

**Village of Schuylerville
Monthly Meeting Minutes
Monday June 12, 2023**

Public Hearing on the proposed Grant Applications through the CFA for Environmental Facilities Corporation Wastewater Infrastructure Engineering Planning Grant for up to \$100,000 with a 20% match as well as through The Environmental Protection Fund; Parks for funding for an archaeological study for \$22,000 with a 50% match.

**Present;
Deputy Mayor Baker
Trustee Colvin
Trustee LeBaron**

**Treasurer Heyman
Attorney Klingebiel
WWTP Operator Sherman**

**Absent
Mayor Carpenter
Trustee Drew**

Two persons were in attendance for the Public Hearing. None had any comment on the applications for grants.

Trustee LeBaron made the motion to close the public hearing, Trustee Colvin seconded the motion, all in favor, public hearing closed at 6:49pm.

BOARD ANNOUNCEMENTS:

- Schuylerville Village Board Workshop Meeting for July is cancelled.
- Schuylerville Village Board Meeting on July 10th at 7:00 pm at the Schuylerville Meeting Hall.
- The Schuylerville/Victory Board of Water Management will meet on Monday June 19th at 6pm at the Village of Victory Meeting Hall
- The Village of Schuylerville Planning Board will meet on Monday July 17th at 6:30 pm at the Schuylerville Meeting Hall.

BOARD COORESPONDENCE

MINUTES:

Trustee LeBaron made the motion to approve the minutes from the May1 workshop, the regular meeting on May 10 and the June 5 workshop meeting. Trustee Colvin seconded the motion, all in favor, minutes approved.

TREASURER'S REPORT:

General Fund Statement balance	\$136,440.02
Sewer Now Statement Balance	\$251,710.79
Trust and Agency	\$6,194.52
General Fund Money Market	\$978,174.52
Sewer Fund Money Market	\$210,556.80
Memorial Day	\$2,363.39

DEPARTMENT AND COMMITTEE REPORTS:

- DEPARTMENT OF PUBLIC WORKS

Deputy Mayor Baker summarized the report given at the workshop by DPW Supervisor Decker. The Village of Greenwich would like to rent our garbage truck for one day per week. Attorney Klingebiel has drafted an agreement for the board to review. The skate ramps were received from the City of Saratoga with assistance from the Town of Saratoga and are now being stored in Fort Hardy Park. There were no bids for a dump truck to replace the Dodge. Therefore Supervisor Decker moved forward with purchasing a vehicle. A suitable truck was located in Massachusetts that was within the price range approved by the board. Supervisor Decker stated that he has found that there is a new method for curbing installation that allows for pouring in place. He is looking into finding contractors that will bid on this.

- CODE ENFORCEMENT

Building Codes Enforcement Officer Myers has been working on developing building and business safety/maintenance/fire inspection checklists and inspection formats for fire/safety inspections for the village. He has completed some inspections and continues to adjust the formats. All open building permits in progress are in compliance, with regular calls for inspections at required points of progression of the projects. Five orders to remedy were issued, Three of them to one property. None have yet complied and will receive a second before appearance tickets are served. Four more orders to remedy will be mailed tomorrow, due to lack of property maintenance. Two building permits were issued in the last month.

Trustee Colvin stated that he would like to see the breakdown of which properties were involved in the permitting, inspections and orders to remedy.

- FIRE DEPARTMENT

In the month of May

21 responses, 19 members responded – 7.3 members per response, 67 responses YTD – 24 members responding – 7.9 members per response. Membership recognition; May 4, 2023 – New member Peter Derway (approved by village on May 10) June 2, 2023 – Life Member Brian Myers recognized for 35 years of service. Chief Myers would like to recommend an increase in the coverage of ER-571 (\$546,978). It should be the same as ER-573 (\$788,109) as well as to recommend that the village provide the Enhanced All Cancer rider for the Statutory Cancer Policy.

- WASTEWATER TREATMENT PLANT

WWTP Operator Sherman was present at the meeting. He noted that since the workshop he had received further correspondence from the DEC regarding the NOV from January. This was in response to the letter sent to them on our behalf from Barton and Loguidice. DEC stated in the letter that if the actions were taken that were listed in their letter that this would satisfy the NOV. The letter requires that the Village of Schuylerville must apply for the engineering grant for the I and I study and that the Village of Schuylerville must have a written schedule for the maintenance of the lines. Until now, the jetting of the lines has been on an informal basis. Priority sections of the collection system must be identified, and a timetable determined for their maintenance. They also expect that the line that caused the overflow will be replaced by the end of September 2024. Trustee Baker stated that he felt that he spoke for the board in stating that the replacement of this section of the collection system would be completed within this timeline.

- HISTORIAN/VISITORS CENTER

Three family histories and one photograph inquiry was answered this month. Saddle mire attended a meeting for the 250th anniversary that is coming up at the battlefields. Historian Saddle mire continues to work on the military sites for driving and walking tours.

