

AGENDA
EVANS MILLS VILLAGE BOARD MEETING
REGULAR MONTHLY MEETING
March 10th, 2022
6:00pm

STAND FOR PLEDGE

CALL TO ORDER:

PUBLIC HEARING #1 SIDEWALK LAW

**RESOLUTION #1 OF THE BOARD OF TRUSTEES
OF THE VILLAGE OF EVANS MILLS**

WHEREAS, Board Member _____ has introduced for consideration Local Law No. 1 of 2022 entitled “A Local Law to Replace Local Law No. 1 of the Year 2004” (the “Local Law”); and

WHEREAS, the purpose of the proposed Local Law is to replace Local Law No. 1 of 2004 to enact new provisions relating to the removal of snow and ice and to revise language within existing provisions relating to property maintenance and appearance and repair or removal of unsafe buildings or structures within the Village of Evans Mills (the “Village”); and

WHEREAS, the Village Board of Trustees (the “Village Board”) desires to comply with the requirements of Article 8 of the Environmental Conservation Law (“SEQRA”) and its implementing regulations set forth at 6 NYCRR Part 617 with respect to the proposed Local Law.

NOW, THEREFORE, BE IT RESOLVED that the Village Board will hold a public hearing on March 10, 2022, at 6 p.m. to hear all person’s interest in the above-referenced Local Law and to consider the adoption of such Local Law; and

BE IT FURTHER RESOLVED that the Village Board has considered the provisions of SEQRA and the regulations adopted thereunder at 6 NYCRR § 617 and finds the proposed Local Law to be a Type II Action by reason of constituting a “local legislative decision” within the ambit of 6 NYCRR § 617(c)(33). Therefore, no further review is required under SEQRA; and

BE IT FURTHER RESOLVED that the Village Clerk shall cause notice of such public hearing to be published in the official Village newspaper in accordance with all legal requirements.

The adoption of the foregoing Resolution was moved by _____, seconded by _____, and duly put to vote, which resulted as follows:

Robert E. Boucher	Voting	Aye/Nay
Mary F. Palmer	Voting	Aye/Nay
Teresa M. Fleming	Voting	Aye/Nay
Gregory L. Smith	Voting	Aye/Nay
Jack M. Brand	Voting	Aye/Nay

The resolution was thereupon declared duly adopted.

Dated: March 10, 2022

CLOSE PUBLIC HEARING #1

Any questions or comments?

A motion to close public hearing #1.

Votes cast were as follows:

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

PUBLIC HEARING #2 OVERRIDE TAX LEVY LIMIT:

**Village of Evans Mills
Local Law No. 2 of the Year 2022**

**A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED BY
SECTION 3-C OF THE NEW YORK GENERAL MUNICIPAL LAW**

On the motion of _____ and seconded by _____, the following local law is put forward:

Section 1. Legislative Intent

It is the intent of the Board of Trustees (the “Board”) of the Village of Evans Mills (the “Village”) through this local law to allow the Village to adopt a budget for the fiscal year commencing June 1, 2022, that requires a real property tax levy in excess of the “tax levy limit” as defined by New York General Municipal Law § 3-C.

Section 2. Authority

This local law is adopted by the Board pursuant to General Municipal Law § 3-C, Subdivision 5, which expressly authorizes a local government to override the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of not less than 60% of the governing body of such local government.

Section 3. Tax Levy Limit Override

This local law overrides the tax levy limit provided in General Municipal Law § 3-C. The Board is hereby authorized to adopt a budget for the fiscal year for the Village commencing June 1, 2022, that requires a real property tax levy in excess of the amount otherwise prescribed by General Municipal Law § 3-C.

Section 4. Severability

If a Court determines that any clause, sentence, paragraph, subdivision or part of this local law or the application thereof to any person, firm, or corporation, or circumstance is invalid or unconstitutional, the Court’s order or judgment shall not affect, impair or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall have been rendered.

Section 5. Effective Date

This local law shall take effect immediately upon filing with the Secretary of State.

This local law was declared duly adopted by not less than 60% of the Board.

I hereby certify that the above local law, designated as Local Law No. 2 of the Year 2022 of the Village of Evans Mills was duly passed by the Board of Trustees on March 10th, 2022, in accordance with the applicable provisions of law.

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1 above.

Dated: March 10th, 2022

Samantha Fleming
Village of Evans Mills Clerk

CLOSE PUBLIC HEARING #2

Any questions or comments?

A motion to close public hearing #2.

Votes cast were as follows:

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

CALL TO ORDER REGULAR MONTHLY MEETING:

Village Board Minutes of February 10th, 2021 annual meeting. Motion to approve or amend as read or reviewed.

