on Central Avenue in front of SUNY Fredonia for the Department of Public Works; and

WHEREAS, Lakeshore Paving, Jamestown, NY provided a quote for the excavator to dig to reach the lines as well as two laborers for one day in the amount of \$3,762.00; and

WHEREAS, the replacement of these pipes is necessary for the Village's purpose and the digging is necessary to reach the sanitary pipes; therefore

BE IT RESOLVED the Village Board hereby authorizes Lakeshore Paving to be paid for one day of two laborers and an excavator for this digging in the amount of \$3,762.00.

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

WHEREAS, NY State has passed the Climate Leadership and Community Protection Act (the Climate Act) calling for 70 percent of electricity in the state to be produced by renewable resources by 2030 , and 100 percent of the state's electricity be generated by renewable resources by 2040; and

WHEREAS, Congressman Nicholas A. Langworthy has voiced deep concern on the addition of Wind Turbines, and introduced legislation to curb this negative development. H.R. 426, the *Lakes Before Turbines Act* would protect our environment and local economies from ill-conceived wind energy projects on these waters.

WHEREAS, wind energy has been designated by the Climate Act as an essential form of renewable energy; and

WHEREAS, there are several commercial wind energy facilities operating in Western New York, with more in the planning and permitting stages; and

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WHEREAS, NY State's power grid manager New York Independent Systems Operator(NYISO) has determined the Western New York zone of grid to be 89 percent free of carbon emissions in the generation of electricity; (5), and

WHEREAS, NYISO has described the lack of electricity transmission facilities capable of transmitting electricity from Western New York to downstate grid zones which are 90 percent dependent on fossil fuels for generating electricity; (6), and

WHEREAS, the New York State Energy Research and Development Authority determined in 2022 that this is not the right time to consider constructing offshore wind facilities in Lake Erie; (7),and

WHEREAS, the offshore wind industry is experiencing global difficulties related to inflation and supply line shortages as evidenced by the recent NY State Public Service Commission decision denying industry requests for higher power delivery rates: (8), and

WHEREAS, the long-planned Lake Erie offshore wind energy project known as Icebreaker Wind near Cleveland, Ohio, has recently been suspended (8a),

WHEREAS, questions concerning offshore wind energy facilities in fresh water bodies remain unanswered such as these which are not included in the NYSERDA reports of 2011 and 2022:

What assurances that toxic industrial wastes in the lake bed will not be disturbed to endanger safe drinking water and enter the food chain of Lake Erie's fish and bird species (9)

How would the placement of offshore wind turbines in Lake Erie affect the migratory pathways and behavior of economically important game fish (10)

What would be the impact on tourism of placing wind turbines in Lake Erie (11)

Specifically, how would offshore wind turbines in Lake Erie contribute to the emissions reduction goals of the Climate Act (12)

How would the radar interference created by offshore wind turbines in Lake Erie affect the safety of shipping, recreational boating, search and rescue operations and international border security (13)

NOW, THEREFORE BE IT RESOLVED:

The Village of Fredonia opposes, currently, any efforts to introduce offshore wind turbines in the waters of Lake Erie.

BE IT FURTHER RESOLVED, that the Village Board supports Congressman Nick Langworthy's *Lakes Before Turbines Act* (H.R. 426) and urges its immediate consideration in Congress.

BE IT FURTHER RESOLVED, that the Village Clerk shall forward an email copy of this Town Board resolution to:

Honorable Governor Kathy Hochul : melissa.bochenski@exec.ny.gov

Honorable United States Congressman Nicholas Langworthy:

repnicholaslangworthy@mail8.housecommunications.gov

Honorable Senate Majority Leader Andrea Stewart-Cousins: scousins@nysenate.gov

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Honorable Senate Minority Leader Rob Ort : ortt@nysenate.gov
Honorable Speaker of the Assembly Carl E. Heastie: speaker@nysenate.gov
Honorable Majority Leader of the Assembly Crystal People-Stokes: peoplesc@nyassembly.gov
Honorable Minority Leader of the Assembly William A. Barclay: barclayw@nyassembly.gov
Honorable New York State Senator Patrick Gallivan: gallivan@nysenate.gov
Honorable New York State Senator George Borrello: borrello@nysenate.gov
Honorable New York State Assemblyman Andrew W. Goodell: goodella@nyassembly.gov
Honorable New York State Assemblyman David DiPietro: dipietro@nyassembly.gov
Honorable New York State Assemblyman Jon Rivera: riverajd@nyassembly.gov
Honorable Erie County Executive Mark Poloncarz: county.executive@erie.gov
Honorable Erie County Legislator John Mills: john.mills@erie.gov
Honorable Erie County Legislator John Gilmour: john.gilmore@erie.gov
Honorable Mayor of the City of Lackawanna Annette Iafallo: mayor@lackawannany.com
Honorable Mayor of the City of Buffalo Byron Brown: bbrown@city-buffalo.com

K. EXECUTIVE SESSION-

Upon motion duly made by Trustee Siracuse and seconded by Trustee Espersen, and carried unanimously, the Board entered Executive Session to discuss employment within the Village of Fredonia at 7:40 PM.

Upon motion duly made by Trustee Siracuse and seconded by Trustee Espersen, and carried unanimously, the Board adjourned Executive Session at 8:01 PM with no vote taken.

Upon motion duly made by Trustee Espersen and seconded by Trustee Siracuse, and carried unanimously, the Board adjourned the meeting at 8:02 PM.

L. MEETING SCHEDULE-

The next Village of Fredonia Workshop will take place Wednesday July 17, 2024 at 9:00 AM in the Trustee Room, second floor Village Hall.

The next Village of Fredonia Board Meeting will take place Monday July 22, 2024 at 7 PM in the Trustee Room, second floor Village Hall.

ANNEMARIE JOHNSTON
VILLAGE CLERK