- PLANNING BOARD

Planning board minutes were available for review. The application for a brewery to go in to the former Cherry Razz Studio was approved. Chairman Foster and Planning Board Secretary Anna Welfley submitted their resignations as of the end of June.

- SCHUYLERVILLE/VICTORY BOARD OF WATER MANAGEMENT

There was discussion regarding the water master plan and the intent of the board to move forward. The attorney from Victory stated that the Village of Victory was not interested in going into debt to support the master plan. Deputy Mayor Baker stated that if anyone present wanted to express an opinion on this matter that they should attend the next water board meeting on Monday, June 17th at 6:30 in the Village of Victory meeting hall. Deputy Mayor Baker informed the persons in attendance that the full master plan was for over 8 million dollars. Currently we are among the top five finalists in line for a grant through Congressman Tonko for \$665,000.00

for the first phase of the project, which addresses the oldest and most crucial infrastructure for both villages. There was apparently confusion on the water board's part about the engineering study that was presented for approval, as the study had already been approved and completed. What was supposed to be on the agenda for approval was a grant application by CT Male.

- **ZONING BOARD OF APPEALS**

No Meeting no report.

PUBLIC COMMENT:

Leona Colvin asked if the last planning board meeting was publicly noticed and where it was noticed. Treasurer Heyman stated that Village Clerk Patterson noticed the meeting with the Post Star. Leona Colvin asked if she could be provided with proof of the publication. Treasurer Heyman stated that she would ask Village Clerk Patterson to send the email proof to Colvin. Colvin stated that the Zoning board of appeals should be made aware of any planning board meetings. Treasurer Heyman stated that she would ask the planning board to include the zoning board members in all email correspondence.

BriAnne Mulligan 476 Route 32 South Schuylerville asked the board to consider allowing people to consume beer outside of the roped off area during this year's Turning Point Festival. Deputy Mayor Baker stated that the board would not allow people to walk around in the park with an open container. Attorney Klingebiel stated that even if the board wanted to allow open container, they could not as it is illegal in the park. A compromise was reached where the board would allow the beer tent to be closer than it was last year, as the vendors complained that they felt that the location was too far. There was some discussion as to whether parents would be allowed to bring their children inside the tent, as only persons who provided a valid ID would be given a wristband that would allow them to purchase and consume alcohol. Attorney Klingebiel stated that the Turning Point Parade Committee should consult the State Liquor Authority as to the legality of this.

OLD BUSINESS:

NEW BUSINESS

Trustee Baker asked Treasurer Heyman to send the adjusted value for the fire truck to Dave Meager and ask for the new adjusted premium for this and for the cost for the additional cancer policy rider. He would like to have this for the next meeting.

The draft agreement with Greenwich to rent our garbage truck one day per week has not yet been reviewed by the Greenwich attorney. Once it has been reviewed it will be brought to the board for approval. The board had no issues with the draft agreement.

The Town of Greenwich needs assistance with the licensing of a sewer plant operator. Normally the operator at their plant would oversee the worker to allow him to be able to get his operator's license, however the sewer plant operator in Greenwich has been out sick for an extended period. There was some discussion as to how the insurance part of the issue would work. Treasurer Heyman was tasked with asking our insurance company if we would have any liability in this situation if the Greenwich employee was being paid by Greenwich while he was working in the plant.

Presentation of application for Turning Point Parade Saturday, August 5th 4pm to 10pm and Sunday August 6th 10 am to 3pm Trustee Colvin made the motion to approve the Turning Point parade and festival on these days. Trustee LeBaron seconded the motion, all in favor, application approved. Details on the plans for the beer tent will be finalized at the next meeting in July.

Deputy Mayor Baker announced the appointments recommended by Mayor Carpenter for planning board members to the board; Michael Patterson for Chairman and Edward Carr, regular member Trustee LeBaron made the motion and Trustee Colvin seconded the motion, all in favor appointments approved. There was a question raised as to the legality of Helene Patterson's appointment, so it was approved separately as follows Trustee LeBaron made the motion to approve the appointment of Helene Patterson to the planning board secretary position pending confirmation that it would prove to be legal for her to hold this position in conjunction with her Village Clerk position. Trustee Colvin seconded the motion, all in favor.

The New York Planning Federation Membership was approved at the prorated amount of \$147.50. Trustee Colvin made the motion to approve the membership, Trustee LeBaron seconded the motion, all in favor, membership approved.

Deputy Mayor Baker presented the following resolutions to transfer funds;

For the General fund Whereas the following budget adjustments are needed for the 2023 fiscal year general fund budget **Increase** A.3120.100 Crossing Guard Personnel \$225.00 and A.8160.100 Trash Removal Personnel by \$407.57 and **Decrease** A.5110.100 Streets Maintenance Personnel by \$632.57. Trustee Colvin made the motion to approve the transfer, Trustee LeBaron seconded the motion, all in favor.

