

**BOARD OF TRUSTEES  
OF THE VILLAGE OF FREDONIA  
WORKSHOP  
9-11 Church Street  
Fredonia, NY 14063  
January 6, 2025  
5:00 P.M.**

**A. RESOLUTIONS**

- 1 Call for a Public Hearing for Local Law No. 1 of 2025 “Local Law Opting Out of the Exemption from Taxation Under Section 487 of the Real Property Tax Law for the Village of Fredonia.”
2. Call for a Public Hearing for Local Law No. 2 of 2025 “Local Law Regulating the Installation, Placement, of Solar Equipment and Systems in the Village of Fredonia.”
3. Procedures for submitting all resolutions.
4. NYCOM Winter Legislative Meeting Approval
5. Official Newspaper
6. Official Banks
7. Approval of Appointed/Re-appointed Village Officials.
8. Appointment of Village Treasurer
9. Appointment of Village Clerk
10. Rexford Services Approval
11. Abstracts Approval
12. Training request from Fire Chief

**B. DEPARTMENT REPORTS**

Code Enforcement Office-  
DPW-  
Fire Department-  
Police Department-  
Recreation Department-  
Wastewater Treatment Plant-  
Water Treatment Plant-

**C. NEW BUSINESS**

1. LaBella Proposal ( Michale Cocquyt)
2. Application for the feasibility study with Dunkirk
3. Any other New Business

**D. OLD BUSINESS**

1. Local Law for Licensed Cannabis Dispensary’s
2. Summer Music Series
3. Any other old business

**D. EXECUTIVE SESSION**

**BOARD OF TRUSTEES  
OF THE VILLAGE OF FREDONIA  
ORGANIZATIONAL MEETING  
9-11 Church Street  
Fredonia, NY 14063  
January 6, 2025  
Organizational Meeting  
7:00 P.M.**

**A. CALL TO ORDER-MAYOR FERGUSON**

I call this meeting to order on Monday January 6, 2025 at 7:00 PM

Roll Call of the Trustees: Trustees Present: Brauchler, Espersen, Siracuse, Twichell and Wandel.  
Mayor Ferguson, Erlyssa LeBeau and Annemarie Johnston.

**B. PLEDGE OF ALLEGIANCE-**

**C. APPROVAL OF MINUTES-** There was no meeting on December 23, 2024.

**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. Jim Lynden stood to address the Board regarding the continued water discussion and two (2) resolutions on the agenda appointing the Treasurer and the Clerk for the Village.

**E. CORRESPONDENCE-**

**F. MAYOR'S REPORT-** Mayor Ferguson attended the first annual New Years Eve ball drop at the White Inn, it was a great success; first round of discussion was held on Dec. 31<sup>st</sup> with the Fredonia PBA re: their contract; Spoke with Dunkirk Mayor re: possible consolidation of services, will meet again in 2 weeks; Dec 21<sup>st</sup> attended the Koch Foundation Christmas party; worked on the 2025 Board of Trustees committee assignments, (mayor read the committees out loud); Dec 15<sup>th</sup> he attended the Opera House Christmas Party, they will be replacing the seating in the theater the last 2 weeks of January. He attended the "Wreaths Across America" ceremony at Forest Lawn cemetery on December 15<sup>th</sup>; He thanked the Village employees for their service.

**G. TRUSTEE/COMMITTEE REPORTS-**

**Brauchler-** No Report

**Espersen** – he sat down with David Felt to discuss a 2018 item report on landfill sludge; met with WCA Home officials re: the sale of the home; EMS Billing on the next agenda; he answered the 4 questions asked at the last meeting regarding the SEQR.

**Siracuse** – She attended the New Years Eve ball drop, congratulations to the employees' receiving awards for years of service; special meeting will have to be scheduled, please call Erlyssa with your availability.

**Twichell** – the new cable room will be happening soon; Barker Museum is planning on celebrating General Lafayette's visit to Fredonia, NY.

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**Wandel** – Jan 1<sup>st</sup> met with Trustee Twichell and the cale board; personnel committee met on 12/31 with Fredonia PBA re: negotiations; went to a chamber luncheon at the White Inn on 12/13, heard from the guest speaker Leslie Zeke who is president of Larkin Ville Development.

