

REGULAR BOARD MEETING

April 17, 2013

PLEDGE OF ALLEGIANCE

These are the proceedings of the Regular Board meeting of the Board of Trustees of the Village of Gouverneur held Wednesday, evening, on April 17, 2013 at 7:00 p.m. in the Court Room of the Municipal Building.

ROLL CALL: PRESENT:

Mayor Ronald McDougall
Trustee Charles Newvine
Trustee Nelson Lawrence
Trustee Roger LaPierre
Trustee Shelly Simons-Washburn

Village Clerk/Treasurer, Jennifer Link
Deputy Clerk/Treasurer, Barbara Finnie
Superintendent of Public Works, Michael Moroz
Chief of Police, Gordon Ayen
Code Enforcement Officer, Michael McQuade
Recreation Director, Casey Canell

Mayor McDougall reconvened the Regular Board Meeting at 7:00 pm.

Trustee Newvine made a motion to approve March board meeting and public hearing minutes. Trustee Washburn seconded the motion and it was carried.

There was a discussion regarding the Gouverneur Rescue Squad 2012-2013 Agreement. The Board is requesting a budget from them by the May Board Meeting and at that time the Village will sign the agreement and make payment to them.

Old Business

**BOND RESOLUTION OF THE VILLAGE OF GOUVERNEUR, NEW YORK,
ADOPTED APRIL 16, 2013,
AUTHORIZING THE FUNDING OF THE INFRASTRUCTURE
IMPROVEMENTS IN CONNECTION WITH NYS DOT PROJECT NO. 7143.31
ENLARGING AND EXTENDING THE WATER LINES AND AUTHORIZING
THE ISSUANCE OF A BOND AND/OR BOND ANTICIPATION NOTES OF THE
VILLAGE IN THE PRINCIPAL SUM OF \$756, 422.34.**

RESOLVED, this 16th day of April, 2013, by the Village Board of the Village of Gouverneur, county of St. Lawrence and the State of New York, at a regular meeting at which Mayor Ronald McDougall, and Trustees Charles Newvine, Nelson Lawrence, Shelly Simons-Washburn and Roger LaPierre were present, as follows:

Section 1. The expenditure of \$756,422.34 which the Village requires for funding the infrastructure Improvements in Connection with NYS DOT Project No. 7143-31, enlarging and extending the water lines is hereby authorized. The total estimated cost is approximately 4756,422.34.

Section 2. The plan for financing the said capital improvement consists of the issuance of serial bonds of the Village in the principal sum of \$756,422.34.

Section 3. In anticipation of the issuance of said Serial bonds, the Village is authorized to issue a Note in the principal amount of \$756,422.34 pursuant to the provisions of the Local Finance Law.

Section 4. The period of probable usefulness of the aforesaid purpose for which said bonds are anticipated to be issued pursuant to Section 11.00 (1) of the Local Finance Law is hereby determined to be forty years.

Section 5. The full faith and credit of said Village of Gouverneur are pledged to the payment of the principal of said bond and interest thereon when due.

Section 6. It is hereby determined that the proposed maturity of the obligation authorized hereby will not be in excess of five years.

Section 7. The Village Clerk is hereby authorized and directed to sell such bond and/or bond anticipation notes at private sale in accordance with the provisions of Section 63.00 of the Local Finance Law.

Section 8. The bond and/or bond anticipation notes shall be in substantially the form set forth in attached Schedule "A" which is annexed hereto and made a part hereof as if incorporated herein.

Section 9. The bond resolution is subject to a permissive referendum.

Trustee Newvine moved the adoption of the foregoing resolution, seconded by Trustee LaPierre, and duly put to a vote on roll call, which resulting as follows:

Ayes: 5

Noes: 0

The resolution was declared adopted.

