

**Village Board of Trustees
Regular Meeting
Monday, October 3, 2016**

MAYOR TRAVER CALLED THE MEETING TO ORDER AT 7:00PM. AFTER ROLL CALL MAYOR TRAVER LED THOSE PRESENT IN THE PLEDGE OF ALLEGIANCE.

Roll Call	Trustee Williams	Trustee Carpenter	Trustee DeVoe	
Highway	Brodie Etu	Tom Wolf		
Police	N/A			
Code	Dave Armando			
Attorney	Matthew F. Fuller			
Public	Gary Hill	Brenda Freeborn	Peter Miles	Jason Miles

MINUTES

A motion to accept the monthly meeting minutes for the following dates was made by **Trustee DeVoe**, seconded by **Trustee Williams**.

Monthly VB Meeting	September 6, 2016
Special VB Meeting	September 19, 2016
Zoning Board Meeting	May 16, 2016
Zoning Board Meeting	August 22, 2016

All ayes. Motion carried.

REPORTS

A motion to accept the following monthly reports was made by **Trustee Carpenter**, seconded by **Trustee DeVoe**.
Clerk/Treasurer, Village Justice, Code Enforcement, Highway, Groundskeeper, Police Chief, Water Superintendent.

All ayes. Motion carried.

Code The board reviewed and a brief discussion was held.

RESOLUTIONS

RESOLUTION #29 OF 2016

RESOLUTION ADOPTING A LOCAL LAW AMENDING CERTAIN PROVISIONS OF CHAPTER 49 OF THE CODE OF THE VILLAGE OF FORT EDWARD TITLED "UNIFORM FIRE PREVENTION AND BUILDING CODE"

WHEREAS, pursuant to Section 10 of Municipal Home Rule Law and the Village Law of the State of New York, the Village Board of Trustees (the "Board") of the Village of Fort Edward (the "Village") has the authority to adopt local laws to protect the health, safety and welfare of its citizens; and

WHEREAS, the Board has been researching the possibility of electing to administer and enforce the New York State Fire Prevention and Building Code locally, whereas such Code is currently administered and enforced at the County level; and

WHEREAS, amendments to Chapter 49 of the Code of the Village of Fort Edward have been proposed for the local administration and enforcement of the New York State Fire Prevention and Building Code; and

WHEREAS, the Board scheduled a public hearing to be held before the Board of Trustees on October 3, 2016 at the Offices of the Village of Fort Edward, 118 Broadway, Fort Edward, New York 12828, to hear all interested parties regarding the adoption of the proposed Local Law amending Chapter 49 of the Code of the Village of Fort Edward; and

WHEREAS, notice of said public hearing was duly posted and then published in *The Post Star*, the official newspaper of the Village of Fort Edward pursuant to and in conformance with Section 20 of the Municipal Home Rule Law; and

WHEREAS, said public hearing was duly held and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to the proposed Local Law.

NOW, THEREFORE BE IT RESOLVED by the Board of Trustees of the Village of Fort Edward as follows:

RESOLVED, that the Village Board finds that the proposed Local Law is in the best interests of the residents, inhabitants and guests of the people of the Village of Fort Edward; and be it further

RESOLVED, that the adoption of the Local Law is a Type II action under SEQRA (see 6 NYCRR §617.5(19); and be it further

RESOLVED, that the proposed Local Law, copies of which are attached hereto and made a part hereof, is hereby adopted; and be it further

RESOLVED, that the Local Law shall take effect upon its filing in the Office of the Secretary of State with the effective date as noted in said Local Law; and be it further

RESOLVED, that this resolution shall take effect immediately.

Roll Call Vote:

Trustee Carpenter	Yes
Trustee Conlon	Absent
Trustee DeVoe	Yes
Trustee Williams	Yes
Mayor Traver	Yes

RESOLUTION #30 OF 2016

RESOLUTION INTRODUCING PROPOSED LOCAL LAW TITLED “ZONING LAW OF THE VILLAGE OF FORT EDWARD” TO REPLACE CHAPTER 100 OF THE CODE OF THE VILLAGE OF FORT EDWARD.

MOTION BY **TRUSTEE DEVOE**, SECONDED BY **TRUSTEE WILLIAMS** WHICH STATES:

WHEREAS, pursuant to Section 10 of Municipal Home Rule Law and Article 7 of the Village Law of the State of New York, the Board of Trustees (the “Board”) of the Village of Fort Edward (the “Village”) has the authority to adopt local laws amending the Zoning Law of the Village of Fort Edward found at Chapter 100 of the Code of the Village of Fort Edward; and

WHEREAS, the Board has the power to amend and replace the Zoning Law of the Village of Fort Edward; and

WHEREAS, the Board of Trustees wishes to supersede and replace Chapter 100 of the Code of the Village of Fort Edward in its entirety; and

WHEREAS, a new Chapter 100 titled Zoning Law of the Village of Fort Edward has been drafted and reviewed by the Board; and

WHEREAS, the Board is desirous of proceeding with the review and consideration of this proposed Local Law.

