

The regular meeting of the Board of Trustees was held on 10/13/15 at 6:00 p.m. in the Council Room of Village Hall.

Present: Mayor John Barton
Trustee Michael Horrigan
Trustee Robert Cook
Trustee James Gallagher, Jr.
Attorney William Nikas

Absent: Trustee Thomas VanAernem

Mayor Barton opened the meeting to public comment.

Jane Durkee, Sandy Hill Days Committee inquired as to whether there was a time frame for having the proposed parking lot in Paris Park completed. The committee generally contracts with vendors in February.

The Mayor advised that the Board isn't able to provide a time frame at this time but would let the committee know as soon as possible. Attorney Nikas felt that the State Legislature would likely not be considering this until Spring of 2016. He hopes to have a feeling by February as to the status of approval.

Trustee Horrigan inquired as to whether Derby Park would be an option for the location of the rides, etc... for Sandy Hill Days. Bob Durkee indicated that they were not interested in Derby Park – he feels the electricity isn't adequate, the location is too far from the downtown business, the businesses wouldn't buy ads in their ad books because they wouldn't be getting the same foot traffic, etc.... A discussion ensued as to why the event couldn't take place at the parking lot – islands would hinder the layout of the rides, etc.... The committee again reaffirmed they are not interested in hosting the event at Derby Park.

The Mayor advised that the committee will be kept informed of the status of the Paris Park parking lot.

Attorney Nikas advised that a meeting has been scheduled at 52 Ferry Street regarding the request of John Hall, 52 Ferry Street to purchase Village Owned Property adjacent to his property for Sunday, October 18, 2015.

A discussion ensued with regards to budget allocations for the design of the Paris Park parking lot project and the youth center project. Attorney Nikas advised that the architect has provided the Board with all that is needed for both projects. The Village is not committed to the proposal he provided.

Upon motion made by Trustee Cook, seconded by Trustee Gallagher and carried the following appropriation is approved and payment of Fred Keil, Architect's invoices totaling \$8,000 regarding the design of the Paris Park parking lot/farmers market pavilion and the design of the layout proposed for the Youth Center at 95 John Street is authorized:

	<u>Debit</u>	<u>Credit</u>
C-599 Fund Balance	\$8,000	
C-8668.4.P10 Eligible Pro Inc. Expense		\$8,000

Trustee Cook recommended displaying the architectural plans for the parking lot at the November 9th Board meeting. Trustee Horrigan noted that the revised plan incorporates the concerns from the public hearing. Trustee Cook noted that the architect is working on the pavilion portion of the design which should be ready by the November meeting.

The Mayor reported that the Youth Center group has determined that the John Street building is not a viable option. The committee is exploring other options.

Mayor Barton asked the Street Committee (Mike Horrigan and Bob Cook), Superintendent Fiorillo and Code Enforcement Officer Cortese meet to provide the Board with a recommendation. It is likely going to be a combination of changes in the way we pickup, what we pickup, when we pick up and enforcement. He anticipates having a plan in place for the February meeting so that the changes can be announced and included in the Village Newsletter that is mailed out March 1st. Trustee Horrigan advised that it will likely be done before then so that it can be placed on the website, etc....

Upon motion made by Trustee Horrigan, seconded by Trustee Cook and carried the minutes of the regular meeting 9/14/15 were approved as read.

Upon motion made by Trustee Gallagher, seconded by Trustee Cook and carried it is

RESOLVED, that Superintendent Fiorillo be authorized to sign the annual Snow Agreement between the Village and Washington County.

Upon motion made by Trustee Cook, seconded by Trustee Horrigan and carried it is

RESOLVED, that Shut-off Notices be sent out to the attached delinquent out-of- district water customers.

The Mayor reported that the dissolution of Village Justice Court has been discussed many times. It was recommended in a study to do so. A dissolution is subject to permissive referendum. The Mayor has informed Supervisor Lindsay and Justice Mabb that the Village is proceeding with the necessary steps to dissolving Village Justice Court. This is a benefit to Village taxpayers. The expense of running the court will be spread out over the entire Town tax base.

RESOLUTION TO DISSOLVE VILLAGE JUSTICE COURT AND TO ABOLISH THE OFFICE OF VILLAGE COURT JUSTICE

Be it enacted by the Board of Trustees of the Village of Hudson Falls, as follows:

Section 1.

Declaration of Legislative Findings.

