

June 19, 2018 Regular Meeting 6:00PM

PRESENT: Mayor Smith; Trustees Watson, Austin and Armstrong; Attorney Erika Sellar Ryan; Janet Tallman; Michael LaChapelle; Karen Beckwith; Matthew Saari; Terrie Courchesne; Brendan McNamara

Mayor Smith opened the public hearing to hear and take comments regarding the Village of Whitehall's Community Development needs and to discuss the possible submission of one or more Community Development Block Grant applications for the 2018 program year. Mayor Smith explained the grant would assist in the development of the Flat Iron building lot. Terrie Courchesne asked if any other grants were available to help residents in fixing up their properties and to clean up the Village. Mayor Smith explained that the Village is always pursuing grants but some grants require up front funding. He also explained that the Village has received four million dollars in grant funds for infrastructure repairs to the water and sewer lines. Terrie Courchesne appreciates the infrastructure grants and feels that there has been improvement in the quality of water. The public hearing was closed. Motion made by Trustee Watson, seconded by Trustee Armstrong to approve the attached resolution authorizing Mayor Smith to execute and submit the Community Development Block Grant application, all voting in favor, CARRIED

Mayor Smith opened the public hearing to hear and take comments regarding the proposed Local Law #1 of 2018 titled "A Local Law Superseding and Replacing the Village of Whitehall, Local Law #2 of 2013, titled "Control of Brush, Grass and Weeds in the Village of Whitehall". Mayor Smith stated that the proposed law is to help streamline property maintenance issues as the current law is very tedious to enforce. Brendan McNamara had an issue with Zoning Officer Peter Telisky calling him regarding the debris in his yard. The debris is from construction on the property he just purchased and renovated. He has moved the construction debris to the back of his property and is working on cleaning it up. Terrie Courchesne asked if composting with horse manure would be a violation of the proposed law. Mayor Smith stated that composting is not a violation. Terrie Courchesne has an issue with junk vehicles stored on properties. She feels that the Village needs to attract people and properties need to be cleaned up. Mayor Smith stated that the Village is working on this issue. Trustee Armstrong stated that Zoning Officer Telisky is sending out notices of violations. Trustee Austin stated that the Village is trying and the proposed law is needed. The public hearing was closed. Motion made by Trustee Armstrong, seconded by Trustee Austin to adopt the attached Local Law #1 of 2018 titled "A Local Law Superseding and Replacing the Village of Whitehall, Local Law #2 of 2013, titled "Control of Brush, Grass and Weeds in the Village of Whitehall", all voting in favor, CARRIED

Motion made by Trustee Watson, seconded by Trustee Austin to approve the minutes of the May 15<sup>th</sup> meeting, all voting in favor, CARRIED

Motion made by Trustee Armstrong, seconded by Trustee Watson to approve the minutes of the May 31<sup>st</sup> meeting, all voting in favor, CARRIED

Janet Tallman of Environmental Design Partnership presented a request for a 45 day extension of the contract completion date for Arold Construction for the Sanitary Sewer upgrades. Janet Tallman recommends giving a 15 day extension with an increase cost of \$37,400.00 to do the spot repairs that are required. Motion made by Trustee Austin, seconded by Trustee Watson to approve Change Order #4 of the contract with Arold Construction with a 15 day extension and increase in contract cost of \$37,400.00, all voting in favor, CARRIED

Janet Tallman requested a 30 day extension to the contract completion date for Kenyon Pipeline Inspections because Kenyon cannot complete their work until Arold Construction is completed. Motion made by Trustee Watson, seconded by Trustee Armstrong to approve the 30 day extension to Kenyon Pipeline Inspections contract completion date, all voting in favor, CARRIED

LETTERS: Katherine Paddock submitted a letter of resignation as a Full-Time Patrolman. NYS Dept. of Health sent a letter regarding not receiving the April monthly report on time. NYS Office of Community Renewal sent a reminder that the 2016 CDBG project for the Water System Improvements has a completion date of December 7, 2018. NYS Dept. of Health sent a violation for failure to maintain residual disinfectant concentration at the Water Treatment Plant and failure to make public notification. The disinfectant residual concentration was corrected the

