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**MINUTES**  
**EVANS MILLS VILLAGE BOARD MEETING**  
**REGULAR MONTHLY MEETING – PUBLIC HEARING**  
**January 12<sup>th</sup>, 2023**  
**6:00 pm**

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## **Attendance**

Robert Boucher – Mayor, Taylor Scheer – Clerk-Treasurer; Mary Palmer – Trustee: Greg Smith – Trustee; Dave Edwards – Superintendent; Steve Wood – Chief of Police.

Residents: Pat O’Donnell, Mary Boucher

- Pledge of Allegiance -

## **Open Public Hearing**

A motion was made by Trustee Smith and Seconded by Trustee Palmer to open the public hearing at 6:00 PM.

Board Resolution #1

### **Proposed Local Law for the Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code**

At a regular meeting of the Village Board of the Village of Evans Mills, Jefferson County, New York, held at 8706 Noble St., Evans Mills, New York, on January 12, 2023, at 6:00 p.m.

The meeting was called to order by Robert E. Boucher, and upon roll being called, the following were:

PRESENT: Robert E. Boucher, Mayor - Mary F. Palmer, Trustee - Teresa M. Fleming, Trustee (*Absent*), Gregory L. Smith, Trustee

WHEREAS, pursuant to Municipal Home Rule Law Section 20(4), Trustee Smith has introduced for consideration Local Law No. 1 of 2023 entitled "A Local Law for the Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code and the State Energy Conservation Construction Code" (the "Proposed Local Law"); and

WHEREAS, the purpose of the Proposed Local Law is to provide for the administration and enforcement of the New York State Uniform Fire Prevention and Building Code (the "Uniform Code") and the State Energy Conservation Construction Code (the "Energy Code") pursuant to Article 18 of the New York State Executive Law and Title 19 of the NYCRR; and

WHEREAS, the Board of Trustees of the Village of Evans Mills (the "Village Board") desires to comply with the requirements of the State Environmental Quality Review Act ("SEQRA") and its implementing regulations set forth at 6 NYCRR Part 617 (the "Regulations"), with respect to the adoption of the Proposed Local Law; and

WHEREAS, following the publication of notice in accordance with all legal requirements, the Village Board held a public hearing on January 12, 2023 to hear all persons interested in the Proposed Local Law and to consider the adoption of the Proposed Local Law.

NOW, THEREFORE, BE IT RESOLVED that the Village Board hereby classifies the Proposed Local Law as a Type II Action under SEQRA involving the "adoption of regulations, policies, procedures and local legislative decisions" as set forth in Section 617.5(c)(33) of the Regulations; and

BE IT FURTHER RESOLVED that the Village Board hereby adopts the Proposed Local Law, and that henceforth it will be designated as Local Law No. 1 of 2023 (the "Local Law"); and

BE IT FURTHER RESOLVED that the Village Clerk is hereby directed to file the Local Law with the Secretary of State pursuant to Municipal Home Rule Law Section 27; and

BE IT FURTHER RESOLVED that the Local Law shall take effect immediately upon filing with the Secretary of State.

A motion to adopt the foregoing resolution was made by Trustee Smith and seconded by Trustee Palmer and, upon a roll call vote of the Board, was duly adopted as follows:

## **Close Public Hearing**

A motion was made by Trustee Smith and Seconded by Trustee Palmer to close the public hearing.

Vote: Ayes: 3 Nays: 0

***Motion Passed***

*No residential questions (No Attendance in regarding this law)*

## **Open Regular Meeting**

A motion was made by Trustee Palmer and Seconded by Trustee Smith to open the Regular Village board meeting.

Vote: Ayes: 3 Nays: 0

***Motion Passed***

## **Approval of Minutes, December 8<sup>th</sup>, 2022**

A motion was made by Trustee Palmer and Seconded by Trustee Smith to approve the minutes for December 8<sup>th</sup>, 2022.

