

## Welcome Public

Village of South Glens Falls  
46 Saratoga Avenue, South Glens Falls, NY12803  
September 1, 2021  
7:00 PM

### **PUBLIC HEARING**

MAYOR NICHOLAS BODKIN PRESIDING

Minutes

#### **Attendance:**

Mayor Bodkin  
Trustee Orlow  
Trustee Girard  
Attorney Barktowski  
Deputy Clerk Kristen Doyle  
David Gifford SGF Police Chief  
Alan Dubois  
Tom  
Nick  
JM  
(518)793-1325  
(856)686-6794  
(518)260-0432  
(518)361-1787  
(518)879-9098  
(518)796-9121  
(518)222-1636  
(518)415-7363  
(518)792-4033  
(518)798-3523

Trustee Gutheil  
Trustee Girard  
Anthony Mantas  
Highway Maintenance Supervisor Chagnon

#### **Public Forum:** none.

1. Approve minutes from 7/28/21,8/4/21,8/18/21 water/sewer committee meeting, 8/18/21, 8/23/21 special meeting. Motion #090121-1 Trustee Orlow motioned to approve the minutes as presented. Trustee Gutheil mentioned he had multiple questions and would like discussion. Trustee Carota seconded the motion with discussion. Trustee Gutheil would like some clarification on some of the minutes

presented. For the overpayments on property tax, he would like to know who and the amount included in the record. To hire the unnamed PD officer, it should include who, the start rate and their start date. Mention the reason Trustee Girard was opposed to the motion. Questioned the amount of the credit for the WIIA sewer project. He asked for a copy of the Quickbooks quote to review. Trustee Gutheil asked for some more detailed information to be added ex: for RingCentral, how much did we agree to pay and who is the carrier for the phones. Who was the low bidder for the paving of Hudson St. He also asked if the board could see the minutes draft in advance to make any suggestions. No further discussion. Trustee Carota, Trustee Girard, Trustee Orlow and Mayor were in favor of approving the minutes with the amendments. Trustee Gutheil abstained from the above listed. Motion passed.

We had to revisit the town water addendum for vote, previously there was not a quorum. Trustee Carota, Trustee Girard, Trustee Orlow and Mayor are in favor. Trustee Gutheil abstained from not being able to review the information. Motion passed.

2. Approve Bills. Motion #090121-2 Trustee Carota motioned to approve the bills as audited, Trustee Orlow seconded the motion. Trustee Gutheil had some discussion, he mentioned he did not get in to see the warrant. He did ask about the parade warrant, the flags were billed in May, they were 12x18 for the graves. Should this balance come from the parade account or somewhere else. Trustee didn't think there had been any accounting in the account over the last few years. The parade account has a balance of \$7,300. The boy scouts usually put out the flags, there are flags purchased for the park, upkeep of the park for the event, and expenses associated with marchers, roughly 3,500 each year for expenses. Do we still receive money from the town? A request was sent in, no contributions have been made. We have been operating off of the fund balance. We should have a balance for the parade, going forward- Trustee Gutheil. Do we have a parade budget to go off of, nothing has been outlined, currently. We can only go off of what we have spent in the past, which is \$3,000-\$3,500. The parade account will be listed as a custodial account under our general fund. Trustee Girard, Trustee Carota, Trustee Orlow and Mayor yes. Trustee Gutheil abstained due to not being able to review the bills. Motion passed.
3. WIIA Water project update. Anthony stated he spoke with WorldWide, they will make repairs as listed. Will get with TJ in regards to the hydromatic tank repairs. The vacuum on the bottom of the tank is not included in the repairs. It is expected to be the first week of November, when there is a less need for water with sprinklers being winterized for the most part. It should not take a full week for repairs, but will try to get a schedule from them. Trustee Gutheil had some questions. Is there rust in the new tank? Is it surface or sediment? What repairs are needed? Yes there is rust in small areas, the plan is to sand and recoat where needed for cosmetic reasons. It is not classified as defective and the rust is not penetrating through. Anthony will find out if we will be able to get an extended warranty for doing this. For the Carbon Filtration update, Robert sent

the amendment to the board for review. Rebid will include major masonry needed, the original contract is from 2016 we need an updated 2021 bid with appropriate modifications. Trustee Guthiel does not support this project for the proposed original cost. Trustee Girard mentions the water samples contaminate continues to rise from 4-6.45 with the safe threshold being 10. He questions if we should find the source of the problem, the residents need to have clean water and this will be a big project. Mayor asks for a motion to approve the amendment between the Village of South Glens Falls and Delaware Engineering for the rebid. Motion #090121-3 Trustee Orlow motioned, Trustee Carota seconded the motion. Trustee Girard says he is happy they reduced the price but still not happy with how much it will cost. Trustee Carota, Trustee Orlow, Trustee Girard and Mayor voted yes. Trustee Guthiel votes no, but does think it needs to be addressed sooner than later. Motion passes. Pump station update, Anthony says they are in the close out process, pay outs have been submitted. TJ, any action to the water plant should be addressed as well. Alan is going through being trained on the SCADA. We need to decide if we will be using cellular or hard drive. The SCADA system was supposed to allow us to monitor it remotely. Sewer I&I update, there is a kinked pipe on Rte 9. Anthony said he spoke with KPI on 8/31/2021, they said they have received payment and they will make a schedule to complete any outstanding CDBG work and fix the pipe. The hold up was waiting on their payment, now that they have received it, they will finish up. Trustee Guthiel states they put the second pipe in out of their own money. The village is not being billed twice, or for repairs. How long will we have to wait for it to be repaired. Anthony, they will give us an estimate as soon as possible. Trustee Girard expresses the hold up, was they did not have the correct paperwork submitted to be paid. Attorney, theres still retainage correct? Yes, will address the issue of repair work. Trustee Gutheil asks if the bond is still in effect, yes it is.

