

**VILLAGE OF VICTORY  
VILLAGE BOARD OF TRUSTEES**

MAY 9, 2017 7:00pm

MONTHLY MEETING MINUTES

Call Monthly Meeting to Order: All Board Members were present.

**Approval of Minutes:**

- Minutes – April 10, 2017 - Monthly Meeting
- Minutes – March 28, 2017 – Budget Meeting

**A motion was made by Mayor Dewey and seconded by Trustee Healy to approve the monthly meeting minutes of April 10, 2017 and the Special Budget Meeting of March 28, 2017 as submitted. All in favor – aye except for Trustee Sullivan who abstained due to being absent. Motion passed.**

**Village Board Correspondence or Announcements:**

- **ZBA Meeting:** May 22, 2017 Public Hearing held at 6:35pm/Regular Meeting to follow
- **Planning Meeting:** May 16, 2017 at 6:30pm
- **Schuylerville/Victory Water Board Meeting:** May 15, 2017 at 7:00pm in Victory
- **Saratoga County Historical Society at Brookside Museum:** Request for community support and information was provided for many programs being offered. Program notices will be posted on village corkboard.
- **NYCOM:** information on NYS mandate for counties to develop a County-wide shared services property tax savings plan.
- **CT Male Associates:** correspondence received for 2017 consolidation funding for utility plans/improvements, storm water, parks and historic preservation, waterfront and downtown and economic development-business assistance and job creation.

**Monthly Reports:**

All reports are read as presented and are as follows;

**A. DPW REPORT**

- Working Supervisor Bill Lloyd provides written report
  - Capital Tractor to look at generator on Thursday (exercise mode)
  - Service costs \$100.00.
- **QUOTE:** 2009 Chevy Silverado Truck Tires
  - Joe’s Super Auto \$370.00
  - Greenwich Tire Service \$360.00
  - Warren Tire \$345.90

**A motion was made by Mayor Dewey and seconded by Trustee Sullivan to accept the quote from Warren Tire for two 10 ply tires in the amount of \$345.90. All in favor – aye. Motion passed.**

**B. SEWER DEPARTMENT:**

- Included with DPW report.

**C. CODE ENFORCEMENT OFFICER REPORT**

- Larry Wolcott submits report. Mayor Dewey asked if this was the time to discuss the complaints related to the alleyway. CEO Wolcott stated he has drawn up a draft notice as this crosses over with the international fire codes/village zoning law and am sure some local law would be included. The course of action would be to send them a letter and see if they respond. How does the village feel about “no parking” signs? Stated the firetruck can’t get through. Course of action could be to call the state police/sheriff, have tickets issued and vehicles towed. Mayor Dewey asked if there are a lot of vehicles that usually park in the alleyway. DPW Lloyd stated there should be no cars in the alleyway

unless they are loading or unloading. Residents are not parking there and it is usually clear. CEO Wolcott said he had sent a draft notice to the Village Clerk for review, as she has more knowledge of the zoning law than he. Trustee Healy asked what is involved with having someone's vehicle towed. We couldn't have it towed unless we have it marked "no parking." Trustee Healy suggested marking on each end "no parking on pavement." Mayor Dewey said that would be okay but we need to be sure we are not going to have other residents complaining about that as this has happened in Schuylerville during a snowstorm one time. They are obviously running a business out of that property. CEO Wolcott stated he has that written in the draft that they are non-conforming to the Village Zoning Law let alone the international fire codes. Mayor Dewey said an OTR should be sent to the owner that way we can let the owner come to us saying they are not doing these charges. Mayor Dewey did say he has checked the registrations with the plate numbers and they do match. CEO Wolcott stated we should reach out to the DMV as some of these plates are "dealer plates" used for transporting, not to be switched periodically between vehicles. DPW Lloyd stated one of the vehicles is being used for racing. Trustee Sullivan suggested sending them a letter to cease and desist as they are not authorized to do this. CEO Wolcott said he stated in the draft notice there is a path through village zoning to pursue the avenue of running a business. Village residents Leslie Dennison and Kathy Mosher stated they have pictures showing the vehicles, etc. CEO Wolcott wanted to be clear, that he is certainly willing to send them these letters, but wanted to be sure that he and the village board were all on the same page with this process, but feels this won't stop, and will probably will need to call the police. As far as the noise ordinance goes, every time the neighbors violate this local law, the police need to be called as there is nothing he can enforce. Ted Mosher stated the neighbors just don't quit, music until 2-3am – almost 9am to 2am every night of the week. CEO Wolcott suggested that if the neighbors are playing music over there at 11:30-12:00 at night, call the police. Mayor Dewey reaffirmed that the police said to call them and they can enforce that. CEO Wolcott said it appears they do not want the troopers/sheriff's nosing around over there. Mr. Mosher noted he has talked to the neighbors and begged them to stop, but they just laughed at him. He also said there has been battery in the alley that he removed himself. It seems to be a constant battle, as the neighbors just don't care. Mayor Dewey stated that the person running this business is not the property owner. CEO Wolcott again suggested inquiring with the DMV with pictures of the dealer plates. Mayor Dewey also noted the junkyard law, to which Wolcott replied that is stated in the draft OTR. The Village Clerk asked who authorizes towing as the village has nothing in place. Mr. Mosher again said he did not want to keep calling the police. Wolcott asked Lloyd if he has seen Trooper Galcik to which Lloyd replied yes and that he has checked on the cars and plates. Mayor Dewey stated this reflects on the quality of life issue.

