

**VILLAGE OF VICTORY
VILLAGE BOARD OF TRUSTEES**

SPECIAL MEETING - FISCAL YEAR END

AGENDA

May 30, 2018

6:30 pm

Call Meeting to Order: Mayor Dewey called the meeting to order and dispensed with the pledge of allegiance.

Roll Call: Mayor Dewey, Trustee Tim Healy and Trustee Leslie Dennison. Also attending Clerk/Treasurer Maureen Lewsey.

New Business:

1. RESOLUTION: Settlement Agreement between the Village of Schuylerville

- The Settlement Agreement is a result of litigation negotiated between the Village of Victory and the Village of Schuylerville. The settlement was in the amount of \$150,000.00 for each village and is outlined in the following manner; Village of Schuylerville will pay Victory in the amount of \$150,000.00 to represent the alleged damage to the metering station including a manhole removal, removal of flow data recording equipment and improper improvements on lands owned by Victory and Village of Victory will pay Schuylerville in the amount of \$150,000.00 for past unpaid operation and maintenance fees. Along with this settlement Victory will deed the real property over to Schuylerville, known as parcel 1 (2,938 sf) and parcel 2 (3,750 sf) near the Schuylerville WWTP and hand over the care and control of the equipment reserve account approximately \$58,000.00. Mayor Dewey discussed the Agreement with the village attorney Mike Catalfimo and he has prepared the resolution for adoption. Mayor Dewey also discussed with Catalfimo placing the check from Schuylerville into the village's general fund vs the sewer fund. After a brief discussion, **Mayor Dewey made a motion to approve the Settlement Agreement in the amount of \$150,000.00 as outlined with Trustee Dennison seconded the motion. Vote: 3-0, all ayes. Motion Passed.**

2. RESOLUTION: Amend Sewer Budget ~ Transfer \$150,000.00

- This resolution will amend the current sewer budget by transferring from unassigned fund balance into the budget to allow the payment of the settlement agreement to Schuylerville. **Mayor Dewey made a motion to approve this budget amendment and transfer in the amount of \$150,000.00 with Trustee Healy seconded the motion. Vote: 3-0, all ayes. Motion Passed.**

3. RESOLUTION: Sewer Agreement between the Village of Schuylerville

A new Sewer Agreement has been agreed to between both Village's which will replace the previous Sewer Agreement dated May 3, 1992 and amended April 8, 1996 and December 12, 2003 respectively. On an annual basis Schuylerville will bill on September 1st to Victory in the amount of \$60,000.00 which will cover the period of June 1st through May 31st. The annual bill will be due on or before November 1st of each year or within 60 days of receipt of the described bill. The amount of \$60,000.00 will be subject to increase or decrease shown in the published annual change in the average Consumer Price Index for All Urban Consumers in the Northeast for the last January through December as reported by the US Bureau of Labor Statistics.

3 # RESOLUTION: Sewer Agreement – CONTINUED

The terms of the Sewer Agreement begin June 1, 2018 through May 31, 2045. After brief discussion, **Mayor Dewey made a motion to approve the new Sewer Agreement with Trustee Dennison seconded the motion. Vote: 3-0, all ayes. Motion Passed.**

4. **RESOLUTION: Signature Authorization for Settlement Agreement and Sewer Agreement**
 - **Trustee Healy made a motion to approve Mayor Dewey as the designated signer on the Settlement Agreement and the Sewer Agreement on behalf of the Village of Victory with Trustee Dennison seconded this motion. Vote: 3-0, all ayes. Motion Passed.**
5. **RESOLUTION(s): Final Budget Amendment FY 17.18**
 - A final budget amendment has been presented by Clerk/Treasurer Lewsey in order to balance between appropriations to close out the fiscal year. The general fund will transfer between various appropriations in the amount of \$5,154.19 and the sewer fund will transfer between appropriations in the amount of \$239.80. **Mayor Dewey made a motion to approve the resolution as presented with Trustee Dennison seconded the motion. Vote: 3-0, all ayes. Motion Passed.**
6. **Audit Claims – Final Abstract # 12**
 - **Trustee Healy made a motion to approve the general fund abstract in the amount of \$1,549.26 and the sewer fund abstract in the amount of \$2,255.00 with Trustee Dennison seconded the motion. Vote: 3-0, all ayes. Motion Passed.**
7. **RESOLUTION: Transfer Sale of Firetruck proceeds of \$2,600.00 to the PPE reserve account**
 - The David Nevins Fire Company placed a 1991 Federal Fire Truck on an auction site and accepted a bid in the amount of \$2,600.00. Fire Chief Larry Wolcott requested that the proceeds be transferred into the Firefighting PPE Reserve Fund. After brief discussion, **Mayor Dewey made a motion to transfer the proceeds of the surplus 1991 Federal Fire Truck in the amount of \$2,600.00 to the PPE Reserve Fund with Trustee Dennison seconded the motion. Vote: 3-0, all ayes. Motion Passed.**
8. **Discuss General Schuyler Saw Mill Park** options for funding and grant applications. Determine what next steps to take and if grant application(s) will be supported and or submitted.

