

Minutes
VILLAGE OF EVANS MILLS – BOARD OF TRUSTEES
July 13th, 2023 @ 6 PM – Regular

Stand For Pledge

Call to order regular monthly meetings.

Approval of Minutes from June 13th, 2023

A motion to amend or approve the Minutes for June 13th, 2023. The motion was made by trustee Palmer and Seconded by Trustee Smith. Mayor Boucher Obtained

Michael Gerhardt introduced himself to the Village Board, Mr. Gerhardt has been a village resident for numerous years.

A motion was made by Trustee Palmer and Seconded by Trustee Fleming to appoint Michael Gerhardt to the Village Planning Board.

Monthly Report from Clerk-Treasurer

Fall Training is held in Lake Placid this year, September 18th through September 22nd. Ms. Scheer presented the idea of taking Ms. Dobbins along with her for training.

A motion was made by Trustee Fleming and Seconded by Trustee Palmer to close the Village Office from September 18th to September 22nd, 2023, and to have both Clerk/Treasurer and Deputy Clerk/Treasurer to attend.

A motion was made by Trustee O'Brien Seconded by Trustee Smith to change the Village Board of Trustees monthly meeting days to the second Tuesday of each month at 6pm starting January 2024.

A motion was made by Trustee Palmer and Seconded by Trustee Fleming to approve the mayor's signature on the upgrades for the Village Library, paid for by North Country Library System.

Audited Vouchers:

GENERAL FUND: Abstract 2, vouchers \$18,742.71

WATER FUND: Abstract 2 vouchers \$17,146.25

SEWER FUND: Abstract 2, vouchers \$9,028.20

LIBRARY FUND: Abstract 2, totaling \$415.72.

A motion to pay Abstract 2 for the General, Water, Sewer, and Library Funds for the month of June 2023 was made by Trustee Fleming and Seconded by Trustee Smith.

FY 2022-2023 Budgetary Transfers

<u>A</u>		
TO	FROM	AMOUNT
A1325.4	A1325.2 & 1420.4	\$9,100.00
A1325.41	A1420.4	\$1,200.00
A1620.4	1620.2	\$4,000.00
A5110.4	A5110.2	\$14,400.00
A5142.4	A1990.4	\$3,000.00
A8020.1	A8020.4	\$280.00
A8025.4	A8160.4	\$60.00
A9030.8	A9030.81	\$1,600.00

<u>FX</u>		
TO	FROM	AMOUNT
FX8310.4	FX8320.21	\$400.00
FX8330.4	FX8320.2	\$7,000.00
Fx8340.4	FX83202.1	\$1,300.00
FX9710.62	FX8320.4	\$1.00

<u>G</u>		
TO	FROM	AMOUNT
G8310.4	G8110.4	\$102.00
G8130.4	G8130.2	\$25,000.00

A motion to approve the above budgetary transfers for the End of the Fiscal Year, 2022-2023 was made by Trustee Palmer and Seconded by Trustee Fleming.

Monthly Report from Superintendent

Please see the attached quotes from Blair Supply & North Country Contractors to replace fire hydrants and/or water shut off valves.

Motion to use American Recovery Plan (ARPA) money for Fire Hydrant and Water Shut off repairs was made by Trustee O'Brien and Seconded by Trustee Fleming at \$22,083.54.

A motion was made by Trustee Palmer and Seconded by Trustee Fleming to hire Erik Dingman as a Backup Water/Sewer operator at \$30.00/hr

Board Resolution - A Local Law for Standards of Property Grounds and Exteriors

WHEREAS, Board Member Palmer & Mayor Boucher have introduced for consideration Local Law No. 4 of 2023 entitled “A Local Law for Standards of Property Grounds and Exteriors” (the “Local Law”); and

WHEREAS the purpose of the proposed Local Law is to strike and replace Local Law No. 1 of 2004 to enact a new local law relating to property maintenance and appearance, lawncare, snow and ice removal, 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 **August 10th, 2023 at 6:00 p.m.** to hear all persons 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/Treasurer 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 Trustee Palmer, seconded by Trustee Fleming and duly put to vote, which resulted as follows:

Robert E. Boucher	Voting	Aye
Mary F. Palmer	Voting	Aye
Teresa M. Fleming	Voting	Aye
Gregory L. Smith	Voting	Aye
Edward O’Brien	Voting	Aye

The resolution was thereupon declared duly adopted.

Dated: July 14th, 2023

Board Resolution - A Local Law Restricting the Keeping of Livestock and Wild Animals Within the Limits of the Village of Evans Mills

WHEREAS, Trustee Palmer & Mayor Boucher have introduced for consideration Local Law No. 5 of 2023 entitled “A Local Law Restricting the Keeping of Livestock and Wild Animals Within the Limits of the Village of Evans Mills” (the “Local Law”); and

WHEREAS, the purpose of the proposed Local Law is to establish regulations concerning the keeping of livestock and wild animals within the limits of the Village of Evans Mills (the “Village”), and to establish a process for the permitting of certain animals upon application to the Village Board, in order to promote and maintain the health, safety and general welfare of the Village and its community; and

WHEREAS, the Village Board of Trustees (the “Village Board”) desires to comply with the requirements of Section 239 of the General Municipal Law, 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 hereby preliminarily classifies the proposed Local Law as a Type 1 Action under SEQRA; and

