VILLAGE OF LOWVILLE
BOARD OF TRUSTEES

Meeting Minutes
August 19, 2020

Call to Order

A regular meeting of the Board of Trustees of the Village of Lowville was called to order at 4:00 PM on August 19, 2020 by Mayor Joseph Beagle.

Roll Call:

Meeting included the following board members:

Mayor Joseph Beagle *Trustee Danny Salmon* *Trustee Timothy Widrick*
Edward Murphy *Trustee Charles Truax by phone*

Others:

Paul Denise *Pam Roes* *Atty. Joseph Russell* *Nick Altmire*
Randy Roggie *Kevin Bamann* *Joseph Austin* *Henry Avallone*
Michelle Davoy *Brad Scalzo*

Orders of the Day:

- None.

Approval of Minutes/Excuse Board Members:

Motion by Trustee Salmon, seconded by Trustee Widrick to approve the minutes of the July 15, 2020 regular meeting. All in favor.

Motion by Trustee Murphy, seconded by Trustee Widrick to approve the minutes of the August 13, 2020 special meeting. All in favor.

Approval of Vouchers:

Motion by Trustee Salmon, seconded by Trustee Murphy to approve the vouchers as audited. All in favor.

A #003	$ 167,308.40
F #003	$ 64,592.37
G #003	$ 25,720.80
HA #003	$ 1,200,769.81

Unfinished Business:

a. **Five Street/Utility Reconstruction Project**:

- Kevin Bamann, GYMO, reported that the utilities have been completed on Park Avenue and Trinity Avenue and a binder coat of pavement has been placed. Highlander is working on the utilities on Shady Ave. This work is expected to continue until the end of September. The fence has been installed around the E. State St. pump house.

- Change Order #9A – Highlander Construction Inc. - $94,254.40
- Change Order #9B – F. P. Kane Construction Inc. - $2,459.92

Motion by Trustee Truax, seconded by Trustee Widrick to authorize the Mayor to sign change orders as listed above for the Five Streets project. All in favor.

- Resolution #2020-1: **Seventh** Amended and Restated Bond Resolution: - Resolution is for an increase of $300,000 allocated to the water portion of the project.

Motion by Trustee Salmon, seconded by Trustee Murphy to approve of 'Seventh Amended and Restated Bond Resolution' for the Five Streets project. Yay – Mayor Beagle, Trustee Murphy, Trustee Salmon, Trustee Truax, Trustee Widrick. Nay – None. The motion is passed.

b. **WWTP Upgrades**:

- Phase II:
  - Kevin Bamann, GYMO, reported that the design is progressing, and they are targeting October for the permit drawings to be submitted to NYSDEC and NYSEFC. GYMO wants to recommend that a committee be formed of Municipal Board members, etc. to review drawings as the process continues.

c. **Village Water System:**

- Watson Water Agreements: - Atty. Russell reported that the Town of Watson approved the revised form for the agreements but had one request for water Districts #3 & #4. They would like an opt-out provision of 90-days' notice and for the penalty provisions to be waived as they expect to have their water system upgrade completed and operating in early August of 2021.

  Motion by Trustee Salmon, seconded by Trustee Truax to approve of Watson request as listed above for District #3 & District #4. All in favor.

- Groundwater Development Project: - A special meeting was held last week to sign agreements with Frey Well Drilling. Mr. Bamann reported that they were still waiting for Frey's bonds. Frey tentatively wants to start next week.
- Water Supply Investigation - (Property Owner Proposal): - No Update.

d. **Street Lighting LED Conversion Program:**

- Mayor Beagle and Trustee Widrick participated in a phone conference with NYPA for an update on the project. Each municipality is to be receiving a packet with the 90% design report for their review. Mayor Beagle reported that it doesn't look like there will be any concession from National Grid on the pricing.

e. **NYSEG – Ross Road:**

- A letter has been sent to NYSEG that was drafted by Atty. Russell and signed by the Mayor regarding this issue. There has been no response to the letter. Mayor Beagle reported that Senator Griffo's office had been contacted also concerning this issue. There is a possibility that this is being held up by the Public Service Commission. Atty. Russell stated that he can make a direct inquiry to the Public Service Commission to find out if this was submitted by NYSEG and if so, the status of the review.

f. **Shrub Complaint – Cascade Ave./Stowe St.:**

- Property owner will work on performing correction of violation prior to appearance for ticket. Atty. Russell stated that if the codes officer is satisfied with correction of the violation, it would be assumed that the Village would recommend the dismissal of the charge.

New Business:

a. Kraft Surcharges:

- June 2020 - $6,750.