**H. TREASURER’S REPORT –**

**I. ADDITIONAL REPORTS-**

**J. RESOLUTIONS-**

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

BE IT RESOLVED that the Board of Trustees of the Village of Fredonia hereby schedules a Public Hearing on the 21<sup>st</sup> day of January 2025 at 5:00 PM in the Trustees Room, second floor, Village Hall, Fredonia NY to receive comments from the public regarding the Village of Fredonia’s proposed Local Law No. 1 of 2025 entitled “Local Law Opting Out of the Exemption from Taxation Under Section 487 of the Real Property Tax Law for the Village of Fredonia.”, and

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

This local law shall be entitled “Local Law Opting Out of the Exemption from Taxation Under Section 487 of the Real Property Tax Law for the Village of Fredonia.”

Be it enacted by the Board of Trustees of the Village of Fredonia as follows:

**Section One – Purpose**

The State of New York has adopted an exemption from taxation for certain solar, wind energy, farm waste energy systems, under Section 487 of the Real Property Tax Law (RPTL) of the State of New York. The law further provides that a Village may provide that no exemption under this section shall be applicable within the jurisdiction by adopting a Local Law to that effect. The Village Board of Trustees of the Village of Fredonia hereby wishes to adopt such a Local Law.

**Section Two – Opting Out of Section 487 of the Real Property Tax Law**

Section 487 of the Real Property Tax Law of the State of New York exempting from taxation certain solar, wind, energy systems, or farm waste energy systems shall not be applicable, nor available, to such real property within the Village of Fredonia, Chautauqua County, New York. It is the express intention of the Board of Trustees of the Village of Fredonia in adopting this Local Law to exercise the opt-out provision afforded to local municipalities by Section 487 so that the exemption from real property taxatio9n for solar, wind, energy systems, or farm waste energy systems shall not apply, nor be available, within the Village of Fredonia, Chautauqua County, New York.

**Section Three – Effective Date**

This Local Law shall be effective immediately upon filing with the Secretary of State.

**BOARD OF TRUSTEES-OF THE VILLAGE OF FREDONIA**  
**ORGANIZATIONAL MEETING**  
**JANUARY 6, 2025**  
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Upon motion duly made by Trustee Siracuse and seconded by Trustee Twichell, the following resolution was unanimously approved:

BE IT RESOLVED that the Board of Trustees of the Village of Fredonia hereby schedules a Public Hearing on the 21<sup>st</sup> day of January 2025 at 5:30 PM in the Trustees Room, second floor, Village Hall, Fredonia NY to receive comments from the public regarding the Village of Fredonia's proposed Local Law No. 2 of 2025 entitled "A Local Law Regulating the Installation, Placement, of Solar Equipment and Systems in the Village of Fredonia.", and

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

This local law shall be entitled "Local Law Regulating the Installation, Placement, of Solar Equipment and Systems in the Village of Fredonia."

Be it enacted by the Board of Trustees of the Village of Fredonia as follows:

**Section One - Purpose**

The Board of Trustees of the Village of Fredonia exercising the authority granted to it under Village Law of the State of New York to protect the health, safety, and welfare of the residents and property owners of the Village of Fredonia. The purpose of this legislation is to balance the potential impact on neighbors when solar collectors may be installed near their property, while preserving the rights of property owners to install solar collection systems without excess regulation. The Village of Fredonia recognizes the importance of solar systems in generating electricity for the on-premises and off-premises use, the reduction of greenhouse gas emissions, and support for emerging solar systems economic development.

**Section Two - Authority**

The Board of Trustees in enacting the legislation exercises authority granted to it under the New York State Constitution; Municipal Home Rule Law, and the Village Law of the State of New York which authorizes the Village to adopt Zoning and land use provisions to protect the health, safety, and welfare of persons and property within the Village.

**Section Three - Definitions**

**Building-Integrated Photovoltaic (BIPV):** A Solar energy system that consists of integrating photovoltaic modules into the building structure. Technologies include PV Shingles of tiles, PV laminates, and PV glass. Examples of placement include vertical facades, semi-transparent skylights, awnings, fixed awnings, and roofs.