SCHEDULE "A"

Amount and Title: \$756,422.34 Bond Anticipation Note for
Infrastructure Improvements in Connection
with NYS DOT Project No. 7143.31
Enlarging and Extending the Water Lines

Dated: April 16, 2013

Matures: April 15, 2014

<u>Number</u>	<u>Denomination</u>	<u>Interest Rate Per Annum</u>
1	\$756,422.34	2.19%

**RESOLUTION BY THE VILLAGE BOARD
VILLAGE OF GOUVERNEUR
PERTAINING TO THE STREET LIGHTING DISTRICT
FOR THE ROUTE 11
DEPARTMENT OF TRANSPORTATION PROJECT
FEBRUARY 19, 2013**

WHEREAS, the New York State Department of Transportation proposes to reconstruct U.S. Route 11 in the Village and Town of Gouverneur located in St. Lawrence County, PIN 7143.31, and

WHEREAS, the Village needs to create a lighting district in the Village of Gouverneur so National Grid can take over the street lighting for the section of the Rt 11 project.

NOW, THEREFORE, BE IT RESOLVED, that the Village of Gouverneur approves this lighting district in the Village of Gouverneur and authorizes National Grid to take over the street lighting for the section of the RT 11 project and to prepare the Application for Service agreement.

BE IT FURTHER RESOLVED: that the Clerk of the Village of Gouverneur is hereby directed to transmit four (4) certified copies of the foregoing resolution to the following address:

Brian A. Baxter, P.E.
New York State Department of Transportation
8th Floor, Design Office
317 Washington Street
Watertown, NY 13601

Motion made by Trustee Lawrence, seconded by Trustee Newvine and carried.

Trustee Newvine at the April 17, 2013 Regular Board meeting made a motion to rescind the following resolution adopted February 19, 2013. Trustee LaPierre seconded and it was carried.

**RESOLUTION BY THE VILLAGE BOARD
VILLAGE OF GOUVERNEUR
PERTAINING TO THE STREET LIGHTING DISTRICT
FOR THE ROUTE 11
DEPARTMENT OF TRANSPORTATION PROJECT
APRIL 17, 2013**

WHEREAS, the New York State Department of Transportation proposes to reconstruct U.S. Route 11 in the Village and Town of Gouverneur located in St. Lawrence County, PIN 7143.31, and

WHEREAS, the Village needs to create a lighting district in the Village of Gouverneur;

WHEREAS, National Grid intends to install and maintain street lighting facilities and to support the Village's needs for lighting in this area;

NOW, THEREFORE, BE IT RESOLVED, that the Village of Gouverneur agrees to establish a lighting district within the Village of Gouverneur and authorizes National Grid to install and maintain street lighting facilities and to support the Village's needs for lighting and to prepare an Application for Service Agreement.

BE IT FURTHER RESOLVED: that the Clerk of the Village of Gouverneur is hereby directed to transmit four (4) certified copies of the foregoing resolution to the following address:

Brian A. Baxter, P.E.
New York State Department of Transportation
8th Floor, Design Office
317 Washington Street
Watertown, NY 13601

Motion made by Trustee Nelson Lawrence, seconded by Trustee LaPierre and carried.

**2013-2014 BUDGET ADOPTION
APRIL 17, 2013**

WHEREAS, the Village of Gouverneur Board of Trustees conducted a public hearing on the tentative budget on April 15, 2013, at 6:00 p.m. at the Municipal Building on the preliminary budget and heard all persons desiring to be heard thereon;

NOW, THEREFORE, BE IT RESOLVED by the Village of Gouverneur Board of Trustees that the preliminary budget is hereby adopted and that the amounts are to be stated in column titled Final Budget and hereby are appropriated for the objects and purposes specified and therein effective June 1, 2013.

Trustee Newvine made the motion to approve the above resolution. Trustee Washburn seconded the motion and it was carried.

Changes to Tentative Budget

A1001 - \$1,313,606.43
A1081 - \$3,404.03
3501 - \$82,055.72
A1990.4 - \$49,646.10

General Fund – Fund Balance - \$28,986.00

**WATER USE RATES
APRIL 17, 2013**

WHEREAS, the Village of Gouverneur Board of Trustees conducted a public hearing on April 15, 2013, at 6:30 p.m. at the Municipal Building on the Water Use Rates and heard all persons desiring to be heard thereon;

NOW, THEREFORE, BE IT RESOLVED by the Village of Gouverneur Board of Trustees that the proposed water use rate increase of 5.164% be adopted and to be effective May 1, 2013.

