

**PUBLIC MEETING**

**NOVEMBER 4, 2015**

**7:00 PM**

**MAYOR JOSEPH ORLOW PRESIDING**

**PRESENT**

Trustee William Hayes  
 Trustee Anthony Girard  
 Trustee Timothy Carota  
 Trustee Edward LaFave

Brian Abare, DPW Superintendent  
 Wayne Bruce, Asst Code Enforcement  
 Randi White, Deputy Clerk  
 Anna Frederick, Deputy Treasurer

Mayor Orlow opened the Public Meeting at 7:00 p.m.

Mayor Orlow asked Mr. Wayne Bruce to lead in the Pledge of Allegiance.

Mayor Orlow then asked for a motion to approve the minutes from the October 21, 2015 Board Meeting. Trustee Hayes moved to approve the minutes from October 21, 2015. Trustee Girard seconded the motion and the Board unanimously approved.

Mayor Orlow then asked for a motion to approve the bills audited today. Trustee Girard moved to approve the bills.

	FY 2015-2016		FY 2015-2016
	<u>Vouchers 90760-90803</u>		<u>JBP-29</u>
General Fund	\$53,925.71	J. Benoit Project	\$1,016.00
Water Fund	4,265.91	Total	\$1,016.00
Sewer Fund	<u>1,793.77</u>		
Total	\$59,985.39		

Seconded by Trustee Carota and the Board unanimously approved.

Mayor Orlow stated that at this time he would open the meeting for Public Forum to be limited to 5 minutes. Mr. Harry Gutheil, Spring Street stated that there has been a foul smell in the north end of the Village near the Spring Street and Second Street area. Trustee Hayes stated that in the past week he has smelt a fish smell along the By-Way. DPW Superintendent, Brian Abare is

unaware of any foul smell at this time. The Village will follow up on this complaint to see if this is possibly a sewer issue or a river issue.

Mayor Orlow asked if there were any other comments from the public.

## **AGENDA**

### **1) Saratoga County Economic Development (SEDC) – Tori Riley**

Mayor Orlow introduced Tori Riley for the Saratoga County Economic Development Corporation and asked her to explain to the Village Board how the membership fees benefit the Village. Ms. Riley stated that SEDC is always available to help when it comes to marketing new businesses for the Village; as well as expanding the economic opportunity in park development, rezoning and effective reuse of important commercial sites in the county. Ms. Riley stated that SEDC works with the local business to maintain their employment base and 986 new jobs have been created and 775 jobs have been retained in the county in the past 3 years. These jobs created are manufacturing health and wellness positions and are not just associated with the Global Foundries Complex. Ms. Riley stated to the Village Board that she is always willing to meet for a workshop with the Board members or attend a Village Board meeting to supply additional information as it happens within SEDC. Trustee Carota would like to do his own research on county growth specifics for prior years. There were no additional comments for Ms. Riley.

### **2) October 2015 Water/Sewer Collection Deadline Issue**

Mayor Orlow stated that the Village has had an issue with the acceptance day and time of the October 2015 Water/Sewer bills. The deadline for payment without penalty seems to be confusing due to the wording of the current water codes. The Village Attorney has been made aware of this and unfortunately was not able to attend tonight meeting, but he has

encouraged the Village Board to table this item. Mayor Orlow stated that what is being discussed at this time is that all bills that were paid on November 2, 2015 will be held until there is meeting with the Village Clerk, Mayor Orlow and the Village Attorney. Mayor Orlow stated that what the Village is hoping to do is to not have penalties attached to the water/sewer bills for anyone that came in on November 2, 2015 to pay their bill.

**a. Howard Hughes** First apologized to the office staff for his actions and then stated that he thinks the 8:00 AM deadline time should be moved to 4:00 pm. Mr. Hughes then asked for a clearer explanation on the fact that the individuals were not going to be charged the penalty. Mayor Orlow stated that there is a lot of legal points that he cannot count on. Trustee Girard stated that a change to the Village Codes needs to be made but the Attorney would like to discuss this further in detail before a Board decision can be made.

**b. Harry Gutheil** Stated that he is glad to hear the position of the Village Board, but he is surprised that the Village Board will not pass a resolution regarding this tonight. Mayor Orlow stated to Mr. Gutheil that in government things don't happen immediately, and he should be aware of that. Mr. Gutheil. Stated that he knows that the 5 people of the Board has the authority to make the changes happen tonight. Mayor Orlow stated that the legality of the Village code also as to comply with resolution passed by the Board and without the Village attorney present the Board cannot move ahead with a decision in this matter until it is further discussed with the attorney. Again Mayor Orlow stated that the end result will be that anyone that came in on November 2, 2015 will not be charged the penalty.

Mayor Orlow stated on another note there will be no one allowed in the building that thinks they can abuse the office staff and if they want to yell at someone he is willing to meet with anyone regarding this. Mr. Guthiel stated that the girl (Randi White, Deputy-Clerk) he spoke with was very courteous and thanked him for not yelling. Mr. Gutheil asked how many paid on November 2, 2015. The Clerk-Treasurer does not have the exact number of people that paid but she stated that the office collected around \$6,000.00 and there was also around \$10,000.00 in the drop box. Mayor Orlow then thanked Mr. Guthiel for being pleasant when he came in the office. Mayor did ask again that all that enter the Village office to please be kind and considerate of the Village Office staff. Trustee Girard stated to Mr. Gutheil there were around 29 people.

