

**VILLAGE OF BARKER
BUDGET SESSION MINUTES**



**February 9, 2026
5:30pm @ Village Hall Meeting Room**

Mayor Aaron Davis
Deputy Mayor Val DiTommaso
Trustee Melanie Hirschman
Trustee Chloe Kenny
Trustee Alexander Detschner

In **Attendance:** DPW Superintendent Mark Remington, Clerk-Treasurer Amanda Detschner and all 5 members of the Board of Trustees

The **budget session was called to order at 6:01pm** by Mayor Davis.

Budget session for FY 2026-2027 budget

All revenues lines in both the General and Water funds were reviewed and adjusted based on conservative estimates and forecasts.

General Fund appropriations were discussed:

Beginning at the contractual lines in the General Fund A1010.4 Board of Trustees Contractual through A1460.4 Records Management. Wish list items for the Clerk-Treasurer's office include upgrading the 7-year-old laptop used for training/classes, webinars, teleconferences and presentations. The second wish list item is upgrading the Village website to a more mobile friendly software and possibly adding email blasts to residents. A1325.2 CT Equipment \$1400 & A1325.4 Contractual would increase to \$8800, \$5000 of that would be the new website. These were tentatively penciled in and will be revisited if necessary.

A **motion to adjourn the budget session was made at 6:58pm** by Trustee Kenny and a second was offered by Deputy Mayor DiTommaso.

The previous was ADOPTED. AYES-5-Davis,Detschner,DiTommaso,Hirshman,Kenny NAYS-0/None Motion Carried.

Next Budget Session will be held February 23,2026 at 5:30pm in the Village Hall Meeting Room.

Respectfully Submitted,

Amadna M. Detschner, CMC/RMC/CMFO
Clerk-Treasurer

**VILLAGE OF BARKER BOARD OF TRUSTEES
REGULAR MEETING MINUTES**



**February 9, 2026
7:00PM**

Mayor Aaron Davis
Deputy Val DiTommaso
Trustee Melanie Hirschman
Trustee Alexander Detschner
Trustee Chloe Kenny

In **Attendance:** DPW Superintendent Mark Remington, Deputy Clerk-Treasurer Laurel Cantella, Trent Kenny & Heidi Dergel.

At 7:00pm meeting was called to order by Mayor Davis by administering the Pledge of Allegiance.

The **Sales tax** received for January 2026 was \$22,663.50 an increase of \$3,133.76 from January 2025.

The **Approval of Minutes** for the work session held January 5, 2026 and the monthly board meeting minutes from January 12, 2026, as well as the special meeting minutes from February 6, 2026 was motioned for approval by Deputy Mayor DiTommaso and was seconded by Trustee Hirschman.

The previous was ADOPTED. AYES-5-Davis,Detschner,DiTommaso,Hirshman,Kenny NAYS-0/None Motion Carried.

The **Niagara County Planning Board approved referral #7027** for the proposed Local Law Regulating Battery Energy Storage Systems at the January 26, 2026, meeting with the following comments:

- The NC Planning Board noted that although water may not be effective for suppressing a battery fire itself, the availability of water at or in close proximity to a site should remain an important safety consideration during review, particularly to address the potential to surrounding vegetation or adjacent properties outside of the limits of a battery project.
- The Board also commented that the Village should consider a “tiered” approach to regulating battery projects of different sizes and types, similar to regulations of other Niagara County Municipalities

The **Village of Barker Zoning Board of Appeals met on Wednesday, February 4, 2026** to discuss the proposed Local Law Regulating Battery Energy Storage Systems. The ZBA unanimously approved the proposed local law and submitted a letter of approval to the Board of Trustees.

PUBLIC HEARING was opened at 7:01pm by Mayor Davis.

A brief discussion ensued about the scope of the proposed local law and why the Village felt it was time to codify Battery Energy Storage systems.

Public Comment was given by:

Trent Kenny Stated that the Barker Fire Department would not be able to lease the land for this purpose because of being in the floodplain.

