

VILLAGE OF SCHUYLERVILLE
MEETING MINUTES
Wednesday March 10th, 2019

PRESENT:

Mayor Daniel Carpenter
Deputy Mayor Jason Young
Trustee Whitney Colvin
Trustee Bryan Drew
Trustee Timothy Le Baron
Attorney Dave Kliengbiel

ABSENT:

None.

BOARD ANNOUNCEMENTS:

- Schuylerville/Victory Board of Water Management Meeting Monday, April 15th at 7:00 PM in the Victory Meeting Hall
- Schuylerville Tree Committee Meeting to be announced
- Sidewalk committee to be announced
- Schuylerville Village Board Workshop Meeting Monday May 6th at 6:30 pm at the Schuylerville Village Hall.
- Schuylerville Planning Board Meeting will be held on Monday April 15th at 6:30pm at the Schuylerville Village Hall.
- Schuylerville Village Board Meeting Monday, May 15th at 7:00 pm at the Schuylerville Village Hall.
- Adoption of the Village Budget on April 22nd at the Schuylerville Village Hall at 6:30pm
- The Schuyler Hose Company held their April Convention on April 4th, 2019 and has voted to elect Brian Myers Junior as their fire chief. The following individuals were selected from a list of qualified candidates prepared by the nominating committees. Assistant Chief, Robin Decker Captains Scott Maguire and Matthew Derway, Lieutenants Ray Carr, Matt Varner and Mark Wells and Safety officer Richard Behrens.

MINUTES:

- Approval of the minutes from the last meeting; Bryan Drew made the motion to approve the minutes Jason Young seconded all in favor.

General Fund	\$707,885.79
Sewer Now Account	\$491,591.28
Trust Agency Account	\$42,620.27
Housing Rehab	\$0.00
AHC home imp.	\$0.00
Septage receiving	\$69,231.36
Capital Sewer	\$90,602.90
Repair reserve	\$4,654.75
Sidewalk repair res.	\$25,054.99
Sewer Equipment	\$59,050.79
Harbor Project	\$5,079.79
Memorial Day	\$4,362.21
Capital Project	\$10,061.01
Morgan's Run	\$14,162.73
Ft. Hardy Park	11,788.46

DEPARTMENT AND COMMITTEE REPORTS:

- CODE ENFORCEMENT

Gil Albert listed the various tasks he had performed throughout the month he also said that the school had mentioned that they would like to put an addition onto the library and that they had requested that the fee be waived. Mayor Carpenter asked if this was typically done Gil Albert said that the Town had waived fees before for other public non-for profit entities.

- DEPARTMENT OF PUBLIC WORKS

Rob Decker stated that he had received the revised quote from one of the dump truck companies There was also some discussion regarding the issue of DPW members resigning. Mayor Carpenter stated that we had interviewed some candidates and had more interviews scheduled. Deputy Mayor Young asked if Rob Decker had a recommendation of the three quotes that he had received for the paving at Morgan's run. Decker stated that he thought the Kubricky quote was the best one, as they planned to remove the portion of the road that is in question as opposed to just paving over it. He stated that the difference in price between the quote was the cost of the blacktop.

Rob Decker noted that international had come in with the new quote at \$167,746.

Rob Decker recommended the Freightliner truck with the Zwack box.

Rob Decker stated that he felt if we were to purchase the stainless steel box we would get more longevity and therefore better value for the increased price.

It was also noted that the quotes had a 30 day lifespan.

- FIRE DEPARTMENT

February 4th Twelve sets of Sterling Emergency Escape Ropes were decommissioned and sent back to the Sterling to be re-roped. Escape ropes have a five year service life. NYS law requires firefighters to be equipped with and trained on emergency escape ropes.

February 17th Members demonstrated ice rescue techniques at the Hudson Crossing Winter Festival.

March 6th Amkus hydraulic rescue tools were inspected and service by BullDog Fire Apparatus technician.

March 14th Six members were sized for new turnout gear by MES Fire. Cost for the gear is \$15,273.84 (state contract pricing).

March 16th Department hosed a joint live fire training exercise with the Greenwich Fire Department at the Saratoga County Fire Training Center in Ballston Spa. Six-teen members of Schuyler Hose along with several members of Greenwich Fire Department participated in the training. Wilton EMS provided medical stand by.