next day and notification will be sent the public. NYS Dept. of Environmental Conservation submitted their annual comprehensive inspection reports for the Wastewater Treatment Plant and the Water Treatment Plant giving both plants an overall rating of satisfactory. Charter Communications sent their quarterly franchise fee totaling \$7,226.01. Jenkins, Beecher & Bethel submitted the Financial Statements and Independent Auditor's report for the fiscal year ending May 31, 2018. A letter was received from U.S. Environmental Protection Agency regarding contaminated property located at 215 Broadway. Kenneth Bartholomew submitted a letter regarding his observation of three board members violating the open meetings law. Mayor Smith stated that this instance was not intentional and all board members were notified of this so that it won't happen again. Whitehall Volunteer Fire Company sent a letter requesting the Village to sign off as a mortgagor on a loan to do repairs at the Fire Station or sell the land that it sits on. Mayor Smith reported that the survey map of the property that the Fire Company sits on shows that NYS Canal Corp. owns half the property and the Village owns the other half. It was discussed to sell the road side of the property which is owned by the Village to the Whitehall Volunteer Fire Company. Attorney Sellar Ryan will prepare a resolution for the next meeting. Heather Pauquette sent a letter of thanks on behalf of the Sasquatch Half Marathon and 5K and stated that the event was a huge success and would like to host another race next June. A proposed resolution was submitted declaring the last Saturday of every September as Sasquatch Appreciation day and naming Sasquatch as the official animal of the Village. Jenkins, Beecher and Bethel submitted a proposal to conduct an audit for the fiscal year ending 05/31/2019 for the amount of \$6,350.00. Teamsters Local 294 sent a notice that Charles Austin has been appointed the Shop Steward. Big G's Pub LLC submitted a request to waive the 30 day notice period in connection with their application for a liquor license. Motion made by Trustee Armstrong, seconded by Trustee Watson to accept and file the correspondence, all voting in favor, CARRIED

Motion made by Trustee Armstrong, seconded by Trustee Austin to accept the resignation of Katherine Paddock as a Full-Time Patrolman, all voting in favor, CARRIED

Motion made by Trustee Armstrong, seconded by Trustee Watson to adopt the attached resolution declaring the last Saturday of September as Sasquatch Appreciation Day and naming Sasquatch as the official animal of the Village, all voting in favor, CARRIED

Motion made by Trustee Austin, seconded by Trustee Watson to authorize Jenkins, Beecher and Bethel to audit the financial records for the year ending May 31, 2019 at a cost of \$6,350.00, all voting in favor, CARRIED

Motion made by Trustee Watson, seconded by Trustee Austin to waive the 30 notice period for Big G's Pub LLC for their application for a liquor license, all voting in favor, CARRIED

BILLS: Motion made by Trustee Watson, seconded by Trustee Armstrong to approve payment of the abstract covering claims #2-46 totaling \$57,861.36, all voting in favor, CARRIED

Trustee Austin reported that a section of the new fence at Boardman Street Cemetery is sagging and Siena Fence has been contacted to repair it. She asked if an outside faucet could be installed on the Whitehall Volunteer Fire Company to water the plants in the park.

Trustee Armstrong has been riding with Zoning Officer Peter Telisky to look at properties throughout the Village. Mr. Telisky has been busy writing violations to homeowners.

Trustee Watson submitted the Water Treatment Plant and Wastewater Treatment Plant reports from George Rockenstire. Department of Public Works repaired several water leaks on the 14" watermain with the help from Granville's Dept. of Public Works. Trustee Watson reported that the excavator is in need of repair and the Village borrowed an excavator from Arold Construction to do the repairs on the 14" watermain.

Motion made by Trustee Watson, seconded by Trustee Armstrong to hire Stephen Herrmann as a Part-time Laborer for the Department of Public Works at a rate of \$12.51/hr., all voting in favor, CARRIED

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Motion made Trustee Austin, seconded by Trustee Armstrong to hire David Pomainville as a Full-time Laborer for the Department of Public Works at a rate of \$12.51/hr., all voting in favor, CARRIED

Trustee Watson had three bids for a dump truck for the Department of Public which were Carmody Ford-\$51,000.00, Zappone Chrysler-\$59,046.50 and Ross Chevrolet-\$57,800.00. Motion made by Trustee Armstrong, seconded by Trustee Austin to purchase a 2017 Ford F-350 XL from Carmody Ford for \$51,000.00, all voting in favor, CARRIED

Trustee Watson presented three bids for two used trucks which were Zappone Chrysler-\$48,517.00, Carmody Ford-\$50,000.00 and Autosaver Ford-\$40,000.00. There is \$40,000.00 in the budget for the purchase of the two used trucks. Motion made by Trustee Watson, seconded by Trustee Austin to purchase a 2011 Ford F350XL with plow and a 2008 Ford F150 STX for \$40,000.00 from Autosaver Ford, all voting in favor, CARRIED

REPORTS: Heritage Area Director submitted a report. Justice Nichols submitted reports for January, February, March and April. Justice Putorti submitted reports for April and May. Motion made by Trustee Watson, seconded by Trustee Austin to accept and file the reports, all voting in favor, CARRIED

APPLICATIONS: David Pomainville submitted an application for Part-time Laborer. Damian Duffy submitted an application for a Police Officer. Motion made by Trustee Watson, seconded by Trustee Austin to accept the applications and to place them on file, all voting in favor, CARRIED

Motion made by Trustee Armstrong, seconded by Trustee Austin to authorize Mayor Smith to sign the Continuation Certificate with Selective Insurance Company of America for coverage while working on New York State Highway, all voting in favor, CARRIED

