

Village Board of Trustees
 Regular Meeting
 Monday, November 6, 2017

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 Conlon	Mayor Traver
Highway	Bryan Etu	Jeff Caprood		
Police	Justin Derway			
Code	Dave Armando			
Attorney	Matthew F. Fuller			
Public	Jim Thatcher, CT Male	Johnathan Fleury		

THESE ARE NOT OFFICIALLY ADOPTED MINUTES AND ARE SUBJECT TO BOARD AND STAFF REVISIONS. ANY REVISION WILL APPEAR ON THE FOLLOWING MONTHS MINUTES AND WILL STATE SUCH APPROVAL OF SAID MINUTES.

MINUTES

A MOTION TO ACCEPT THE MONTHLY MEETING MINUTES FOR THE FOLLOWING DATES WAS MADE BY **TRUSTEE CARPENTER**, SECONDED BY **TRUSTEE CONLON**.

Monthly VB Meeting, October 2, 2017

Special VB Meeting, October 2, 2017

ALL AYES. MOTION CARRIED.

REPORTS

A MOTION TO ACCEPT THE FOLLOWING MONTHLY REPORTS WAS MADE BY **TRUSTEE CARPENTER**, SECONDED BY **TRUSTEE CONLON**. Clerk/Treasurer, Code Enforcement, Highway, Groundskeeper, Police Chief, Water Superintendent and Justice Court.

ALL AYES. MOTION CARRIED.

RESOLUTIONS

RESOLUTION #44 OF 2017-2018

A RESOLUTION AUTHORIZING THE TRANSFER OF MONEY WITHIN THE GENERAL FUND

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

WHEREAS, on October 2, 2017 the Village Board of Trustees passed Resolution 42 of 2017-2018 approving the stipulation settlement, order and judgement relative to General Electric Company V. Assessor of the Town of Fort Edward, Et. Al.; and

WHEREAS, said resolution detailed the payment scheduled and authorized the Village Clerk-Treasurer to pay the amount attributed to the Village of Fort Edward; and

WHEREAS, the Board does hereby authorize the addition of the NYS Code A0.0686.000, entitled "Judgment & Claims Payable" to be added to the 2017-2018 budget; and

WHEREAS, it is necessary to amend the 2017-2018 budget to reflect the necessary transfer to accommodate for the above, thereby decreasing Fund Balance and increasing the Judgement & Claims appropriation code in the General Fund as detailed below; and

FROM ACCOUNT # (DEBIT)	ACCOUNT NAME	ACCOUNT TYPE	AMOUNT	TO ACCOUNT # (CREDIT)	ACCOUNT NAME	ACCOUNT TYPE
A0.0909.000	Appropriated Fund Balance	Fund Balance	200,000.00	A0.0686.000	Judgement & Claims Payable	Contractual

NOW, THEREFORE BE IT RESOLVED, upon payment as outlined in Resolution 42 of 2017-2018, the General Fund cash (A0.0200.000) account will be credited and the Judgement & Claims (A0.0686.000) account will be debited; and

BE IT FURTHER RESOLVED, this resolution will take effect immediately.

ALL AYES. MOTION CARRIED.

RESOLUTION #45 OF 2017-2018

A RESOLUTION AUTHORIZING THE TRANSFER OF MONEY WITHIN THE GENERAL FUND
MOTION BY TRUSTEE WILLIAMS, SECONDED BY TRUSTEE CARPENTER, WHICH STATES:

WHEREAS, on 08/01/2017 a police vehicle was involved in a minor accident and a claim was submitted to the village’s insurance company; and

WHEREAS; the claim was paid by the carrier in the amount of \$336.50 and deposited into the General Fund, account number A0.2690.000 entitled “Insurance Recoveries”; and

NOW, THEREFORE BE IT RESOLVED, the Village Board does hereby authorize the transfer of \$336.50 from the Insurance Recoveries (A0.2690.000) account to the Police Contractual account (A0.3120.400); and

FROM ACCOUNT # (DEBIT)	ACCOUNT NAME	ACCOUNT TYPE	AMOUNT	TO ACCOUNT # (CREDIT)	ACCOUNT NAME	ACCOUNT TYPE
A0.2690.000	Insurance Recoveries	Revenue	\$336.50	A0.3120.400	Police	Contractual

BE IT FURTHER RESOLVED, this resolution will take effect immediately.

ALL AYES. MOTION CARRIED.

