

Village of South Glens Falls
46 Saratoga Avenue, South Glens Falls, NY12803
November 20th, 2024
Regular Village Meeting @ 7:00 PM

Village Board Meeting

MAYOR NICHOLAS BODKIN PRESIDING

Minutes

Attendance:

Mayor Bodkin
Trustee Gutheil
Trustee Carota
Trustee Girard
Trustee Orlow
+18566686794
CR
Claude Middleton
Cheryl Lawyer
Bill Ramsey
Kenneth Jacox
Anissa Jacox
Benjamin Vaillancourt
Tim Bennett
Tim Schwab
Nathan Voorhis
Mikayla Reynolds
Nick Havens
Logan Marino

Alan Dubois
Shawwna
Attorney Bill Nikas
TJ Chagnon
Clerk-Treasurer Samantha Berg
Bill
Tim Pease
Chris Abrams
John Rivers
Kevin Gallagher
Nolan Jacox
Brandon Hayes
Bruce Iant
John Cox
Jon Pease
Tyler Corlew
Zach Taylor
Austin Reynolds

The Mayor opened the meeting at 7:00 PM.

Pledge of Allegiance

Public Forum:

- Bill Ramsey stated they are all set to go for the Tree Lighting. The Hayes Group has approved the use of their parking lot to help with traffic and safety.



1. Grant Project Update

a. Carbon Filtration:

i. Project Status:

1. **Motion 112024-1 to approve the Jersen Change Order request in the amount of (\$390.00):** Trustee Carota motioned, Trustee Girard seconded. Trustee Carota - yes, Trustee Girard - yes, Trustee Gutheil - no, Mayor Bodkin yes, Motion passed.

Discussion: Anthony Mantas strongly recommends the Board's approval of the change order. TJ confirmed with Anthony that the paint was being supplied to them by Jersen. Trustee Gutheil will not be supporting the motion. Trustee Gutheil believes that we hired a contractor to do the job and they should complete it. Anthony stated that the contractor has tried to complete the project but the problem has been the humidity issue in the building.

2. **Motion 112024-2 to approve the Jersen Change Order to the amount of (\$23,201.35): Tabled**

Discussion: Anthony Mantas will reduce the change order to reflect the credit. It will be a contingency reduction change order and will be sent as soon as the contractor signs.

3. **Motion 112024-3 to approve disbursement to MCJ Construction in the amount of \$26,000.00 pending receipt of a waiver of lien:**

Trustee Girard motioned, Trustee Carota seconded. All in favor, motion passed.

Discussion: Anthony recommended the pay application be approved. They have completed the work on the GAC loop. Trustee Gutheil asked if this pay application is eligible to be part of the grant. Anthony Mantas stated no. Trustee Gutheil has seen the certified payroll and wondered about lien releases. Anthony Mantas states that the contract that was signed with MCJ was not a part of the federal funding project. Bill Nikas asked Anthony to get a waiver of lien.

- ii. **Condensation Mitigation:** Mayor Bodkin stated that he hasn't heard from any companies regarding recommendations.

b. GIGP

- i. **Project Update:** Anthony Mantas presented pay application #2 to the contractor last week. A modification was made to remove the contingency allowance charges until the contractor provided additional information. Anthony stated that it has been resubmitted along with pay application #3, which includes the charges up to July 31st. Anthony stated that there is another round of installs scheduled for December 5th, 6th, and 7th with time slots of 8-12 or 12-4. Contractors have made 33 appointments. There is a meeting



next week on November 27 to go over the remaining accounts, pending a solution. TJ has stated the Village hits a roadblock with Saks when requesting data. Trustee Gutheil asked how many appointments are unscheduled. Anthony stated that 12 residents have had no contact and 33 require a decision. Trustee Gutheil stated that this is what he has been saying all along that the Village has been doing all the work that Saks is supposed to be doing. Anthony stated that he agrees with Trustee Gutheil that a lot of the continuing efforts have come from both TJ and Samantha. There has been a lot of frustration in communication on both sides. At this point, there just needs to be a joint effort to finish this project.

- ii. **Motion 112024- 5 to approve pay application #2 in the amount of \$111,773.33 and pay application #3 in the amount of \$222,776.27 for Ferguson Enterprises LLC:** Trustee Carota motioned, Mayor Bodkin seconded. Trustee Carota-yes, Trustee Gutheil abstained, Trustee Girard abstained, Mayor Bodkin-yes, Motion Failed.

Discussion: Trustee Gutheil will not be supporting the motion due to a lack of time to look over the 40-page documentation after receiving it around 4:30pm. Trustee Gutheil suggested a special meeting to give the Board time to look the documents over.