- As for the 28 Gates Avenue issue: The county presently owns the property but will not do any property maintenance. The village CEO could send an OTR, but right now the bidder of the property has 30 days to clean up the property once he receives an OTR. He has until May 19<sup>th</sup> to pay the back taxes and make payment and at that time we could have an OTR ready to mail. Trustee Sullivan asked how long the property has been like this. Wolcott responded months, and the original OTR was sent to the previous owner. Trustee Sullivan stated this is a terrible eyesore. There was a discussion between Trustee Sullivan and CEO Wolcott of who owns the property and who should be cleaning it up. Wolcott again said it is his understanding that the county owns the property and they do not do property maintenance. If the present bidder of the property does not want to take possession of the property, the next bidder would have an additional 30 days to pay the taxes and make payment. Trustee Sullivan said that means another couple of months with it looking the way it does now. Mayor Dewey also agreed that he has spoken to Town Supervisor Wood and was also told the county does not do property maintenance. Trustee Sullivan asked why we just don't go in and clean it up and send the bill to someone. Wolcott stated it would not be right to send the village DPW staff with a dump truck down to the property and clean it up. Mayor Dewey also said he can't ask the DPW staff to do something that is illegal. This will need to be taken up with the village attorney and take his advice. Right now we should wait until May 19<sup>th</sup> to see if the property has been purchased. Trustee Sullivan stated we have done this type of work in the past and we seem to have reasons to not do it now, but it
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has been before, and once the work has been done we send the property owner the bill. Let's just do that again. Mayor Dewey and CEO Wolcott said yes we did do that before, but that was before we found out it was illegal. Mayor Dewey asked Trustee Sullivan how he suggests the village get this done and who is going to pay for it and are you willing to go to court with the county over this. Again it was noted that the village is in need of a public health officer which would be able to have the property condemned.

D. FIRE DEPARTMENT REPORT

➤ Fire Department report by Chief Wolcott.

E. WATER DEPARTMENT REPORT

➤ Draft minutes from April 17, 2017 meeting.

F. VILLAGE TREASURER'S REPORT

➤ Monthly report ending April 30, 2017

G. PLANNING BOARD REPORT

➤ Chairman Corey Helwig/no report/no meeting

H. ZONING BOARD OF APPEALS REPORT

➤ Chairperson Jaime O'Neill-meeting April 24, 2017. Chairperson to provide report next month for March and April.

I. SCHUYLER EMS REPORT

➤ Mayor Dewey recognized J.R. Hanna from General Schuyler Emergency Squad which was present and prepared to report as a follow up from last month's meeting. He stated they are still in the process with the merger and everyone feels this is the right move to be made. Now the business of action is to do the merger which will need the approval of the Attorney General of New York State which can take a while but conditions are that everything is run through Wilton EMS which has been taking place since March. He did not have the call volume information on hand, but there will be a blood drive held on May 20<sup>th</sup> from 8:00am to noon. Next participating in the training initiative to train 1M in CPR and anyone interested in CPR training, contact them. They will be meeting with small businesses in the Village of Schuylerville in a reach out program. Trustee Sullivan asked what had precipitated joint effort. Mr. Hanna responded that health care nationally. With medical reimbursements at a low for our area, the cost of doing business is very high. The merging of group is better for training, and he does not see no negative side of any of this. CEO Wolcott also noted that General Schuyler was mostly handled by volunteers which has happened in the smaller EMS agencies which end up being taken over by larger ones.

**OLD BUSINESS:**

A. **Litigation:** Ongoing Sewer Manhole and Flow Meter Issues with Village of Schuylerville. Mayor Dewey stated the Village of Schuylerville Attorney has filed to preserve right to appeal. Mayor Dewey has had a brief conversation with the new Mayor of Schuylerville, Dan Carpenter, and Mayor Carpenter will speak to his board regarding this and get back to Mayor Dewey and is waiting to hear back from him. New information has come to light to which our board will review.

B. **Mill Redevelopment/Riverview Realty**

➤ Demolition/Building #8 status. Mr. Kaufman lost his case with Enel and has been trying to contract for demolition to have the building torn down and stop Village of Victory legal action. He will be coming in to get a building permit to do so.

C. **DPW Truck**

➤ Discuss Final Specs/Bid Dates. Mayor Dewey stated he is in possession of the Truck Specs and asked if everyone had them. Trustee Sullivan responded he had not seen them. Trustee Healy feels fine with them and with moving forward with plans. Mayor Dewey said that after review we will need to itemize them and put them in bid format. Once formalized the will need to be sent to village attorney, Catalfimo and try to complete for May 31<sup>st</sup>.

