

**VILLAGE OF FORT EDWARD MONTHLY MEETING OF MARCH 1, 2010**

**MAYOR TRAVER CALLED MEETING TO ORDER AT 7:00PM**

**ROLL CALL:** Mayor Traver, Trustees Forte, Boucher, DeVoe, and Williams

**ALSO PRESENT:** Clerk Ives, Attorney Fuller

**OTHERS PRESENT:**

**MINUTES**

Motion by Trustee Boucher Seconded by Trustee Forte to approve the minutes of the following meetings:

Regular Meeting of February 1, 2010

Public Hearing of February 1, 2010

Special Meeting of February 9, 2010

Budget Workshop of February 18, 2010

ALL AYES

**REPORTS**

CODE

Trustee Williams asked if there is someone interested in opening the former C&R Imports. Code Enforcement Officer Armando said someone who would like to open another garage had contacted him.

Trustee Williams asked if there is a Public Hearing on the proposed Tattoo Parlor on Broadway. D. Armando said that there is a scheduled public hearing on March 16<sup>th</sup> at 6:30PM.

The board asked where the Tattoo Parlor would be on Broadway. D. Armando said that they would be located at 145 Broadway. What is the condition of the building? D. Armando said that the former owner had done some rehab on the apartment in the rear of building.

Mayor Traver asked if a moratorium could be issued in the Village of Fort Edward regarding Tattoo Parlors.

Attorney Fuller told the board that there could be.

Trustee DeVoe asked D. Armando about the issue of the trailer on Liberty Street.

Trustee DeVoe said that she was not happy about the letter that went to Rance Kirby regarding the trailer storage.

Attorney Fuller said he wordage used in the letter to Mr. Kirby was not appropriate.

Mayor Traver said the letter should have stated that Mr. Kirby was in violation of the Village Code regarding outdoor storage – Section 85-3.

D. Armando said that he stated in the letter that he was in violation of the Planning Board decision made on May 19, 2009.

Attorney Fuller said that the Planning Board couldn't enforce their rulings. If Mr. Kirby would like to store a trailer on the property he would have to go in front of Site Plan Review.

D. Armando told the board that the matter has been turned over to the village court.

The board asked if Mr. Kirby has had issues with the Village of Fort Edward in the past. D. Armando told the board that Mr. Kirby was the tenant who was running the business out of the former Satterlee Hose garage.

Trustee DeVoe said that Mario Massa has put an application in today for the Planning Board to move his business from 118 Broadway to 1 Liberty Street.

Motion by Trustee Boucher Seconded by Trustee Williams to approve the reports from the following departments:

Clerk-Treasurer, Police Justice, Police Chief,

Code Enforcement Officer, Water Dept.,

Street Supt., Planning Board Minutes – 1/10

ALL AYES

Motion by Trustee Seconded by Trustee to adopt **Resolution #58**, which states:

**RESOLUTION AUTHORIZING SUBMISSION OF AN APPLICATION FOR PROGRAM YEAR 2010 NEW YORK STATE COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING**

**WHEREAS**, federal grant funding is available through the New York State Office of Community Renewal (ORC) to support local community development activities which are undertaken by eligible municipalities; and

**WHEREAS**, the Village of Fort Edward is eligible to apply for such finding in the Fiscal Year 2010 competition under the NYS Community Development Block Grant Program; and

**WHEREAS**, it has been determined that such finding should be used to support needed upgrades to the municipal water distribution system in certain neighborhoods to improve delivery of safe drinking water and increase fire safety for residents and businesses, including but not limited to the replacement of antiquated water mains, replacement of necessary valves and hydrants, replacement of inadequate laterals to qualified property owners, and related water system improvements that benefit low and moderate income residents and the community; and

**WHEREAS**, this proposal has been considered at two Public Hearings conducted by the Village Board on February 1, 2010 and March 1, 2010; now therefore

**BE IT RESOLVED**, the Mayor is authorized to sign and submit an application for Community Development Block Grant funding for consideration in the Program Year 2010 NYS-CDBG competition through the New York State of Community Renewal; and

**BE IT FURTHER RESOLVED**, the Mayor is authorized to sign all agreement certifications and other documents required to complete the application and to accept a grant and administer the program which is to be proposed for HUD funding.