March 19th Chief Myers and President Behrens attended the Town of Greenwich Board meeting and presented annual report as required by the fire contract.

March 20th, 26th & 27th Eleven members completed the NYS OFPC Live Fire Training – NFPA 1403, 2018 Edition. The purpose and intent of this course is to provide the student with basic understanding of the requirements of NFPA 1403 Standard on Live Fire Training Evolutions.

March 27th All company ground ladders were tested per NFPA requirements. Testing was conducted by Fire Service Safety Testing.

- WASTE WATER TREATMENT PLANT

Charles Sherman reported on the status of the waste water treatment plant. Currently all is working well at the plant.

- HISTORIAN/VISITORS CENTER

Charles Sherman and Kristina Saddlemire worked together on a project to provide residents of the village with the ability to purchase banners which would be displayed in the village honoring veterans who lived in the village. He distributed brochures to the board for residents to apply to purchase a banner.

There was some discussion as to the cost of installing the banners. Rob Decker said he felt they would be maximum of 20 minutes per banner.

Mayor Carpenter asked Charles Sherman to please track his hours if he did assist with the hanging of the banners, as that would need to be designated as village work.

Kristina Saddlemire was not present but she did provide a report which Mayor Carpenter read.

- WILTON EMERGENCY SQUAD

No report

- PLANNING BOARD

Leona Colvin was present and stated that Nine Gables at 7 Broad Street had applied to install a brewery in one of the outbuildings on the property and that they would be coming before the planning board to present their plans.

- SCHUYLERVILLE/VICTORY BOARD OF WATER MANAGEMENT

Mayor Carpenter read from the minutes from the March water board meeting

PUBLIC COMMENT.

Wendy Lukas asked what was the maximum capacity for the waste water treatment plant. Sherman stated that the maximum capacity for the design of the plant was 490,000 gallons per day. She asked what is the average flow for the sewer treatment plant. Charles Sherman stated that 319,000 gallons was the approximate average.

She also asked about a property on Towpath Road, which is village property. She stated that she felt the building looks like it should be condemned. Gil Albert stated that he would look into the matter.

Leona Colvin asked about the account called septage receiving. She wanted to know if it was part of the general fund and if it was available for use to pay operational costs.

Mayor Carpenter stated that it was not reserved for any particular purpose, but that it was part of the sewer fund balance not the general fund. Leona suggested that these monies could be used to reduce our sewer bill.

Charles Sherman spoke regarding the questions Wendy Lukas raised regarding flow capacity at the plant. He stated that each new household added about 100 gallons per day.

Lukas expressed concern that if Victory added 160 units at the mill, as well as 26 houses that our plant might not be able to handle the added flow.

Mayor Carpenter stated that he had been in communication with the Mayor of Victory as well as the town regarding this and that he was being kept abreast of the plans as they progressed.

OLD BUSINESS

The board reviewed the contract with Fulton County, which is the facility where we bring our sludge. When the contract was first brought to the board there was concern as to whether this would require us to use them exclusively. Upon further review it was discovered that there was no such restriction. The rate is the same as it was last year. Trustee LeBaron made the motion to approve the contract Deputy Mayor Young seconded it, all in favor.

NEW BUSINESS

Mayor Carpenter stated that during some training with the software company it was discovered that our employees are paying for their health insurance with taxes. Village Clerk Rebecca Christner suggests that the employees should be able to pay their health insurance pretax. This will save the employees, as well as the village, money as we match FICA and Medicare taxes. Mayor Carpenter asked the board for permission to research the situation. Trustee LeBaron made the motion to accept, Deputy Young seconded the motion, all in favor.

Robert Foster has notified the board that there was a resignation from the planning board. Kay Lee is no longer able to fulfill her duties, due to health reasons. Robert Foster recommended Darren DiMarco to fill her seat. Trustee Drew made the motion to accept the appointment Trustee LeBaron and seconded it all in favor.

The subleasing of the youth center was up next for discussion Mayor Carpenter stated that he had been made aware of the sublease on March 30. He had no prior knowledge of this. Mayor Carpenter stated that the lease states in paragraph three that, "The leased premises shall be used for youth program activities or public organization activities only." Paragraph four reads that, "Lessee may not sublease, or charge a rental fee for any use of the premises not within it's corporate purposes, except with the consent of and upon terms and conditions approved by the Board of the Lessor that there should be no other use of the property."