**Collective Solar:** Solar installations owned collectively through subdivision homeowner associations, college student groups, "adopt-a-solar-panel" programs, similar arrangements, or commercial entities.

**Glare:** The effect by reflections of light with intensity sufficient as determined in a commercially reasonable manner to cause annoyance, discomfort, or loss in visual performance and visibility in any material respects.

**Ground-Mounted System:** A Solar energy system that is anchored to the ground and attached to a pole or similar mounting system, detached from and other structure.

**Large-Scale Solar (Tier 2):** Solar energy systems located on land in the Village of Fredonia used primarily to convert solar energy into electricity for offsite consumption or sale, and/or systems that have the capacity to produce more than 25KW per hour of energy.

**Net-Metering:** A billing arrangement that allows solar customers to get credit for excess electricity that they generate and deliver back to the grid so that they only pay for their net electricity usage.

**Roof-Mounted Systems:** A solar power system in which solar panels are mounted on top of the structure of a roof either as a flush-mounted system or as modules fixed to frames which can be tilted toward the sun at an optimal angle. Roof-mounted systems shall be located on a roof of a permitted principal use or accessory structure.

**Small-Scale Solar (Tier 1):** Small Scale Solar means a solar energy system installed and placed to produce energy for consumption only on-site, and that has the capacity to produce less than 25KW per hour of energy.

**Solar Easement:** An easement recorded pursuant to New York Real Property Law 335- b, the purpose of which is to secure the right to receive sunlight across real property of another for continued access to sunlight necessary to operate a solar collector.

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**Solar Energy Equipment:** Energy storage devices, materials, hardware, or electrical equipment and conduit associated with the production of electrical energy.

**Solar Energy Production Facility:** Energy generation facility or area of land principally used to convert solar energy to electricity, whether by photovoltaic, concentrating solar thermal devices or various experimental solar technologies, with the primary purpose of wholesale or retail sales of electricity.

**Solar Panel:** A device capable of collecting and converting solar energy into electrical energy.

**Solar Storage Battery:** A device that stores energy from the sun and makes it available in an electrical form.

**Solar Thermal Systems:** Solar Thermal systems directly heat water or other liquid using sunlight. The heated liquid is used directly for such purposes as space heating and cooling domestic hot water, and heating pool water.

**Section 4 - Applicability**

- A. The requirements of this section shall apply to all solar energy systems installed or modified after the effective date of this local law, excluding general maintenance and repair.
- B. All solar energy systems shall be designed, erected and installed in accordance with all applicable codes, regulations, and industry standards as referenced in the New York State Building Code and the Village Code as well as National Electrical Code (NEC) and local regulations.
- C. Under state SEQRA regulations, actions are grouped as Type I, Type II, or Unlisted Actions. Type II actions are exempt from review and include actions such as construction, expansion, or placement of minor accessory structures. The Village of Fredonia considers building-integrated solar components and Small Scale (Tier 1) to be Type II Actions and therefore exempt from all SEQRA requirements, including the submission of an EAF (Environmental Assessment Form). Large-Scale and Solar production facilities, (Tier 2), that meet the thresholds contained in the SEQRA regulations and are considered more than likely than others to have a significant adverse environmental impact shall be considered Type I Actions. However, the need for a complete Environmental Impact Statement (EIS) shall be determined by the permitting board in accordance with the significance of the potential adverse environmental impact.

**Section 5 - Solar as an Accessory Use/Structure**

This section governs the placement and installation of small-scale (Tier 1) solar as defined herein. The installation of small-scale (Tier 1) solar energy systems does require the applicant to obtain a building permit from the Village of Fredonia.

**A. Roof-Mounted Systems**

Roof-mounted systems are permitted as an accessory use in all zoning districts when attached to a lawfully permitted principal structure and accessory structures, subject to the requirements set forth in the section:

- I. Height: Solar energy systems shall not exceed maximum height restrictions within and zoning district and are provided the same height exemptions granted to building-mounted mechanical devices or equipment.
- II. Setback: Solar energy systems are subject to the setback requirements of the underlying zoning district.
- III. Glare: All solar panels shall have antireflective coating(s), and proof of such must be provided with the site plan application and the building permit application.
- IV. Aesthetics: Solar installations shall incorporate the following design requirements:
  - 1. Solar energy equipment shall be installed inside walls and attic spaces when possible, to reduce their visual impact. If solar energy requirement is visible from a public right of way, it should match the color scheme of the underlying structure.

