

The regular meeting of the Board of Trustees was held on July 11, 2022, at 4:03 p.m. in the Council Room of Village Hall.

Present: Mayor John Barton
Trustee Michael Horrigan
Trustee Daniel Hogan
Trustee James Gallagher, Jr.
Trustee Jeffrey Gaulin
Attorney William Nikas

Upon motion made by Trustee Gaulin, seconded by Trustee Hogan and unanimously carried, the minutes of the regular meeting of June 13, 2022, were approved as submitted.

Upon motion made by Trustee Hogan, seconded by Trustee Horrigan and unanimously carried it is;

RESOLVED, to approve Tax Bill Adjustment due to Transfer Exempt Levy error at 29 Martindale Avenue in the amount of \$681.09.

It was clarified that this adjustment that needs to be made is due to an error that occurred at the sale of the property with the change of exemptions the new property owners are eligible for.

**RESOLUTION IN SUPPORT OF SUBMITTAL OF A 2022 CONSOLIDATED FUNDING APPLICATION (CFA)
FOR NEW YORK MAIN STREET PROGRAM FUNDS**

Upon motion made by Trustee Horrigan, seconded by Trustee Gaulin;

WHEREAS, the NYS Office of Community Renewal (OCR) is accepting applications from eligible applicants to compete for funds available through the OCR-administered New York Main Street program; and

WHEREAS, the OCR application process requires that the governing body of the local municipality support the submission of the application and related actions;

THEREFORE, BE IT RESOLVED, that the Village of Hudson Falls Board of Trustees hereby expresses support for submittal of a New York Main Street application to the OCR, and hereby authorizes the Mayor to submit the application and to act in connection with the submission of the application.

Roll Call	Trustee Gaulin	Aye
	Trustee Hogan	Aye
	Trustee Horrigan	Aye
	Trustee Gallagher	Aye
	Mayor Barton	Aye

Upon motion made by Trustee Gaulin, seconded by Trustee Gallagher and unanimously carried it is;

RESOLVED, to approve Lease Agreement with James Cramer for the lease of office space at 220 Main Street, effective 7/1/2022.

Upon motion made by Trustee Gaulin, seconded by Trustee Horrigan and unanimously carried it is;

RESOLVED, to approve letter to Bank of America to authorize Cassandra Allen as primary account manager.
Upon motion made by Trustee Gaulin, seconded by Trustee Horrigan and unanimously carried it is;

RESOLVED, to approve Change Order No. 2 from Clark Companies for Moran-Derby Park. Change Order resulting in a total of \$158,000 with a budget impact of \$58,000.

Upon motion made by Trustee Hogan, seconded by Trustee Gaulin and unanimously carried it is;

RESOLVED, to approve appointment of Morgan Pratico and Barbara Bischoff as a Volunteer Fire Fighter, contingent upon successful completion of mandatory requirements.

Upon motion made by Trustee Hogan, seconded by Trustee Gaulin and unanimously carried it is;

RESOLVED, the following monthly reports were approved as read:

Police Department, submitted by Chief Gillis
Fire Department, submitted by Chief Thomas Bover

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

General Fund	Check Nos. 34977 - 35047
Water	Check Nos. 5882 - 5884
Derby Donation Fund	Check Nos. 131- 136
Capital Derby/DASNY	Check Nos. 1044 - 1047
Trust	Check Nos. 7795 - 7806
Payroll	Check Nos. 3089 - 30912

Mayor Comment:

June 18, 2022 was the re-opening for Derby-Moran Park Grand and it is going great. There has been a couple of incidents with some kids, and those have been addressed. Trustee Horrigan adds that everyone is doing a great job at cleaning up after themselves. Bike racks, benches, garbage cans have been shipped and should arrive this week. The first Community night was last Wednesday from 4:00 – 7:00. It was a slow start, but it picked up throughout the evening. People were playing pickleball, basketball, some people playing softball and kan-jam and cornhole. There were also some art and crafts tents along with 3 food trucks. It will be every Wednesday at Derby for 4:00 – 7:00. The Village DPW will do one more sweep for any brush and leaves that are not supposed to be loose and out by the roadways. To solve the problem, they have decided to do one more sweep.

Board Comments:

No other comments at this time.

Mayor Barton opens the meeting up to the public.

Renee Burnell, Burnell Plumbing in Heating, approached the Board to express her concerns and frustration with the shared parking lot off Center Street, near her business. She informs the board of the situation she is facing with the neighboring property owner that has recently installed a fence. She has included additional pictures to share with the Board. She also shares the information she has learned with Board on the situation, with regard to code requirements, dig safe, national grid and a discussion she had with Attorney Nikas. She explains her concerns about the fence being installed three inches away from the property line instead of six inches as required. She believes that the fence was installed improperly, out of spite due to a disagreement between the two parties, that the fence serves no purpose, and it was intentional to block access to her property. Burnell is displeased with the approval of the fence installation and explains to the board the inconvenience it has caused her. She would like to see the newly installed fence come down or the fire hydrant that it in the parking lot be moved. A brief discussion ensued.

During the discussion Burnell refers back to her conversation with Code Enforcement and Attorney Nikas. Attorney Nikas had encouraged Code Enforcement to approve the fence installation although it was off by three inches. Burnell's request was

to have the fence reinstalled properly to move it three inches further from the property line. Attorney Nikas reiterated her request emphasizing the difference of three inches. He explained that no one would deliberately install a fence 2 ½ inches to close to the line, knowing that they may be forced to pay to remove it and reinstall it. Attorney Nikas explained to the Board and Burnell that this is a private civil issue, this is not a Village issue. The Village does not have a standing to defend a personal property dispute. He clarified with the Board and with Burnell, that he did not approve the fence to be installed a few inches shy of the requirement, he approved that it would not make sense to make a landowner move a fence 2 ½ inches as there is nothing to gain from it and will not benefit anyone. Burnell agrees that moving the fence 2 inches will not make a difference, but she still believes something should be done. Attorney Nikas again explains why he believes that it is a civil case, and that the Village can not defend her for her reasons. As property owners, they had the right to install a fence without considering the impact of neighboring properties, that is why the Village approved them. The Village Board and Attorney Nikas explained to her the different options that she may have to resolve this issue on a personal matter. A brief discussion ensued.

Brenda LaPorte, has approached the Board to follow up on her concern with the lack of parking for her customers to her business on Main Street. The fence that was installed in the shared parking lot off of Center Street is also negatively impacting her business. She questions the Board about the Village owned parking spots and shares her opinion on how it may benefit everyone if the spots were realigned. The Board explains that it is already in their scope of plans. A brief discussion ensued.

The next meeting will be held on September 12, 2022, at 6:00 pm.

Upon motion made by Trustee Gaulin, seconded by Trustee Horrigan and there being no further business to come before the Board the meeting was adjourned at 4:40 p.m.

Cassandra Allen, Village Clerk-Treasurer