

**Village Board of Trustees  
Special Meeting  
Tuesday, June 20, 2017**

**MAYOR TRAVER CALLED THE MEETING TO ORDER AT 4:00PM. AFTER ROLL CALL MAYOR TRAVER LED THOSE PRESENT IN THE PLEDGE OF ALLEGIANCE.**

<b>Roll Call</b>	Trustee Williams	Trustee Carpenter	Trustee Conlon	Mayor Traver
<b>Attorney</b>	N/A			
<b>Public</b>	N/A			

**RESOLUTIONS**

RESOLUTION #8 OF 2017-2018

AMEND RESOLUTION 90 OF 2016-2017, HIRING FULL TIME POLICE OFFICER, ANDREW BLUMAN  
MOTION BY **TRUSTEE WILLIAMS**, SECONDED BY **TRUSTEE CARPENTER**, WHICH STATES:

**WHEREAS**, Andrew Bluman was previously appointed a part-time police officer by Resolution #90 of 2016-2017 and is in good standing with the department; and

**WHEREAS**, the village has been advised by the Washington County Civil Service department that Mr. Bluman's appointment as a full time police officer, effective June 1, 2017 is to be considered a **temporary appointment**; and

**NOW THEREFORE BE IT RESOLVED**, as per the Washington County Personnel letter dated 06/08/17, Mr. Bluman has meet the medical and physical qualifications for the Police Officer position as prescribed by the Municipal Police Training Council standards; and

**BE IT FURTHER RESOLVED**, Mr. Bluman is hereby appointed as a permanent, full time police officer for the Village of Fort Edward; and

**BE IT FURTHER RESOLVED**, as of June 1, 2017, Andrew Bluman is entitled to the terms, conditions and benefits as outlined in the current Fort Edward Police Benevolent Association's contract effective June 1, 2015-May 31, 2018.

*ALL AYES. MOTION CARRIED.*

RESOLUTION #9 OF 2017-2018

A RESOLUTION OF THE VILLAGE OF FORT EDWARD, WASHINGTON COUNTY, NEW YORK AS TO SEQRA DETERMINATION  
MOTION BY **TRUSTEE CARPENTER**, SECONDED BY **TRUSTEE CONLON**, WHICH STATES:

**BE IT RESOLVED** by the Board of Trustees of the Village of Fort Edward, Washington County, as follows:

Section 1. It is hereby determined that the Board adopting this resolution has declared itself to be the lead agency under the State Environmental Quality Review Act ("SEQRA") and the regulations promulgated thereunder for purposes of determining the environmental impact of the project described in Section 3 hereof and completed a coordinated review to the extent required by law.

Section 2. It is hereby determined that the project described in Section 3 hereof is a Type II Action which it has been determined will not have any significant adverse impact upon the environment, as provided in 6 NYCRR Part 617.5(c)(2).

Section 3. The project which is the subject of this resolution is described as follows: Construction of improvements to and reconstruction of the Village's water storage and distribution system, including reconstruction of the water storage tank at existing site, booster station improvements and replacement of water mains, including original furnishings, equipment, machinery, apparatus, appurtenances, and incidental improvements and expenses in connection therewith, at a maximum estimated cost of \$4,611,164.

Section 4. This resolution shall take effect immediately.

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

**Roll Call Vote**

Voting:		Ayes	Nays	Abstain	Absent
Matthew Traver	Mayor	<u>  X  </u>	_____	_____	_____
Tracy Conlon	Trustee	<u>  X  </u>	_____	_____	_____
Peter Williams	Trustee	<u>  X  </u>	_____	_____	_____
Edward Carpenter	Trustee	<u>  X  </u>	_____	_____	_____

The resolution was thereupon declared duly adopted.

