

MAYOR TRAVER CALLED THE MEETING TO ORDER AT 7:00 PM AND LED THE PLEDGE OF ALLEGIANCE

Roll Call	Trustee Boucher, Trustee Carpenter, Trustee Cutler, Trustee Williams
Highway	
Police	
Code	Dave Armando
Attorney	Matthew Fuller
Water	
Public	Peter C. Amorosi, Jeanie Mullen, Jim Thatcher, Steve Smith, Dave Regner, Ginny Regner, Steve Davie, Pat Mullen Mike Dickinson, Melanie Dickinson, Therese Gillis, Joe Corso

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

**MINUTES**

A MOTION TO ACCEPT THE FOLLOWING MONTHLY MINUTES WAS MADE BY:  
 Trustee **Williams**, SECONDED BY **Trustee Cutler**.

*All Ayes. Motion Carried.*

<b>Approval of Minutes</b>	VB Monthly Meeting- May 2, 2022
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*All Ayes. Motion Carried.*

**REPORTS-**

A MOTION TO ACCEPT THE FOLLOWING MONTHLY REPORTS WAS MADE BY:  
 Trustee **Carpenter**, SECONDED BY Trustee **Williams**.

Clerk/Treasurer, Village Justice, Police Chief, Street, Water Department, Code Enforcement.

*All Ayes. Motion Carried.*

**AUDIT OF BILLS**

Accept the Audit of Monthly Bills  
 MOTION BY Trustee **Carpenter**, SECONDED BY Trustee **Cutler**.

*All Ayes. Motion Carried.*

<u><b>Fund</b></u>	<b>Abstract # 1</b>	<b>PBA # 11</b>	<b>Comments</b>
General Fund	\$ 342,669.26		Water Plant Payment and other Annual Payments. Flowers, Website, Stipends for Senior Center and Historical Association.
Water Fund	\$ 5,604.20		

**PUBLIC COMMENTS**

There were no public comments.

**RESOLUTIONS**

Resolution 1 of 2022-2023

**BOND RESOLUTION AUTHORIZING THE ISSUANCE OF \$145,200.00 AGGREGATE PRINCIPAL AMOUNT OF SERIAL BONDS OR A STATUTORY INSTALLMENT BOND OF THE VILLAGE OF FORT EDWARD TO PAY THE COSTS FOR THE PURCHASE OF A REPLACEMENT PATROL VEHICLE TOGETHER WITH EQUIPMENT FOR THE VILLAGE POLICE DEPARTMENT AND AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES OF THE VILLAGE OF FORT EDWARD FOR THE AFORESAID PURPOSES AND IN CONNECTION THEREWITH**

Motion By Trustee Boucher  
Seconded By Trustee Cutler  
Dated June 14, 2022

**WHEREAS**, after due deliberation thereon, the Board of Trustees (the "Board") of the Village of Fort Edward (the "Village") desires to undertake a project consisting of the purchase of a replacement patrol vehicle together with equipment for the Village Police Department and, related improvements and other incidental costs (the "Project") and

**WHEREAS**, the Village, upon due consideration previously determined this action to be an Unlisted Action and pursuant to Part 617 of Title 6 of the NYCRR and after taking a hard look at the project issued a Negative Declaration and declared that the action does not have a significant impact on the environment and that no further environmental review is required; and

**WHEREAS**, the total estimated cost of the Project is One Hundred Forty Five Thousand Two Hundred and 00/100 Dollars (\$145,200.00) which is the responsibility of the Village; and

**WHEREAS**, in order to finance the costs associated with the Project, the Village desires to issue notes or serial bonds or a statutory installment bond, in lieu of serial bonds, in the aggregate principal amount of One Hundred Forty Five Thousand Two Hundred and 00/100 Dollars (\$145,200.00); and

**WHEREAS**, no other bond anticipation notes have been previously authorized or issued in anticipation of the issuance of serial bonds authorized by this resolution and the bond anticipation notes authorized by this resolution will not serve to renew any other existing bond anticipation notes.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of the Village as follows:

**Section 1.** The specific object and/or purpose of the Project for which the obligations authorized by this Resolution are to be issued is the purchase of a replacement patrol vehicle together with equipment for the Village Police Department and, related improvements and other incidental costs, all of which are hereby authorized at a maximum estimated cost One Hundred Fifty Thousand and 00/100 Dollars (\$150,000.00).

**Section 2.** The initial financing of the Project shall be undertaken by the Village through the issuance of a bond anticipation note or notes in accordance with and pursuant to the Local Finance Law of the State of New York in an amount not to exceed One Hundred Forty-Five Thousand Two Hundred and 00/100 Dollars (\$145,200.00). The Village hereby authorizes any bonds, including a statutory installment bond, in lieu of serial bonds, to be issues for this Project in an amount not to exceed One Hundred Forty-Five Thousand Two Hundred and 00/100 Dollars (\$145,200.00). In addition, the Village further authorizes any obligations issued hereunder to be secured in connection with any Federal or State issued grant(s) or loan(s).