The Board of Trustees has undertaken an extensive study and analysis of the economic practicality of maintaining its Village Court system and the impacts, both positive and negative, upon the village residents and taxpayers if the Village Court were to be dissolved. As a result of said analysis, the Board of Trustees has made the following findings:

1. The September, 2011 study entitled "Options for the Future for the Village of Hudson Falls and the Town of Kingsbury, commissioned by the NYS Department of State, recommended that the Village Court be dissolved and that all court services be unified and provided by the Town Justice Court. The Study documented significant savings as a result of (i) the elimination of "double-taxing of Village taxpayers for two court services", and, (ii) the creation of "new efficiencies, unified service, and staff back-up not available with separate courts".
2. In addition to the savings realized by the new efficiencies as a result of the elimination of one court, the costs of our unified court services would be spread out over the entire town's tax base rather than being assessed against Village residents only.
3. An action to dissolve the Village Court is classified as a Type II action under the State Environmental Quality Review Act. As such, it has been determined not to have a significant impact on the environment and is not subject to SEQR review.
4. Section 3-301(2)(a) of the Village Law provides that the office of village justice is optional and may be abolished by local law or resolution, subject to permissive referendum.

5. Pursuant to Village Law, a resolution abolishing the office of village justice takes effect only upon the expiration of the then current term of such office.
6. Upon the dissolving of the Village Court, pursuant to Village Law all village court matters shall be processed and administered by the Town Justice Court. The Town Board of the Town of Kingsbury has been previously advised of the potential decision of the Village Board of Trustees to abolish the office of Village Court Justice, and has considered such potential decision in its plans for the construction of a new town court facility.

Section 2.

Legislative Action

Upon motion made by Trustee Horrigan, seconded by Trustee Cook and carried

WHEREAS, the Board of Trustees of the Village of Hudson Falls has thoroughly considered the impacts of a decision to dissolve the Village Court and to abolish the office of Village Court Justice; and

WHEREAS, upon due consideration, the Board of Trustees adopts the legislative findings enumerated above; and

WHEREAS, the Board of Trustees further adopts the recommendations of the 2011 study commissioned by the NYS Department of State, which documents significant savings and efficiencies, all of which benefit both the residents and taxpayers of the Village, as well as those of the Town.

NOW, THEREFORE, BE IT RESOLVED, that pursuant to Section 3-301(2)(a) of the Village Law, the office of the Hudson Falls Village Court Justice is hereby abolished, effective upon the expiration of the then current term of such office (March 31, 2016), and be it further

RESOLVED, that Village Court of Hudson Falls is hereby dissolved, and all Village Court matters arising in the Village following the end of the term of the current Village Court Justice shall be referred to the Kingsbury Town Justice Court; and be it further

RESOLVED, that this resolution shall be subject to permissive referendum, as provided by law.

Roll Call:	Trustee Horrigan	Aye
	Trustee VanAernem	Absent
	Trustee Cook	Aye
	Trustee Gallagher	Aye
	Mayor Barton	Aye

RESOLUTION

POLLING PLACES AND HOURS FOR VILLAGE ELECTION

Upon motion made by Trustee Cook, seconded by Trustee Gallagher and carried

WHEREAS, the Village Offices to be filled for the March 15, 2016 Election are One (1) Four-year term for Mayor; Two (2) Four-year terms for Village Trustee; and One (1) Four-year term for Village Justice (if necessary), it is

RESOLVED, that the polling place for both District #1 and District #2 for the Village of Hudson Falls Elections to be held on March 15, 2016 be designated as follows: American Legion, 72 Pearl, and it is

FURTHER RESOLVED, that the polling places will be open from Noon to 9:00 p.m.

**RESOLUTION
APPROVING GRANT AWARD
UNDER THE NEW YORK MAIN STREET PROGRAM**

Upon motion made by Trustee Horrigan, seconded by Trustee Cook and carried

WHEREAS, the Village of Hudson Falls is the recipient of a one hundred and ninety-five thousand dollar (\$195,000) Main Street grant funded through the New York State Housing Trust Fund Corporation and administered at the state level through the NYS Office of Community Renewal (OCR); and

WHEREAS, the Main Street Grant Program provides grant funds on a 75/25 matching basis to eligible applicants of up to thirty-five thousand dollars (\$35,000) for Façade and first floor commercial improvements and an additional ten thousand dollars (\$10,000) for each upper-story residential unit, not to exceed a building total of one hundred thousand dollars (\$100,000); and

WHEREAS, the property at 166 Main Street is eligible for grant assistance, and the owner had developed plans for building improvements;

THEREFORE BE IT RESOLVED THAT the Village approves the following grant award under the New York Main Street Program:

PROPERTY

GRANT AWARD

166 Main Street

Façade and interior improvements
– Not to exceed \$35,000

Upon motion made by Trustee Horrigan, seconded by Trustee Gallagher and carried, the following budget appropriations be approved:

	<u>Debit</u>	<u>Credit</u>
A-2089 Other Cultural & Recreational Income	\$25,387	
A-7140.4 Village Parks		\$25,387

The Mayor noted that the above appropriations is for part of the grant funds received from the Glens Falls Hospital's Healthy Living Program through the tremendous efforts of Kathy Varney. He thanked Kathy for all of her efforts. The improvements at our parks were through this grant (park benches, picnic tables, trash receptacles, playground equipment).