Motion made by Trustee Watson, seconded by Trustee Armstrong to approve payment of \$6,120.00 to Shelter Planning & Development for grant administrative services on the Sanitary Sewer Rehabilitation and authorize Mayor Smith to sign the payment applications, all voting in favor, CARRIED

Motion made by Trustee Watson, seconded by Trustee Austin to approve payment of \$59,605.60 to Environmental Design Partnership for engineering services on the Sanitary Sewer Rehabilitation and authorize Mayor Smith to sign the payment applications, all voting in favor, CARRIED

Motion made by Trustee Watson, seconded by Trustee Armstrong to approve payment of \$62,189.24 to Arold Construction Co. Inc. for Sanitary Sewer Rehabilitation Contract No. 1 Part A and authorize Mayor Smith to sign the payment applications, all voting in favor, CARRIED

Motion made by Trustee Watson, seconded by Trustee Armstrong to approve payment of \$44,721.44 to Arold Construction Co. Inc. for Sanitary Sewer Rehabilitation Contract No. 1 Part B and authorize Mayor Smith to sign the payment applications, all voting in favor, CARRIED

Motion made by Trustee Watson, seconded by Trustee Austin to approve payment of \$24,737.44 to Kenyon Pipeline Inspection, LLC for Sanitary Sewer Rehabilitation Contract No. 2 and authorize Mayor Smith to sign the payment applications, all voting in favor, CARRIED

Motion made by Trustee Watson, seconded by Trustee Austin to approve payment of \$12,600.00 to MJ Engineering for engineering services on the Water Main Replacement, all voting in favor, CARRIED

Motion made by Trustee Watson, seconded by Trustee Armstrong to approve the attached resolution authorizing the issuance of a Statutory Installment Bond in the principal amount of \$24,725.00 to finance the purchase of a 2018 Dodge Charger Police car with a three year term, all voting in favor, CARRIED

June 19, 2018 Regular Meeting Continued

Mayor Smith asked the Board to review a proposal from BAS to update the office computers with wifi, central file server and share information on the computers with a firewall protection.

Mayor Smith presented a supplemental proposal for engineering services from MJ Engineering regarding NYSOGS easement for the Water Main Replacement project at a cost of \$9,800.00. The water main replacement project cannot move forward with the easement from NYSOGS. Motion made by Mayor Smith, seconded by Trustee Watson to authorize MJ Engineering to proceed with securing the easement from NYSOGS for \$9,800.00 under the condition that the funds come from the grant for this Water Main Replacement project, all voting in favor,  
CARRIED

Mayor Smith was approached by Roger McLaughlin regarding his bid to buy a Village owned parcel on Maple Street. Mayor Smith needs details for the cost to shut down the line on this parcel such as the installation of a hydrant and valves to give to Mr. McLaughlin.

Mayor Smith reported that the Environmental Protection Agency did not find asbestos in the 20 samples it could obtain from the Flat Iron building but can't determine if there is asbestos below the pile of rubble. NYS Dept. of Labor says that the clean up needs to be treated as if it is contaminated but there may be some leeway if an asbestos designer is hired to be on site during clean up. The disposal cost maybe cheaper if the asbestos designer doesn't find any asbestos. Mayor Smith stated that if we wanted to use grant money for the cleanup, we needed to own the property or show that we are pursuing the ownership of the property.

Mayor Smith read a letter from the Mayor of Lake George regarding how they abolished their Police Department.

Trustee Armstrong stated that Mayor Smith does more in one month than the Town Supervisor and the Supervisor makes a lot more money. Trustee Armstrong feels that the Mayor's salary needs to be addressed in the new budget. He is extremely appreciative of Mayor Smith's efforts. Trustee Austin appreciates all the hours and effort Mayor Smith puts in.

Motion made by Trustee Armstrong, seconded by Trustee Austin to convene into executive session to discuss negotiations with the Part-time Police Dept. Union and potential litigation at 8:18PM, all voting in favor,  
CARRIED

Motion made by Trustee Armstrong, seconded by Trustee Austin to adjourn executive session and to reconvene into regular session at 8:45PM, all voting in favor,  
CARRIED

Motion made by Trustee Austin, seconded by Trustee Watson to hold a special meeting on June 29, 2018 at 1:00PM to review the proposals from qualified consulting firms to prepare a Comprehensive Plan, all voting in favor,  
CARRIED

Motion made by Trustee Watson, seconded by Trustee Armstrong to hire Thomas Zovistoski, Tom Schilling and Ryan Buell as Part-time Patrolman, Trustee Austin voting no, all others voting in favor,  
CARRIED

Motion made by Mayor Smith, seconded by Trustee Austin to authorize Trustee Watson to hire the company with the lowest bid for the fire suppression system inspection at the Water Treatment Plant, all voting in favor,  
CARRIED

Motion made by Mayor Smith, seconded by Trustee Austin to adjourn the meeting at 9:10PM, all voting in favor,  
CARRIED

Stephanie A. LaChapelle  
Clerk-Treasurer