2. **CT Male Updates:** TJ stated that some of the information has been received and given to CT Male. They are going to take all the information and create a new model for the Village. TJ met with one of the junior engineers who is going to work with the Village on Flow Testing hydrants. CT Male is almost ready to send out the bid for Ferry Blvd. TJ has given CT Male the information for the last 500 ft that was needed. Samantha has also reached out to the insurance agent per their request. Mayor Bodkin asked if the Department of Health had been notified. TJ was unsure and will talk to Kathryn from CT Male. Trustee Gutheil wondered if CT Male knew any contracts we could piggyback on to expedite the process. Trustee Gutheil stated we are a month into working with CT Male and we should be using them for grant writing. Mayor Bodkin stated that he and Jim are setting up a meeting to discuss. Trustee Gutheil suggested also having the Board and Department Heads involved.

3. **Motion 112024-6 to transfer \$3,071.16 for Bridge Lights:** Trustee Girard motioned, Trustee Carota seconded. All in favor, motion passed.
- a. Bridge Lights Reserve (A 878.0210) to DPW Equipment (A 1640.0200) - \$3031.16
 - b. DPW Major Equipment Reserve (A 878.0101) to DPW Equipment (A 1640.0200) - \$40.00

Discussion: Samantha stated that this was just to make sure the account is whole. TJ stated an additional transfer would have to be made at some point for the purchase of a new van. TJ will work on getting the rest of the lights fixed at a later date.



4. **Motion 112024-7 to approve transfers with the modification that \$1,500 be taken out of account A 1434.405 Non-Union Attorney:** Trustee Carota motioned, Trustee Girard seconded. All in favor, motion passed.

11/20/2024			
A 1990.400	A 1430.403	\$1,500.00	CSEA Attorney
A 3120.0403	A 3120.425	\$60.93	PD Background Checks

Discussion: Trustee Gutheil asked if there are any other attorney accounts that this can be transferred out of and how much have we spent year to date. Samantha stated that it depends on how long the negotiations go. Samantha stated year to date the Village has spent over \$10,000 in Attorney fees. Trustee Girard clarified what Trustee Gutheil is asking if other Attorney accounts can be transferred from. Trustee Girard asked if the Non-Union attorney A1421.405 could be used.

5. **Motion 112024-8 to approve the Bills and Payroll as Audited:** Trustee Carota motioned, Trustee Girard seconded. All in favor, motion passed.
- a. General - \$90,430.21
 - b. Water- \$4,113.85
 - c. Sewer-\$1,141.92
 - d. Payroll-
 - i. 11/6/24- \$23,957.00
 - ii. 11/13/24-\$28,323.31

Discussion: Trustee Gutheil noted that some of the shipping and handling costs online are high and believes we should be looking local to help offset costs. Trustee Gutheil is concerned with the way the mileage for the Building and Codes is documented with the loops A, B, and C. Trustee Gutheil brought up the issue with the interest on the card and understands that the Clerk's Office has done what they can do to have the interest waived and will be paying out by way of ACH going forward. Trustee Gutheil believes we should not be paying for interest on the credit card. Samantha stated that ,unfortunately, if it is not paid the interest will just keep adding up. Both Samantha and Molly in the Clerk's Office have made every effort to have it removed.

6. **Motion 112024-9 to approve resident reimbursement of \$48.15:** Trustee Gutheil motioned, Trustee Girard seconded. All in favor, motion passed.

Discussion: There was an incident with a hydraulic line blowing out on one of the trucks on the corner of Route 9 and Main St. The Hydraulic fluid got on a couple of passing vehicles. TJ had offered to have the vehicles go down to the shop and detail the car for them free of charge. None of the vehicles took advantage of the offer. TJ stated that he never spoke to the woman in the vehicle.

A resident requested to waive the penalty on their water/ sewer bill of \$23.50 for 17 Prince William Ct: No Vote was Taken.

Discussion: Trustee Girard asked for advice from Counsel. Bill Nikas stated that legally it is not allowed. There is no justification to give reimbursement because

someone can't afford the penalty. The Clerk's Office will be reaching out to the residents to inform them of the decision.