RESOLUTION #46 OF 2017-2018

GENERAL ELECTION
MOTION BY TRUSTEE CARPENTER, SECONDED BY TRUSTEE WILLIAMS, WHICH STATES:

WHEREAS, pursuant to Section 15-104(3)(a) of the New York State Elections Law, the Village of Fort Edward will conduct a General Village Election on **Tuesday, March 20, 2018** from **12:00 to 9:00pm**, to elect the following:

Position	Term	Years	Current Office Holder
Trustee	4 years	2018-2022	Trace Conlon
Trustee	4 years	2018-2022	Vacant

ALSO TAKE NOTICE, all voting will take place at the **Fort Edward Village Hall at 118 Broadway**. Said election information was published in the Post Star on Sunday, October 29, 2017.

ALL AYES. MOTION CARRIED.

RESOLUTION #47 OF 2017-2018

RESIGNATION OF PART TIME PATROLMAN
MOTION BY TRUSTEE CONLON, SECONDED BY TRUSTEE WILLIAMS, WHICH STATES:

WHEREAS, the Fort Edward Village Board does hereby accept the resignation of Richard Simmes, part time patrolman for the Fort Edward Police Department, and

WHEREAS, the Village Board extends their appreciation to Mr. Simmes for his service to the Village of Fort Edward, and

NOW, THEREFORE BE IT RESOLVED, this resignation is effective immediately.

ALL AYES. MOTION CARRIED.

RESOLUTION #48 OF 2017-2018

BOND ANTICIPATION NOTE RENEWAL FOR THE EAST STREET PRESERVATION PROJECT
MOTION BY TRUSTEE CONLON, SECONDED BY TRUSTEE CARPENTER, WHICH STATES:

WHEREAS, the Fort Edward Village Board does hereby authorize the issuance of a Bond Anticipation Renewal Note in the amount of **\$214,200** for the **EAST STREET PRESERVATION PROJECT** within the Village of Fort Edward. The note was due and payable on November 2, 2017 at the rate of 1.69 percent.

ALL AYES. MOTION CARRIED.

RESOLUTION #49 OF 2017-2018

STANDARD WORK DAY & REPORTING RESOLUTION FOR ELECTED & APPOINTED OFFICIALS (NYSLR)
MOTION BY TRUSTEE WILLIAMS, SECONDED BY TRUSTEE CARPENTER, WHICH STATES:

BE IT RESOLVED, that the Village of Fort Edward hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the Clerk of this body:

Title	Name	Standard Work Day (hrs/day)	Term Begins/Ends	Participates in Employer's Time Keeping System (Y/N)	Days/Month (based on Record of Activities)
Elected Officials					
Mayor	Matthew Traver	8	04/01/17-04/01/21	N	4.15

ALL AYES. MOTION CARRIED.

RESOLUTION #50 OF 2017-2018

Drawdown #4, Phase IV Safe Water Improvement Program Water Main Replacement & Sewer Separation Project
MOTION BY TRUSTEE WILLIAMS, SECONDED BY TRUSTEE CONLON, WHICH STATES:

WHEREAS, the above referenced project has incurred project related expenses; and

WHEREAS, the invoices pertaining to said expenses have previously been audited by the Village Board of Trustees; and

NOW THEREFORE BE IT RESOLVED, the Board hereby authorizes the designated Trustees to execute the "Public Infrastructure/Facility Request for Funds" form; and

BE IT FURTHER RESOLVED, the Board directs the Clerk to forward the executed form(s) and appropriate documentation to the NYS Office of Community Renewal.

ALL AYES. MOTION CARRIED.

RESOLUTION #51 OF 2017-2018

Drawdown Request #7, Safe Routes to School Project
MOTION BY TRUSTEE CARPENTER, SECONDED BY TRUSTEE WILLIAMS, WHICH STATES:

WHEREAS, MJ Engineering has submitted a drawdown request in the amount of \$301,294.09 for the above referenced project for the coverage period of July 18, 2017 to October 6, 2017; and

NOW THEREFORE BE IT RESOLVED, the Board hereby authorizes Mayor Traver to execute documents for said drawdown request #7; and

BE IT FURTHER RESOLVED, the Board directs the Clerk to forward the executed form(s) and appropriate documentation to NYS DOT for review, approval and payment.

ALL AYES. MOTION CARRIED.

RESOLUTION #52 OF 2017-2018

Authorizing a Contract with Chazen for Application Preparation of a Restore NY Grant
MOTION BY TRUSTEE CONLON, SECONDED BY TRUSTEE CARPENTER, WHICH STATES:

WHEREAS, on September 15, 2017, Empire State Development authorized Round 5 of the Restore NY Communities Initiative; and

WHEREAS, the ESD website states the following; "Restore NY Communities Initiative provides municipalities with financial assistance for revitalization of commercial and residential properties. The program encourages community development and neighborhood growth through the elimination and redevelopment of blighted structures"; and

NOW THEREFORE BE IT RESOLVED, the Board of Trustees hereby authorizes the Mayor to execute a contract with CT Male for the preparation of a Restore NY application in an amount not to exceed **\$4500.00**; and

BE IT FURTHER RESOLVED, fees for application preparation will be paid from local funds. Fees for program development, general administration and program delivery services will be paid separately from grant proceeds based on established hourly billing rates, plus reimbursement of expenses or at a fixed fee allocated to the referenced project, for any consultant or contractor procured by the Village for such services and in accordance with Restore NY program guidelines.