**A RESOLUTION AUTHORIZING, SUBJECT TO PERMISSIVE REFERENDUM, THE CONSTRUCTION OF IMPROVEMENTS TO AND RECONSTRUCTION OF THE VILLAGE'S WATER STORAGE AND DISTRIBUTION SYSTEM, IN AND FOR THE VILLAGE OF FORT EDWARD, WASHINGTON COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$4,611,164 AND AUTHORIZING THE ISSUANCE OF \$4,611,164 SERIAL BONDS OF SAID VILLAGE TO PAY THE COST THEREOF**

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

**WHEREAS**, the capital project hereinafter described, as proposed, has been determined to be a Type II Action pursuant to 6 NYCRR Part 617.5(c)(2) of the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, which it has been determined as provided therein, will not have any significant adverse effect on the environment;

**NOW, THEREFORE, BE IT WHEREAS**, it is now desired to authorize such capital project and it's financing;

**NOW, THEREFORE, BE IT RESOLVED**, by the affirmative vote of not less than two-thirds of the total voting strength of the Board of Trustees of the Village of Fort Edward, Washington County, New York, as follows:

Section 1. The construction of improvements to and reconstruction of the Village's water storage and distribution system, in and for the Village of Fort Edward, Washington County, New York, including reconstruction of the water storage tank at existing site, booster station improvements and replacement of water mains, including original furnishings, equipment, machinery, apparatus, appurtenances, and incidental improvements and expenses in connection therewith, at a maximum estimated cost of \$4,611,164, is hereby authorized, subject to permissive referendum.

Section 2. It is hereby determined that the plan for the financing of the aforesaid maximum estimated cost is by the issuance of \$4,611,164 of serial bonds of the Village hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law; **PROVIDED, HOWEVER**, that to the extent that any grants-in-aid are received for such class of objects or purposes, the amount of bonds to be issued pursuant to this resolution shall be reduced dollar for dollar.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is forty years pursuant to subdivision 1 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years.

Section 4. The faith and credit of said Village of Fort Edward, Washington County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Village, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Village Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Village Treasurer, consistent with the provisions of the Local Finance Law.

Section 6. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Village Treasurer, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as the Village Treasurer shall deem best for the interests of said Village, including, but not limited to, the power to sell said bonds to the New York State Environmental Facilities Corporation; provided, however, that in the exercise of these delegated powers, the Village Treasurer shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal bonds. The receipt of the Village Treasurer shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 7. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the Village Treasurer, the chief fiscal officer of such Village. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Village Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 8. The Village Treasurer is hereby further authorized, at her sole discretion, to execute a project finance and/or loan agreement, and any other agreements with the New York State Department of Health and/or the New York State Environmental Facilities Corporation, including amendments thereto, and including any instruments (or amendments thereto) in the effectuation thereof, in order to effect the financing or refinancing of the class of objects or purposes described in Section 1 hereof, or a portion thereof, by a bond, and/or note issue of said Village in the event of the sale of same to the New York State Environmental Facilities Corporation.

Section 9. The power to issue and sell notes to the New York State Environmental Facilities Corporation pursuant to Section 169.00 of the Local Finance Law is hereby delegated to the Village Treasurer. Such notes shall be of such terms, form and contents as may be prescribed by said Village Treasurer consistent with the provisions of the Local Finance Law.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said 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 within twenty days after the date of such publication, or
- 2) Such obligations are authorized in violation of the provisions of the Constitution.

Section 11. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 12. Upon this resolution taking effect, the same shall be published in summary form in the official newspaper of said Village for such purpose, together with a notice of the Village Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 13. Pursuant to the provisions of Section 36.00 of the Local Finance Law, this resolution is adopted subject to permissive referendum.

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

**Roll Call Vote**

Voting:		Ayes	Nays	Abstain	Absent
Matthew Traver	Mayor	<u>  X  </u>	_____	_____	_____
Tracy Conlon	Trustee	<u>  X  </u>	_____	_____	_____
Peter Williams	Trustee	<u>  X  </u>	_____	_____	_____
Edward Carpenter	Trustee	<u>  X  </u>	_____	_____	_____

The resolution was thereupon declared duly adopted.