Motion by Trustee Truax, seconded by Trustee Murphy to approve June 2020 surcharge to Kraft in the amount of $6,750. All in favor.

b. Village Comprehensive Plan Committee 2020:

- Mayor Beagle reported that the Village and the Town will be working with the Tug Hill Commission in completing the 2020 Comprehensive Plan. The committee will be made up of 11 Town and Village officials. Mayor Beagle presented a list of committee members for the Board's approval:
  - Carla Hellinger * Rebecca Kelly
  - Lisa Hetzner * Henry Avallone
  - Edward Murphy * Paul Denise

Motion by Trustee Widrick, seconded by Trustee Salmon to approve of members listed above for the 2020 Comprehensive Plan Committee. All in favor.

c. Draft – Local Law #5 – No Parking / Park Ave.:

- Mayor Beagle reported that with the curbs being installed, Park Ave. is narrow from Water St. to Shady Ave. To make it consistent with the rest of Park Ave. it is proposed to have no parking in that area on the East side of Park Ave.

Motion by Trustee Salmon, seconded by Trustee Murphy to set a public hearing for proposed law as listed above on September 16th, 2020 at 4:00 PM. All in favor.

d. 2021 Fire Department Budget:

Motion by Trustee Widrick, seconded by Trustee Salmon to approve the 2021 Fire Department as presented. All in favor.

e. Surplus Equipment:

- 2009 Ford F350 Duel – 1FDW36R59EA21180
- 2010 Ford F350 (Fuel Truck) – 1FTWF3B53AEA55176

Motion by Trustee Murphy, seconded by Trustee Salmon to declare vehicles (listed above) as surplus. All in favor.

Motion by Trustee Murphy, seconded by Trustee Widrick to authorize Supt. Denise to list vehicles above on auction site. All in favor.

Correspondence:

a. Excellus BlueCross BlueShield – re: Notification of Medicare C / D proposed rate increase of 4.3%.

b. NYS Homeland Security and Emergency Services – re: Notification of FEMA payment to the Village in the amount of $3,682.45 for expenses incurred from the October 31, 2019 rainstorm.

c. Sheree Lyndaker / Joe Boshart – re: Construction Design Concern. Letter is to provide notice to hold the Village responsible for any damages that occur due to the construction design flaws located in front of 5578 Trinity Ave. property. Letter will be forwarded to the Village's insurance company. Supt. Denise stated that the new curbs and catch basins should take care of the drainage. He will check again when we have a heavy rain event.

d. Wesley Cole (Lund Martial Arts Academy) – re: Request to use Veteran's Park to host an outreach program for children for four days for approximately 45 minutes each day while observing COVID-19 precautions.

Motion by Trustee Salmon, seconded by Trustee Truax that based on COVID-19 restrictions and regulations at this time the Board denies request as listed above. All in favor.

e. Robbin Hlad – re: Letter reports strong sewer smell at their Water Street house and also states that their sidewalk was not replaced when damaged by Highlander. Supt. Denise reported that this has been discussed with Highlander and GYMO. Supt. Denise and Highlander's Superintendent will meet with Hlad's and walk through the house to see what can be done to remedy the situation.

Officers & Committee Reports:

a. **Village Attorney:**

- Attorney Russell reported that the closing was held on the Water Street property yesterday.

b. **Mayor**:

- Mayor Beagle reported that Suzanne Schwarting's school class has received seven Veteran banners to be hung up on the street light poles. Mayor Beagle has contacted National Grid and is waiting to hear back regarding permission to use the poles.

c. **Clerk/Treasurer**:

- None.

d. **Chief of Police**:

- Chief Roggie reported that they received the new truck they had ordered and are working on getting it lettered and getting the radio installed.

e. **Superintendent**:
   - None.

f. **Capital / Future Planning**
   - None.

g. **Personnel:**
   - Executive Session.

h. **Finance:**
   - Trustee Murphy reported that bank statements are audited to July.

i. **Liaisons:**
   - Fire Department:
     - None.
   - Police Department:
     - None.
   - Joint Planning Bd./ZBA:
     - None.
   - Municipal Board:
     - The next Municipal Board meeting will be held on September 8th at 6:00 pm.
   - Town:
     - None.
   - County:
     - None.
   - Recreation:
     - Mayor Beagle reported that it is still in the works for the Recreation Commission to take over the wooden playground.

Public Comment:

- Michelle Davoy, owner of property on corner of Stowe Street and Cascade Ave., stated that she had been notified of a shrub issue that she was unaware of when she purchased the property. Part of the reason for purchase of the property was for the privacy that the shrubs provided. She is coming to the Board to see if there could be an agreement or resolution to be able to keep their privacy with the shrubs, but also help with the obstruction of view around the corner. She stated that they had received a violation appearance ticket today for this issue. She discussed with the Board options that would correct the violation and will record corrections by photos.

- Henry Avallone asked if there is a similar problem on the corner of Forest Ave. and Trinity Ave. He stated that Park Ave. is now a speedway with the new road and asked when the 'No Parking' sign will be put back up on Park Ave.

Executive Session:

Motion by Trustee Salmon, seconded by Trustee Murphy to enter executive session to discuss specific personnel performances at 5:02 PM. All in favor.

Motion by Trustee Salmon, seconded by Trustee Widrick to exit executive session at 6:10 PM. All in favor.

Adjournment:

6:10 PM - Motion by Trustee Truax, seconded by Trustee Murphy to adjourn the meeting. All in favor.

Minutes submitted by: _____
PJR *Clerk/Treasurer*