NOW, THEREFORE BE IT:

RESOLVED, that the proposed Local Law is hereby accepted for introduction to the Board of Trustees. A public hearing shall be scheduled for the consideration of the proposed Local Law to be held by the Village Board on **November 7, 2016 at 6:30 p.m.** Copies of the Local Law shall be available at the Village Clerk’s office for review; and be it further

RESOLVED, that the Village Clerk is directed to post and publish a notice of said public hearing in *The Post Star* at least 10 days before the hearing. Furthermore, the Village Clerk is directed to provide written notice of the proposed amendments and the public hearing to the parties required to receive said notice in accordance with §239-nn and Village Law §7-706, to wit, the Town of Fort Edward, Saratoga County Board of Supervisors, Town of Moreau, and the Washington County Board of Supervisors; and be it further

RESOLVED, that the Village Clerk is directed to forward this proposed Local Law to the Washington County Planning Board in accordance with Section 239-m of the General Municipal Law; and be it further

RESOLVED, that the consideration and proposed adoption of the Local Law is an action under the New York State Environmental Quality Review Act (SEQRA). The Board hereby declares that this action is a Type I action under SEQRA, and hereby declares that there are no other involved agencies. A Full Environmental Assessment Form for the proposed Local Law will be provided; and be it further

RESOLVED, that this resolution shall take effect immediately.

All Ayes. Motion Carried.

RESOLUTION #31 OF 2016

RESOLUTION INTRODUCING PROPOSED LOCAL LAW REPEALING CHAPTER 100 OF THE CODE OF THE VILLAGE OF FORT EDWARD.

MOTION BY **TRUSTEE WILLIAMS**, SECONDED BY **TRUSTEE CARPENTER** WHICH STATES:

WHEREAS, pursuant to Section 10 of Municipal Home Rule Law and Article 7 of the Village Law of the State of New York, the Board of Trustees (the "Board") of the Village of Fort Edward (the "Village") has the authority to adopt local laws amending the Zoning Law of the Village of Fort Edward found at Chapter 100 of the Code of the Village of Fort Edward; and

WHEREAS, the Board has the power to amend and replace the Zoning Law of the Village of Fort Edward; and

WHEREAS, the Board of Trustees wishes to supersede and replace Chapter 100 of the Code of the Village of Fort Edward in its entirety; and

WHEREAS, a new Chapter 100 titled Zoning Law of the Village of Fort Edward has been drafted and reviewed by the Board; and

WHEREAS, to adopt the new Chapter 100, the Board must repeal the current Chapter 100 of the Code of the Village of Fort Edward; and

WHEREAS, the Board is desirous of proceeding with the review and consideration of this proposed Local Law.

NOW, THEREFORE BE IT:

RESOLVED, that the proposed Local Law repealing Chapter 100 of the Code of the Village of Fort Edward is hereby accepted for introduction to the Board of Trustees. A public hearing shall be scheduled for the consideration of the proposed Local Law to be held by the Village Board on **November 7, 2016 at 6:30 p.m.** Copies of the Local Law shall be available at the Village Clerk's office for review; and be it further

RESOLVED, that the Village Clerk is directed to post and publish a notice of said public hearing in *The Post Star* at least 10 days before the hearing. Furthermore, the Village Clerk is directed to provide written notice of the proposed amendments and the public hearing to the parties required to receive said notice in accordance with §239-nn and Village Law §7-706, to wit, the Town of Fort Edward, Saratoga County Board of Supervisors, Town of Moreau, and the Washington County Board of Supervisors; and be it further

RESOLVED, that the Village Clerk is directed to forward this proposed Local Law to the Washington County Planning Board in accordance with Section 239-m of the General Municipal Law; and be it further

RESOLVED, that the consideration and proposed adoption of the Local Law is an action under the New York State Environmental Quality Review Act (SEQRA). The Board hereby declares that this action is a Type I action under SEQRA, and hereby declares that there are no other involved agencies. A Full Environmental Assessment Form for the proposed Local Law will be provided; and be it further

RESOLVED, that this resolution shall take effect immediately.

All Ayes. Motion Carried.

