

MAYOR TRAVER CALLED THE MEETING TO ORDER AT 7:09 PM AND LED THE PLEDGE OF ALLEGIANCE

Roll Call	Trustee Boucher, Trustee Carpenter, Trustee Cutler, Trustee Williams, Mayor Traver
Highway	
Police	Chief Justin Derway
Code	Dave Armando
Water	
Attorney	Matt Fuller
Public	Peter Amorosi, Janelle Rose, Aimee Mahoney, Jim Thatcher

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 **Carpenter**, SECONDED BY Trustee **Boucher**.

All Ayes. Motion Carried.

Approval of Minutes	VB Monthly Meeting- September 8, 2020
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REPORTS

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

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

All Ayes. Motion Carried.

AUDIT OF BILLS

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

All Ayes. Motion Carried.

<u>Fund</u>	<u>Abstract #5</u>	<u>Pay Before Audit #5</u>	<u>Comments</u>
General Fund	\$26,561.11	\$7,228.50	
Water Fund	\$21,875.42	\$1,865.62	Control Systems- Replace PLC in three phases and make each section of the control system able to run independently. Final Pmt. \$13,800.00
Air Stripper			

PUBLIC COMMENTS

There were no public comments.

RESOLUTIONS

Resolution 15 of 2020-2021

AMEND RESOLUTION 12 WHICH APPOINTS FULL TIME PATROLMAN DEANGELO

Motion by Trustee Williams
Seconded by Trustee Cutler
Dated October 5, 2020

WHEREAS, Joe DeAngelo was previously appointed as full-time police officer by Resolution # 12 of 2020-2021 and is in good standing with the department;

WHEREAS, Joe DeAngelo's certification with the county has been completed and he has passed all the physical requirements and;

NOW THEREFORE BE IT RESOLVED, the Fort Edward Village Board does hereby approve the appointment of Joe DeAngelo to the position of full-time permanent police officer at \$16.50 per hour. The Probationary Term for Police Officer appointments shall not be less than eight (8) weeks nor more than seventy-eight (78) weeks. He will be on probation for a term of seventy eight (78) weeks.

BE IT FURTHER RESOLVED, as of confirmation of DeAngelo's certification he will be entitled to the terms, conditions and benefits as outlined in the current Fort Edward Police Benevolent Association's contract effective June 1, 2018 - May 31, 2021.

All Ayes. Motion Carried.

Resolution 16 of 2020-2021

RESOLUTION INTRODUCING AND ADOPTING LOCAL LAW CONSOLIDATING THE VILLAGE OF FORT EDWARD PLANNING BOARD AND ZONING BOARD OF APPEALS

Motion by Trustee Cutler
Seconded by Trustee Williams
Dated October 5, 2020

BE IT ENACTED by the Village Board of the Village of Fort Edward, New York as follows:

SECTION 1. LEGISLATIVE INTENT

The Board of Trustees of the Village of Fort Edward has the authority to abolish the Village's existing Planning Board and Zoning Board of Appeals and create a new Zoning Board of Appeals which shall have the same powers and duties as a planning board and a zoning board of appeals. This law is enacted pursuant to the Village Law and §10 of the Municipal Home Rule Law.

SECTION 2. AMENDMENTS TO CHAPTER 63 OF THE CODE OF THE VILLAGE OF FORT EDWARD

Chapter 63 of the Code of Village of Fort Edward is hereby deleted in its entirety and replaces as follows:

Chapter 63 Planning Board and Zoning Board of Appeals.

SECTION 3. AMENDMENTS TO SECTION 63-1 OF THE CODE OF THE VILLAGE OF FORT EDWARD

Section 63-1 of the Code of Village of Fort Edward is hereby deleted in its entirety and replaced as follows:

§ 63-1 Combining the Planning Board and Zoning Board of Appeals.