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2. Roof-mounted Panels facing the front yard must be mounted at the same angle as the roof's surface with a maximum distance of 18 inches between the roof and the highest edge of the system.
3. Access and pathways. Ground access, roof access, pathways, and spacing requirements for solar photovoltaic systems shall be provided in accordance with the Building Code.
4. Size of solar photovoltaic array. Each photovoltaic array shall not extend out beyond the roofline.
5. Where required by the Building Code to allow for smoke ventilation operations, panels and modules shall not be located less than 18 inches from a roof ridge or peak.

**B. Ground-Mounted Systems**

Ground-mounted solar energy systems are permitted as an accessory structure in all zoning districts, subject to the requirements set forth in this section.

- I. All ground-mounted solar panels in residential districts shall be installed in the rear yard. If a side yard installation is applied for, it shall be subject to all setback requirements of the underlying zoning district and such an application for a side yard installation shall require plan review by the Village of Fredonia Planning Board.
- II. Setback: Ground-mounted solar panels are subject to setback requirements of the underlying zoning district.
- III. Height: Solar panels are restricted to a height of fifteen (15) feet when located with a minimum setback distance of ten (10) feet from a lot line; a height of twenty (20) feet when located with a minimum setback distance of fifteen (15) feet from a lot line, and a maximum height of twenty-five (25) feet when located with a setback distance greater than twenty-five (25) feet. All height measurements are to be calculated when the solar energy system is oriented at maximum tilt. [Reference Chart Below]

| Ground-Mounted Height and Setback Requirements |                         |
|------------------------------------------------|-------------------------|
| Setback                                        | Height Not Greater Than |
| 10 ft.                                         | 15 ft.                  |
| 15 ft.                                         | 20 ft.                  |
| 25 ft. or Greater                              | 25 ft.                  |

- IV. Lot Coverage: The surface area of ground-mounted solar panels shall be included in lot coverage and impervious surface calculations and shall not exceed 30% of the lot size.

**V.**

1. Any application for installation and placement of small-scale solar energy system under this section in a side yard location shall require an application containing a site plan showing the location of all solar energy system components, their location on the premises, their location on the premises in relation to the property line and any and all structures on the premises, and the nearest structure located on the premises adjacent thereto.
2. The site plan for such installation shall be reviewed by the Planning Board of the Village of Fredonia, and approval of the site plan for the placement in a side yard by affirmative vote of a majority vote of the Planning Board of the Village of Fredonia.
3. Glare. All solar panels shall have antireflective coating(s), and proof of such must be provided with the site plan application and the building permit application.

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**Section Six – Solar as a Principal Use**

**A. Large-Scale Solar Systems (Tier 2)**

Large-Scale solar systems (Tier 2) are permitted by the issuance of a special-use permit within Zoning Districts M-1, C-2, and 1-1 only. In addition to the requirements set forth in those sections, the following applies:

- I. Large-Scale Solar Energy Systems (Tier 2) shall comply with all bulk area requirements, including height and setback of the underlying Zoning District in which it is located, together with the following area requirements and setbacks, whichever is more restrictive. In addition such other restrictions on placement, height, location, and setback and/or buffers may be imposed during the Special Permit process by the Board of Trustees. Each and every part and/or section of the Solar Energy System shall be setback the following minimums:
  1. 300 feet from the edge of any public right-of-way.
  2. 250 feet from each property line bordering the premises, which are subject of a solar application for special use permits.
  3. 350 feet from any residential premises on any adjoining property.
  4. At least 50 feet from any structure on any premises hosting the Solar Energy System.
  5. No part of the Solar Energy System and/or its components shall exceed 35 feet in height.
  6. In the sole discretion of the Village Board, for good cause shown, after the Public Hearing and Board may vary the strict application of these regulations.
- II. Large scale solar systems (Tier 2) shall be located on lots with a minimum lot size large enough to accommodate the proposed system.

