

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

Roll Call	Trustee Boucher, Trustee Carpenter, Trustee Williams, Mayor Traver Absent- Trustee Cutler
Highway	
Police	Justin Derway
Code	Dave Armando
Attorney	Matt Fuller
Public	Peter Amorosi, Victoria Plude, Lester Losaw, Ted Tidd, Frank Burkhardt, Michael Goot, Gary Hill

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- February 3 , 2020

*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 and Water Department, Code Enforcement.

*All Ayes. Motion Carried.*

**AUDIT OF BILLS**

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

*All Ayes. Motion Carried.*

**PUBLIC COMMENTS**

There were no public comments.

**RESOLUTIONS**

Resolution 35 of 2019-2020

**ANNUAL AUDIT OF CLERK/TREASURER & JUSTICE COURT FINANCIAL RECORDS**

Motion By Trustee Williams  
 Seconded By Trustee Boucher  
 Dated March 2, 2020

**WHEREAS**, the Village Board is required to annually audit the records of the Clerk/Treasurer and the Village Justice, and

**WHEREAS**, the purpose of the special meeting is to audit both the Clerk/Treasurer and the Village Justice financial records, and

**BE IT RESOLVED**, the Fort Edward Village Board has hereby reviewed both the Clerk/Treasurer and Village Justice financial records from June 1, 2018 – May 31, 2019.

**Roll Call Vote**

Voting:		Ayes	Nays	Abstain	Absent
Peter Williams	Trustee	<u>  X  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Edward Carpenter	Trustee	<u>  X  </u>	<u>      </u>	<u>      </u>	<u>      </u>
David Cutler	Trustee	<u>      </u>	<u>      </u>	<u>      </u>	<u>  X  </u>
John Boucher	Trustee	<u>  X  </u>	<u>      </u>	<u>      </u>	<u>      </u>

*ALL AYES. MOTION CARRIED.*

**CERTIFICATION**

I do certify that this is a true and correct copy of the resolution, as adopted at a legally convened meeting of the Board of Trustees of the Village of Fort Edward, duly held on the 2nd day of March, 2020; and further that such resolution has been recorded in the Clerk's office located at the Village of Fort Edward Municipal Building, 118 Broadway, Fort Edward, NY 12828.

In Witness thereof I have hereunto set my hand this 2nd day of March, 2020

\_\_\_\_\_  
Peter C. Amorosi, Clerk  
Village of Fort Edward



**Resolution 36 of 2019-2020**

**PEDDLING & SOLICITING PERMIT, MR. DING-A-LING**

Motion By Trustee Williams  
Seconded By Trustee Carpenter  
Dated March 2, 2020

**WHEREAS**, the Fort Edward Village Board does hereby approve the Peddling & Soliciting permit for Mr. Brian Collis who operates Mr. Ding-A-Ling Ice Cream; and

**WHEREAS**, the approved days of operation are Monday - Sunday and the hours of operation are 11:00AM to 8:30PM from April to October; and

**WHEREAS**, the applicant will not be able to work in the Village of Fort Edward during Locktoberfest on Saturday, October 17, 2020.

*ALL AYES. MOTION CARRIED*

**RESCINDING OF RESOLUTION 6 OF 2019-2020**

Motion By            Trustee Boucher

Seconded By        Trustee Carpenter

Dated                    March 2, 2020

**WHEREAS**, the Fort Edward Village Board does hereby rescind Resolution # 6 of 2019-2020 authorizing the issuance of a BAN for the purchase of a 2020 Ford Utility Police Interceptor.

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

*ALL AYES. MOTION CARRIED.*

**BOND RESOLUTION AUTHORIZING THE ISSUANCE OF \$49,283.03 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 2020 FORD UTILITY POLICE INTERCEPTOR AWD 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 Carpenter

Dated                    March 2, 2020

**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 2020 Ford Utility Police Interceptor AWD 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 Forty Nine Thousand Two Hundred Eighty Three and 03/100 Dollars (\$49,283.03) 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 Forty Nine Thousand Two Hundred Eighty Three and 03/100 Dollars (\$49,283.03); 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 2020 Ford Utility Police Interceptor AWD for the Village Police Department and related improvements and other incidental costs, all of which are hereby authorized at a maximum estimated cost Forty Thousand and 00/100 Dollars (\$40,000.00).

**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 Forty Nine Thousand Two Hundred Eighty Three and 03/100 Dollars (\$49,283.03). 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 Forty Nine Thousand Two Hundred Eighty Three and 03/100 Dollars (\$49,283.03). 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 Section 11.00(a)(29)(a) 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>	<u>      </u>	<u>      </u>	<u>      </u>
David Cutler Trustee	<u>      </u>	<u>      </u>	<u>      </u>	<u>  X  </u>
Peter Williams, Trustee	<u>  X  </u>	<u>      </u>	<u>      </u>	<u>      </u>
John Boucher, Jr., Trustee	<u>  X  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Edward Carpenter, Trustee	<u>  X  </u>	<u>      </u>	<u>      </u>	<u>      </u>

The foregoing resolution was thereupon declared duly adopted.

[Seal]

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Peter C. Amorosi, Village Clerk  
Village of Fort Edward

**APPOINTMENT OF ONE (1) PART- TIME POLICE OFFICER**

Motion By Trustee Williams  
Seconded By Trustee Carpenter  
Dated March 2, 2020

**WHEREAS**, the Fort Edward Village Board does hereby appoint Robin Jasmin as a part- time police officer at the rate of \$15.00/hr. Robin has already received all necessary training and certifications.

