VILLAGE OF LOWVILLE
BOARD OF TRUSTEES

Meeting Minutes
July 14, 2021

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 July 14, 2021 by Mayor Joseph Beagle.

Roll Call:

Meeting included the following board members:

Mayor Joseph Beagle *Trustee Danny Salmon* *Trustee Charles Terrillion*
Trustee Timothy Widrick *Trustee Edward Murphy*

Others:
Paul Denise *Randy Roggie* *Pam Roes* *Kevin Bamann* *Matt Cervini*
Richard Defone *Nick Altmire* *Joe Austin* *Cassie Forbus* *Atty. Mark Gebo*
Lee Hinkleman

Orders of the Day:

- Public Hearing – Local Law – Village of Lowville Lions Park – Prohibition of Signs:

  4:01 PM – Motion by Trustee Murphy, seconded by Trustee Widrick to open the public hearing for the proposed local law prohibiting signs in the Village of Lowville Lions Park. All in favor.

  4:56 PM – Motion by Trustee Salmon, seconded by Trustee Murphy to close the public hearing. All in favor.

- Public Hearing – Local Law – Cannabis Law § 131 – Opting Out:

  4:02 PM – Motion by Trustee Widrick, seconded by Trustee Terrillion to open the public hearing for the proposed local law for Cannabis Law § 131- Opting Out. All in favor.

  Public Comment:

  - Cassie Forbus presented data to the Board as to the negative effects of legalization on the State of Colorado and urged the Board to exercise caution as NYS is in the initial phase of the legalization process. She stated that economic and social costs of legalized marijuana far exceed possible tax revenue gained from opting in. (Presentation attached)

  4:57 PM – Motion by Trustee Widrick seconded by Trustee Murphy to close the public hearing. All in favor.

Approval of Minutes/Excuse Board Members:

Motion by Trustee Widrick, seconded by Trustee Murphy to approve the minutes of the June 16th, 2021 regular meeting. All in favor.

Approval of Vouchers:

Motion by Trustee Salmon, seconded by Trustee Murphy to approve the vouchers as audited for abstract #002. All in favor.

A #002	$ 126,555.81
F #002	$ 39,428.13
G#002	$ 20,554.99
HA #002	$ 23,706.56

Unfinished Business:

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

- Mr. Bamann reported that Shady Ave. is fully paved. Trinity Ave. is planned to be milled and re-topped later this summer. A pay application has been received from Highlander and they are requesting that the Village have a special meeting before the August meeting to approve the pay app.

b. **Phase II WWTP Upgrades**:

- Contractor Contract Amendments / Agreements / Notice to Proceed:
  - These items will be tabled until a later date. The insurance requirements have not been fully resolved.

- Resolution – Water Quality Improvement (WQIP) Grant Application.

  Motion by Trustee Murphy, seconded by Trustee Terrillion to approve resolution authorizing Municipal Solutions to prepare a WQIP application for the WWTP's Phase II effluent disinfection project. All in favor.

- Lagoon Construction Contract: It was recommended by GYMO to re-bid the Lagoon Construction contract in August.

  Motion by Trustee Salmon, seconded by Trustee Widrick to authorize the re-bidding of the Lagoon Construction contract in August with any specification revisions as needed. All in favor.

c. **Groundwater Well Development Project:**

- Part II & III Full Environmental Assessment Form. Atty. Gebo guided the Board through all questions on Part II.

  Motion by Trustee Salmon, seconded by Trustee Widrick to accept Part II as answered. All in favor.

- Resolution – Negative Declaration.

  Motion by Trustee Salmon, seconded by Trustee Terrillion to approve resolution accepting a Negative Declaration on Part III of amended SEQR. All in favor.

- Amended and Restated Bond Resolution:

  Motion by Trustee Widrick, seconded by Trustee Murphy to approve Amended and Restated Bond Resolution for the Groundwater Project in the amount of $5,700,000. Yay – Mayor Beagle, Trustee Murphy, Trustee Salmon, Trustee Terrillion, Trustee Widrick. Nay – None. The motion is passed.

- Contract Amendment – Municipal Solutions – Consolidated Funding Application (Empire State Development Grant):

  Motion by Trustee Salmon, seconded by Trustee Widrick to authorize the Mayor to sign agreement for a contract amendment for Municipal Solutions to submit any documentation required through the NYS Consolidated Funding Application: Empire State Development Grant (ESD). All in favor.

d. **Local Law – Village of Lowville Lions Park – Prohibition of Signs:**

- Short Environmental Assessment Form.

  Motion by Trustee Terrillion, seconded by Trustee Widrick to determine a Negative Declaration on the SEQR. Yay – Mayor Beagle, Trustee Murphy, Trustee Terrillion, Trustee Widrick. Nay – Trustee Salmon. The motion is passed.

- Resolution – Type II Action / Local Law Adoption.

  Motion by Trustee Murphy, seconded by Trustee Widrick to adopt local law to for prohibition of signs at the Village of Lowville Lions Park. Yay – Mayor Beagle, Trustee Murphy, Trustee Terrillion, Trustee Widrick. Nay – Trustee Salmon. The motion is passed.

e. **Local Law – Cannabis § 131, Opting out of Licensing and Establishing Retail Cannabis Dispensaries and/or On-site Cannabis Consumption Establishments Within the Village of Lowville:**

- Short Environmental Assessment Form.