A motion to **CLOSE the PUBLIC HEARING was made at 7:03pm** by Trustee Detschner and seconded by Trustee Kenny. The previous was ADOPTED. AYES-5-Davis,Detschner,DiTommaso,Hirshman,Kenny NAYS-0/None Motion Carried.

The Proposed Local Law is as follows:

A Local Law Regulating Battery Energy Storage Systems

Be it enacted by the Village Board of Trustees of the of the Village of Barker a Local Law as follows:

1. Authority

This Battery Energy Storage System Law is adopted pursuant to Article IX of the New York State Constitution, § 2(c)(6) and (10), New York Statute of Local Governments and section 10(1)(i) and (ii), and provisions of the Village Law.

2. Findings

- 1) The Village of Barker is a small Village having a population of approximately 600 residents. It is primarily a residential community with homes located in a small area in the Town of Somerset. The residences are all closely spaced to one another.
- 2) Battery Energy Storage Systems present special issues, including possibility of fire and explosion which present damage to nearby residences, institutions and dangers to people and which require legislation to address these issues.
- 3) Battery Energy Storage Systems are primarily an industrial oriented use and should be treated as such.

3. Statement of Purpose

The Battery Energy Storage System Law is adopted to advance and protect the public health, safety, welfare, and quality of life of Village by creating regulations for the installation and use of battery energy storage systems, with the following objectives:

- A. To provide a regulatory scheme regarding the location, construction and operation of battery energy storage systems;
- B. To protect people and land uses in the vicinity of the areas near battery energy storage systems;
- C. To mitigate the impacts of battery energy storage systems on environmental resources such as important agricultural lands, forests, wildlife and other protected resources; and
- D. To minimize the impact on and damage to all areas of the Village of Barker.

4. Definitions

As used, in this Chapter, the following terms shall have the meanings indicated:

ANSI: American National Standards Institute.

BATTERY(IES): A single cell or a group of cells connected together electrically in series, in parallel, or a combination of both, which can charge, discharge, and store energy electrochemically. For the purposes of this law, batteries utilized in consumer products are excluded from these requirements.

BATTERY ENERGY STORAGE MANAGEMENT SYSTEM: An electronic system that protects energy storage systems from operating outside their safe operating parameters and disconnects electrical power to the energy storage system or places it in a safe condition.

BATTERY ENERGY STORAGE SYSTEM: One or more devices, assembled together, capable of storing energy in order to supply electrical energy at a future time, not to include a stand-alone 12-volt car battery or an electric motor vehicle.

CELL: The basic electrochemical unit, characterized by an anode and a cathode, used to receive, store, and deliver electrical energy.

COMMISSIONING: A systematic process that provides documented confirmation that a battery energy storage system functions according to the intended design criteria and complies with applicable code requirements.

DEDICATED-USE BUILDING: A building that is built for the primary intention of housing battery energy storage system equipment, is classified as Group F-1 occupancy as defined in the International Building Code, and complies with the following:

- 1) The building's only use is battery energy storage, energy generation, and other electrical grid-related operations.
- 2) No other occupancy types are permitted in the building.
- 3) Occupants in the rooms and areas containing battery energy storage systems are limited to personnel that operate, maintain, service, test, and repair the battery energy storage system and other energy systems.
- 4) Administrative and support personnel are permitted in areas within the buildings that do not contain battery energy storage system, provided the following:
 - a. The areas do not occupy more than 10 percent of the building area of the story in which they are located.
 - b. A means of egress is provided from the administrative and support use areas to the public way that does not require occupants to traverse through areas containing battery energy storage systems or other energy system equipment.

ENERGY CODE: The New York State Energy Conservation Construction Code adopted pursuant to Article 11 of the Energy Law, as currently in effect and as hereafter amended from time to time.

FIRE CODE: The fire code section of the New York State Uniform Fire Prevention and Building Code adopted pursuant to Article 18 of the Executive Law, as currently in effect and as hereafter amended from time to time.