**BE IT FURTHER RESOLVED**, this resolution shall take effect immediately.

*All Ayes. Motion carried*

**OTHER BUSINESS**

- There was a discussion on the letter from Sarah McCann to possibly reopen the Fort Edward Art Center. We have heard that the building is full of archives and has limited storage available. The Fort Edward High School is still in favor of having the old annex building becoming a community archive. We will contact Jim Thatcher to see if there is any grant money available to possibly renovate this building. Village Attorney Matt Fuller said there is money available but unfortunately, the deadline for submission is March 13, 2020. We will contact Superintendent of Schools Dan Ward to see where we are at with this proposal. Will update when more information becomes available.
- National Business presented a proposal to lease new copiers for the office, police, street, and water. It would be a savings of approximately \$600 a year. This would include all maintenance and toner. Our present copier is approximately 10 years old. We would have to monitor the amount of copies that we use, especially the color ones because they could become very pricy if we exceeded the quarterly amount allowed by the contract. There is not a big resale market for these machines, but we could list them on GovdealsNY to possibly get some money for these machines. This will be tabled until April and further discussions will take place.
- Vicki Plude of the Fort Edward Free Library proposed having a village wide garage sale on Saturday, May 16<sup>th</sup> and Sunday, May 17, 2020. It would run from dawn until dusk those days. There will be paperwork that must be filled out by individuals having a garage sale stating what needs to be done and when everything needs to be picked up. If everything is not picked up by Monday, May 18, 2020, Code Enforcement Officer Dave Armando will issue violations. Vicki will provide all the necessary information so a resolution can be presented at the April Village Board Meeting. She also mentioned that there will be an adult square dancing class on Friday, March 6, 2020 at the Canal Street Marketplace. Admission is \$5.00.
- Ted Tidd of 4 Riverside Street inquired about the guardrail that was damaged at the end of the bridge on the corner of Riverside Street. Mayor Traver will contact the State Bridge maintenance crew to have this repaired. It has become a safety hazard because pedestrians are directly crossing the street instead of using the sidewalk. With the bridge being so high, it is extremely difficult for cars to see anyone on this sidewalk.
- Gary Hill gave a brief report on the water shed. He is checking the sugar content of the trees and he says there should be a market for this in the Capital District. He requested that we purchase an additional 200 Christmas trees because the deer damaged the majority of the trees that were planted last year. There is a sale now where you can purchase 250 trees for \$200.00. He will order them and they should be here by early June.
- Trustee Carpenter said that there is a limb hanging on the wires between Cumberland Farms and Fitz's Barber Shop. It has been there for several months and nothing has been done as of now. The Village will contact Verizon and/or National Grid tomorrow and get this problem resolved.
- Trustee Carpenter gave a report on the monument honoring Lt. Col. Seth Pomeroy and Lt. Daniel Pomeroy that is being erected on Rogers Island. The Pomeroy Anvil Monument will be 5' 8" high and it will be constructed of black granite and polished surface. He

also reported that the 3<sup>rd</sup> Annual Snowshoeing Event will be held this Saturday, March 7, 2020 at 7:00 PM. This events continues to grow in popularity each year and they are expecting a good turnout this year.

- Village Attorney Matt Fuller gave a report on the status of 138-140 Broadway. Mr. Stackhouse seems to think that Berkshire Bank has foreclosed on the property. This is not the case at all. Mr. Stackhouse would like the Village to help work out a plan to help sell this property. Hopefully, it can be sold and the money from the sale can be used to cover the back taxes owed and help the Village recoup the money they have invested in this property. These buildings hold the key to the proposed renovations of the business district. Matt Fuller will reach out to prospective buyers and help with the marketing of these buildings.
- Our current contract with the Town of Fort Edward for Water District II has expired. A new contract will be drawn up and forwarded to the Town to have it signed.
- There was a discussion on the Air Stripper agreement that we thought was signed by General Electric. There seems to be some confusion as why the conditions of this agreement have not been followed. We have not been paid anything as of now. If this issue is not resolved, a lock will be put on the gate.
- It was reported that Hyatt Ball has not paid their water bill since June 2018. Village Attorney Matt Fuller inquired why the delinquent water bill has not been relieved on the Village Taxes. Industrial water rents have not been relieved in the past but we will check into this and report back next month.
- Code Enforcement Officer Dave Armando reported that the person operating the recycling business on Culver Street near the Village Barn has been sent a violation. He will have 60 days to clean up his property or he will be issued an appearance ticket. As of now, he has pulled his application to the Zoning Board.
- Motion to adjourn to Executive Session at 7:50 PM by Trustee **Williams**. SECONDED BY Trustee **Carpenter**. *ALL AYES. MOTION CARRIED.*
- Motion to adjourn from Executive Session at 8:58 PM by Trustee **Williams**. SECONDED BY Trustee **Boucher**. *ALL AYES. MOTION CARRIED.*

Motion to adjourn the meeting at 9:00 PM by Trustee **Carpenter**. SECONDED BY Trustee **Boucher**. *ALL AYES. MOTION CARRIED.*

Respectfully Submitted,

Peter C. Amorosi, Clerk-Treasurer