  Motion by Trustee Widrick, seconded by Trustee Murphy to determine a Negative Declaration on the SEQR. All in favor.

- Resolution – Type II Action / Local Law Adoption.

  Motion by Trustee Widrick, seconded by Trustee Murphy to adopt local law - Cannabis § 131, Opting out of Licensing and Establishing Retail Cannabis Dispensaries and/or On-site Cannabis Consumption Establishments Within the Village of Lowville. Yay- Mayor Beagle, Trustee Murphy, Trustee Salmon, Trustee Terrillion, Trustee Widrick. Nay – None. The motion is passed.

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

- Mayor Beagle reported that the Village is still waiting on the Public Service Commission.

g. **Draft – Local Law Zoning Change – Manufactured Homes:**

- A draft local law was presented to the Board for an amendment to section 420 of the zoning law in regard to Manufactured Homes. This will need to be referred to the County Planning Board for comments.

- Full Environmental Assessment Form:

Motion by Trustee Salmon, seconded by Trustee Terrillion to refer the draft Manufactured Homes local law to the County Planning Board and authorize the Mayor to sign Part I of the Full Environmental Assessment Form. All in favor.

h. **Draft – Local Law Zoning Changes – Smoke Shops/Tobacco Stores:**

- A draft local law was presented to the Board for an amendment to the zoning law by adding definitions and guidelines with respect to smoke Shops and Tobacco Stores. No update. This proposed law will need to be referred to the County Planning Board for comments.

- Full Environmental Assessment Form:

Motion by Trustee Widrick, seconded by Trustee Murphy to refer draft Smoke Shops / Tobacco Stores local law to the County Planning Board and authorize the Mayor to sign Part I of the Full Environmental Assessment Form. All in favor.

i. **Downtown Parking Signs:**

- Supt. Denise reported that the signs should be up by the end of the month. NYSDOT also has plans for the Downtown Street signing.

j. **Citizen of the Year:**

- Trustee Salmon reported Josh Fitzgerald was chosen as the first Village of Lowville Citizen of the Year.

k. **Music in the Park:**

- Trustee Salmon reported that the concerts have been going very well.

l. **Draft – Local Law – Abolition of Office of Village Justice:**

- A draft local law was presented to the Board to abolish the office of Village Justice upon the expiration of the current term of such office on March 31, 2022. Such law would be subject to a permissive referendum. A public hearing will be held at the next meeting.

Motion by Trustee Murphy, seconded by Trustee Salmon to set a public hearing for the August 18th Board meeting on the draft local law to abolish the office of Village Justice. All in favor.

New Business:

a. Disposition List:

Motion by Trustee Salmon, seconded by Trustee Widrick to approve the disposition list as presented. All in favor.

b. 2021 Tax Collection Sheet:

Motion by Trustee Salmon, seconded by Trustee Widrick to accept the 2021 Tax Collection Data as presented. All in favor.

c. Options of Rezoning of Industrial Zone:

- Trustee Widrick presented information for the Board to review as to different options of areas currently zoned "Industrial".

Correspondence:

a. NYS Division of the Budget – re: Notification of ARPA Coronavirus Local Fiscal Recovery Fund award in the amount of $338,310.

b. RAGOC – re: July 2021 Monthly Report.

Officers & Committee Reports:

a. **Village Attorney:**

- None.

b. **Mayor**:

- Mayor Beagle reported that he and Town of Lowville Supervisor Schell had met with the County representatives regarding a proposed Double Play Recreation Center development project concept and requested contributions from the Town and the Village.

c. **Clerk/Treasurer**:

- None.

d. **Chief of Police**:

- None.

e. **Superintendent**:

- None.

f. **Capital / Future Planning**

- None.

g. **Personnel:**

- Committee will be working on the Police bargaining contract. Executive Session.

h. **Finance:**

- Trustee Murphy stated that he will be working on Bank statement audits tomorrow.

i. **Liaisons:**

- Fire Department:
  - Trustee Salmon reported that the Fire Dept. roof has a leak.
- Police Department:
  - None.
- Joint Planning Bd./ZBA:
  - None.
- Municipal Board:
  - The next Municipal Board meeting will be held on August 10th, 2021 at 6:00 pm.
- Town:
  - None.
- County:
  - None.
- Recreation:
  - The summer recreation program has begun for the summer.
- RACOG:
  - None.

Public Comment:

- Richard Defone stated that he was glad to see the Board unified on the Opt-Out Cannabis law. He also asked about the Bostwick Street striping getting completed before the fair.

Executive Session:

Motion by Trustee Salmon, seconded by Trustee Murphy to enter executive session to discuss specific personnel at 5:41 PM. All in favor.

Motion by Trustee Terrillion, seconded by Trustee Widrick to exit executive session at 6:21 PM. All in favor.

Action:

Motion by Trustee Salmon, seconded by Trustee Widrick to authorize Clerk Roes to advertise the employment opportunity of the Clerk/Treasurer position. All in favor.

Adjournment:

6:23 PM - Motion by Trustee Murphy, seconded by Trustee Widrick to adjourn the meeting. All in favor.

Minutes submitted by: _____
PJR *Village Clerk*