Votes cast were as follows:

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

COMMUNICATIONS & RECEIPTS:

**CASH RECEIPTS JOURNAL
GENERAL FUND**

Year: 2022
Month: February

Number: 009

Ref	Day	Vendor	Received From	Acct #	Credit
001	28		MUNICIPAY	A2130	273.30
002	28		AMERICAN TOWER	A2770A	423.10
003	28		REFUSE	A2130	246.00
004	28		CHARTER COMMUNICATIONS	A1170	1867.10
005	28		AMERICAN TOWER	A2770A	1639.09
006	28		INTEREST	A2401	3.30
Total:					4,451.89

**VILLAGE OF EVAN MILLS
CASH RECEIPTS JOURNAL
WATER FUND**

Year: 2022
Month: February

Number: 009

Ref	Day	Vendor	Received From	Acct #	Credit
001	28		WATER RECIEPTS	FX2140	4.00
002	28		WATER RECIEPTS	FX2140	294.64
003	28		INTEREST	FX2401	0.95
Total:					299.59

0059	02/28/22		FEBRUARY H20 DEBT RECIEPTS	FX201	10.34	0.00
0060	02/28/22		FEBRUARY H20 DEBT RECIEPTS	FX2140A	0.00	10.34
0061	02/28/22		FEBRUARY H20 DEBT PENALTIES	FX201	0.62	0.00
0062	02/28/22		FEBRUARY H20 DEBT PENALTIES	FX2148A	0.00	0.62
0063	02/28/22		FEBRUARY H20 DEBT RECIEPTS	FX201	104.89	0.00
0064	02/28/22		FEBRUARY H20 DEBT RECIEPTS	FX2140A	0.00	104.89
0065	02/28/22		FEBRUARY H20 DEBT PENALTIES	FX201	10.50	0.00
0066	02/28/22		FEBRUARY H20 DEBT PENALTIES	FX2148A	0.00	10.50
0067	02/28/22		FEBRUARY INTEREST	FX201	0.38	0.00
0068	02/28/22		FEBRUARY INTEREST	FX2401	0.00	0.38

\$126.73

**VILLAGE OF EVAN MILLS
CASH RECEIPTS JOURNAL
SEWER FUND**

Year: 2022
Month: February

Number: 009

Ref	Day	Vendor	Received From	Acct #	Credit
001	28		SEWER RECIEPTS	G2120	1978.75
002	28		NYS EFC STUDY	G8130.21	15000.00
003	28		SEWER RECEIPTS	G2120	318.75
004	28		INTEREST	G2401	0.84
005	28		SEWER PENALTIES #54	G2128	47.50
006	28		SEWER PENALTIES #55	G2128	31.88
Total:					17,377.72

VILLAGE TOTAL: \$ 22,255.93

LIBRARY TOTAL: \$ 598.14

BUSINESS - AUDITED VOUCHERS:

GENERAL FUND: A motion to pay bills on audited s Abstract #10, claims #185-201, totaling \$8,036.30.

Votes cast were as follows:

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

WATER FUND: A motion to pay bills on audited Abstract #10, claims #73-77, totaling \$1,954.81.

Votes cast were as follows:

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

SEWER FUND: A motion to pay bills on audited Abstract #8, claims #56-58, totaling \$2,756.17.

Votes cast were as follows:

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

***LIBRARY FUND:** Village will submit bills on behalf of the Village Library on audited Abstract #8, totaling \$673.91. No votes to be cast.

CODE ENFORCEMENT UPDATE:

POLICE UPDATE:

UPDATE FROM DPW SUPERINTENDENT:
PT – PTO (3) & HOLIDAY (Scheduled Work Day)

New – Enclosed Pump Station: Rob & Dave

- County stated the pump station will be replaced with an equivalent station.

RESIDENTS:

TOWN PURCHASE OF VILLAGE PROPERTY

Hi Sammy,

The Town Board has closed on the property located within the Village of Evans Mills with an address of 8427 Willow Street (formally owned by Mr. Briant). Can we have the water/sewer property billing transferred to the Town of LeRay? Additionally, since the property will be vacant, can Mr. Edwards turn off the water to the property?

Thank you!

Nathan Toutant
Clerk to the Supervisor
Town of LeRay

Hey Nathan,

The property 8427 Willow Street has back owed water & sewer charges that will now be the Town's responsibility. The total due as of today is \$1,734.61. After March 31, 2022, a 10% penalty will accrue. There is also a \$25 disconnection fee. When would you like the water at the property turned off? Any unpaid amounts will relevy to Jefferson County Taxes on April 1, 2022. Please let me know if you have any questions.

Stay Safe & Healthy,

Samantha J. Fleming

ZERO-TURN LAWNMOWER PURCHASE:

A motion to transfer \$6,950.00 from A2665 (Sale of Equipment) to A5110.2 (Equipment) for the purchase of a Spartan Zero-Turn Mower from Mud Lake Stalls, LLC. Price includes a municipal discount of \$1,419.00.

Votes cast were as follows:

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

BUDGET PUBLIC HEARING

A motion to publish a public hearing on April 14th, 2022 @ 6 pm in the Village office to present the budget for FY2022-2023.

Votes cast were as follows:

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

FULL-TIME LABORER INTERVIEWS:

A motion to set interviews for the Full-Time Laborer position on _____ at _____.

Votes cast were as follows:

Mayor Robert E. Boucher -

Trustee Mary F. Palmer -
Trustee Teresa M. Fleming -
Trustee Gregory L. Smith -
Trustee Jack M. Brand -

EXECUTIVE SESSION

A motion to enter into executive session to discuss personnel matters.

Votes cast were as follows:

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

A motion to close the executive session.

Votes cast were as follows:

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

REOPEN REGULAR MEETING

A motion to reopen the regular monthly meeting.

Votes cast were as follows:

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

ADJOURNMENT OF MEETING:

A motion to adjourn the meeting at _____pm. *Votes cast were as follows:*

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