Mayor Carpenter stated that the subleasing of the youth center was a breach of the contract that we have with the youth board on two points. Attorney Kliengebiel stated that this means that the contract between the youth center board and, "Your stuff my stuff" was not legal.

Kliengebiel pointed out several problems regarding the village code that would apply to the park property that should have been included in the contract with, "My stuff your stuff".

He also expressed concern regarding premises liability. As the Village provides the sanding salting and snow removal, this could leave the village open to liability. These issues should have been addressed in the lease between the youth center and, "Your stuff my stuff"

Mayor Carpenter asked how much of the space was being taken up by, "My stuff your stuff". It was determined that roughly one third of the space was sectioned off for the leased space.

Mayor Carpenter voiced his concerns regarding whether the remaining area could still hold the 60 youths that typically use that space throughout the year.

Mayor Carpenter asked the board and public if anyone had any questions.

Leona Colvin asked what the business was. It was determined that the space was used for storage. Mayor Carpenter asked what would happen if undocumented workers were employed at this facility. Attorney Kliengebiel assured the board that they would not be liable for the working status of the employees at the business. He stated that the only liability we have is premises liability.

He also stated that there is different insurance for a not-for-profit organization than there is for a commercial business. He said that the insurance would have to change, not just the insurance carried by, "My stuff your stuff", but for the youth center as well.

There were questions raised regarding the adults that would be on the premises, and their access to the young people there.

Also brought to the attention to the board is the fact that any person operating a business out of the park should have a vendor's license.

Mayor Carpenter asked if the youth center board had any subcommittees for fund raising. Joanne Scurba said that they had done some fundraising. They stated that they had trouble getting people to volunteer.

Pat Temple stated that if the village would not allow the sub-lease, that this would mean that they would have to reimburse Smith Signs for the work that they had done on the building when they built the wall to divide the space. Christine Scanlon of Saratoga Mercantile spoke regarding the issue. She said that she would be willing to help. She did not want the youth center to lose a third of what she felt was already a small space. Some recommendations were made as to how they could raise the money to support the youth center. It was suggested that the village might contribute to the youth center to help with their financial difficulties. Trustee Colvin stated that he would like to see the financials of the youth center before he could make any decisions.

Attorney Kliengbiel asked if he could have permission from the youth center board to contact, "Your space my space" to satisfy some questions he had regarding the lease.

The board reviewed the Glens Falls National ACH agreement to allow direct deposit for the employees. Trustee Colvin made the motion to approve the ACH agreement, Deputy Mayor Young seconded, all in favor.

The board reviewed the quotes for paving Morgan's Run. The quotes had been reviewed at length at the previous workshop. Trustee Colvin made the motion to approve the quote from Kubricky for \$68,162.90 Trustee Drew seconded the motion, all in favor.

Review of dump truck quotes. Again, these quotes were discussed extensively at the previous workshop. Trustee Lebaron made a motion to accept the bid from Freightliner for \$165,903. This was for a truck from Tracey and the dump body from Zwack. Trustee Colvin seconded the motion.

The quote for tires was brought up for approval. Trustee Colvin made the motion to approve up to \$730, Trustee Drew seconded the motion, all in favor.

Robin Decker made the recommendation that the board make Pat Grogan a permanent member of the DPW crew. He spoke highly of his ability in mechanics and as an equipment operator. He had submitted his evaluation, and offered to provide this to the board. Trustee Colvin made the motion that the board go with the recommendation by Robin Decker to make Patrick Grogan a permanent member of the DPW, Deputy Mayor Young seconded the motion, all in favor.

Next up was the approval for the purchase of a 50 gallon drum of hydraulic fluid for \$589. This would save time and money. Deputy Mayor Young made the motion to approve this purchase, Trustee LeBaron seconded the motion, all in favor.

A resolution to amend the 2020 fiscal year budget was presented for approval. Account A.0909.004 Fund Balance Unreserved should be reduced from \$12,440.12 to \$7,560.41 to balance the budget. Trustee Colvin made the motion to approve the resolution, Trustee Drew seconded the motion, all in favor. A resolution was presented to amend the tentative budget line A.5110.100 Street Maintenance Personal from \$158,600.09 to \$158,720.36. Trustee Colvin made the motion to approve the resolution, Trustee Drew seconded the motion, all in favor.