Mayor Orlow stated that the Village water/sewer bills had some wording that may have been confusing to some of the residents. This has been discussed with the Village attorney and at this time all payments made on November 2, 2015 with late fees attached will be held until the Attorney and the Village Board have had a chance to meet next week.

### **3) Chazen Companies supplied Proposal for Professional Services – Zinc Orthophosphate Addition**

Trustee Hayes stated that the Chazen Companies has issued a Proposal for Professional Service to the Village for the Zinc Orthophosphate Addition. Trustee Hayes then stated that treatment program is due in part because of the colored water in areas of the Village. He then verbally described to the audience the scope of services to be provided by the Chazen Companies and that the professional fee would total \$5,300.00. (Copy of the proposal is attached). Trustee Girard stated that an engineer study will be needed for the Department of Health and therefore that is why this proposal is being presented this evening. Trustee Carota asked what work the DPW will need to perform regarding this. Trustee Hayes stated possibly

the instillation of new pipe, some electrical, etc. Trustee Hayes moved to approve the proposal; seconded by Trustee Girard and the Board unanimously approved.

**4) Chazen Companies supplied Proposal for Professional Services – First Street Pump Station Improvements**

Trustee Hayes stated that the Chazen Companies has issued a Proposal for Professional Service to the Village for the First Street Sewer Pump Station Improvements. Trustee Girard then stated that this time it is strictly informational. Trustee Hayes stated that the Village Board will be dealing with this proposal the first Board meeting in December.

**5) Memorial Bench Request – Murry & Leslie O’Neil**

Trustee Hayes moved to approve bench request. Seconded by Trustee Carota, Yes Trustee Girard, Yes Mayor Orlow and No Trustee LaFave. DPW Superintendent Brian Abare will order the bench and then meet with the requestor for the placement of the bench.

**6) Informational – 2015-2016 Village Tax Relieves**

Mayor Orlow stated that this is strictly information and the total of all unpaid June 2015 Village taxes in the amount of \$89,501.83 have been relieved to Saratoga County. This figure is down from last year’s total relievy.

**7) Winter Parking Regulation – December 1, 2015 - March 31, 2016 between the hours of 1:00 AM – 6:00 AM**

DPW Superintendent, Brian Abare stated that the DPW starts plowing at 12:00AM and that the “NO PARKING” on the Village streets should state 12:00 AM and not 1:00 AM. The Clerk-Treasurer, Danae Bock stated that the Village Code “Vehicle and Traffic §141-17 All-night parking prohibited” states 1:00 AM – 6:00 AM. Trustee Girard approved the months, times per the DPW Superintendents request from 12:00 AM-6:00 AM and advertising. Trustee Hayes seconded the motion and the Board unanimously approved. This

notice will also be posted on the Village website. Mr. Wayne Bruce stated that in the past the police department will put notices on the windshields of the cars giving them prior notice of the dates. Trustee LaFave will not notify the Police Chief of this.

**8) Animal Control Report – on file**

Trustee Girard asked if there was anything new on the skunk issue in the Village. At this time the Mayor stated he has been told the skunks will be hibernating for the winter and he will be speaking with the Animal Control Officer regarding is current certifications.

**9) DPW Report – on file**

**10) Trustee's Report**

Trustee Girard – None

Trustee LaFave – None

Trustee Carota – None

Trustee Hayes – Meet with Ned Walker who was involved with the Village during the construction of the Cooper's Cave area. They spoke about the Cooper's Cave plaques and signs in that area and also about the water tower painting. Additional information will follow.

There were two options for painting the water tower. One had a 10 year life and the other a 30 year life). Trustee Girard stated that it all comes down to prioritizing once again and even though the water fund looks like it has a large amount of money the projects for water at the time will be costly, so it is very important to get projections and estimates and then the Board will be able to create a plan and move ahead.

**11) Mayor Report**

He stated again that the office staff is not here to be verbally abused in any situation and anyone that feels they can be disrespectful will not be allowed in the building.

## Public Forum

Sandy asked why the business day was changed from the beginning to the end of the collection for water/sewer billings. Trustee Hayes stated that the Village code supports the language on the water/sewer bill. Mayor Orlow stated that at this time there will be no decisions made on the water/sewer bill, but the Village Attorney will be present on November 18, 2015 meeting and a decision should; be able to be made at that time.

Kevin Wells stated that he would like to apologize for his actions in the Village office on November 2, 2015. He is under a lot of stress and does not feel he can financially pay any additional money in late charges. Randi White, Deputy Clerk stated that Mr. Wells was not as vocal as some that were in the Village office that day.

Mayor Orlow asked if there were any additional public comments. There were none.

## Executive Sessions

- a. DPW Contractual Employee
- b. Health Insurance Renewal

At 7:50 Trustee Girard moved to enter into an Executive Session with possible discussion at the end of the session; seconded by Trustee Hayes and the Board unanimously approved.

At 7:57 Mayor Orlow opened the Public Meeting back up.

At 8:14 PM Trustee Hayes moved to close the meeting with no additional discussion; seconded by Trustee Carota and the Board unanimously approved.

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Clerk-Treasurer