4. CDBG update, Anthony states he has reached out a few times to remind them of the contract intended to start work the 3rd week of August, cost of liquidated damages with associated contract, with no response as of yet. Trustee Guthiel would like to know at what point do we notify the bonding company. Technically they haven't broken any contract yet. They have 3 months left for 2 weeks worth of work. Trustee Gutheil asks when was the notice to proceed issued? Anthony it was July 7 with 120 days for completion. Tree update, TJ sent requests to three nurseries, waiting on quotes to come back.

At this time, we will pay TKC at the original price. What about New Castle? Trustee Girard feels we should not pay New Castle if we don't know the final amount. The payment accounts for the deduction. Anthony: We need the amount certified by the engineer and what DPW performed. What is the legal right without notifying the contractor? Susan: We need the lien release first with a designated amount to be paid. Also we can't reject the possibility of additional pay app, this is what is approved right now. We can do a partial lien release first then final pay app. We need the partial pay app amount. \$176,677.31 is the amount on the partial release and waiver of mechanics lien, Anthony states tis is not accounting for the deduction. Trustee Gutheil, we need to tell them the disputed amount and why we are not approving what was submitted. Do we have

a paper trail for backup? His suggestion is to table the New Castle pay app and take action on TKC at the original amount. We will table the TKC conversation until the next meeting to get final numbers. Is there a difference in wages or blacktop? TJ will look into the price of blacktop. Our county contract went up 11.6% June 2020-June 2021, which is lower than what a sole person would be quoted. Trustee Orlow, makes sense that anyone else would go up as well. Is willing to pay with supporting documentation of pay difference, just need to be able to see if we are paying the correct amount. Mayor, we need more information for comparison. Trustee Orlow, would it make sense to approve with the assumption we get the information we are looking for. Mayor, I don't think I can do this for this type of grant project. Let's get all the information in front of us and discuss it again after review. Please let TKC know where we stand and what is holding up the payment.

5. Sexual Harassment and ethics training: training needs to be completed for October. Department heads need to be aware and organize training. Trustee Orlow and Trustee Carota agree. Trustee Carota suggests using the board room tv and organizing with department heads to get this done, Attorney Bartkowski agrees this is a good idea.
6. Beach Road update: TJ- cleared vegetation, filled with sand. 150 yards to shore back uphill. The bulldozer from the town broke, so we are behind. Trustee Gutheil is looking for an estimated timeline; TJ is hoping by Friday. He is aware of the large crack in the road and the tree leaning. Possibly remove the tree?
7. LENS; reminder to everyone to get their driver's license to the clerk's office.
8. FD; the A/C is now working in the FD, and will need to look into fixing. Going forward the code enforcement officer will respond to fire calls as needed. Susan believed a previous conversation indicated he did not want to do this.
9. DPW accidentally hit a Verizon underground wire, just to make everyone aware
10. Mountain Medical renewal: Mayor asks for a motion to allow him to sign the contract. Motion #090121-4 Trustee Orlow motions to sign as presented. Trustee Carota seconded the motion. All in favor, none opposed. Motion passed.
11. Police department backup. We have the option of using online or hardware backup. Online is \$99 a month or purchase our own hardware for \$1,039.71. We bought the original software from Storedtech over 7 years ago. We should own instead of rent/monthly payments. Trustee Orlow supports this, but would like to know if there is any kind of warranty? Trustee Girard asks how we will pay for it. We need \$539.71. Chief Gifford is ok with transferring \$539.71 from A3120.420 to A3120.215. Motion #090121-5 Trustee Orlow motions to approve backup device as quoted, STSQ14803 quote number for \$1,039.71, Trustee Carota seconded. All in favor, none opposed. Motion passes
12. Relevy date November 1, 2021 from Saratoga County, relevy will be past due balance of what was not as part of village taxes and what was not paid on the water/sewer bill at that time. Trustee Gutheil, to what date do we collect before they are turned over to the county. Mayor- I'm not sure what the date is. Trustee Gutheil, what is the net effect, how long will we wait on our money. Last year we tried to relevy the fall water bills to the county, which we cannot do. Mayor, we know we cannot add water bills until they are not paid until our property tax bills,

then they can be relieved for November. Will report whatever was not paid for June taxes.