NATIONALLY RECOGNIZED TESTING LABORATORY (NRTL): A U.S. Department of Labor designation recognizing a private sector organization to perform certification for certain products to ensure that they meet the requirements of both the construction and general industry OSHA electrical standards.

NEC: National Electric Code.

NFPA: National Fire Protection Association.

NON-DEDICATED-USE BUILDING: All buildings that contain a battery energy storage system and do not comply with the dedicated-use building requirements.

NON-PARTICIPATING PROPERTY: Any property that is not a participating property.

NON-PARTICIPATING RESIDENCE: Any residence located on a non-participating property.

PARTICIPATING PROPERTY: A battery energy storage system host property or any real property that is subject of an agreement that provides for the payment of monetary compensation to the landowner from the battery energy storage system owner (or affiliate) regardless of whether any part of a battery energy storage system is constructed on the property.

UNIFORM CODE: The New York Uniform Fire Prevention and Building Code adopted pursuant to Article 18 of the Executive Law, as currently in effect and as hereafter amended from time to time.

VILLAGE BOARD: The Board of Trustees of the Village of Barker.

5. Applicability

- A. The requirements of this Local Law shall apply to all battery energy storage systems permitted, installed, or modified in Village.

6. General Requirements

- A. A building permit and an electrical permit shall be required for installation of all battery energy storage systems, authorized by the Village Board.
- B. Issuance of permits and approvals by the Village Board shall include review pursuant to the State Environmental Quality Review Act ECL Article 8 and its implementing regulations at 6 NYCRR Part 617 ("SEQRA").
- C. All battery energy storage systems, all Dedicated Use Buildings, and all other buildings or structures that (1) contain or are otherwise associated with a battery energy storage system and (2) subject to the Uniform Code and/or the Energy Code shall be designated, erected, and installed in accordance with all applicable provisions of the Uniform Code, all applicable provisions of the Energy Code, and all applicable provisions of the codes, regulations, and industry standards as referenced in the Uniform Code, the Energy Code, and the Village Code.

7. Permitting Requirements for Battery Energy Storage Systems

Battery Energy Storage Systems are permitted through the issuance of a special use permit only within the F1 (industrial use) zoning districts, and shall be subject to the Uniform Code and the site plan application requirements set forth in this Section. Notwithstanding any allowed uses in the industrial zone, this law shall supersede the same for energy storage systems, and the inconsistent provisions of the F1 zoning district shall not apply.

A. Applications for the installation of Battery Energy Storage Systems shall be:

1) Reviewed by the Zoning Enforcement Officer and the Village Board for completeness. An application shall be complete when it addresses all matters listed in this Local Law including, but not necessarily limited, to, (i) compliance with all applicable provisions of the Uniform Code and all applicable provisions of the Energy Code and (ii) matters relating to the proposed battery energy storage system and Floodplain, Utility Lines and Electrical Circuitry, Signage, Lighting, Vegetation and Tree-cutting, Noise, Decommissioning, Site Plan and Development, Special Use and Development, Ownership Changes, Safety and Permit Time Frame and Abandonment, and any other matter determined to be necessary by the reviewing entities. No action shall be taken until determined to be complete by the reviewing entities.

2) Subject to at least one public hearing to hear all comments for and against the application, The Village Board shall have a notice printed in a newspaper of general circulation in the Village at least 5 days in advance of such hearing. Applicants shall have delivered the notice by first class mail to adjoining landowners or landowners within 1000 feet of the property at least 10 days prior to such a hearing. Proof of mailing shall be provided to the Village Clerk at the public hearing. The Village Board may determine to have more than one public hearing.

3) Referred to the Niagara County Planning Board.

4) After closing of the public hearing(s), the Village Board shall take action on the application which can include approval, approval with conditions, or denial.

B. Utility Lines and Electrical Circuitry. All on-site utility lines shall be placed underground, with the exception of the main service connection at the utility company right-of-way and any new interconnection equipment.