Upon motion made by Trustee Cook, seconded by Trustee Horrigan and carried, the following monthly reports were approved as read: Police Department, submitted by Chief Diamond; Justice Court submitted by Justice Matthew Mabb; Code Enforcement submitted by Francis Cortese; and Fire Department, submitted by Chief Michael Fitzgerald.

Upon motion made by Trustee Horrigan, seconded by Trustee Gallagher and carried the following abstracts were audited and ordered for payment:

General Fund	Check Nos.	29459 - 29521
Water Fund (General Fund)	Check Nos.	29459 - 29521
Water Fund	Check Nos.	5520 - 5523
Main Street Grant	Check Nos.	
Trust Fund	Check Nos.	6547 - 6563
Payroll Fund	Check Nos.	28944 - 28958

The Mayor commended all involved in the Sandy Hill Farmers Market. There have been three (3) to date and all have been very well received. He hopes everyone has had a chance to go, it has been great! He thanked all involved especially Jenny Demer, Joelle Timms, Mike Willig, Bob Cook and Bill Nikas. He appreciates all of their efforts and looks forward to the remaining farmers markets.

Trustee Horrigan also commended the Sandy Hill Farmers Market and noted the weekly themes are great. Last week's theme was "Tiger Pride" which has really caught fire with the downtown merchants – Maxwell's, A Shear Experience, McCann's, Sweat Revolution, etc. have all decorated. It's great to see and it coincides with homecoming week at the high school and the annual jug game. He wished the football team the best of luck in defending the jug! It looks terrific on Main Street. He feels the pride of the Village is the highest he's ever seen it. He thanked all who have contributed to that.

The Mayor opened the meeting to Public Comment – none was given.

Upon motion made by Trustee Cook, seconded by Trustee Horrigan and carried the regular meeting be adjourned and the Board be convened as the Local Board of Health regarding 106 Oak Street, Hudson Falls.

Code Enforcement Officer Cortese advised that he has been dealing with Wells Fargo over a hazardous tree issue at 108 Oak Street. He was notified last week that the tree would be taken down on October 14, 2015. A discussion ensued with regards to the tree issue at 106 Oak Street.

Upon motion made by Trustee Cook, seconded by Trustee Gallagher and carried it is

RESOLVED, that Code Enforcement Officer Cortese and Superintendent Fiorillo be authorized to remove the tree if it hasn't been removed within seven (7) days from tomorrow (October 21, 2015) and charge the cost to the Village Tax on the property.

Code Enforcement Officer Cortese advised that he and Superintendent Fiorillo visited 18 Spruce Street, they were not able to determine that there was interior damage. The shingles do look dry rotted, the tarp that was shredded and hanging off the building was removed. The remaining tarp on the back of the house that is fastened down is obviously protecting the roof in some way. It is not visible from the front of the house. No action has been taken other than the church mowing the grass.

Trustee Horrigan inquired as to whether there has been any contact with the owners or bank. Attorney Nikas reported that they have been put on notice.

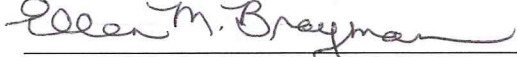
Upon motion made by Trustee Horrigan, seconded by Trustee Gallagher and carried the meeting of the Local Board of Health was closed and the regular meeting resumed.

Upon motion made by Trustee Cook, seconded by Trustee Horrigan and carried the Board entered into Executive Session for the purpose of discussing contract negotiations.

Upon motion made by Trustee Cook, seconded by Trustee Horrigan and carried executive session was closed and the regular session continued.

No action was taken.

Upon motion made by Trustee Cook, seconded by Trustee Gallagher and there being no further business to come before the Board the meeting was adjourned at 7:02 p.m.



Ellen M. Brayman, Clerk/Treasurer

BOOK 11 DELINQUENT WATER ACCOUNTS FOR SEPTEMBER 2015 BILLING:

<u>ACCOUNT</u>	<u>NAME & ADDRESS</u>	<u>AMOUNT</u>	+	<u>CERTIFIED</u> <u>POSTAGE</u>	=	<u>TOTAL</u>
391400	Smith, Marvin H. 3426 Burgoyne Ave.	\$ 95.49	+	\$ 6.74	=	\$ 102.23
391920	Cooper, Aaron 29 Hillview Drive	\$ 116.93	+	\$ 6.74	=	\$ 123.67
392300	Healey, Robert 1020 Maple St.	\$ 136.57	+	\$ 6.74	=	\$ 143.31
392503	Morse, Heather 30 Bly Ave.	\$ 140.96	+	\$ 6.74	=	\$ 147.70
392508	Pelkey, Joseph 31 Bly Ave.	\$ 144.86	+	\$ 6.74	=	\$ 151.60
392900	Fish, Carla 112 Franklin	\$ 129.19	+	\$ 6.74	=	\$ 135.93
393500	Francis, David 15 Kvale Lane	\$ 81.20	+	\$ 6.74	=	\$ 87.94