Trustee Newvine made the motion to approve the above resolution. Trustee LaPierre seconded the motion and it was carried.

**RESOLUTION AUTHORIZING
SUBMISSION OF AN APPLICATION FOR 2013
FUNDING IN THE CONSOLIDATED FUNDING
APPLICATION PROCESS**

WHEREAS, federal grant funding is available through the New York State Office of Community Renewal to support local community development activities which are undertaken by eligible municipalities; and

WHEREAS, the Village of Gouverneur is eligible to apply for such funding in the 2013 application round;

WHEREAS, the Board of Trustees has determined that such funding should be used to support housing rehabilitation or public facilities improvements; and

WHEREAS, this proposal has been considered at two public hearings conducted by the Village Board on March 19 and April 17, 2013; now therefore

BE IT RESOLVED, the Mayor is authorized to sign and submit one or more applications for consideration in the 2013 funding competition; and

BE IT FURTHER RESOLVED, the Mayor is authorized to sign all agreements, certifications and other documents required to complete the application and to accept a grant and administer the program which is to be proposed for this funding.

Motion made by Trustee Lawrence, seconded by Trustee Washburn and it was carried.

**RESOLUTION TO ADOPT GUIDELINES AND PROCEDURES FOR
ADMINISTRATION OF
THE RENTAL REHABILITATION PROGRAM USING 2012 HOME FUNDING**

WHEREAS, grants have been received from the NYS Office of Community Renewal using federal funds from the United States Department of Housing and Urban Development (HUD) under the HOME Investment Partnerships Program for implementation of a Rental Rehabilitation Program that will provide financial assistance to support rehabilitation of absentee-owned rental apartments in the Village of Gouverneur; and

WHEREAS, the Village has agreed to administer that program in compliance with rules and regulations established by HUD and published in the Code of Federal Regulations at 24 CFR Part 570; now therefore

BE IT RESOLVED, the attached guidelines and procedures are hereby adopted and shall become effective immediately for rehabilitation activities conducted in rental properties with HOME funding in the Village of Gouverneur.

Motion made by Trustee Washburn, seconded by Trustee Lawrence and it was carried.

**PROPOSED LOCAL LAW #4 OF 2013
RESOLUTION
APRIL 17, 2013**

WHEREAS, the Village of Gouverneur Board of Trustees held a public hearing on April 16, 2013 at 6:50 p.m. on proposed Local Law #4 of 2013 repealing Local Law #2 of 2013 and amending Local Law #4 of 2002, pertaining to parking during certain periods on East Bamey, Rock Island and North Gordon Streets.

NOW, THEREFORE, BE IT RESOLVED by the Village of Gouverneur Board of Trustees that proposed Local Law #4 of 2013 be adopted as Local Law #4 of 2013.

Trustee Newvine made a motion to approve the above resolution. Trustee LaPierre seconded the motion and it was carried.

**PROPOSED LOCAL LAW #5 OF 2013
RESOLUTION
APRIL 16, 2013**

WHEREAS, the Village of Gouverneur Board of Trustees held a public hearing on April 16, 2013 at 6:55 p.m. on proposed Local Law #5 of 2013 repealing Local Law # 3 of 2013 and amending Local Law Number 1 for the year 1974 as amended by Local Law #3 of 1990, Local Law #4 of 1992 and Local Law #1 of 1995 pertaining to real property exemption of persons over sixty-five.

NOW, THEREFORE, BE IT RESOLVED by the Village of Gouverneur Board of Trustees that proposed Local Law #5 of 2013 be adopted as Local Law #5 of 2013.

Trustee Washburn made a motion to approve the above resolution. Trustee Newvine seconded the motion and it was carried.