ALL AYES. MOTION CARRIED.

RESOLUTION #53 OF 2017-2018

Authorizing a Contract with for Emergency Repair of 140 Broadway
MOTION BY TRUSTEE CARPENTER, SECONDED BY TRUSTEE WILLIAMS, WHICH STATES:

WHEREAS, 140 Broadway, Tax Map Number 171.6-1-39 is a parcel in the Village owned by James Stackhouse; and

WHEREAS, this parcel has been subject to ongoing code violations and the Code Enforcement Officer deemed the building to be unsafe and after multiple attempts to get the property owner to remedy specific structural issues; and

WHEREAS, on September 28, 2017, Washington County Supreme Court granted the village’s petition for access to said property; and

WHEREAS, Chazen Engineering has performed a Structural Assessment at 140 Broadway and specific recommendations have been outlined in the Project Manual entitled “140 Broadway, Emergency Stability Repairs” dated November 1, 2017; and

NOW THEREFORE BE IT RESOLVED, the Board of Trustees does acknowledge that the outstanding issues at 140 Broadway present a public safety concern and after consulting with the village engineer and legal counsel, hereby authorize the Mayor to execute a contract with **R&B Construction, LLC** for emergency repairs to 140 Broadway, in an amount not to exceed **\$46,400**; and

BE IT FURTHER RESOLVED, this approval is contingent on the Contractor submitting a completed bid document, proof of proper insurance coverage and a W-9 and said documentation is reviewed and accepted by Chazen Engineering.

AUDIT OF BILLS

ACCEPT THE AUDIT OF MONTHLY BILLS

MOTION BY **TRUSTEE CONLON**, SECONDED BY **TRUSTEE CARPENTER**:

PAY BEFORE AUDIT #4		AUDIT #4	
General Fund	\$ 7,998.40	General Fund	\$ 18,988.64
Water Fund	\$ 1,490.14	Water Fund	\$ 6,457.80
Air Stripper	\$ 406.55	Air Stripper	\$ 1,600.00
	\$	Phase IV	\$ 10,130.91

PUBLIC COMMENTS

JONATHAN FLEURY
48 KING STREET

Mr. Fleury presented the Board with pictures of the village sidewalk that runs over his neighbor’s property. The neighbor has blocked the village sidewalk with a gate. Mr. Fleury stated that he has been threatened by him and that the neighbor has installed cameras. Mayor Traver asked Mr. Fleury if he would be willing to give the village a copy of his most recent property survey for the village attorney to review. The attorney can take a look at the survey and assess if there is a liability concern for the Village. Mr. Fleury indicated that he would bring a copy of the survey to the office.

OTHER BUSINESS

RESTORE NY/JIM THATCHER, CT MALE
Restore NY, Round 5

A letter of intent was submitted by CT Male to Empire State Development (ESD) and it wasn’t discourage by ESD. The application will focus on the demolition and remediation of 50 East Street and 62 Canal Street. The Board discussed stating that an empty lot is more desirable to potential developers. Also discussed was the possibility to market this property to potential business that would complement the Hudson Headwater Facility or to developers who specialize in senior housing.

140 BROADWAY

Mayor Traver updated the Board regarding a recent meeting with Mike Clark, Chazen and Attorney Fuller. To stabilize the building the original train of thought was to enter the building, put cribbing in the necessary spots, remove three layers of brick and reinforce the structure. The necessary bricks would need to be saw cut and the fire escape would need to be removed. After a discussion, Chazen suggested using a material known as “Gunite” (Gunite is defined in Wikipedia as “Shotcrete is concrete (or sometimes mortar) conveyed through a hose and pneumatically projected at high velocity onto a surface, as a construction technique. It is reinforced by conventional steel rods, steel mesh, and/or fibers”). The Board discussed that the initial process would be very labor intensive and therefore costly. The process of applying Gunite would be quicker and cost significantly less. Chazen requested a quote from R&B Construction in Amsterdam. R&B’s quote for this project is \$46,400. Attorney Fuller updated the Board saying that neither the owner of the building nor the bank are taking responsibility for this property and the Village has a Court order to remedy the stability issues at this location. Mayor Traver directed Clerk Lyons to make arrangements to have the building winterized and the power shut off.