Lot Coverage - the surface area of the Solar Energy System, including but not limited to solar panels, utility or electronic sheds, and any other part of the System, shall be included in Lot coverage, together with any impervious service calculations, all of which shall not exceed fifty-percent (50%) of the lot size coverage of the premises on which the Solar System is to be constructed, and which is the subject of the application and permit review.

No large scale systems (Tier 2) will be permitted to be located on multiple parcels, the parcel or parcels which are the subject of the application to host a Solar Energy Facilities System shall be under the control of the applicant, for and during the entire life expectancy of the Solar Energy Facilities System.

- III. All large-scale systems energy systems (Tier 2) shall be enclosed by fencing to prevent unauthorized access. Warning signs with the owners contact information shall be placed on the entrance and perimeter of the fencing. The height and type of fencing shall be determined by the special-use permit process.
- IV. On-site electrical interconnection lines and distribution lines shall be placed underground, unless otherwise required by the utility.
- V. The removal of existing vegetation is limited to the extent necessary for the construction and maintenance of the solar installation.
- VI. Special Use Permit Requirements

Every application for a Special Use Permit under this section shall contain the following material:

1. Verification of utility notification. Foreseeable infrastructure upgrades shall be documented and submitted. Off-grid systems are exempt from this requirement
2. Name, address, and contact information of the applicant, property owner(s), and agent submitting the proposed project.

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3. If the property of the proposed project is to be leased, legal consent between all parties, specifying the use(s) of the land
4. Site Plan: Site plan approval and issuance of the permit of any application under this section shall go before the permitting board. Every application for a Large-Scale solar energy system (Tier 2) within the Village of Fredonia shall be made to the Village of Fredonia Board of Trustees and shall be approved by majority vote of the Board of Trustees. Prior to Board of Trustee review of the application, the Board of Trustees of the Village of Fredonia may refer said application to the Planning Board of the Village of Fredonia for site plan review, report, and recommendation for approval or disapproval by the Planning Board to the Board of Trustees. A Public hearing upon ten days' notice duly posted and published in the official newspaper of the Village of Fredonia and on the bulletin board of the Village of Fredonia before granting of any such special use permit described here under. The Board of Trustees of the Village of Fredonia hereby reserves the right to delegate to the Planning Board of the Village of Fredonia the public hearing requirement, and if so, such public hearing shall be held by and before the Planning Board of the Village of Fredonia.
5. Blueprints signed by a New York State licensed Engineer or registered Architect of the solar installation showing the layout of the system.
6. The equipment specification sheets shall be documented and submitted for all photovoltaic panels. Significant components, mounting systems, and inverters that are to be installed.
7. Property Operation and Maintenance Plan: A property operation and maintenance plan is required, describing continuing photovoltaic maintenance and property upkeep, such as mowing, trimming, etc.
8. Decommissioning Plan:
  - i. To ensure the proper removal of large scale systems (Tier 2), a decommissioning plan shall be required. The plan shall include the removal of all infrastructures and the remediation of soil and vegetation back to its original state prior to construction, unless otherwise permitted. A cost estimate detailing the projected cost of executing the decommissioning plan shall be prepared by a Professional Engineer licensed in the State of New York. Cost estimations shall take into account inflation. Further, all such plans shall meet the requirements adopted/recommended by Chautauqua County Planning Dept. as then currently in effect.
  - ii. Financial Surety: A form of surety, through escrow or equivalency of shall be established prior to the commencement of construction to cover the cost of decommissioning the site. The amount of surety required by the municipality may not exceed 125 percent of the estimated cost to decommission.

**Section Seven - Solar Storage Batteries**

If Solar Storage Batteries are included as part of the Solar Energy Collection System, its location, placement, and maintenance shall be governed by and in accordance with New York State Uniform Electrical code, and all regulations promulgated under the State Code and the National Electric Code. When storage batteries are no longer in use, they shall be in accordance with the law in the State of New York, and any other applicable Federal, State and/or Local disposal Rules and/or regulations.