Tracey Clothier from the LA Group provided a timeline of grant applications and suggested time frames for the work to begin.

The Village Board reviewed the suggested Phase I of the plan but was concerned of the cost of not only this portion but also of the total project outlined. Trustee Dennison inquired about SHPO (State Historic Preservation Office) and if any determination had been made. A letter was received from SHPO about the potential of the phase 1 study.

Mayor Dewey would like the village to at least move forward with moving the utility poles and getting an engineer from National Grid out to look at the project. No one knew how the utility poles were placed through this property without the village's approval years ago. Mayor Dewey also said he would like to go in the direction of making this park improvement a community project allowing the community to provide some of the work needed.

Parts of the outlined park project was supported and the measure of getting locust trees from a Town project has had no response. However, there was a village resident that knew of where some trees were down and was going to inquire about them. The locust would be utilized in creating the snake rail fence design on the outside perimeter.

After brief discussion, the Village Board determined the overall cost of the project was just too costly and was hesitant about applying for grants this summer. Two options were available of the grant money; one was a 50/50 match and the other was a 75/25 match. Both promising options but also required the village to pay out first and then wait for reimbursement.

At this time, it was TABLED to apply for either grant option.

9. **Discuss Outside User Application for hook up to Village Sewer Main**

- Burgoyne Street Resident approached the village earlier this month with the option of being permitted to connect to the Victory sewer main across the street.

This property is in the Town of Saratoga and is currently an outside water user. However recent inspection of the current septic tank requires action to either replace or tie into the public sewer.

Although Mayor Dewey talked to the homeowner about the additional legal costs, there has been no other discussion from the resident about this cost.

Trustee Dennison strongly suggests that the Town Supervisor be contacted to discuss local support in reaching out to the Village of Schuylerville in order to go down Burgoyne Street on the same side and connect into that sewer main vs going across Burgoyne Street. Trustee Dennison added she had concerns about the input by DOH and SHPO would have on this matter. Also she would support proper engineering for any connection but it would come as a cost to the homeowner. She stated that it is likely DOH wouldn't accept it without having a plan.

Mayor Dewey stated that CEO Gil Albert should coordinate with the Village of Schuylerville on this matter as he has talked to Mayor Dan Carpenter in passing about the connection.

After further discussion, **Trustee Healy suggested writing a letter to the resident that the Victory connection is not a viable plan and to return the application fee of \$200.00 for return with Mayor Dewey seconded the motion. Vote: 3-0, all ayes. Motion Passed.**

10. RESOLUTION: Tax Warrant FY 2018.2019

- Clerk Treasurer Lewsey presented the tax warrant for Fiscal Year 2018.2019 and is outlined as follows; real property taxes \$198,709.74, levied water rents \$25,847.00, levied sewer rents \$25,466.15 and miscellaneous levy \$1,641.72 for a total \$248,664.61. The tax bills will be sent out on June 1st and due July 2nd. **Trustee Dennison made a motion to approve the Tax Warrant for FY 2018.2019 in the amount of \$248,664.61 with Trustee Healy seconded the motion. Vote: 3-0, all ayes. Motion Passed.**

11. Quote/Village Hall Furnace

- Replace heat exchanger: Quote was received from Roland J. Down to replace the heat exchanger, flame sensor, hot surface ignitor and zone damper (Materials and labor included)
- The Village Board requested to get two additional quotes to meet the procurement policy requirements. It was discussed that the furnace is eighteen years old with a twenty year warranty. This would be the second heat exchanger replaced as the current heat exchanger was replaced four years ago. The Village Board suggested contacting local contractors for the quotes and have them ready for the next meeting on June 12, 2018.

Open Floor: None

Executive Session:

Mayor Dewey made a motion to enter into executive session for potential litigation on a land acquisition matter with Trustee Dennison second the motion. Vote: 3-0, all ayes. Motion Passed.

Mayor Dewey made a motion to exit executive session with Trustee Dennison seconded the motion. Vote: 3-0, all ayes. Motion Passed.

No decision was made in Executive Session and the item was tabled for future discussion.

Upcoming Meetings: Monthly Meeting ~ 2nd Tuesday, June 12, 2018 ~7:00pm

ADJOURNMENT: Trustee Dennison made a motion to adjourn the meeting with Mayor Dewey seconded the motion. Vote: 3-0, all ayes. Motion Passed.

Respectfully Submitted,

Maureen Lewsey
Village Clerk Treasurer