

A Meeting of the Mayor and Board of Trustees of the Village of Sloan was held on July 28, 2021, 5:30pm at the Village Municipal Building, 425 Reiman Street, Village of Sloan, County of Erie, and State of New York. Meeting called to order at 5:30pm.

Roll Call: Mayor Thomas Ferrucci
Trustee Eric Czubaj
Trustee Paula Bruscani
Trustee Linda Ostempowski
Trustee Jennifer Kregg

Approval of Abstract 005 of the 2021/2022 General Fund Budget, vouchers 66 through 96 for a total payment of \$85,701.60.

Motion by Trustee Ostempowski, Second by Trustee Bruscani

Ayes: Mayor Ferrucci, Trustee Czubaj, Trustee Bruscani, Trustee Ostempowski, Trustee Kregg

Nays: None

Resolutions

2022-6 Termination of Agreement with Roman Construction Development Corporation

WHEREAS, a contract for concrete installation in various locations in the Village of Sloan, signed on April 27th, 2021 by said Construction Corporation and on May 3rd, 2021, by the Village of Sloan, AND

WHEREAS, Roman Construction Development Corporation, hereinafter called "Contractor" was awarded by the Village Board the above contract for said purposes, AND

WHEREAS, the Village Engineer is responsible for by monitoring and administrating the above contract with said Contractor, to ensure contractual compliance, AND

WHEREAS, pursuant to correspondence of the Village Engineer, WM Schutt Associates, dated July 23rd, 2021, submitted to said Contractor by Certified Mail and received by said Contractor, terminating said contract for the reasons as set out in said correspondence (see attached), AND

WHEREAS, the Village Engineer has recommended that the Village Attorney prepare a Termination Agreement for execution of all parties concerned, AND

WHEREAS, the above Village Engineer has recommended the termination of said contract and believes such termination to be in the best interests of the Village and its affected residents in progressing the work to conclusion in a timely and proper manner, AND

WHEREAS, in the judgement of the Village Engineer, several of the criteria of terminating the above contract for cause have been met, AND

WHEREAS, the Village Board accepts and supports the conclusions and recommendations of the Village Engineer, NOW, THEREFORE BE IT

RESOLVED, that the Board ratifies nunc pro tunc the July 23rd, 2021 Notice of Termination and the termination of the above contract with the above Contractor, for cause, which termination shall be and is effective as of July 28th, 2021.

Motion by Mayor Ferrucci, Second by Trustee Czubaj

Ayes: Mayor Ferrucci, Trustee Czubaj, Trustee Bruscani, Trustee Ostempowski, Trustee Kregg

Nays: None

2022-7 Award of Bid- Concrete Installation

WHEREAS, as a result of advertisement by the Town of Cheektowaga, bids were received on March 5, 2021 for the Concrete Installation in the Village of Sloan; and

WHEREAS, three (3) bids were received and referred to the Town of Cheektowaga Engineering Department for analysis and tabulation; and

WHEREAS, General Municipal Law (GML) §103, subsection 16, allows for any political subdivision or of any district therein authorized to make purchases of apparatus, materials, equipment or supplies, or to contract for services related to the installation, maintenance or repair of apparatus, materials, equipment, and supplies, to make such purchases, or may contract for such services related to the installation, maintenance or repair of apparatus, materials, equipment, and supplies, as required by such political subdivision or district therein through the use of a contract let by the United States of America or any agency thereof, any state or any other political subdivision or district therein if such contract was let to the lowest responsible bidder or on the basis of best value;

WHEREAS, the Village of Sloan has recently terminated its agreement for Concrete Installation with Roman Construction Development Corporation, effective July 28, 2021, and

WHEREAS, 4th Generation Construction Inc. was the second lowest, responsible bidder, Now, Therefore Be It

RESOLVED, that the Board of the Village of Sloan hereby authorizes Mayor Ferrucci to enter into a contract with 4th Generation Construction Inc.

5650 Simmons Avenue

Niagara Falls, NY 14304

for the year 2021, for Concrete Replacement in the Village of Sloan, at the specifications as bid by the Town of Cheektowaga, and hereby attached and made part of this resolution, effective immediately.

Motion by Mayor Ferrucci, Second by Trustee Ostempowski

Ayes: Mayor Ferrucci, Trustee Czubaj, Trustee Bruscani, Trustee Ostempowski, Trustee Kregg

Nays: None

2022-8 Procurement Policy

Whereas, Article 9 of the General Municipal Law (GML) of the State of New York directs when purchases of materials and public works projects must be competitively bid, and

Whereas, Section 104-b of the GML requires every political subdivision to adopt internal policies and procedures governing all procurement of goods and services not subject to the bidding requirements of Section 103 of the General Municipal Law, and

Whereas, in compliance with Section 104-b of the GML the Sloan Village Board approved a resolution on April 11, 2006, adopting procurement policies and procedures for the Village of Sloan, and

Whereas, by Section 1 of Part D of Chapter 494 of the Laws of 2009 New York State, the competitively bidding public works projects increased from \$20,000 to \$35,000, and

Whereas, the Sloan Village Board approved a resolution on April 13, 2010 to amend the Procurement Policy to reflect the increase of public works projects from \$20,000.00 to \$35,000.00 as allowed by Chapter 494 of the Laws of 2009 New York State, and

Whereas, further amendments to update our Procurement Policy for public works and purchases of supplies and equipment are needed, NOW, THEREFORE, BE IT

RESOLVED, that effective immediately, the procurement policy of the Village of Sloan, Chapter 95 of the Codes of the Village of Sloan shall be as attached and made part of this Resolution, effective immediately.

Motion by Mayor Ferrucci, Second by Trustee Ostempowski

Ayes: Mayor Ferrucci, Trustee Czubaj, Trustee Bruscani, Trustee Ostempowski, Trustee Kregg

Nays: None

Work Session

Bob Brandon- Representative of Senator Kennedys office

- a. Amendments to NY Driver License suspensions due to traffic violations
- b. Increase in CHIPs funding
- c. Grant opportunities for park improvements
- d. Moratorium of evictions ends August 31, 2021 and assistance available for renters through OTDA

ARA Funding receipt

ARA Upcoming seminar

AUD Draft complete for 2020/2021

ROA Requirements for Elected Officials for NYS Retirement System

Adjournment

Motion by Mayor Ferrucci, Second by Trustee Czubaj to adjourn meeting at 6:15pm.

Ayes: Mayor Ferrucci, Trustee Czubaj, Trustee Bruscani, Trustee Ostempowski, Trustee Kregg

Nays: None

Respectfully Submitted,

Debra M. Smith
Village Clerk/Treasurer