C. Signage

1) Signage shall be in compliance with ANSI Z535 and shall include the type of technology associated with the battery energy storage systems, any special hazards associated, the type of suppression system installed in the area of battery energy storage systems, and 24-hour emergency contact information, including reach-back phone number, and any other provision required by the Village Board.

2) As required by the NEC, disconnect and other emergency shutoff information shall be clearly displayed on a light reflective surface. A clearly visible warning sign concerning voltage shall be placed at the base of all pad-mounted transformers and substations.

D. Lighting. Lighting of the battery energy storage systems shall be limited to that minimally required for safety and operational purposes and shall be shielded and downcast from abutting properties.

E. Vegetation and tree-cutting. Areas within 10 feet on each side of Battery Energy Storage Systems shall be cleared of combustible vegetation and other combustible growth. Single specimens of trees, shrubbery, or cultivated ground cover such as green grass, ivy, succulents, or similar plants used as ground covers may be permitted to be exempt provided that they do not form a means of readily transmitting fire, if approved by the Village Board. Removal of trees should be minimized to the extent determined by the Village Board.

F. Noise. The noise generated from the battery energy storage systems, components, and associated ancillary equipment shall not exceed a noise level of 40 dBA as measured at the outside fence of the facility community building. Applicants shall submit equipment and component manufacturers noise ratings to demonstrate compliance. The Applicant may be required to provide Operating Sound Pressure Level measurements from sampled locations at the perimeter of the battery energy storage system to demonstrate compliance with this standard.

G. Decommissioning of the Facility

- 1) Decommissioning Plan. The applicant shall submit a decommissioning plan, developed at a minimum in accordance with the Uniform Code and as required by the Village Board to be implemented upon abandonment and/or in conjunction with removal from the facility. The decommissioning plan shall include:
 - a. A narrative description of the activities to be accomplished, including who will perform that activity and at what point in time, for complete physical removal of all battery energy storage system components, structures, equipment, security barriers, and transmission lines from the site;
 - b. Disposal of all solid and hazardous waste in accordance with local, state, and federal waste disposal regulations;
 - c. The anticipated life of the battery energy storage system;
 - d. The estimated decommissioning costs and how said estimate was determined;
 - e. The method of ensuring that funds will be available for decommissioning and restoration including bonding or funding deposits as required by the Village Board;
 - f. The method by which the decommissioning cost will be kept current;
 - g. The manner in which the site will be restored, including a description of how any changes to the surrounding areas and other systems adjacent to the battery energy storage system, such as, but not limited to, structural elements, building penetrations, means of egress, and required fire detection suppression systems, will be protected during decommissioning and confirmed as being acceptable after the system is removed; and
 - h. A listing of any contingencies for removing an intact operational energy storage system from service, and for removing an energy storage system from service that has been damaged by a fire or other event.
- 2) Decommissioning Fund. The owner and/or operator of the energy storage system, shall continuously maintain a fund or bond payable to the Village in a form approved by the Village for the removal of the battery energy storage system, in an amount to be determined by the Village for the period of the life of the facility. The Village Board may require cash deposits in conjunction or in lieu of bonding as it determines to be held by the Village Board as a separate fund. All costs of the financial security shall be borne by the applicant.

H. Site plan application. For a Battery Energy Storage System requiring a Special Use Permit, site plan approval shall be required. Any site plan application shall include the following information and any other information required by the Village Board.