RESOLUTION #11 OF 2017-2018

DRAWDOWN #2, 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 #12 OF 2017-2018

GRANT ADMINISTRATION

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

**WHEREAS**, In February 2017, final drawdowns for the Canal Street Marketplace Project, were submitted to the NYS Department of State and NYS Canal Corporation, and

**WHEREAS**, as this project is coming to a successful closeout, CT Male has submitted a grant administration proposal to the village, offering support services at \$140/hour up to 20 hours, or \$2,800 maximum, including any direct expense; and

**NOW THEREFORE BE IT RESOLVED**, the Board hereby accepts the June 19, 2017, CT Male proposal as outlined above; and this resolution shall take effect immediately.

*ALL AYES. MOTION CARRIED.*

RESOLUTION #13 OF 2017-2018

PART TIME JUSTICE COURT CLERK

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

**WHEREAS**, Sharon Underwood has submitted a letter of intent to retire as Justice Court Clerk on June 30, 2017 and this position is a shared position with both the Town of Fort Edward and the Village of Fort Edward; and

**WHEREAS**, the position of Justice Court Clerk requires on the job training; now

**THEREFORE BE IT RESOLVED**, the Fort Edward Village Board does hereby appoint Michelle Hurlburt to the position of part time Justice Court Clerk, effective Monday, July 12, 2017 at a rate of \$13.00 per hour; and this resolution shall take effect immediately.

*ALL AYES. MOTION CARRIED.*

RESOLUTION #14 OF 2017-2018

RESOLUTION TO AUTHORIZE THE MAYOR TO EXECUTE DOCUMENTS

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

**WHEREAS**, the Village is submitting an application to NYS Environmental Facilities Corporation (EFC) for a Water Infrastructure Improvement grant to cover the costs associated with the construction of improvements to and reconstruction of the Village's water storage and distribution system, in and for the Village of Fort Edward, including reconstruction of the water storage tank at existing site, booster station improvements and replacement of water mains, including original furnishings, equipment, machinery, apparatus, appurtenances and incidental improvements and expenses in connection therewith; and

**NOW THEREFORE BE IT RESOLVED**, the Village Board does hereby authorize the Mayor to execute any and all documents relative to the above referenced application, including but not limited to the NYS EFC Drinking Water State Revolving Fund Application, and this resolution shall take effect immediately.

*ALL AYES. MOTION CARRIED.*

RESOLUTION #15 OF 2017-2018

UPDATE, REPLACE &/OR REPAIR TENNIS COURT FENCE AT MULLEN PARK

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

**WHEREAS**, the Village owns the recreation facility commonly known as Mullen Park; and

**WHEREAS**, there are two tennis courts at the park and the fence surrounding the courts are in need of repair &/or replacement and maintenance, and

**NOW THEREFORE BE IT RESOLVED**, the Village Board does hereby accept the quote for services to replace &/or repair portions of the fence surrounding the tennis courts from STANTON FENCE at a cost not to exceed \$ 7,650.00; and

**NOW THEREFORE BE IT RESOLVED**, the Board further authorizes the Clerk/Treasurer to issue a \$4,000 down payment to the vendor; and this resolution shall take effect immediately.

*ALL AYES. MOTION CARRIED.*

RESOLUTION #16 OF 2017-2018

RESOLUTION ACCEPTING A BID FOR THE PHASE IV, SAFE WATER IMPROVEMENT (410PW83-15) PROJECT AND APPROVING OF THE CONTRACT WITH AMERICAN EVERGREEN FOR SAID PROJECT

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

**WHEREAS**, on June 2, 2017 the Village of Fort Edward (the "Village") accepted bids for the Phase IV, Safe Water Improvement project (the "Project"), in accordance with General Municipal Law section 103, said bids were publicly opened and read aloud at the Office of the Village, with the Notice to Bidders being duly posted and published as required by laws; and

**WHEREAS**, the Village received nine (3) bids for the Project, having base bids as follows:

Reale Construction	1,340,000.00
New Castle Paving	1,630,102.81
American Evergreen	1,181,729.00; and