**Section 3.** The Village hereby authorizes the mayor of the Village (the "Mayor") to utilize funds held within the Fund and within the Budget for the purpose of payment of services rendered in connection with the Project and further authorizes the Mayor to repay any funds expended from the Fund with funds borrowed in connection with any bond anticipation note or bonds, including statutory installment bonds, issued pursuant to and authorized by and through this bond resolution.

**Section 4.** There are hereby authorized to be issued bond anticipation notes ("Notes"), including the renewal of such Notes, for the aforesaid specific objects or purposes in amounts up to but not exceeding the maximum amount of the Bonds herein authorized. Any such Notes issued shall be approved as to form and executed by the Mayor and issued in anticipation of the sale of the Bonds herein authorized.

**Section 5.** It is hereby determined that the period of probable usefulness of the aforesaid specific objects or purposes is five (5) years pursuant to Sections 11.00(a)(77) Section 11.00(a)(32), and Section 11.00(a)(36) of the Local Finance Law.

**Section 6.** The full faith and credit of the Village is hereby irrevocably pledged for the payment of the principal of and interest on any Bonds or Notes issued in connection with this bond resolution, as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of, and any interest, if applicable, on the Bonds or Notes becoming due and payable in such years.

**Section 7.** The maximum maturity of the Bonds shall not exceed the periods of probable usefulness set forth above and shall mature on or before the date of the expiration of the aforesaid periods of probable usefulness as measured from the date of the Bonds or from the date of the first bond anticipation note issued in anticipation of the sale of such bonds, whichever date is earlier. If deemed necessary by the Mayor, the Bonds or Notes to be issued hereunder may be issued in two or more separate series. The maturity of the Bonds issued in connection with this bond resolution will NOT exceed five (5) years.

**Section 8.** Any Notes or Bonds issued hereunder shall be payable from the proceeds derived from the issuance and or sale of the Bonds authorized herein or otherwise redeemed in the manner provided by Section 23.00 or Section 62.10 of the Local Finance Law.

**Section 9.** There are no bond anticipation notes or Bonds outstanding which have been previously issued in anticipation of the sale of the Bonds authorized herein.

**Section 10.** Subject to the provisions of the Local Finance Law, the power to issue and sell the Bonds and/or Notes, including all powers and duties pertaining or incidental thereto, is hereby delegated to the Mayor of the Village, except as herein provided. The Bonds and/or Notes shall be of such terms, form and content, and shall be sold in such manner, whether by public or private sale, as may be determined by the Mayor, pursuant to Local Finance Law, this resolution and any further resolution which the Board may hereafter adopt. The Mayor is authorized to execute and deliver any documents and to take such other action as may be necessary and proper to carry out the intent of the provisions of this resolution, including any resolutions, contracts or authorizations necessary to secure any Federal or State issued grant(s) or loan(s).

**Section 11.** The exact date of issue of the Bonds and/or Notes and the exact date upon which the same shall become due and payable shall be fixed and determined by the Mayor, provided however, that the maturity of said Notes or renewals thereof shall not exceed one year from the Note's or renewal's date of issue except as permitted by the Local Finance Law.

**Section 12.** The Mayor shall prepare, or cause to be prepared, such Bonds and/or Notes and sell the same in accordance with the applicable provisions of the Local Finance Law, and at such sale shall determine the interest rate to be borne by such Bonds and/or Notes, whether fixed or variable.

**Section 13.** The proceeds of the sale of the Bonds and/or Notes shall be deposited and/or invested as required by Section 165.00 of the Local Finance Law, and the power to invest the proceeds of sale is hereby delegated to the Mayor and the power to invest in any instruments described in the said Section 165.00 is expressly granted.

**Section 14.** To the extent that it is permitted to do so under the Internal Revenue Code of 1986, as amended (the "Code"), the Issuer hereby designates the Bonds and/or notes as "qualified tax-exempt obligations" under Section 265(b)(3) of the Code. The Issuer hereby covenants that it will (i) take all actions on its part necessary to cause interest on the Bonds and/or Notes be excluded from gross income for purposes of Federal income taxes and (ii) refrain from taking any action which would cause interest on the Bonds and/or Notes to be included in gross income for purposes of Federal income taxes.

**Section 15.** Pursuant to Section 36.00(a)(1) of the Local Finance Law, this resolution is not subject to permissive referendum.

**Section 16.** The validity of such Bonds and/or Notes (collectively "Obligations") may be contested only if:

- (1) Such Obligations are authorized for an object or purpose for which the Village is not authorized to expend money, or
- (2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced with twenty (20) days after the date of such publication, or
- (3) Such Obligations are authorized in violation of the provisions of the constitution.

**Section 17.** This resolution, or a summary hereof, shall be published in full in the *Post Star*, which has been designated as the official

newspaper of the Village for such purpose, together with a notice of the Clerk of the Village in substantially the form provided in Section 81.00 of the Local Finance Law.

**Section 18.** The adoption of this Resolution is considered an action under the New York State Environmental Quality Review Act (SEQRA). The Village previously determined the action to be an Unlisted action, and after taking a hard look at the project issued a Negative Declaration and declared that the action does not have a significant impact on the environment and that no further environmental review is required and hereby reaffirms said declaration.