For the Sewer Fund Budget WHEREAS, a the following budget adjustments are needed for the 2023 fiscal year general fund budget **Increase** G.8120.100 Sanitary Sewers Personnel in the amount of \$331.10 and G.8130.400 Wastewater Treatment Plant Contractual in the amount of \$3,169.05 and **Decrease** G.8130.200 Wastewater Treatment Plant Equipment in the amount of \$3,500.15 **THEREFORE, BE IT RESOLVED**, that the Board of The Village of Schuylerville does hereby approve this resolution and authorizes the Treasurer to adjust the budget as stated and as outlined. Trustee Colvin made the motion to approve the resolution, Trustee LeBaron seconded the motion, all in favor, resolution approved.

The following invoices were presented for approval of payment; 1. New York Rural Water in the amount of \$300 2. Barton and Loguidice in the amount of \$3,150.00 and 3. The Village of Schuylerville in the amount of \$449.74. Trustee Colvin made the motion to approve all three invoices for payment, Trustee LeBaron seconded the motion, all in favor invoices approved for payment.

Deputy Mayor Baker read from the resolution for board approval for grant application sewer engineering in the amount of \$100,000 with a \$20,000 match from the village should we receive the grant. Trustee Colvin made the motion to approve the resolution, Trustee LeBaron seconded the motion, all in favor resolution approved.

Deputy Mayor Baker read from the resolution provided by the park service for board approval for grant application to Parks Archaeological study

RESOLVED, that The Village of Schuylerville applied for financial assistance from the New York State Office of Parks, Recreation and Historic Preservation ("OPRHP") under The

Environmental Protection Fund; Parks program for funding for an archaeological study of the Fort Hardy Park in the area of the proposed Community Center, Pavilion and splash pad.

RESOLVED, that the Village of Schuylerville is authorized and directed to accept these grant funds in an amount not to exceed \$11,000.00 for the project described in the grant application;

RESOLVED, that Village of Schuylerville is authorized and directed to agree to the terms and conditions of the Master Contract with OPRHP for such The Fort Hardy Park Archaeological Study

RESOLVED, that the Village of Schuylerville is authorized and directed to agree to the terms and conditions of any required deed of easement granted to OPRHP that affects title to real property owned by the municipality and improved by the grant funds, which may be a duly recorded public access covenant, conservation easement, and/or preservation covenant; and

RESOLVED, that the governing body of the municipality delegates signing authority to execute the Master Contract and any amendments thereto, any required deed of easement, and any other certifications to the individual(s) who hold(s) the following elected or appointed municipal office(s) or employment position title(s): Mayor.

Trustee LeBaron made the motion to approve the resolution, Trustee Colvin seconded the motion, all in favor, resolution to apply for a grant for the archaeological study.

PUBLIC COMMENT:

Wendy Lukas stated that she did not feel that the board should be removing trees that are on private property. The issue of the tree on the Cheney property that was brought to a meeting back in early spring was discussed at length. It was determined, upon advice from legal counsel, that the board could not do any work on private property unless it was caused by negligence on the part of the village.

Lukas also suggested that the village could use more speed signage in the village. She also mentioned that she had seen a stop sign that was run by solar that flashed.

Beth Woodard asked Treasurer Heyman if she had any success in finding a lawyer that would work pro bono to help the Friends of Fort Hardy Park to get their 501c to become a not for profit. This would allow them to accept donations and to apply for grants for the Fort Hardy Park. Attorney Klingebiel stated that he would be glad to help. He has done these in the past for athletic travel teams.

Trustee LeBaron stated that a parking committee has formed to address the restriction on parking on Broad Street in the winter. There are two proposals that have been discussed between several of the business owners. One option is for no parking at all between 11 pm to 6am. Proposal two is that we will need to find a way to enforce the current law. Attorney Klingebiel stated that to change the law will require a public hearing. To enforce will not. The village could hire a parking enforcement agent to ticket or have the violators towed. This requires someone to be up at night to report the violations and call the tow company. Trustee LeBaron expressed concern that the parking situation could result in a tragedy if the fire engines were unable to reach persons in distress due to cars parked illegally on the side of the street. He also stated that there is

not another municipality within a fifty-mile radius that allows parking on the streets in the winter. Attorney Klingebiel stated that enforcement is the key.

APPROVAL OF VOUCHERS;

Trustee Colvin made the motion to approve the General Fund Vouchers FYE 2023 in the amount of \$84,017.02, the Sewer Vouchers FYE 2023 in the amount of \$1,777.83 the General Fund Vouchers Period 1 2024 in the amount of \$33,973.30 and the Sewer Fund Vouchers Period 1 2024 in the amount of \$6,401.86. Trustee LeBaron seconded the motion, all in favor, vouchers approved.

ADJOURNMENT

Trustee Colvin made the motion to adjourn, Trustee LeBaron seconded the motion, all in favor meeting adjourned.

Recording Secretary,

Cory Heyman