- 1) Property lines and physical features, including roads, for the project site.
- 2) Proposed changes to the landscape of the site, grading, vegetation clearing and planting, exterior lighting, and screening vegetation or structures.
- 3) A one- or three-line electrical diagram detailing the battery energy storage system layout, associated components, and electrical interconnection methods, with all National Electrical Code compliant disconnects and over current devices.
- 4) An equipment specification sheet that documents the proposed battery energy storage system components, inverters and associated electrical equipment that are to be installed in final form.
- 5) Name, address, and contact information of proposed or potential system installer and the owner and/or operator of the battery energy storage system. Such information of the final system installer shall be submitted with the application.
- 6) Name, address, phone number, and signature of the project Applicant, as well as all the property owners, demonstrating their consent to the application and the use of the property for the battery energy storage system.
- 7) Zoning district designation for the parcel(s) of land comprising the project site.
- 8) Commissioning Plan. Such plan shall document and verify that the system and its associated controls and safety systems are in proper working condition per requirements set forth in the Uniform Code. Where commissioning is required by the Uniform Code, Battery energy storage system commissioning shall be conducted by a New York State (NYS) Licensed Professional Engineer approved by the Village Board, and paid for by the applicant after the installation is complete but prior to final inspection and approval. A corrective action plan shall be developed for any open or continuing issues that are allowed to be continued after commissioning. A report describing the results of the system commissioning and including the results of the initial acceptance testing required in the Uniform Code shall be provided to Zoning Enforcement Officer and the Village Board prior to final inspection and approval and maintained at an approved on-site location. The Village Board may require additions to the commissioning plan.
- 9) Fire Safety Compliance Plan. Such plan shall document and verify that the system and its associated controls and safety systems are in compliance with the Uniform Code, and that have been reviewed and approved by the Village Board.
- 10) Operation and Maintenance Manual. Such plan shall describe continuing battery energy storage system maintenance and property upkeep, as well as design, construction, installation, testing and commissioning information and shall meet all requirements set forth in the Uniform Code, and any requirements of the Village Board.
- 11) Erosion and sediment control and storm water management plans prepared to New York State Department of Environmental Conservation standards, if applicable, and to such standards as may be established by the Village Board.
- 12) Prior to the issuance of the building permit and final approval by the Village Board, engineering documents must be signed and sealed by a NYS Licensed Professional Engineer.
- 13) Emergency Operations Plan. A copy of the approved Emergency Operations Plan shall be given to the system owner, the local fire department, local fire code official, and the Village Board. A permanent copy shall also be placed in an approved location to be accessible to facility personnel, fire code officials, and emergency responders. The emergency operations plan shall include the following information:

- a. Procedures for safe shutdown, de-energizing, or isolation of equipment and systems under emergency conditions to reduce the risk of fire, electric shock, and personal injuries, and for safe start-up following cessation of emergency conditions.
- b. Procedures for inspection and testing of associated alarms, interlocks, and controls.
- c. Procedures to be followed in response to notifications from the Battery Energy Storage Management System, when provided, that could signify potentially dangerous conditions, including shutting down equipment, summoning service and repair personnel, and providing agreed upon notification to fire department personnel, the Zoning Enforcement Officer and the Village Board for potentially hazardous conditions in the event of a system failure.
- d. Emergency procedures to be followed in case of fire, explosion, release of liquids or vapors, damage to critical moving parts, or other potentially dangerous conditions. Procedures shall include sounding the alarm, notifying the fire department, evacuating personnel, de-energizing equipment, and controlling and extinguishing the fire.
- e. A safety data sheet (SDS) that will address response safety concerns and extinguishment.
- f. Procedures for dealing with battery energy storage system equipment damaged in a fire or other emergency event, including maintaining contact information for personnel qualified to safely remove damaged battery energy storage system equipment from the facility.
- g. All other procedures as determined necessary by the Village Board to provide for the safety of occupants, neighboring properties, and emergency responders.
- h. Procedures and schedules for conducting drills of these procedures and for training local first responders on the contents of the plan and appropriate response procedures.
- i. Funding for training of Local First Responders and for any additional equipment deemed necessary by the Village Board after input from First Responders including but not limited to all responding fire companies, EMT services, pollution control personnel, and remediation costs.