A. The Village of Fort Edward Planning Board as currently constituted and comprised is hereby abolished and is consolidated into the Village of Fort Edward Zoning Board of Appeals. All powers of the Village of Fort Edward Planning Board are hereby conferred to the Village of Fort Edward Zoning Board of Appeals.

B. Wherever the terms "Zoning Board," "Planning Board," or "Village Planning Board" other than references to the Washington County Planning Board, appear in the Code of the Village of Fort Edward, said terms shall hereafter mean and refer to the Zoning Board of Appeals.

C. To the extent any parts of this chapter or any other chapter of the Code of the Village of Fort Edward are inconsistent with or conflict with any of the provisions of this section, the terms of this section shall control.

SECTION 4. AMENDMENTS TO CHAPTER 63 OF THE CODE OF THE VILLAGE OF FORT EDWARD

Chapter 63 of the Code of Village of Fort Edward is hereby amended to include the following:

§ 63-3 Zoning Board of Appeals.

Pursuant to § 7-718 of NYS Village Law, the Zoning Board of Appeals previously established under local law and still in existence at the time of this Chapter's enactment shall hereby be continued.

§ 63-4 Alternate members.

Two positions for alternate members may be created in the event that a Zoning Board of Appeals member is unable to serve because of a conflict of interest, absence, or for any other reason.

A. Such alternate Zoning Board of Appeals members shall be appointed by resolution of the Village Board, for terms established by the Village Board.

B. The Zoning Board of Appeals Chairperson may designate an alternate member to substitute for a Zoning Board of Appeals member when such member is unable to participate due to a conflict of interest or is otherwise unavailable to participate on an application or matter before the Board, provided that the Village Board has appointed such alternate member to the position of alternate member.

C. When so designated, such alternate member shall have all the powers and responsibilities of such member of the Board. Such designation shall be entered into the minutes of the initial Zoning Board of Appeals meeting at which the designation occurred.

D. All other provisions of law relating to Zoning Board of Appeals member training, and continuing education, attendance, conflict of interest, compensation, eligibility, vacancy in office, removal and service on other boards shall also apply to alternate members.

§ 63-5 Member Training.

A. Each member of the Zoning Board of Appeals shall complete, at a minimum, four hours of training each year designed to enable such members to more effectively carry out their duties.

B. Training received by a member in excess of four hours in any one year may be carried over by the member into succeeding years in order to meet the requirements of this subsection.

C. Such training shall be approved by the Village Board and may include, but is not limited to, training provided by a municipality, regional or county planning office or commission, county planning federation, state agency, statewide municipal association, college or other similar entity.

D. Training may be provided in a variety of formats, including, but not limited to, electronic media, video, distance learning and traditional classroom training.

SECTION 6. SEVERABILITY

If any clause, sentence, paragraph, subdivision, section, or part of this Local Law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this Local Law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

SECTION 7. EFFECTIVE DATE

This local law shall take effect immediately upon filing in the office of the New York State Secretary of State in accordance with section 27 of the Municipal Home Rule Law.

PRESENT:

AYES: Trustee Boucher, Trustee Carpenter, Trustee Cutler, Trustee Williams

NAYS:

ABSTAIN:

Resolution 17 of 2020-2021

APPOINTING MEMBERS OF ZONING BOARD OF APPEALS

Motion by Trustee Carpenter
Seconded by Trustee Cutler
Dated October 5, 2020

WHEREAS, the Village Board (the "Village Board") of the Village of Fort Edward (the "Village") adopted a local law consolidating the Planning Board and Zoning Board of Appeals; and

WHEREAS, upon such combination of such boards, the Village Board would like to fill the positions on the Zoning Board of Appeals as provided for in this resolution.