BE IT FURTHER RESOLVED that the Village Board hereby directs the Village Clerk/Treasurer to send Part 1 of the Full Environmental Assessment Form and the proposed Local Law to all interested agencies to request their comments thereon; and

BE IT FURTHER RESOLVED that the Village Clerk/Treasurer shall refer the proposed Local Law to the Jefferson County Planning Board for review pursuant to General Municipal Law Section 239; and

BE IT FURTHER RESOLVED that the Village Board will hold a public hearing on **August 10th 2023 at 6:05 p.m.** to hear all persons interest in the above-referenced Local Law and to consider the adoption of such Local Law; and

BE IT FURTHER RESOLVED that the Village Clerk/Treasurer 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 Trustee Smith, seconded by Trustee Palmer, and duly put to vote, which resulted as follows:

Robert E. Boucher	Voting	Aye
Mary F. Palmer	Voting	Aye
Teresa M. Fleming	Voting	Aye
Gregory L. Smith	Voting	Aye
Edward O’Brien	Voting	Aye

Board Resolution - A Local Law to Amend the Term Limits of the Office of the Mayor and of all Members of the Village Board of Trustees by enlarging the Term Limits from Two Years to Four Years

WHEREAS, the purpose of the Proposed Local Law is to extend the terms of office for the Mayor and all members of the Village Board of Trustees (the “Village Board”) pursuant to Village Law §3-302 for the Village of Evans Mills (the “Village”); and

WHEREAS, the terms of the Mayor and of the members of the Village Board are currently two official years; and

WHEREAS, the Village Board deems it necessary and appropriate to extend and modify such terms of office of the Mayor and of the members of the Village Board to four official years so as to ensure steady and consistent leadership; and

WHEREAS, the Village Board is authorized, pursuant to Village Law §3-302 (5)(a) to enact the Proposed Local Law; and

WHEREAS, 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 adoption of the Proposed Local Law; and

WHEREAS, the Village desires to comply with the requirements of the New York Village Law and the New York Municipal Home Rule Law and shall schedule a public hearing to allow the public to comment on the Proposed Local Law.

NOW, THEREFORE, BE IT RESOLVED that the Village Board will hold a public hearing on **August 10th, 2023 at 6:15p.m.** to hear all persons interested in the above-referenced Proposed Local Law and to consider the adoption of such Proposed Local Law; and

BE IT FURTHER 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 Clerk/Treasurer 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 Trustee Fleming seconded by Trustee Smith 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
Edward O’Brien	Voting	Aye

Board Resolution - Authorizing the Mayor to Apply For And Receive Funding Under the Program Year 2023 Community Development Block Grant Program

WHEREAS, the U.S. Housing and Community Development Act of 1974 (P.L. 93-383), as amended, provides for the development of viable urban communities by providing decent housing and suitable living environment and expanding economic opportunities, principally for persons of low and moderate income; and

WHEREAS, said Act authorizes the Secretary of Housing and Urban Development (HUD), through the New York State Office of Community Renewal to make grants to units of general local government to help finance Community Development Programs under Section 103 (a)(1) of Title I; and

WHEREAS, under said legislation, eligible applicants in the case of municipalities, are required to authorize an official representative to file the application and to provide the Secretary with certain assurance of compliance with applicable laws and regulations under Title I of said Acts; and

WHEREAS, it is desirable to conduct and hold a public hearing pursuant to the HUD Act to obtain the views of the citizens on Community Development needs, to establish priorities, and subsequently to develop the application, programs and any amendments or revisions thereto; and

NOW, THEREFORE, BE IT RESOLVED, by the Members of the Village Board: That the Village Clerk is hereby authorized to publish a Notice of Public Hearing to be held on **July 26th 2023 at 5pm** at the Village Offices to provide an opportunity for the Village to:

- a. Provide the citizens of the Village with adequate information concerning the amount of funds available for proposed community development activities, the range of activities that may be undertaken and other important program requirements.
- b. Provide citizens adequate opportunity to participate in the development of the application, any revisions, changes or amendments to the application, prior to the submittal.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute and file an application on behalf of the Village of Evans Mills with the New York State Office of Homes and Community Renewal for a Community Development Block Grant (CDBG) pursuant to Title I of the Housing and Community Development Act of 1974, as amended; and

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized and designated as the representative and to act as such in connection with the application to provide additional information as may be required including all understandings and assurances contained in the application; and

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized and directed to execute any contract and/or agreement with the New York State Office of Homes and Community

Renewal in connection with the Application and his designee is further authorized to request and expend funds from the U.S. Government pursuant to said contract and/or agreement; and;

BE IT FURTHER RESOLVED, to the extent all or any actions hereby authorized have been executed and/or performed by the Mayor all are hereby ratified and confirmed and this Resolution take affect immediately.

On a motion by Trustee Fleming seconded by Trustee Smith the foregoing Resolution was adopted on a vote of:

Robert E. Boucher	Voting	Aye
Mary F. Palmer	Voting	Aye
Teresa M. Fleming	Voting	Aye
Gregory L. Smith	Voting	Aye
Edward O'Brien	Voting	Aye

Mayor Boucher declared the Resolution adopted.

DATED: July 14th, 2023

Adjournment:

A motion to adjourn the meeting at 6:53pm was made by Trustee Smith and seconded by Trustee O'Brien.