I. Special Use Permit Standards.

- 1) Setbacks. Battery Energy Storage Systems shall be, not less than:
 - 1000 feet from Municipal Boundaries
 - 1000 feet from all Non F-1 District Boundaries
 - 1000 feet from any Building, not part of the energy system.
- 2) Height. Battery Energy Storage Systems shall comply with the building height limitations for principal structures of the underlying zoning district.
- 3) Fencing Requirements. Battery Energy Storage Systems, including all mechanical equipment, shall be enclosed by 7-foot-high fence with a self-locking gate to prevent unauthorized access unless housed in a dedicated-use building and not interfering with ventilation or exhaust ports.
- 4) Screening and Visibility. Battery Energy Storage Systems shall have views minimized from adjacent properties to the extent reasonably practicable using architectural features, earth berms, landscaping, or other screening methods that will harmonize with the character of the property and surrounding area and not interfering with ventilation or exhaust ports.
- 5) Such other standards as shall be required by the Village Board.

J. Ownership Changes. If the owner of the battery energy storage system changes or the owner of the property changes, the special use permit shall remain in effect, provided that the successor owner or operator assumes by written contract all of the obligations of the special use permit, site plan approval, and decommissioning plan and provides the same to the Village Board together with proof of financial capability to comply. A new owner or operator of the battery energy storage system shall notify the Zoning Enforcement Officer and the Village Board of such change in ownership or operator within 30 days of the ownership change. A new owner or operator must provide such notification and compliance to the Zoning Enforcement Officer and the Village Board in writing. The special use permit and all other local approvals for the battery energy storage system will be void if a new owner or operator fails to provide prior to change of ownership. Reinstatement of a void special use permit will be subject to the same review and approval processes for new applications under this Local Law. Failure to comply shall constitute automatic revocation of the special use permit.

8. Safety

A. System Certification. Battery energy storage systems and equipment shall be listed by a Nationally Recognized Testing Laboratory to UL 9540 (Standard for battery energy storage systems and Equipment) or approved equivalent, with subcomponents meeting each of the following standards as applicable:

- 1) UL 1973 (Standard for Batteries for Use in Stationary, Vehicle Auxiliary Power and Light Electric Rail Applications),
- 2) UL 1642 (Standard for Lithium Batteries),
- 3) UL 1741 or UL 62109 (Inverters and Power Converters),
- 4) Certified under the applicable electrical, building, and fire prevention codes as required.
- 5) Field evaluation by an approved testing laboratory for compliance with UL 9540 (or approved equivalent) and applicable codes, regulations and safety standards may be used to meet system certification requirements, if required by the Village Board.
- 6) All other requirements as determined by the Village Board.

B. Site Access. Battery energy storage systems shall be maintained in good working order and in accordance with industry standards. Site access shall be maintained, including snow removal at a level acceptable to the local fire department and, if the Battery Energy Storage System is located in an ambulance district, the local ambulance corps.

C. Battery energy storage systems, components, and associated ancillary equipment shall have required working space clearances, and electrical circuitry shall be within weatherproof enclosures marked with the environmental rating suitable for the type of exposure in compliance with NFPA 70.

9. Permit Time Frame and Abandonment

A. If issued the Special Use Permit and site plan approval for a battery energy storage system shall be valid for a period of 12 months. In the event construction is not begun within 12 months or completed in accordance with the final site plan, as may have been amended and approved, as required by the Village Board, within 24 months after approval, the approvals and special use permit shall expire.

B. The battery energy storage system shall be considered abandoned when it ceases to operate consistently for one year. If the owner or operator fails to comply with decommissioning upon any abandonment, the Village Board may, at its discretion, enter the property and utilize the available bond and/or security for the removal of a Battery Energy Storage System and restoration of the site in accordance with the decommissioning plan. Any Bond shall reflect this paragraph, and the Bonding Company shall be responsible for all costs.

10. Enforcement

Any violation of this Battery Energy Storage System Law shall be subject to the enforcement requirements, including the civil and criminal penalties, provided for in the zoning or land use

regulations of Village, because such provisions maybe inadequate to cause compliance, the violations shall further be subject to injunctive relief.

11. Severability

The invalidity or unenforceability of any section, subsection, paragraph, sentence, clause, provision, or phrase of the aforementioned sections, as declared by the valid judgment of any court competent jurisdiction to be unconstitutional, shall not affect the validity or enforceability of any other section, subsection, paragraph, sentence, clause, provision, or phrase, which shall remain in full force and effect.