**RESOLUTION BY THE VILLAGE BOARD
OF THE VILLAGE OF GOUVERNEUR
FOR THE MAINTENANCE OF SIDEWALK
APRIL 17, 2013**

WHEREAS, the New York State Department of Transportation proposes to reconstruct the Signal Lights at the Intersection of U.S. Route 11 and NY Route 58, Village of Gouverneur, PIN 7805.44, and

WHEREAS, the State will include as part of the reconstruction, or improvements of the above mentioned project the reconstruction of sidewalk, pursuant to Section 46, Villages, of the Highway Law and

WHEREAS, the State will provide for the reconstruction of the above mentioned work, as shown on the contract plans relating to the project,

NOW, THEREFORE, BE IT RESOLVED, that the Village of Gouverneur approves this construction of sidewalk and the above mentioned work performed on the project and shown on the contract plans relating to the project and that the Village of Gouverneur will maintain or cause to be maintained the relocated, reconstructed and/or constructed sidewalk performed as above stated and as shown on the contract plans, including the control of snow and ice.

BE IT FURTHER RESOLVED: that the Clerk of the Village of Gouverneur is hereby directed to transmit four (4) certified copies of the foregoing resolution to the following address:

Brian A. Baxter, P.E.
New York State Department of Transportation
8th Floor, Design Office
317 Washington Street
Watertown, NY 13601

Motion made by Trustee LaPierre, seconded by Trustee Lawrence and carried.

**RESOLUTION BY THE VILLAGE BOARD
OF THE VILLAGE OF GOUVERNEUR
FOR THE MAINTENANCE OF SIDEWALKS
APRIL 17, 2013**

WHEREAS, the New York State Department of Transportation proposes to reconstruct the Signal Lights at the Intersection of U.S. Route 11, Hailesboro Street and Johnstown Street, Village of Gouverneur, PIN 7805.44, and

WHEREAS, the State will include as part of the reconstruction, or improvements of the above mentioned project the reconstruction of sidewalk, pursuant to Section 46, Villages, of the Highway Law and

WHEREAS, the State will provide for the reconstruction of the above mentioned work, as shown on the contract plans relating to the project,

NOW, THEREFORE, BE IT RESOLVED, that the Village of Gouverneur approves the construction of sidewalks and the above mentioned work performed on the project and shown on the contract plans relating to the project and that the Village of Gouverneur will maintain or cause to be maintained the relocated, reconstructed and/or constructed sidewalk performed as above stated and as shown on the contract plans, including the control of snow and ice.

BE IT FURTHER RESOLVED: that the Clerk of the Village of Gouverneur is hereby directed to transmit four (4) certified copies of the foregoing resolution to the following address:

Brian A. Baxter, P.E.
New York State Department of Transportation
8th Floor, Design Office
317 Washington Street
Watertown, NY 13601

Motion made by Trustee Newvine, seconded by Trustee Washburn and carried.

Trustee Newvine made a motion to accept with regret Carla Trumble's resignation effective August 3, 2013. Trustee Lawrence seconded the motion and it was carried.

Trustee Lawrence made a motion to deem 22 Starbuck, 22 Smith Street, 15 Johnstown Street and 122 Prospect Street as a public nuisance. Code Enforcement Officer is to send a letter asking the homeowner to clean the property, if they do not then the Village will clean the property and bill the homeowner. Trustee Newvine seconded the motion and it was carried.

Mayor McDougall authorized Trustee Newvine to get five interested people to be put on the Ethics Board by the May 21, 2013 Board Meeting.

Trustee Lawrence made a motion authorize payment of the February 2013 audited bills in the amount of: General Fund - \$44,531.32, Water Fund - \$41,908.44, Community Development - \$756,422.34, Electric Fund - \$6,154.04, Sewer Fund - \$35,816.63, NYS Home Program - \$3,342.18, Capital Projects - \$400.00. Trustee Newvine seconded the motion and it was carried.

ANNOUNCEMENTS

- a. **The next scheduled Village Board Meeting will be held on May 21 2013 at 7:00 p.m.**

Trustee Newvine made a motion to go into Executive Session regarding personnel/contractual at 8:10 pm. Trustee Lawrence seconded the motion and it was carried.

Trustee Washburn made a motion to reconvene the regular board meeting at 8:55 pm. Trustee Newvine seconded the motion and it was carried.

Mayor McDougall announced that no motions were made in executive session.

Trustee Lawrence made a motion to adjourn the regular board meeting. Trustee LaPierre seconded the motion and it was carried.

VILLAGE CLERK