

AGENDA
EVANS MILLS VILLAGE BOARD MEETING
REGULAR MONTHLY MEETING
&
PUBLIC HEARING – FY2020-2021 TENTATIVE BUDGET
APRIL 8th, 2021
6:00pm

STAND FOR PLEDGE & PRAYER

I. Public Hearing - **FY2021-2022 Tentative Budget** - Call to Order

II. Presentation of the tentative budget. Questions or comments regarding the budget for FY2021-2022?

A motion to close the public hearing on the FY 2021-2022 Tentative Budget.

Votes cast were as follows:

Mayor Robert E. Boucher - Aye
Trustee Mary F. Palmer - Aye
Trustee Teresa M. Fleming - Motion
Trustee Gregory L. Smith – Second
Trustee Jack M. Brand – Aye

Motion Passed

III. Public Hearing – **Spectrum Northeast Cable Television Agreement**

For the approval of a Cable Television Agreement between Spectrum Northeast, LLC and the Village of Evans Mills.

A motion to close the public hearing on Spectrum Northeast Cable Television Agreement.

Votes cast were as follows:

Mayor Robert E. Boucher - Aye
Trustee Mary F. Palmer - Second
Trustee Teresa M. Fleming - Aye
Trustee Gregory L. Smith – Aye
Trustee Jack M. Brand – Motion

Motion Passed

IV. Call to order regular monthly meetings.

V. Minutes of March 11th, 2021 monthly meeting. Motion to approve or amend as read or reviewed. *Votes cast were as follows:*

Mayor Robert E. Boucher - Aye
Trustee Mary F. Palmer - Motion
Trustee Teresa M. Fleming - Aye
Trustee Gregory L. Smith - Second
Trustee Jack M. Brand - Aye

Motion Passed

COMMUNICATIONS & RECEIPTS:

1. \$ 1,051.95 - Refuse Sticker Receipts
2. \$ 29,503.81 - Water Receipts
3. \$ 110.18 - Penalties On Water Receipts
4. \$ 10,969.49 - H2O Debt Receipts
5. \$ 49.79 - Penalties On H2O Debt
6. \$ 15,324.34 -Sewer Rents
7. \$ 163.64 - Penalties On Sewer Rents
8. \$ 1,591.35 - American Towers, LLC - Lease Agreement Rent
Non Customer Monthly Rent - April 2020
9. \$ 410.79 – American Towers, LLC - Lease Agreement Rent
Customer Monthly Rent – April 2020
10. \$ 1,957.96 – Charter Communications
11. \$ 17,570.00 – Auctions International Inc.
12. \$ 2.42 – Interest – General Fund – 03/01/2020-03/31/2020
13. \$ 1.05 – Interest – Sewer Fund – 03/01/2020-03/31/2020
14. \$ 0.41 – Interest – Water Tower Debt – 03/01/2020-03/31/2020
15. \$ 0.77 – Interest – Water Fund – 03/01/2020-03/31/2020
16. \$.03 – Interest – Trust & Agency Fund – 03/01/2020-03/31/2020
17. \$.10 – Interest – HRA Fund – 03/01/2020-03/31/2020

TOTAL REVENUE: \$ 78,708.08

BUSINESS:

AUDITED VOUCHERS:

GENERAL FUND: A motion to pay bills on audited vouchers #42, claims #1-30, totaling \$11,226.35. *Votes cast were as follows:*

Mayor Robert E. Boucher - Aye
Trustee Mary F. Palmer - Motion
Trustee Teresa M. Fleming - Aye
Trustee Gregory L. Smith – Aye
Trustee Jack M. Brand – Second

Motion Passed

WATER FUND: A motion to pay bills on audited voucher #43, claims #1-6, totaling \$1,129.28. *Votes cast were as follows:*

Mayor Robert E. Boucher - Aye
Trustee Mary F. Palmer - Motion
Trustee Teresa M. Fleming - Aye
Trustee Gregory L. Smith – Aye
Trustee Jack M. Brand – Second

Motion Passed

SEWER FUND: A motion to pay bills on audited voucher #44, claims #1- 5, totaling \$1,541.75. *Votes cast were as follows:*

Mayor Robert E. Boucher - Aye
Trustee Mary F. Palmer - Motion

Trustee Teresa M. Fleming - Aye
Trustee Gregory L. Smith – Aye
Trustee Jack M. Brand – Second

Motion Passed

***LIBRARY FUND:** *Village will submit bills on behalf of the Village Library on audited Voucher #45, totaling \$671.48. No votes to be cast.*

RESIDENT CONCERN:

The Village is in receipt of a letter from Rachael Everett of South Main Street. The letter reads as follows:

Good afternoon,

I am emailing the village to report a mice infestation at the house next door to us. We frequently see mice running over to our house from the vacant house next door. This has caused a huge mouse problem at our residence. We have had All Pest come in and set about 40 traps around our house in January and the problem is not going away. We also bought a cat in February to help with this issue. We are very clean people and I'm not sure what to do. I have been advised to report this problem to the village. I know you're already aware of the issues with the house next door but it needs to be condemned or torn down. I'm not sure of the steps to advocate for this, but I would be more than happy to come to a board meeting to discuss this.