D. **Proposed Local Law and Discussion of Fees, Costs and Expenses**

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- Approve new fees and create Schedule A for all village local laws and ordinances. Mayor Dewey noted that the village needs to raise revenue and looked at Table A, spreadsheet provided. They proceeded through Table A line by line to discuss and recommend changes.

**E. Mobile Home Park License Renewal Update**

- Gordon application and fee of \$180.00 is PAID
- License pending CEO inspection

**New BUSINESS:**

- A. Coin Drop request:** Red Knights are requesting to again hold a coin drop the weekend of the fire department chicken barbeque and also the weekend of the town wide garage sale on September 16, 2017. Hours requested are 9am-1pm. If approved, a certificate of insurance will be requested. **A motion was made by Trustee Healy and seconded by Mayor Dewey to approve the Red Knights coin drop scheduled for September 16, 2017 between the hours of 9am – 1pm. All in favor – aye. Motion passed,**
- B. Resolution for Turning Point Parade:** 23<sup>rd</sup> annual parade scheduled for Sunday, August 6, 2017. **The board supports this action and a draft resolution will be prepared for 5/31 meeting. A motion was made by Trustee Healy and seconded by Mayor Dewey to approve this proposed resolution for the 23<sup>rd</sup> Turning Point Parade. All in favor –2 ayes, nay -1 as Trustee Sullivan abstained as he does not like the parade. Motion passed.**
- C. Review Technical Support Agreement:** Harris submits invoice for Admit system (real property tax program) for period of July 2017-June 2018 in the amount of \$1737.62. If no agreement is in place, the fee is \$500.00 per call/\$400.00 for each subsequent hour on the same issue. **A motion was made by Mayor Dewey and seconded by Trustee Healy to approve the Harris Technical Support Agreement in the amount of \$1,727.62 for the period of July 2017-2018. All in favor – 2 ayes, 1 nay as Trustee Sullivan voted no. It was also noted the village should look into new software this year that could handle both the village tax as well as the sewer billing. Motion passed.**
- D. Review Pro rate of Sewer**
- Current policy is by month/any part of the month then the account is pro-rated
  - Water now does daily pro rate/sewer has been monthly but recent inquiry brings this issue to the board to review discuss the village current policy.
- A motion was made by Mayor Dewey and seconded by Trustee Healy to continue the current policy being used which is by month/any part of the month for pro-ration. All in favor – aye. Motion passed.**
- E. Kiosks from Lake to Locks installation**
- Review site for 2 of the 3 kiosks. Mayor Dewey would like the board to get together to check the park for ideas on the installation of the kiosks, Trustee Healy suggested meeting Sunday, 5/21 at 9:00am at the village office and get dimensions of the kiosks prior to going to the park. An email reminder will be sent to the board stating date and time to meet.
- F. LA Group/Tracey Clothier**
- Will attend June meeting to discuss next grant application round due in September for the village park.
- G. RESOLUTION:** Budget Amendment. **A motion was made by Trustee Healy and seconded by Mayor Dewey to approve the Budget Amendment to authorize the transfer of appropriation line items in the general fund for overspend appropriations for payroll, treasurer contractual costs, engineering costs associated with close out of the village’s housing grant and additional ballot costs associated with the village election. Dollars transferred were: From: A1990.4-Contingency \$308.00, A9010.8-State Retirement \$3,710.00 for a total of \$4,018.00. To: A1325.4-Treasurer, Personal Services \$3,200.00, A1325.4-Treasurer, Contractual \$204.00, A1440.4-Engineer, Contractual \$500.00, A1450.4-Elections Contractual \$114.00 for a total of \$4,108.00. All in favor – aye. Motion passed.**

**Open Floor: None**

Mayor Dewey insists that all outgoing correspondence from the village office be approved by the Board prior to sending out. Trustee Sullivan stated he assumes that the Mayor is talking about the email he had requested the Village Clerk send to Uri Kaufman regarding the mill. Mayor Dewey replied yes, that’s exactly what I am referring

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to. Mayor Dewey asked Trustee Sullivan if he had received any past emails regarding the mill. Trustee Sullivan responded he had received one. A lively conversation between Mayor Dewey and Trustee Sullivan ensued for a period of time. At the end of the exchange of opinions between Mayor Dewey and Trustee Sullivan, Mayor Dewey insisted again that all outgoing correspondence from the village office be reviewed and approved by the Village Board prior to being sent out.

**Audit Claims:**

- Abstract # 12 – MAY 2017
  - General Fund \$ 8,254.04
  - Sewer Fund \$ 625.55

**A motion was made by Mayor Dewey and seconded by Trustee Healy to approve the Audit Claims for Abstract #12 as submitted. All in favor – aye. Motion passed.**

**Executive Session:**

**UPCOMING VILLAGE BOARD MEETINGS:**

- Next Monthly Meeting:
  - Wednesday, May 31, 2017-FY End Meeting at 7pm
  - 2<sup>nd</sup> Tuesday, JUNE 13, 2017-Regular Meeting at 7pm

**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 Bielkiewicz*

Recording Secretary

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