**WHEREAS**, after due deliberation thereon and after review of the bids by the engineers, Chazen Companies, and legal counsel, Meyer & Fuller, the Village has determined that American Evergreen is the lowest, most responsible and responsive bidder in accordance the Project's Bid Specifications and General Municipal Law section 103; and

**NOW, THEREFORE BE IT RESOLVED** by the Board of Trustees of the Village of Fort Edward that the Village hereby accepts the bid of American Evergreen having a total bid in the amount of One Million, One Hundred & Eighty One Thousand & Seven Hundred & Twenty Nine Dollars and 00/100 (\$1,181,729.00) for the Project, and

**BE IT FURTHER RESOLVED** by the Board of Trustees of the Village of Fort Edward that the Village hereby authorizes the Mayor to execute the contract with American Evergreen and to execute any other necessary documents to effectuate the terms of this Project, subject to the review and approval of the contract by counsel, and

**BE IT FURTHER RESOLVED** that this Resolution shall take effect immediately.

A Roll Call Vote was taken:

Voting:		Ayes	Nays	Abstain	Absent
Matthew Traver	Mayor	<u>  X  </u>	_____	_____	_____
Tracy Conlon	Trustee	<u>  X  </u>	_____	_____	_____
Peter Williams	Trustee	<u>  X  </u>	_____	_____	_____
Edward Carpenter	Trustee	<u>  X  </u>	_____	_____	_____

ALL AYES. MOTION CARRIED.

**BOARD DISCUSSION**

WATER SYSTEM IMPROVEMENTS

A general discussion on the DRAFT Engineer's Report on the Water Supply System Improvement Project dated June 21, 2017, submitted by The Chazen Companies was held. The board discussed moving forward with the SEQRA determination and a resolution to apply for the NYS Environmental Facilities Corporation (EFC) WATER INFRASTRUCTURE IMPROVEMENT ACT (WIIA) (Water Grant) Application in conjunction with the NYS EFC Drinking Water State Revolving Fund Application as a funding source.

Mayor Traver suggested the Board consider researching financial consultants for the village. As the village looks to replace, repair and upgrade aging infrastructure and facilities, to get the advice and professional opinion of a financial consultant may be beneficial. The board discussed.

RECREATION

FENCE AROUND TENNIS COURT

As previously discussed at the last village board meeting, Trustee Conlon discussed the fence around the lower tennis court. This is in need of replacement and is a safety concern for the residents using the courts. Currently there is \$4,000.00 in the 2016-2017 recreation equipment line, \$4,000 in the 2017-2018 recreation equipment line and \$3,000 from the LIFE committee. A brief discussion was held. Mayor Traver said perhaps the village could reach out to Jim Thatcher at CT Male and Kathy Varney at CHPL2LWP to suggest/research grants that may be available to refurbish the courts.

POLICE DEPARTMENT

Trustee Williams said that he had a conversation with the department regarding the potential use of Tasers. The department has applied for a grant to support the purchase of said equipment and are in the process of developing a use policy as well. A discussion was held.

GRANT ADMINISTRATION

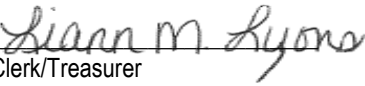
The board discussed utilizing CT Male to assist in the closeout of the Marketplace grant.

SAFE ROUTES TO SCHOOL (SRTS)

Mayor Traver informed the Board that the pre-construction meeting with DOT, MJ Engineering and Cutting Edge took place on 06/20/17 at 10:00. The start date is set for July 17, 2017. Case Street and McCrea Street will be done first so they are completed when school resumes in the fall. The Board discussed.

There being no further business, a motion to close the meeting at 5:20pm was made by **Trustee Carpenter**, seconded by **Trustee Conlon**. All ayes. Motion Carried.

Respectfully Submitted,

  
Clerk/Treasurer

Dated: June 21, 2107