Thank you,

Rachael Everett

8465 S Main St. Evans Mills, NY 13637

UPDATE FROM DPW SUPERINTENDENT.

Noble Street Sidewalk Repair

Sale of Broom to Town of LeRay

No Smoking Signs for Municipal Properties

Tractor Broom – Give to Town of LeRay with the stipulation we can use if needed.

FULLER INSURANCE COMPANY – DPW LIABILITY

According to our Insurance company: If the worker were using one of the plow trucks Vehicle & Traffic Law 1103b treats municipal vehicles engaged in snow & ice removal the same as police cars, ambulances and fire trucks inasmuch as they are considered emergency vehicles and are exempt from liability unless there is reckless disregard for persons or property. I've had in the past Town or Village trucks damage fences in the course of snow plowing and insurance was denied on the basis of VTL 1103b.

The homeowner does have the right to file a claim with their insurance company against the Village. They can complete and submit a 50e Notice of Claim (available in the office) and the Insurance Company will investigate; take statements; and determine if the Village is liable or not.

WATER TANK DIVER

An estimate form Atlantic Underwater Services Inc. for the cleaning of one tank floor, removal of 33 anodes, and replace 5 anodes. The estimate totals \$5,800.00 The Village will supply all anodes and installation kits.

Votes cast were as follows:

Mayor Robert E. Boucher - Aye
Trustee Mary F. Palmer - Motion
Trustee Teresa M. Fleming - Aye
Trustee Gregory L. Smith - Second
Trustee Jack M. Brand – Aye

Motion Passed

DEPARTMENT OF STATE: LOCAL LAW #1 OF 2020 – Reduce Speed on 6 Streets

The Department of State has received the Village of Evans Mills Local Law #4 of 2021 VILLAGE SPEED LIMIT CHANGE. Local Law #4 of 2021 is now in effect.

UTILITY TERMINATION MORATORIUM LAW EXTENDED APRIL 1, 2021

Due to this extension, the Village will not be able to relevel water charges onto this year's Village Tax bill. Sewer and property maintenance charges can still be relevelled. A motion to relevel the amount of \$10,082.68 for the 2020-2021 year onto Village Taxes.

Votes cast were as follows:

Mayor Robert E. Boucher - Aye
Trustee Mary F. Palmer - Aye
Trustee Teresa M. Fleming - Aye
Trustee Gregory L. Smith - Motion
Trustee Jack M. Brand - Second

Motion Passed

HANDBOOK POLICIES & PROCEDURES

The Village of Evans Mills has comprised a handbook of policies and procedures. A motion to approve and implement the Village of Evans Mills Handbook Policies & Procedures.

Votes cast were as follows:

Mayor Robert E. Boucher - Aye
Trustee Mary F. Palmer - Aye
Trustee Teresa M. Fleming - Second
Trustee Gregory L. Smith - Aye
Trustee Jack M. Brand – Motion

Motion Passed

EVANS MILLS PERMIT FEE SCHEDULE:

A motion to approve the new fee schedule for permits in the Village of Evans Mills.

Votes cast were as follows:

Mayor Robert E. Boucher - Aye
Trustee Mary F. Palmer - Motion
Trustee Teresa M. Fleming - Second
Trustee Gregory L. Smith - Aye
Trustee Jack M. Brand – Aye

Motion Passed

THE WORKPLACE-SUMMER YOUTH PROGRAM REMINDER:

The Workplace pays the wages of all summer youth workers that are placed within a business / agency, meaning **no cost to the business.** This program can benefit both businesses and youth, especially as our area begins reopening post-COVID. We are always looking for new businesses of all kinds to participate in our program! A motion to join the Summer Youth Program with the Workplace. Office / Recreation

Votes cast were as follows:

Mayor Robert E. Boucher - Aye
Trustee Mary F. Palmer - Motion
Trustee Teresa M. Fleming - Aye
Trustee Gregory L. Smith - Second
Trustee Jack M. Brand – Aye

Motion Passed

WATER & SEWER INCREASES

Due to Covid-19, The village board suspended the Water and Sewer increases for the fiscal year 2020-2021. A \$10 increase per unit per utility will now take effect starting June 1st, 2021. H2O Debt Rates will remain the same at .00250 cents per gallon. A motion to increase water and sewer rates.