**Section Eight - Violations**

Any violation of this Solar Energy Law shall be subject to the same enforcement requirements, including the civil and criminal penalties, provided for in the zoning or land use regulations of the Village.

Notwithstanding the above, the Board of Trustees of the Village of Fredonia hereby reserves the right to proceed to enforce the provisions of this Local Law by civil action, injunction, and any other remedy afforded to it under the laws of the State of New York or the United States.



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**Section Nine - Validity**

If any part or provision of this Local Law or the application thereof to any person or circumstance be adjudged invalid by any other court of competent jurisdiction, such judgement shall be confined in its operation to the part or provision of application directly involved in the controversy in which such judgement shall have been rendered and shall not effect or impair the validity of the remainder of this Local Law or the application thereof to other persons or circumstances.

**Section Ten - Effective Date**

This Local Law shall be effective immediately upon filing with the Secretary of State.

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

WHEREAS the Board of Trustees for the Village of Fredonia are authorized by Chapter 63, Section 1 (D) to determine the rules of the procedures for the conduct of its meetings; and

WHEREAS the Board believes the standardization and adherence to a policy concerning the submission of resolutions will increase discussion and communication while affording the Trustees and the public their right to speak, now, therefore

BE IT RESOLVED that the Village Board of Trustees of the Village of Fredonia hereby adopts the following procedures regarding the submission and creation of all resolutions:

1. Any resolution being submitted for placement on the agenda of a regularly scheduled or Special meeting of the Board shall be submitted to the Village Clerk no later than 1:00 P.M. on the Monday (or week) prior to said meeting.
2. Complete and final agendas shall be placed in Trustee mailboxes and available to the public on both the website and in hard copy no later than 12:00 A.M. on the Thursday (or 4 days) prior to said Board meeting.
3. Resolutions placed on the agenda after the deadline shall meet the following criteria to be included or considered for action:
  - a) *The action must have a financial impact on the Village (positive or negative) and require an action that must be taken prior to the next meeting date, OR'*
  - b) *Have an immediate effect on the health and/or safety of the citizens of the Village.*
4. During the workshop, prior to the regular meeting, Trustees shall have the opportunity to discuss any proposed resolution along with any other Village business. If a member of the public wishes to comment or address the Board at the workshop, they will need Board approval.
5. Members of the public will be afforded the opportunity to speak on any action taken or contemplated by the Board, during the **Public Comment portion of the regular meeting**, subject to the following rules which shall be read at each meeting, immediately prior to the opportunity for the public comment:
  - a) *"This portion of the meeting is for public comment. Any member of the public wishing to speak, once recognized, shall stand, and state their name and address"*
  - b) *Speaker will be allowed (3) minutes if speaking for themselves or (5) minutes if speaking on behalf of a group. The mayor will determine, in his/her discretion, if individuals are speaking for themselves or representing a group"*
  - c) *"The mayor shall keep good order and may require a speaker to stop speaking if remarks are in poor taste, slanderous, or not germane to any action taken or contemplated by the Board"*

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- d) During the meeting, once a resolution has been proposed and seconded, each Trustee shall be given the opportunity to publicly state their position regarding the proposed resolution. Once all Trustees in attendance have had the opportunity to be heard, a roll call vote will be conducted.

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

BE IT RESOLVED that the request of Village Trustees, Jon Espersen, Michelle Twichell and Nicole Siracuse, Ben Brauchler and Paul Wandel and Mayor Ferguson to attend the NYCOM Winter Legislative Meeting February 2-4, 2025 at the Marriot Albany is hereby approved. The cost of the conference will be covered by each individual attending. This Conference is sponsored by the New York State Conference of Mayors.

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

BE IT RESOLVED that The Observer, West Second Street, Jamestown, NY is hereby designated the Official Newspaper of the Village of Fredonia for the year beginning January 1, 2025 and ending December 31, 2025.