Resolution #2-2026:

State Environmental Quality Review Act Negative Declaration and Notice of Determination of Non-Significance

WHEREAS, the Village of Barker ("Village"), has proposed a Local Law entitled "A Local Law Regulating Battery Energy Storage Systems", which is being considered for approval from Village Board of Trustees, and

WHEREAS, an Environmental Assessment Form (the "EAF") Part 1, was prepared by the Village Attorney on behalf of the Applicant, and the EAF parts 2 and 3, have also been prepared and submitted to the Board of Trustees, and

WHEREAS, the Board of Trustees has considered the Local Law and reviewed the EAF in light of the criteria set forth in SEQRA in order to determine whether the Project will have a significant effect on the environment, now therefore be it

RESOLVED, that the Village Board of Trustees declares itself lead agency for the purposes of SEQRA review of the Project, and be it further

RESOLVED, that the Project be classified as an Unlisted Action under SEQRA and that coordinated review is not required, and be it further

RESOLVED, that based upon the information set forth in the EAF, and for reasons more fully set forth in parts 2 and 3 of the EAF, the Village Board of Trustees hereby determines that there will be no significant environmental impacts with regard to the Project, and hereby adopts and issues the attached Negative Declaration under SEQRA with respect thereto, and be it further

RESOLVED, that the Mayor of the Village of Barker be, and hereby is, authorized to execute any necessary documents in conjunction hereto.

A motion to **ADOPT Resolution #2-2026 State Environmental Quality Review Act Negative Declaration and Notice of Determination of Non-Significance** was made by Trustee Hirschman and was seconded by Deputy Mayor DiTommaso.

The previous was ADOPTED. AYES-5-Davis,Detschner,DiTommaso,Hirshman,Kenny NAYS-0/None Motion Carried.

A **motion to ADOPT Local Law #1-2026 A Local Law Regulating Battery Energy Storage Systems** was made by Deputy Mayor DiTommaso and was seconded by Trustee Hirschman.

Roll Call Vote:

Mayor Davis- AYE
Deputy Mayor DiTommaso- AYE
Trustee Detschner- AYE
Trustee Hirschman- AYE
Trustee Lee- AYE

Motion Carried. Local Law ADOPTED.

A motion to **Accept the Trane HVAC proposal for annual service contract** that includes software updates, 2 onsite inspections with reports, remote service/troubleshooting at a cost of \$4,755.00 was made by Deputy Mayor DiTommaso and was seconded by Trustee Hirschman.

The previous was ADOPTED. AYES-5-Davis,Detschner,DiTommaso,Hirshman,Kenny NAYS-0/None Motion Carried.

A motion to **Renew the Annual Highway Shared Services Agreement with the Town of Somerset** was made by Trustee Kenny and a second was made by Trustee Hirschman.

The previous was ADOPTED. AYES-5-Davis,Detschner,DiTommaso,Hirshman,Kenny NAYS-0/None Motion Carried.

A motion to **Renew the Annual Water Shared Services Agreement with the Town of Somerset** was made by Trustee Detschner and seconded by Deputy Mayor DiTommaso.

The previous was ADOPTED. AYES-5-Davis,Detschner,DiTommaso,Hirshman,Kenny NAYS-0/None Motion Carried.

The **Clerk-Treasurer's Financial Reports** were reviewed and accepted by the Board of Trustees.

- ✓ Unpaid water as of March 31, 2026 will be re-levied onto the Village tax roll for the property, final notices of the deadline will be sent on Feb. 13th to all unpaid customers, also reminding them of the additional \$100.00 administrative fee if its re-levied
- ✓ The complete switch to Munibilling has begun with the current 4th quarter 20252 bill cycle. Munibilling has proven to be a positive switch and should be able to sustain the Village for years to come.
- ✓ Friday, March 6, 2026, is the last day for residents to register with the Niagara County Board of Elections to be able to vote on March 18, 2026, Village Election
- ✓ The last day to file an independent nominating petition for the Village Election is Tuesday, February 10, 2026, by 5:00pm
- ✓ The final draw of the LGE grant (NYS Dept of State) for the new Village Hall/Library was received 2/2/2026, after 14 months of submittal.