Votes cast were as follows:

Mayor Robert E. Boucher - Aye
Trustee Mary F. Palmer - Aye
Trustee Teresa M. Fleming - Second
Trustee Gregory L. Smith - Aye
Trustee Jack M. Brand - Motion

VILLAGE NOTARY PUBLIC:

The Village of Evans Mills would like to offer Notary Public services during the hours of 9 AM - 1 PM Monday – Thursday in the Village Office, located at 8706 Noble Street, Evans Mills NY, 13637. Services will be FREE of charge to Village of Evans Mills residents. For non-residents, there will be a \$2.00 fee per person. A motion to offer Notary Public services in the Village of Evans Mills.

Votes cast were as follows:

Mayor Robert E. Boucher - Aye
Trustee Mary F. Palmer - Motion
Trustee Teresa M. Fleming - Second
Trustee Gregory L. Smith - Aye
Trustee Jack M. Brand – Aye

Motion Passed

WILLIAMSON LAW BOOK COMPANY:

A motion to purchase Municipal Accounting and Budget Preparation Software from Williamson Law Book Company at the price of \$6,995.00. Annual support \$1,295.00 with installation and training at \$100/hr.

Votes cast were as follows:

Mayor Robert E. Boucher - Aye
Trustee Mary F. Palmer - Motion
Trustee Teresa M. Fleming - Second
Trustee Gregory L. Smith - Aye
Trustee Jack M. Brand – Aye

Motion Passed

VILLAGE RECREATION FIELDS:

Lacross & Softball requests to use the Village fields. A motion to allow youth groups to use the

Village fiefs at no cost. *Votes cast were as follows:*

Mayor Robert E. Boucher - Aye
Trustee Mary F. Palmer - Aye
Trustee Teresa M. Fleming - Motion
Trustee Gregory L. Smith - Aye
Trustee Jack M. Brand – Second

Motion Passed

LEGALIZATION & LOCAL MUNICIPALITIES RIGHTS:

Local Control

- Opt-Out Authorization – The [legislation](#) that will be approved later this week gives cities, villages and towns the ability to pass a local law by 12-31-21 to opt-out of allowing retail dispensaries or on-site establishments to locate within their boundaries. The local opt-out law would be subject to permissive referendum (i.e., a referendum via (a) petition of the local registered voters or (b) a resolution of the governing body requiring the local law be put to a vote of the residents). If a municipality opts out, the governing body could, at any point in the future, repeal the opt-out local law. Such repeal would also be subject to permissive referendum.
- "Time, Place and Manner" Restrictions – Cities, villages and towns that have not opted out of allowing retail dispensaries or on-site consumption sites to locate within their boundaries would be able to impose reasonable time, place and manner restrictions on those types of facilities. Other cannabis-related operations would be subject to local zoning regulations.
- Notification to Municipalities – Not less than 30 days nor more than 270 days before filing an application with the state for licensure as an adult-use retail dispensary or an on-site consumption establishment, an applicant must notify the municipality in which the premises is located of the applicant's intent to file such an application.

Local Revenue

- In addition to a new 9% excise tax for state purposes, there would be a new 4% excise tax for local government purposes which would be imposed on the retail sale of adult-use cannabis products. The revenue from the 4% tax will be distributed quarterly to each county and each county will be entitled to retain 25% of such revenue. The remaining 75% of the revenue would be distributed quarterly by the counties to the cities, villages and towns within such county in which a retail dispensary is located in proportion to the sales of adult-use cannabis products by the retail dispensaries in such cities, villages and towns.
- Where a retail dispensary is located in a village within a town that also permits cannabis retail sales, then the county shall distribute the monies attributable to such retail dispensary to the town and village in such proportion as agreed upon by the governing body of such town and village or, in the absence of such an agreement, the money shall be evenly divided between the town and the village.

ADJOURNMENT OF MEETING:

A motion to adjourn the meeting at _6:53_pm. *Votes cast were as follows:*

Mayor Robert E. Boucher - Aye
Trustee Mary F. Palmer - Aye
Trustee Teresa M. Fleming - Aye
Trustee Gregory L. Smith - Motion
Trustee Jack M. Brand – Second

Motion Passed