**ALL AYES**

Motion by Trustee seconded by Trustee to adopt **Resolution #59**, which states:

**RESOLUTION AUTHORIZING THE ISSUANCE OF \$188,400 IN SERIAL BONDS OF THE VILLAGE OF FORT EDWARD TO PAY THE COST FOR THE ROUTE 4 BROADWAY PEDESTRIAN REDISCOVERY PROJECT WITHIN THE VILLAGE OF FORT EDWARD**

*RESOLVED*, by the Fort Edward Village Board as follows:

*Section 1: There are hereby authorized to be issued \$188,400 in Serial Bonds of the Village of Fort Edward for the following purposes:*

- (a) *To pay the cost for the Route 4 Broadway Pedestrian Rediscovery Project. It is hereby determined the plan for the financing is by the issuance of Serial Bonds in the amount of \$188,400.*

*Section 2: The faith and credit of said Village of Fort Edward is hereby irrevocable pledged for the payment of principal of and the interest on such bonds as the same become due and payable.*

*Section 3: Subject to the provisions of the Local Finance Law, the power to authorize the issuance of bond anticipation notes in anticipation of the issuance of bonds, including renewals of such notes, is hereby delegated to the Village Treasurer, consist with the provisions of the Local Finance Law.*

*Section 4: The validity of such bonds may be contested only if:*

- 1) Such obligations are authorized for an object of purpose for which said village is not authorized to expend money.*
- 2) The provisions of law which should be complied with at the date of this resolution is not substantially complied with, and an action, suit, or proceeding contesting such validity is commenced within twenty days after the publication.*
- 3) Such obligations are authorized in violation of the provisions of the constitution.*

*Section 5: This resolution shall take effect immediately.*

**ALL AYES**

**CORRESPONDENCE**

A letter was received from Senator Little’s office in regard to a request for a handicap parking space in front of St. Joseph’s Church.

A letter will be sent to the church stating the position of the Village Board regarding the parking space. The board would like to see the church put an area aside in front of the church for a drop off zone. This would enable handicapped persons to be dropped off in front of the church.

**PUBLIC COMMENT**

Attorney Fuller updated the board on the status of the Rogers Island annexation.

There will be a public hearing on March 8<sup>th</sup> at 6:30PM pursuant to Section 704 of the Municipal Annexation law. Immediately following the public hearing there will be a joint meeting between the Town and Village of Fort Edward for the purpose of discussing and deciding upon the proposed annexation, as well as the proposed purchase of certain lands on Rogers Island in the Town and Village of Fort Edward.

Attorney Fuller told the board that an update of the state survey would need to be done.

Motion by Trustee Williams seconded by Trustee Boucher to adopt **Resolution #60**, which states:

**WHEREAS, the Fort Edward Village Board does hereby authorize Stantac surveyors to update and certify to the Village and Town of Fort Edward the state survey of Rogers Island not to exceed \$1500.00.**

**ALL AYES**

Also, Attorney Fuller is checking to see if the State of New York will be filing a mylar of the map of the island with Washington County.

The total of the proposed purchase would be 9.524 acres.

Trustee DeVoe told those present of the upcoming meeting of Project SK8. This is for the building of a skateboard park off Perry Street in the Town of Fort Edward. Volunteers are needed.

Mayor Traver asked Trustee DeVoe about the proposed Hudson Headwater building on East Street in the Village. Trustee DeVoe told the board that the construction documents are almost finished and the bids will be going out within the next 30 days. The property will be the ownership of the Town of Fort Edward with the building owned by Hudson Headwaters. The building will be approximately 5600 square feet.

Motion by Trustee Forte seconded by Trustee Boucher to authorize the payment of the following abstracts:

GENERAL FUND –	8658.81
WATER FUND –	7620.37
AIR STRIPPER FUND –	6479.06
SHARED SERVICES –	950.00
ROURKE –	67.50
Paid before Audit	
General Fund	12706.28
Water Fund	4280.42

**ALL AYES**

Motion by trustee Boucher seconded by Trustee Forte to adjourn meeting at 8:02PM.

**ALL AYES**

**Dated - March 2, 2010**

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**Patricia Ives, Clerk**