SAFE ROUTES TO SCHOOL (SRTS)

This project is wrapping up. Mayor Traver stated that there is a section of sidewalk that needs to be installed on Marion Street and the village crew will add this into their work schedule. Seed has been laid and the grass is coming in nicely. A portion of money will be held back from the

contractor until the spring. Once all site restoration is done, the project will be complete. In addition, Mayor Traver directed the Clerk to follow up with MJ Engineering in regards to the damaged sidewalk panels.

PHASE IV/WATER AND SEWER LINE REPLACEMENT

Jim Thatcher, CT Male, updated the Board saying that the Contractor has been working hard to move the project forward and they believe they can be substantially complete by December 10th. Mayor Traver passed on an update from Mike Clark, Chazen, saying that the lines have been charged, sanitized and test. The laterals will be installed next then the Contractor will move onto site restoration. The Board discussed Liberty Street and putting that portion of the project on hold until spring and have the Contractor focus on fully completing Washington and Spruce Streets along with a strong focus on site restoration. A discussion was held.

NOTRE DAME STREET PAVING

Follow up from the last meeting: Notre Dame Street was milled on October 31st and paving is expected to be done on November 7th.

NATIONAL GRID/HOLIDAY DECORATIONS, TREE TRIMMING

National Grid will be doing tree trimming and maintenance in the village. Also holiday decorations will be put up before Thanksgiving and, depending on weather, will be taken down in February.

POST STAR HOME DELIVERY

A few residents in the village received notification that home delivery of the paper would be changing. After a discussion with the Post Star, at this time the change will impact mostly town streets from Schuyler Street to Griffen Avenue (village).

KING EDWARD KNOLLS PUMP HOUSE

Mayor Traver said that this building was cleaned out and during the process it was noticed that the south side of the roof is in bad condition and in need of repair. Roofmasters has been contacted to give a quote to repair the roof.

COMMERCIAL HAULERS

The annual renewals have been sent out as per the local law. AB Waste Haulers haven't been abiding by the designated pick up days. They have been contacted by the office and reminded of terms and conditions of their permit.

HUDSON HEADWATERS HEALTH NETWORK (HHHN)

The Town asked the Village Street Department if they would be willing to maintain all of the sidewalks at the health center this winter. After a discussion about staffing and liability, the Board choose to deny the request.

SALT SHED

The Town Highway Department has informed the Village that they are no longer able to share in the storage of winter salt. Therefore, the Village must locate storage for this material. The owner of 11 Lincoln Avenue (old JP Trucking building) has been contacted and is in conversation with the Village to use a portion of this building for salt storage this winter. Attorney Fuller will review the use agreement prior to the storage of materials in the building.

SIGNS THROUGHOUT VILLAGE/UPDATE TO PARKING LOCAL LAW

Attorney Fuller will reschedule this meeting with Chief Derway.

CABLE FRANCHISE CONTRACTS

Based on the memo received from Computel, Attorney Fuller drafted a response to Spectrum's proposed contract. The Board discussed and the proposed will be forwarded to Kevin Egan at Charter Communications.

GENERAL ELECTRIC REARDON BROOK AIR STRIPPER

On October 12, 2017 the Village sent a certified/return receipt termination of service letter to General Electric. To date there has been no response from General Electric.

CANAL STREET MARKETPLACE

Trustee Williams updated the Board saying that a sub-committee of the Marketplace is planning a holiday event on Saturday, November 25th. The details of which are being publicized on the Facebook page.

13 WASHINGTON STREET

The asbestos results came back and the findings were minimal, with asbestos showing up on the wrapping around the pipes in the basement. Mayor Traver directed the Clerk to get updated quotes from the contractors who provided demolition bids in the spring and to ensure the power to the building is disconnected.

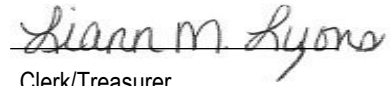
UPDATES

The Board was given updates from Computel on the Gross Receipts Audit and from Schiller, Knapp, Et Al. on the bankruptcy files.

A motion to set a public hearing for the RESTORE NY application on December 4, 2017 at 6:30 and to set a 2nd public hearing for the Phase IV Water Line Replacement project on December 4, 2017 at 6:45 was made by **Trustee Carpenter**, seconded by **Trustee Conlon**. All ayes. Motion carried.

There being no further business, at 8:52pm, a motion to close the meeting was made by **Trustee Carpenter**, seconded by **Trustee Conlon**. All ayes. Motion carried.

Respectfully Submitted,



Clerk/Treasurer

Dated: November 9, 2017