Public Works Report- No Report Submitted

Code Enforcement Report- No Report Submitted

2 permits issued- 1-roof and 1-porch

CEO Remington stated that 1707 East Avenue was postponed at Town of Somerset court for the third time. 1708 Quaker Road is now under ownership of a brokerage company, and they are aware of the code violations. The company was out to brace the front porch for safety and stated they would be emptying the contents then placing it for sale.

Correspondence: NYS DOT CHIPS Balance Notification Letter-January 13, 2026
CHIPS-\$13,722.26 PAVENY \$2,976.58 ERW \$2,394.63 POP \$7,910.16
Charter Communications Upcoming Programming Changes- January 21, 2026
Charter Communications Upcoming Programming Changes- February 4, 2026
NC Gallonage Report

Approval of Claims and Bill Payment: Abstract 009 Voucher #'s 289-321
General Fund-\$15,573.43 Water Fund-\$665.35 T&A Fund-\$1,500.00 TOTAL \$17,738.78
A motion to **approve the above claims and bill payment audited by the entire Board of Trustees present** was made by Deputy Mayor DiTommaso and was seconded by Trustee Detschner.
The previous was ADOPTED. AYES-5-Davis,Detschner,DiTommaso,Hirshman,Kenny NAYS-0/None Motion Carried.

Budget Transfers: A8160.4 Refuse Collection \$3,000.00 to A1620.44 Village Hall Contractual
A8160.4 Refuse Collection \$3,000.00 to A8540.4 Drainage Contractual
A8160.4 Refuse Collection \$3,000.00 to A7110.43 Parks Miscellaneous
A8160.4 Refuse Collection \$447.00 to A9010.8 State Retirement
A motion to **approve the above budget transfers** was made by Trustee Hirschman and a second was made by Deputy Mayor DiTommaso.
The previous was ADOPTED. AYES-5-Davis,Detschner,DiTommaso,Hirshman,Kenny NAYS-0/None Motion Carried.

Public Comment was offered by:

Heidi Dergel: Introduced herself to the Board and all present as the President of Ontario Shores Community Organization. OSCO is a community organization with a mission to bring community together through events and resources. The OSCO meets once a month and all are welcome to attend and join. The OSCO is waiting to hear from NYS on the approval of their 501c(3) status approval. The largest event is the Corn Festival held in late July, other events are being held like the easter egg hunt at the Somerset Conservation Club. President Dergel expressed gratitude to the Village Board for allowing use of the Main Street Park and VH parking lot for the Corn Festival.

Board Comment was offered by:

Trustee Hirschman: Stated that she loved the positivity of the OSCO and felt that they are a great support organization. Looking to Light Up Barker (LUB) Trustee Hirschman expressed that she would not like to continue organizing the event because it's a big lift for one person.
Deputy Mayor DiTommaso: Brought up snow removal concerns pertaining to sidewalks and sidewalk clearing. Main concerns were the large amounts of snow present on the corners making it difficult to clear the sidewalk paths to the roadway and the private plow contractors pushing snow into the path of the sidewalk making it difficult to fully open up the sidewalk.

A motion for **Adjournment was made at 7:57pm** by Trustee Kenny and was seconded by Trustee Detschner.
The previous was ADOPTED. AYES-5-Davis,Detschner,DiTommaso,Hirshman,Kenny NAYS-0/None Motion Carried.

Next Budget Meeting scheduled for Monday, February 23, 2026 at 5:30pm, Village Meeting Room
Next work session scheduled for Monday, March 2, 2026 at 7:00pm, Village Meeting Room
Next regularly scheduled meeting will be Monday, March 9, 2026 at 7:00pm, Village Meeting Room

Respectfully Submitted,

Amanda M. Detschner, CMC/RMC/CMFO
Clerk-Treasurer