

**VILLAGE OF VICTORY
VILLAGE BOARD OF TRUSTEES
MEETING MINUTES**

**DECEMBER 13, 2016
7:00pm**

Call Meeting to Order

Approval of Minutes:

- Minutes – November 16, 2016 - Monthly Meeting
- Minutes – November 22, 2016 – **Special Meeting**

A motion was made by Mayor Dewey and seconded by Trustee Healy to accept the November 16, 2016 regular monthly meeting minutes and the minutes from the special meeting regarding the Mobile Home Park Law on November 22, 2016. All in favor – aye. Motion passed.

Village Board Correspondence or Announcements:

- **ZBA Meeting:** 3rd Monday/December meeting not yet scheduled
- **Planning Meeting:** 3rd Tuesday/December meeting not yet scheduled
- **Schuylerville/Victory Water Board Meeting:** 3rd Monday/December 19, 2016 at 7:00pm in Victory (due to conflict at Schuylerville meeting place). Meetings typically alternate every other month between the two villages; Victory and Schuylerville.

Monthly Reports:

All reports are read as presented and are as follows;

A. DPW REPORT

- Working Supervisor Bill Lloyd provided a written report which was read.

B. SEWER DEPARTMENT:

- Included with DPW report. Mayor Dewey asked DPW Lloyd if there was a list of parts or inventory parts yet. Did you purchase the parts that were approved at last month's meeting? DPW Lloyd said he had sent Maintenance Worker Cook to pick up parts. Mayor Dewey also asked how many grinder pumps are left to be done. DPW Lloyd responded at least five left to be done. Mayor Dewey said it would be nice to have all of them done.

C. CODE ENFORCEMENT OFFICER REPORT

- CEO Report from Larry Wolcott provided report which was read.
- Issue with blocking alley way with motor vehicle/letter was sent/issue still there
- Issue with car and trailer with Jet Ski left on Herkimer Street/letter was sent/mail undeliverable. CEO Wolcott stated the village can no longer send DPW employees on property to mow grass. Mayor Dewey stated we have a copy of draft public nuisance law and the village is working to address this issue. CEO Wolcott said he has spoken to the Village of Stillwater CEO. The state allows a fine up to \$1000/day or a year in jail and Stillwater basically sends them to their Village Attorney. CEO Wolcott then asked what the recourse is. Response was to send OTR in the mail and if nothing happens, can the Town give fine fare to the Village. Mayor Dewey stated there are two ways to hand this, either criminal or civil cases. Criminal cases go to the town and the Town keeps the fines. "Civil" cases have a longer process but we can recover the fines. He also feels the Village will have to put more money in the budget for legal fees. It is up to the Village to enforce the laws. CEO Wolcott stated we need to define penalties in the OTR's and outline

possible fines. This is an option to create law. Mayor Dewey stated we still have to prosecute, can discuss future cost with the Village Law firm of Carter Conboy and negotiate cost. This is a simple process and should not need to pay senior partner for property violations. CEO Wolcott stated most issues are with rental property, and we need to review how many days are required for an OTR. The State gives 30 days which is better to follow. Mayor Dewey said we could use process server to hand deliver returned mail, but this adds to the cost (appx. \$250). CEO Wolcott will do a draft OTR for Attorney Catalfimo's input and review and update Village form to follow NYS law. Wolcott also to give example of building permit notices for a new furnace or heating appliances, and how the homeowner is held accountable.

We need reach out to the public either on the website/village mailings, etc. The village should retain a Public Health Officer. We should reach out to the County again to discuss lack of a Village Health Officer. If need be, we should be able to use the County.

As for the blocking of the alley issue, Mayor Dewey said the sheriff should be called. DPW Lloyd said the person in question is waiting for an engine to fix his car that is in the alley. Residents have concerns and have complained about this issue since summer. Mayor Dewey stated he would call the Sheriff's Department tomorrow about this and some other issues. On another issue, Village Clerk Lewsey asked if Mayor Dewey could call Attorney Catalfimo about the issue of the letter sent to resident on Herkimer Street regarding the Jet Ski which came back to the village as undeliverable

D. FIRE DEPARTMENT REPORT

- Fire Department Report from Chief Wolcott which was read.
- Approval needed to purchase 6 pagers
 - Quote: STATE CONTRACT/Pittsfield Communications Systems, Inc. \$2,084.82. **A motion was made by Mayor Dewey and seconded by Trustee Healy to approve the quote from Pittsfield Communications Systems, Inc. for 6 pagers in the amount of \$2,084.82. All in favor – aye. Motion passed.**

E. WATER DEPARTMENT REPORT

- Draft minutes from November 21, 2016 meeting are on file.

F. VILLAGE TREASURER'S REPORT

- Monthly report ending November 2016 was read.

G. PLANNING BOARD REPORT

- Chairman Pete Healy. Mayor Dewey sent an email to Corey Helwig as a follow on the Chairman position. If Chairman Healy resigns, there is a need to formalize the action officially in writing.

H. ZONING BOARD OF APPEALS REPORT

- Chairperson Jaime O'Neill-no meeting/no report

OLD BUSINESS:

- A. Litigation: Sewer Manhole and Flow Meter Issues. Mayor Dewey stated he has not spoken to Mark Couch, but is waiting for draft letter to send to the Village of Schuylerville, received correspondence today.
- B. Mill Redevelopment/Riverview Realty. Mayor Dewey shared concerns about proposed project in Victory to Mr. Kauffman at his recent open house for The Lofts Project in Albany.
- C. Mobile Home Park Local Law
 - Special Meeting was held November 22, 2016 with village attorney to review proposed amendments. Waiting to hear back from Attorney Catalfimo as a follow up to the Mobile Home

Fees and law. Also received deed from Attorney Catalfimo referencing Building 8, the brick structure to be demolished on Gave Avenue.

D. DPW Truck

- Pending specs and waiting for the process of the Dormitory Authority. Mayor Dewey has specifications and will call Assemblywoman Woerner personally. He has called her office but has not heard back

E. USDA Sewer Loan #92-02 Long Term Debt Information

- Estimated interest on current borrowing and optional loan estimations provided. Received spreadsheet, but this matter has been tabled for a later date.

NEW BUSINESS:

- A. A review of village copier needs were discussed between a purchase vs leasing options. **A motion was made by Mayor Dewey and seconded by Trustee Healy to purchase a new copier/scanner not to exceed \$400. All in favor – aye. Motion passed.**
- B. RESOLUTION: Budget Amendment. **A motion was made by Mayor Dewey and seconded by Trustee Healy to approve the transfer of \$3500 from account A1990.4 Contingency to A1420.4 Contractual for the purpose of amending the budget for expenses related to Law Contractual due to litigation matters that are over and above the monthly retainer fee as outlined in the agreement with Carter Conboy. All in favor – aye. Motion passed.**

Open Floor: None. Resident did not attend to discuss concern of tree removal, therefore, no discussion or decision was made.

Audit Claims:

- Abstract # 7 ~ DECEMBER 2016
 - General Fund \$9,430.74
 - Sewer Fund \$1,545.87

A motion was made by Mayor Dewey and seconded by Trustee Healy to accept the Audit Claims for Abstract #7 as submitted. All in favor – aye. Motion passed.

Executive Session: None

UPCOMING VILLAGE BOARD MEETINGS:

- Monthly Meeting
 - Tuesday, January 10, 2017 at 7:00pm

ADJOURNMENT: A motion was made by Mayor Dewey and seconded by Trustee Healy to adjourn the meeting. All in favor – aye. Motion passed.

Respectfully Submitted,

JoAnn Biellkiewicz

Recording Secretary