- 7. Salt Shed Discussion-** Town of Moreau Highway Superintendent Chris Abrams spoke regarding a 90/10 grant that closes in January. The Town's Engineers would like to see the Town work with another municipality to build a new salt shed. This will be a 10% cost that will be split between the two municipalities. Currently, it would be \$7600.00 or a little less for the buy-in. Chris Abrams stated that if the Board would like to discuss more, a meeting can be set up with the Supervisor Jesse Fish. Mayor Bodkin stated that he had received an email about the grant and that the Town could get up to 1.25 million or 100,000 for certain projects. Chris confirmed those figures. The lowest quote that Chris has is \$137,000 and factored in the 10% for the year which brings the quote to \$7600 for each municipality. Then a resolution can be made between the Town and Village for a lease agreement. Mayor Bodkin suggested the possibility of expanding and adding a scale to know how much the Village is consuming. Trustee Gutheil is concerned with the cost of having the trucks drive out of the Village and the labor to get the salt. Trustee Gutheil asked if the grant would cover the Village to get one stationed in the Village. Chris Abrams was unsure. Trustee Gutheil believes that this would be something good for the Village and Town to do. Trustee Girard would like to move forward. TJ stated that the Village would still keep the salt shed they have and keep it filled with the minimum.
- 8. Motion 112024-10 to transfer \$2500.00 from A1990.400 to A7989.400 for Code Books:** Trustee Carota motioned, Trustee Girard seconded. All in favor, Motion passed.
Discussion: Trustee Gutheil is confused about why this transfer is arising now. Trustee Gutheil stated that there have been quite a few older local laws and asked why they were just being addressed now. Samantha stated that the local laws were never codified. Bill Nikas states this is to print these new codes into the book which is different every year depending on the number of local laws. Trustee Gutheil asked if this was the only place that does this. Bill Nikas stated yes. Trustee Girard asked if the money was ever used because there was a budget of \$2,000 that was budgeted. Samantha stated no but the cost is between \$4100 and \$4500.
- 9. Motion 112024-11 to review Bldgs & Codes Dept request to repurpose the old Police Vehicle for official use and make sure the car is driveable:** Trustee Girard motioned, Trustee Carota seconded. Trustee Gutheil-no, Trustee Girard-yes, Trustee Carota-yes, Mayor Bodkin-yes, motion passed.
Discussion: Building and Codes Enforcement Officer John Pagano wrote a lengthy detailed letter on the repurposing of the old police car for a municipal vehicle. Mayor Bodkin would like the Board to review and reconsider the request. Trustee Girard stated that he would have liked to see the breakdown cost to get the car up and running. Samantha Berg stated that John was working on that. Chief Gifford helped get the car into a garage next week to give it a look over.



The cost should be less than \$200.00. Trustee Girard stated, if it comes back that it's safe to be on the road, he is fine with this. Trustee Gutheil doesn't like the idea and is concerned with the fact that if we do this for one then we would have to do it for others. Trustee Gutheil suggests that the Village should talk to the insurance broker and find out where the insurance stands.

10. **Motion 112024-12 to approve DPW request to adjust insurance coverage on truck #4 and remove it from service:** Trustee Gutheil motioned, Trustee Girard seconded. All in favor, motion passed.

Discussion: TJ stated that the truck had been being used for parts only to keep another truck running. Mayor Bodkin asked TJ for any information on the new truck. TJ stated he has called numerous times and is always told there is no VIN yet, which means it's not even in production. TJ suggested that the next order we have to put in, the Village should put in for two.

11. **To approve the request to waive insurance requirements for vendors at the tree lighting ceremony: No vote taken.**

Discussion: The Food and Craft Vendors will be on the Hayes Group property not on the Village property.

12. **Motion 112024-13 to obligate remaining ARPA Funds for the use of the water infrastructure:** Trustee Girard motioned, Trustee Carota seconded. All in favor, motion passed.

Discussion: Trustee Gutheil asked if there is any money left in ARPA Funds. Samantha Berg stated that there is still money and that is found in NYCLASS.

13. **Motion 112024-14 to approve PD Tire Quote for Warren Tire for the amount of \$755.40:** Trustee Girard motioned, Trustee Carota seconded. All in favor, motion passed.

Discussion: Trustee Gutheil spoke to Chief Dave Gifford about looking locally the next time for quotes. Trustee Gutheil would like to see more local buys.

14. Old Business

- a. **Slic Fiber:** TJ stated that Slic Fiber came out and looked at the locations of the Clerk's Office and DPW Garage for placement. They leaned towards the DPW Garage due to being user-friendly. Slic Fiber is going to come back with stronger quotes on what they would like to do. Trustee Gutheil asked about the draft contract with Slic Fiber. Bill Nikas stated that was a skeleton contract and he has been in contact with Slic Fiber's attorney to fine-tune it. Trustee Gutheil believes we should not be talking about how much money is involved until that's finalized. Slic Fiber is looking for a compensation proposal from the Village. TJ suggested we look at the internet service with them as well. TJ feels this contact will potentially save money for the future.



- b. **Motion 112024-15 to approve the Mayor to sign the plan benefits detail for CDPHP for retirees to renew the policy:** Trustee Girard motioned, Trustee Carota seconded. Trustee Girard-yes, Trustee Carota-yes, Trustee Gutheil abstained due to lack of information and time to review, Mayor Bodkin-yes, motion passed.