A budget transfer is needed in the general fund as follows; from A.5110.400 Street Maintenance Contractual \$525.00 to A.9010.800 Retirement \$325.00 and A.3310.400 Traffic Control Contractual \$200.00. Trustee Colvin made the motion to approve the resolution, Trustee Drew seconded the motion, all in favor.

A budget transfer is needed to transfer funds from G.8130.100 Waste water treatment plant Personal \$5,000.00, G.9730.704 Public Improvement Serial Bonds \$2,260.80 and G.8130.200 Waste water treatment plant Equipment \$739.20 to G.8130.400 Waste water treatment plant Contractual \$8,000.00. Trustee Colvin made the motion to approve the resolution, Trustee Drew seconded the motion, all in favor.

The annual resolution to support the Historic Hudson-Hoosic Rivers Partnership was presented. They are asking for a contribution of \$200 to support their mission. Trustee Colvin made the motion to approve the resolution and to spend the funds to support the Historic Hudson-Hoosic Rivers Partnership, Trustee Drew seconded the motion. All in favor.

The application for the OSAA Baseball parade was brought to the board for approval. Trustee Colvin made the motion to approve the gathering, Trustee Drew seconded the motion, all in favor.

The application for the Schuyler Hose coin drop was brought to the board for approval. Trustee Drew made the motion to approve the gathering, Trustee LeBaron seconded the motion, all in favor.

The application for the American Legion coin drop was brought to the board for approval. Trustee Colvin made the motion to approve the gathering, Trustee Drew seconded the motion, all in favor.

The backup of the sewer line on Schuyler Island was discussed. In the process of repairing the line, the DPW blew off the valve on the resident's line, causing sewage to backup into the home. The resident had properly installed the valve. The resident has submitted the receipts that were not covered by insurance. The board approved reimbursement to the homeowner of the expenses incurred. Attorney Kliengbiel advised that the village submit the claim to their insurance company. Trustee Young made the motion to pay the claim if the insurance company would not cover the costs of the damage caused to the residence, Trustee Drew seconded the motion, all in

Trustee Drew made the motion to approve the veterans banner program, Trustee Young seconded the motion, all in favor.

Trustee Colvin made the motion to approve the waiving of the permit fees for the addition on the library, Trustee Young seconded the motion, all in favor.

PUBLIC COMMENT:

Leona Colvin asked when the banners would be installed, and if they would be displacing the lilac banners. Some discussion followed as to when the lilac banners would be displayed and it was determined that since the Veteran's Banners would not be installed until Memorial Day that there should not be a conflict. Ms. Colvin also asked how the dump truck would be paid for. Mayor Carpenter agreed to amend the resolution to read that the village would take out a five-year ban. Leona Colvin also suggested that the village should switch to a two-week payroll period. She also asked why we couldn't give money to the youth center. Attorney Kliengebiel stated that historically the village's contribution is the \$1 rental of the land to the youth center and the maintenance of the grounds and parking lot. It was discussed that the village had not been asked before now to help the youth center financially.

Wendy Lukas asked if the board had submitted a letter of support for the mill in Victory. Mayor Carpenter stated that they had not. She also asked when the sidewalk project would be completed. Mayor Carpenter stated that the village was just waiting on the contractor. Lukas also asked about the drainage situation up in Morgan's Run. Mayor Carpenter stated that he and Rob Decker had been discussing this issue at length, and that they had been discussing why the french drains that are emptying into the streets are not being diverted into the retention ponds.

Lukas asked if the village had received an updated proof of insurance for the boat owned by Dave Roberts that has been designated for use for cleaning out the canal. More discussion followed regarding the youth center and how the village could help them.

Alex Czuhanich asked if the sidewalk contractor will be coming back to repair the grass strip between the road and the sidewalk.

Patricia Smola asked if there could be a streetlight at the corner of Route 29 and Schuyler Island Drive. Mayor Carpenter stated that we would need to have a conversation with DOT to find out if we can do this

Trustee Drew made the motion to approve the general fund vouchers in the amount of \$18,001.72 Trustee LeBaron seconded the motion, all in favor.

Trustee Drew made the motion to approve the sewer vouchers in the amount of \$1,761.17 (\$30 less that the original amount presented to the board, as there was a voucher that was questioned) Trustee Colvin seconded the motion, all in favor, motion passed.

Trustee Colvin made the motion to adjourn, Deputy Mayor Young seconded the motion, all in favor.