Vote: Ayes: 3 Nays: 0

***Motion Passed***

## **Monthly Audited Bills**

**GENERAL FUND:** Abstract 8, vouchers 424-439 at \$ 11,480.19

**WATER FUND:** Abstract 8, vouchers 133-137 at \$3,712.90

**SEWER FUND:** Abstract 8, vouchers 88-89 at \$1,590.98

A motion was made by Trustee Palmer and Seconded by Trustee Smith to approve the business audited vouched on abstract #8 to be paid from the following accounts above.

Vote: Ayes: 3 Nays: 0

***Motion Passed***

***\*LIBRARY FUND:*** *Village will submit bills on behalf of the Village Library on Abstract #8, totaling \$1,136.13. No votes are to be cast.*

## **Mary Boucher, Resident**

Mrs. Boucher is a resident of LeRay Street, and she expressed concern regarding the Village Sidewalks. She stated that numerous times during the winter season, she has had to walk on the road due to property owners not shoveling their sidewalks.

This issue is being figured out by the Village Board and Code Enforcement.

## **Proposed Local Law for the Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code**

A motion to adopt the foregoing resolution was made by Trustee Smith and seconded by Trustee Palmer and, upon a roll call vote of the Board, was duly adopted.

Vote: Ayes: 3 Nays: 0

***Motion Passed***

## **Steve Wood, Chief of Police Report**

Chief Wood gave the monthly/end-of-year report. *Please see attached.*

## **Tax Cap for 2023**

A motion was made by Trustee Smith and Seconded by Trustee Palmer to hold a Public Hearing for the Tax Cap Override for the year of 2023.

Vote: Ayes: 3 Nays: 0

***Motion Passed***

## **American Tower Contract Agreement**

Please see the American tower contracts.

A motion was made by Trustee Palmer and Seconded by Smith to accept *option two* for American Tower to pay the Village of Evans Mills. This contract was sent to the Village Attorney.

Vote: Ayes: 3 Nays: 0

***Motion Passed***

## **Alcohol Level**

A motion was made by Trustee Smith and Seconded by Trustee Palmer to have urine testing done for drugs & alcohol for all employees and for a 0.04% BAC for all employees.

A motion was made by Trustee Smith and Seconded by Trustee Palmer to amend the Village handbook; if tests come back positive for drug/alcohol, the employee will not be paid for 30 days and will have to counseling.

Vote: Ayes: 3 Nays: 0

***Motion Passed***

## **Sidewalk & Chicken Law:**

A motion to approve Mayor Boucher & Trustee Palmer to work on Village Sidewalk & Chicken Law was made by Trustee Smith and Seconded by Trustee Palmer

Vote: Ayes: 3 Nays: 0

***Motion Passed***

## **Executive Session:**

A motion was made by Trustee Palmer and Seconded by Trustee Smith to go into executive session.

Vote: Ayes: 3 Nays: 0

***Motion Passed***

A motion was made by Trustee Palmer and Seconded by Trustee Smith to close the executive session.

Vote: Ayes: 3 Nays: 0

***Motion Passed***

A motion was made by Trustee Palmer and Seconded by Trustee Smith to reopen the regular meeting.

Vote: Ayes: 3 Nays: 0

***Motion Passed***

## **Adjournment Of Meeting:**

A motion was made by Trustee Smith and Seconded by Trustee Palmer to adjourn the meeting at 7:55 PM.

Vote: Ayes: 3 Nays: 0

***Motion Passed***

# Meeting Agenda

## Evans Mills Village Board – Regular & Public Hearing

January 12, 2023,

6:00 pm

The Village Board Meeting will be held at 6:00 PM on January 12, 2023, in the Village Office at 8706 Noble Street, Evans Mills, NY 13637.

Please see the minutes once posted for supporting documents.

1. **Public Hearing** - Proposed Local Law for the Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code
2. **Call to Order**
3. **Pledge of Allegiance**
4. **Approval of December 8th, 2022, Minutes**
5. **Comments from Residents**
6. **Abstracts of Un-Audited Vouchers**
7. **Report From Superintendent, David Edwards**
8. **Report From Clerk-Treasurer, Taylor Scheer**
  - a. Tax Cap
  - b. American Tower Contract
9. **Report From Code Enforcement, Jordan Bridge**
10. **Report From Police, Steve Wood**
11. **Executive Session**
12. **Adjournment of Meeting**