Discussion: Mayor Bodkin stated that he and CSEA Attorney met to discuss Medicare and regular healthcare rates and policies. The CSEA Attorney wrote a letter to the Board recommending to stay with the CDPHP plan. Trustee Gutheil is concerned that they are in the same situation again with getting emails and material on the day of the meeting and not having time to look the policies over. Trustee Girard asked Samantha when the current medicare plan ends. Samantha believes it would be December 31st, 2024.

- Motion 112024-16 to put out an RFP to other brokers for employee benefits administration:** Trustee Girard motioned, Trustee Carota seconded. All in favor, motion passed.

Discussion: Trustee Gutheil would like the RFP to include all insurances, not just healthcare. Mayor Bodkin will reach out to another company.

- c. **Motion 112024-17 to approve the Fire Department Contract and move forward with a Joint Fire Protection District with the Town of Moreau:** Trustee Girard motioned, Trustee Carota seconded. Trustee Gutheil-yes, Trustee Girard-yes, Trustee Carota-yes, Mayor Bodkin abstained. Motion passed.

Discussion: Bill Nikas has sent a draft proposal to the Board. Bill Nikas recommended moving to a joint fire protection district with the Town of Moreau. Trustee Gutheil stated that it sounds like it has promise and that state legislation still has to approve it. Bill Nikas stated that NYS has taken favor with this. Bill Nikas stated that the last paragraph of the contract has a good faith effort clause to meet NYS approval. Counsel stated if you approve the contract, you have established the compensation thru Dec 31, 2025, which is based on the budget. If you don't come to a good-faith resolution to join the joint fire district, it would mean 2026 to enter a contract. NYS is promoting municipalities working together. John Rivers advised their attorney has done many of these and there have been no issues from the state getting approval. Counsel spoke with another municipality that suggested this. Mayor Bodkin stated the Village would need a permissive referendum as well. Counsel stated that's the last step. Mayor Bodkin stated that this would be funded through the Town budget by way of sales tax. Trustee Gutheil raises concern about the town's sales tax revenues. Bill Nikas stated that the Town of Moreau lawyer has given their opinion that this qualifies for this type of expenditure for the sales tax. John Rivers asked when they know they can come to sign the contract. Counsel advised he is going to amend the contract for the appropriate payment schedule.



15. New Business:

- a. **Trees Quotes:** TJ gave an update on the Blue Spruce trees that were requested for the Betar Park. Unfortunately, there are not many around right now. TJ did get quotes. Toadflax has 2 in stock for \$699.99 a tree, Garden Time did not have any in stock but charged \$299.00 a tree, and Hewitts had 3 potted 4' for \$250.00. Mayor Bodkin suggested holding off until Spring to get them.
- b. **Lead Line service letters:** Trustee Gutheil raised the concern about the letter that had been sent out to the residents. TJ stated that the Village had nothing to do with the letters and knew this would cause panic when the residents received these letters. TJ stated that he has never seen a lead line in the Village but there are some galvanized lines. The metering project has been able to give them a clear sense of the 28 residents that have galvanized coming through the wall. TJ stated that those residents will be the target next year.
- c. **Air Quality:** Trustee Gutheil mentioned the air quality in the Village is a concern. Trustee Gutheil has received several complaints about this issue. Trustee Gutheil asked if there is somewhere the Clerk's Office is keeping track of the complaints to report to DOT. Samantha stated that the Clerk's Office had not received any complaints on this matter.
- d. **Police Department Reform Policies:** Trustee Gutheil suggested we should be meeting and reviewing the policies that were adopted 3 years ago before they get too far behind.
- e. **PFAS:** Trustee Gutheil mentioned a special funds letter and asked for an analysis of the different companies that are still pending. Trustee Gutheil requested that we get an overview of where the Village is to date and what is still pending. Trustee Gutheil feels we should be applying for these special funds. TJ mentioned that samples were taken and sent to the lab. We should receive results in a few weeks, then the Village will know where the lead vessel stands.

16. Trustee Reports: NONE

17. Mayor Reports:

- a. **Workplace Violence and Sexual Harassment training:** The Mayor is working on a date for the Workplace Violence and Sexual Harassment training.
- b. **Community events:**
 - The South Glens Falls Community Parade is this weekend @ 1 PM. Building and Codes will be out to enforce the peddlers that don't have permits in place. Mayor Bodkin recognized Megan Quinn and the South Glens Falls Fire Company parade committee for the efforts to keep this event still going.
 - The 1st Annual Tree Lighting Ceremony is December 13th @ 5:00PM. Mayor Bodkin thanked Bill and Pat Ramsey who have put



this whole event together with the Village and The Chamber of Commerce. Cheryl Lawyer stated that the community is so excited about this event and has gotten a huge response.

18. Motion 112024-18 to adjourn the meeting at 8:58 PM: Trustee Carota motioned, Trustee Girard seconded. All in favor, motion passed.