RESOLUTION #32 OF 2016

SURPLUS VEHICLES

MOTION BY **TRUSTEE DeVoe**, SECONDED BY **TRUSTEE WILLIAMS** WHICH STATES:

WHEREAS, the Street Department has determined specific vehicles can be removed from the village fleet of vehicles, and

WHEREAS, the Village Board does hereby declare the following vehicles as surplus inventory and authorizes the Street Department to list them for sale on www.govdeals.net;

- 1991 Chevrolet Truck
- 1998 Ford Dump Truck
- 2001 Dodge Ram Truck

WHEREAS, the street sweeper is non-operational and is in the process of being replaced; the Village Board does hereby declare the 1196 Elgin Street Sweeper as surplus inventory and authorizes the Street Department to check with local municipalities to see if they would be interested in purchasing the vehicle for parts and/or list it for sale on www.govdeals.net;

NOW, THEREFORE BE IT RESOLVED, that this resolution shall take effect immediately.

All Ayes. Motion Carried.

AUDIT OF BILLS

A motion by Trustee Carpenter, seconded by Trustee DeVoe to accept the Audit of Bills as follows:

General Fund	#4	27,457.11	General Fund	#4 PBA	10,359.39
Water Fund	#4	5,448.31	Water Fund	#4 PBA	1,691.64
Air Stripper	#4	0.00	Air Stripper	#4 PBA	413.02
Marketplace	#4	4,663.86			

OTHER BUSINESS

GARY HILL; LOGGING UPDATE

Gary asked for permission to get bids from foresters to log the property. The board agreed to move forward with this process. Gary also asked if he could provide the board with a proposal to plant Christmas trees on a portion of village owned property. The Mayor said to included cost, maintenance requirements and potential revenue projections. In addition, the highway department has a limited number of employees. With that in mind, what type on initial work would they need to do, in addition to potential annual work. Gary said he would put together a proposal and submit it to the board to review. Attorney Fuller stated that prior to moving forward on this, the property should be researched to confirm ownership and rights to logging.

POLICE CAR PURCHASE

Chief Derway was out of the office and provided a brief, written narrative to the Board. The police car should be delivered within the week.

STREET DEPARTMENT

Mayor Traver thanked both the village and town highway departments for the great job they did putting in the new parking lot at the municipal center. He went on to say that because both departments worked together on this project, the overall cost was significantly less than it would have been if we hired a contractor. In addition, he thanked them for all of their work at the Canal Barn.

The following topics were discussed:

1. Sweeper the sweeper should be here the 3rd week of October. Once the machine arrives the department will be trained on the use of the machine. Tom and Jeff will be trained on the maintenance of the sweeper as well. Mayor Traver said that if it is possible, to clean out some of the catch basins that have chronic issues in the winter. Brodie agreed that this would be a good idea.
2. Winter the department will begin preparing for winter, starting with the maintenance of the different machines and vehicles. Mayor Traver stated that this is a priority to keep our vehicles and equipment on a maintenance schedule.
3. Tires Both the loader and the skid steer need tires.
4. Sand for Winter the sand at the mine isn't good to use on the streets; it freezes, clumps and clogs in the equipment. Using it for water breaks is fine. The department would like to get sand from Charles Friedman, currently at a cost \$30/ton, delivered. This sand will be more effective on the roads.
5. Sidewalks Brodie will get measurements of homeowner's sidewalks that will be replaced on Prospect Street, along with a current cost of materials. Once that information has been turned into the Clerk's office, letters will be sent to the homeowner detailing the project timeframe and the homeowner's financial contribution.
6. Govedeals.net this is an auction site that the department is currently using to get rid of surplus vehicles. The board discussed and agreed to put the old, broken sweeper on the site as surplus. Attorney Fuller stated that the village would need to procure this service. Brodie said they would reach out to the company tomorrow to see if there are any current RFP's the village can piggyback onto.

PUBLIC COMMENTS

No public comments.

OTHER

The ribbon cutting ceremony for the Canal Street Marketplace will be held tomorrow, Tuesday, October 4th beginning at 11:00. The 1st Locktoberfest will be held on Saturday, October 8th from 1:00-6:00.

EXECUTIVE SESSION

Attorney Fuller asked to speak with the Board in executive session to give them an update on an ongoing litigation issue. A motion to enter into executive session was made by Trustee Carpenter, seconded by Trustee DeVoe. All ayes. Motion carried. There being no action taken in executive session, a motion to adjourn to public session was made by Trustee Carpenter, seconded by Trustee Williams. All Ayes. Motion carried.

There being no further business, a motion to close the meeting at 8:30 was made by **Trustee Carpenter**, seconded by **Trustee Williams**. All ayes. Motion carried.

Respectfully Submitted,

Siann M. Lyons

Clerk/Treasurer

Dated: 10/12/2016