**Section 19.** This resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote by roll call, which resulted as follows:

<u>Voting:</u>	<u>Ayes:</u>	<u>Nays:</u>	<u>Abstain:</u>	<u>Absent:</u>
Matthew Traver, Mayor	<u>  X  </u>			
David Cutler, Trustee	<u>  X  </u>			
Peter Williams, Trustee	<u>  X  </u>			
John Boucher, Jr., Trustee	<u>  X  </u>			
Edward Carpenter, Trustee	<u>  X  </u>			

The foregoing resolution was thereupon declared duly adopted.

[Seal]

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Peter C. Amorosi, Village Clerk  
Village of Fort Edward

**OTHER BUSINESS**

- Steve Smith of 261 Broadway inquired about the No Dumping sign at the end of Griffin Avenue. There have been instances of someone dumping concrete at the end of this road. The person has been contacted and he has been back and cleaned up the concrete. Residents of this neighborhood have dumped grass and lawn clippings here for years. It was determined that the No Dumping sign will remain there, but we will still allow the disposal of brush and lawn clippings. If there is any garbage or unauthorized dumping, the No Dumping ban will be strictly enforced.
- Dave Regner of 49 Notre Dame Street inquired about the burning regulations within the Village limits. He was burning a stump in his yard when he was approached by the Police Department saying this was not allowed. He mentioned that he was not burning garbage or plastic like some of his other neighbors. He said that he was burning in an area that was 300' from his closest neighbors. Trustee Williams said that with the wind it must be in an enclosed area. It was determined that he would be allowed to burn if the burning was confined in an area surrounded by cinder blocks.
- Mike Dickinson reported that he had a meeting with the Canal Corporation to discuss ideas to promote tourism within the Village such as a boat and/or kayak launch. There is a stretch of land from the bridge at lock 8 which runs to Argyle Street. The Secretary of Interior has recently designated nine new National Recreation Trails and this trail is one of them. It was proposed that the Village should designate this as an official trail (Sally's Trail). He said they have a petition with 90 signatures requesting the Village to do this. The National Trail System includes scenic, historic, and recreational trails which supports outdoor activities and boosts local economies. Trustee Williams said that this is not Village owned property and is not sure if we have any legal authority to designate this. If the trail receives a certificate of designation, it will receive a set of trail markers connecting it to the New York State Canalway Water Trail. Mayor Traver said he would contact Joseph Maloney of the Washington County Sewer District to discuss this before any decision can

be made. A SEQR would have to be done, a public hearing scheduled, and a resolution adopted before any proposed designation could be approved.

- There was a discussion about having a boat launch at the yacht basin. We will need more information on where the boat launch would be and what the potential liability would be for the Village. It was mentioned that there are boat launches at Bradley Beach behind the Little League Park and one at the Rogers Island Visitors Center.
- Pat Mullen of 9 Griffin Avenue is purchasing the vacant property at 13 West Summit Street. He is also interested in buying the adjacent vacant land from the Village. We will have to have access to the water line and valve that feeds Thornwood Drive. We will do more research before any decision on an easement is granted. He also stated that he is interested in donating gutters and his time to repair the recreation building at Mullen Park.
- Jim Thatcher reported that there have been changes in the 2022 NYS-CDBG Program Grant Application. There is a requirement to have a Construction Contract within six months of the grant award. The time frame is so short that getting everything done is very difficult. He recommended that the Village consider a CDBG Planning Grant in this funding round instead of the usual Infrastructure funding option. A planning grant, up to \$50,000 with a 5% cash match would enable the Village to spend the time necessary to procure an engineer and conduct engineering design work and bid preparation. The planning Grant application is due by July 29, 2022, and a public hearing is required. The cost to the Village for preparing this grant is \$3,800. Motion by Trustee **Williams** to apply for this grant. *SECONDED BY Trustee **Boucher**. ALL AYES. MOTION CARRIED.* Motion by Trustee **Cutler** to schedule a public hearing for Tuesday, July 5, 2022. *SECONDED BY Trustee **Carpenter**. ALL AYES. MOTION CARRIED.*
- Mayor Traver reported that everything is finalized with the Police Chief and the Sergeant, and we will examine the future of the police department. Patrolman Nathan Marshall will be leaving on military leave for a year. The Village has a meeting scheduled with the Washington County Sheriff's Department next week to see what coverage plans are available and what the potential cost will be for the Village.
- Village Attorney Matt Fuller that video conferencing for meetings is now available. It can be used under extraordinary circumstances, but a local law would have to be enacted.
- Trustee Carpenter reported that there will be a reenactment at the Rogers Island Visitor's Center on June 25-26, 2022.
- Trustee Cutler inquired about purchasing a new lawnmower for the Street Department. We have one bid but need two additional ones before we can purchase one. This should be done rather quickly because we will need it to take care of the Yacht Basin and Underwood Park.

Motion to adjourn at 9:02 PM by Trustee **Carpenter**. *SECONDED BY Trustee **Boucher**. ALL AYES. MOTION CARRIED.*

Respectfully Submitted,

Peter C. Amorosi, Clerk-Treasurer  
June 14, 2022