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

BE IT RESOLVED that the following banks pursuant to Village Law section 4-4, are hereby designated the Official Banks for the Village of Fredonia for the year beginning January 1, 2025 and ending December 31, 2025:

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

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

**This resolution was amended to include Joshua Myers. Fredonia Fire Chief, as last year he was still provisional.**

BE IT RESOLVED that the following appointed officials and employees are hereby appointed/reappointed to their respective positions and at their present salaries and benefits or salary and benefits as modified by Board resolution or budget adoption for the ensuing official year commencing January 6, 2025 and ending January 6, 2026 unless sooner removed from office or employment as provided by the Charter or other applicable law:

1. Chief Inspection Officer, Building Inspector, Zoning Enforcement Officer
2. Parks and Recreation Director
3. Receiver of Taxes

**Chuck LaBarbera**  
**Kayla Sullivan**  
**Erlyssa LeBeau**

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|                                    |                           |
|------------------------------------|---------------------------|
| 4. Streets Supervisor/Commissioner | <b>Scott Marsh</b>        |
| 5. Associate Village Justice       | <b>Nancy Dietzen</b>      |
| 6. Police Chief                    | <b>David Price</b>        |
| 7. Records Management Officer      | <b>Annemarie Johnston</b> |
| 8. Fredonia Fire Chief             | <b>Joshua Myers</b>       |

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

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

WHEREAS, Village Charter Village Section §3(b) states that the term of office shall be as provided by Village Law §3-302; and

WHEREAS, Village Law §3-302(3) states that “except as is otherwise provided herein or in this chapter, the term of office of mayor, each trustee, treasurer, and clerk shall be two official years; and

WHEREAS, there is no other provision under Village Law §3-302 that applies to the appointment terms for the Village Treasurer; and

WHEREAS, the Board of Trustees has determined that the Village Treasurer appointment is a two-year term pursuant to the Village Charter and Village Law.

NOW THEREFORE, BE IT RESOLVED, that the Board of Trustees amends the appointment of Erlyssa LeBeau as Village Treasurer to a two-year term, which commences on January 6, 2025 ending on January 6, 2027.

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

WHEREAS, Village Charter Village Section §3(b) states that the term of office shall be as provided by Village Law §3-302; and

WHEREAS, Village Law §3-302(3) states that “except as is otherwise provided herein or in this chapter, the term of office of mayor, each trustee, treasurer, and clerk shall be two official years; and

WHEREAS, there is no other provision under Village Law §3-302 that applies to the appointment terms for the Village Clerk; and

WHEREAS, the Board of Trustees has determined that the Village Clerk appointment is a two-year term pursuant to the Village Charter and Village Law.

NOW THEREFORE, BE IT RESOLVED, that the Board of Trustees amends the appointment of Annemarie Johnston as Village Clerk to a two-year term, which commences on January 6, 2025 ending on January 6, 2027.

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**CONTINUED**

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

WHEREAS, The Village required the repairs to the 2017 Freightliner used in the removal of snow at the DPW; and

WHEREAS, Rexford Services, Inc, Dunkirk, NY provided a quote for the replacement of the rear differential as well as multiple other parts in the amount of \$9,650.91; and

WHEREAS, the repairs were necessary for the Village's purpose; therefore

BE IT RESOLVED the Village Board hereby authorizes the payment of \$9,650.91 to Rexford Services, Inc for the repairs of the 2017 Freightliner.

Upon motion duly made by Trustee Espersen 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 #737 through #744 are hereby approved and directed paid and available in the Village Clerk's office, 9-11 Church Street, Fredonia, NY.

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

BE IT RESOLVED that the Training request of Fire Chief to travel outside of Chautauqua County for the purpose of attending the Arlington Fire District Meeting in Poughkeepsie, NY Tuesday January 14, - 15, 2025 at a cost not to exceed **One Hundred and Eighty-Five Dollars (\$185.00)** is hereby authorized.

**K. EXECUTIVE SESSION-**

**L. MEETING SCHEDULE-**

The next Village of Fredonia Board of Trustees Workshop and Board Meeting will take place Tuesday January 21 , 2025, as Monday is the Martin Luther King Jr. holiday.

6 PM in the Trustee Room, second floor, Village Hall, Board Meeting to follow.

Upon motion duly made by Trustee Twichell, and seconded by Trustee Siracuse and carried unanimously, the Board adjourned the organizational