13. Crossing guard application, the board decided to table this for executive session
14. Security camera quotes: TJ says the water plant monitor already connects to the tv, there is no need to purchase another one for \$150. Money would need to be taken from FX8320.403 and A1540.200 to pay for this. Motion #090121-6 Trustee Orlow motioned, Trustee Girard seconded. All in favor, none opposed. Motion carried.
15. 50/50 sidewalk request: no discussion. Motion #090121-7 Trustee Orlow motioned, Trustee Girard seconded. All in favor, none opposed. Motion carried.
16. Tree-15 Harrison Ave.: Trustee Carota looked at the tree and did not see anything wrong with it. Suggests trimming the tree instead of removing it. Mayor asks if the DPW can do the trimming. TJ says no, it is too high up. He recommends Rick Sears take a look at it. Unsure if we have a contract with them for trimming. Mayor asks TJ to send out quotes and revisit them at the next meeting.
17. GIGP: Attorney Bartkowski will get the RFP to Mayor tomorrow , suggesting tabling until the next meeting. Trustee Girard is concerned about the time frame if we table. Trustee Gutheil asks if there is a draft of the resolution. We need to know what engineering firm we are using before making the budget. All we have is the application.
18. Joy is working on closing the year end. Trustee Girard suggests tabling or accepting and filing this.
19. TD Bank: Mayor asking for a motion to be an authorized signatory to remove prior staff and add current staff. Motion #090121-8 Trustee Carota motioned, Trustee Orlow seconded. All in favor, none opposed. Motion carried
20. The water contract with the Town of Moreau, they can only guarantee us 140,000gal/day, currently we use 800,000gal/day. If we have a water emergency we will have to put strict guidelines into place. DOH is on board with this. Has our new well been approved? It is in use now. DOH has given us a full green light on the well. We are looking to approve a 6 month contract. Continue to work with town to make the contract better. TJ- the contract is for 140,000gal/day will be hard to work with. This is our concern, Mayor did contact Queensbury supervisor to purchase water from them if needed in a catastrophic event, we have not received an email back yet in response. Entertain motion to approve the town contract noting all Trustee Girard, Trustee Gutheil and TJ's comments. Trustee Orlow motioned to approve with all language as presented. Trustee Carota seconded. No further discussion. Trustee Girard no, Trustee Gutheil no feels we should reopen discussion with surrounding municipalities. Trustee Orlow, Trustee Carota, Mayor yes. Motion passes.
21. Trustee Reports: Trustee Gutheil, will we acknowledge and file, DPW, PD and animal control reports, Mayor states they came in late today, they will be on the next meeting agenda. Trustee Gutheil, would like to make a motion for future meetings to have old/new business. Trustee Girard - not against it, but we need certain items to stay on, if there's something we want on, we should have a right to put it on, but we should say what old/new business it is we want to discuss.

Trustee Gutheil take a look at Conference ammeris handbook 5.5,5.6,5.7 sections, will show old and new business model. Request has been denied in the past. Mayor- only asks that specific items are listed so members of the board have the opportunity to prepare to discuss the items to keep the meeting running smoothly. Trustee Carota seconded the motion on the floor. Trustee Girard- Attorney, how does this work legally? Trustees have the right to have things added, shouldn't leave it vague, then things will be tabled without having time to review items. Trustee Orlow- I was turned into the state and post star because I was not allowing people to have a free forum. Trustee Girard, not trying to sensor anyone, just want to know so we can act on items at that time. Mayor- complaints are about how long the meetings would go for, trying to organize and keep things moving. What kind of format? Trustee Carota- old business should be on agenda as old business. That's the best way to keep track of things, keep it listed on the agenda. Trustee Gutheil would like a printed hard copy of the budget. Trustee Gutheil, Trustee Orlow, Trustee Carota - yes, Trustee Girard no, I agree with our attorney, Mayor, no. I believe we should have a clear document that shows what we will discuss ahead of time, I feel it will lead to longer meetings. Trustee Gutheil, we have an obligation by law to audit the books, it didn't happen timely under me, board has authorized to do it. I feel we should engage a firm to do an audit. Trustee Girard, just closed our books the other day, we have been late for the last four years, we are trying to get things done correctly. The CPA firm is still working on stuff from last year. I don't disagree with doing it, but we bent the law before, now I feel we should give patience to allow people to learn their jobs. We did a 3 year RFP, we should engage a firm to do this. Mayor- we had this discussion in executive session previously to figure out how to reconcile this. Asked OSC to come in and audit our books. Trustee Carota- this should have maybe been on the agenda as old business instead of under trustee reports, maybe on the agenda for next meeting as old business. Attorney, under old business or executive session. Should have been an executive session, but now it should be addressed as best we can. If it involves vendors or performance it should be under executive session.

22. Mayor Reports: TJ put out a request to have a truck at an event for children to see the truck. How does the board feel. Trustee Orlow in favor. Trustee Carota in favor. Trustee Gutheil, support, just make sure we follow CDC guidelines. Good to go TJ. Also, federal stimulus money \$757.77  
Motion #090121-9 to go into executive session, add two crossing guard applications. Trustee Carota motioned, Trustee Girard seconded. All in favor, none opposed. Motion passes. Meeting adjourned at 9:35PM