NOW, THEREFORE BE IT

RESOLVED, that the Mayor of the Village hereby appoints the following individuals to the Zoning Board of Appeals and by this resolution such appointments are approved by the Village Board:

All terms shall continue through April 1, 2021, after which the terms set forth below shall commence:

- Position 1: Denise Mayer, initial term to expire April 1, 2022;
- Position 2: Bernard Taylor, initial term to expire April 1, 2023;
- Position 3: Thomas Roche, initial term to expire April 1, 2024;
- Position 4: James Brooks, initial term to expire April 1, 2025;
- Position 5: Joseph Carroll, initial term to expire April 1, 2026;

Alternates:

Daniel Boucher, initial term to expire April 1, 2023
_____, initial term to expire April 1, 2025

With all terms thereafter to be five (5) years in duration as required in Village Law §7-712(2), subject to reappointment and that all positions be subject to such training requirements as provided for by Village Law §7-712(7-a); and be it further

RESOLVED, that the Mayor of the Village hereby appoints Thomas Roche as chair of the Zoning Board of Appeals and by this resolution such appointment is approved by the Village Board; and be it further

RESOLVED, that this resolution shall take effect immediately.

PRESENT:

AYES: Trustee Boucher, Trustee Carpenter, Trustee Cutler, Trustee Williams

NAYS:

ABSENT:

OTHER BUSINESS

- Mayor Traver met with Irving Tissue regarding the transfer of the property on Church Street. They will examine our proposal to have the parking lot paved behind the old One More Grill on East Street included in the deal. Hopefully, we will have more information by next month's meeting.
- There was a discussion on the Village of Argyle getting some water from us. We are not sure how much they would need but the cost would be minimal, only manpower and the use of hoses. This would be a gesture of good will. The fence at the water plant needs to be repaired as soon as possible.
- Due to COVID-19, the CP Rail holiday train will be virtual this year.
- The Department of Health contacted the Village concerning a Water Service Protection Program. We may not have to do anything at the present time, but there is a chance that it may be required at some time. This could possibly show that we are interested in protecting our water supply and funding may be available. Trustee Boucher and Trustee Carpenter will contact the Department of Health and try to set up a meeting.
- Trustee Carpenter reported a Canadian film company will be doing a short documentary on legendary rivers, such as the Hudson on October 18, 2020. They are interested in showcasing the Rogers Island Visitors Center as well which would be good publicity for the Village.
- There was a discussion on the property on Canal Street which is owned by National Grid. The Board is in favor of leaving it zoned as residential property instead of reclassifying it as commercial. It was mentioned that it would be a good place to have a dog park if it was ever turned over to the Village. We will have to see if this would be an allowed use.
- Jim Thatcher discussed the program New York Main Street for the downtown businesses. There is money available to help improve the facades of various store fronts. There also may be money available to help fix the annex building if we can show that it will benefit the entire community. Kris March of Slickfin's is trying to purchase the buildings on both sides of his business so he would be definitely be interested in any funds that might be available.
- There was a discussion on the pay rate for part-time police officers. We are having trouble with staffing because of the low pay rate , which is currently \$15.00 per hour. They have changed the shifts to four 10 hour shifts which makes it difficult for the full-time officers to have any time off. The part-time officers get trained and then leave for another department because the pay rate is so much higher. This is an issue that needs to be addressed when the budget preparation begins for the fiscal year 2021-2022.
- Trustee Cutler inquired about the pond in front of King Edward Knolls. We are not sure who owns it, but it is full of algae and needs to be pumped out. It would make sense to drain the pond when the canal is being drained. We will check the Village map and try to determine the ownership of the pond.
- Code Enforcement Officer Dave Armando reported about the continuing problems at 180 Broadway. The owner would like to put plastic over his windows which would need approval from the Zoning Board. Also, the roof at 138 Broadway needs to be addressed. There is a foot long gap which needs to be tarred. He will meet with Highway Superintendent Brodie Etu and get this done.
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Motion to adjourn at 8:09 PM by Trustee **Carpenter**. SECONDED BY Trustee **Cutler**. *ALL AYES. MOTION CARRIED.*

Respectfully Submitted,

Peter C. Amorosi, Clerk-Treasurer

