

REGULAR BOARD MEETING

June 18, 2013

PLEDGE OF ALLEGIANCE

These are the proceedings of the Regular Board meeting of the Board of Trustees of the Village of Gouverneur held Tuesday, evening, on June 18, 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

Trustee LaPierre made a motion to approve May board meetings minutes.
Trustee Lawrence seconded the motion and it was carried.

Old Business

**RESOLUTION AUTHORIZING
A COOPERATION AGREEMENT WITH THE TOWN
TO DEVELOP A COMMUNITY CENTER IN GOUVERNEUR
JUNE 18, 2013**

WHEREAS, Community Development Block Grant (CDBG) funding is available through the NYS Office of Community Renewal to support local community development activities which are undertaken by eligible municipalities; and

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

WHEREAS, the Town Board has determined that such funding should be used in a joint effort with the Village of Gouverneur to build a new facility where programs for senior citizens can be located and other services can be provided for the residents of Gouverneur; and

WHEREAS, this proposal will be considered at a public hearing conducted by the Town Board on July 9, 2013;

NOW, THEREFORE, BE IT RESOLVED, the Mayor is authorized to sign a Cooperation Agreement with the Town of Gouverneur to develop a local Community Center; and

BE IT FURTHER RESOLVED, the Village will commit funding not to exceed \$600,000 for construction of the Community Center, those funds to be taken from loan repayments that have been or will be received from previous CDBG activities in Gouverneur.

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

Trustee Newvine made a motion to award bid for Power Plant Improvements Project to S & L Electric with a total base bid of \$326,000.00. Trustee Washburn seconded the motion and it was carried.

Trustee LaPierre made a motion to award bid for Demolition of 45 Austin Street to ConTech Building Systems with a total base bid of \$30,475.00. Trustee Lawrence seconded the motion and it was carried.

New Business

Trustee LaPierre made a motion to authorize Mayor McDougall to sign the following agreements: Reading Room - \$6,600/ Historical Association - \$1,250/ Senior Citizens - \$600/ Cemetary Association - \$2,500. Trustee Newvine seconded the motion and it was carried.

Trustee Newvine made a motion to authorize Mayor McDougall to sign the Gouverneur Fire Department agreement in the amount of \$105,000 contingent upon receiving a line item budget. Trustee Lawrence seconded the motion and it was carried.

Trustee Washburn made a motion to appoint effective June 19, 2013 year round Recreation Attendant Wendy Hadfield and substitute Recreation Attendants Lesley Turner and Bridget Hall. Trustee Newvine seconded the motion and it was carried.

**VILLAGE OF GOUVERNEUR RESOLUTION
CALLING FOR REPEAL OF THE ERRONEOUSLY NAMED
NY SAFE ACT
RESOLUTION JUNE 18, 2013**

A resolution condemning the manner and passage of the erroneously named NY Safe Act and supporting repeal of state legislation infringing on the second amendment of the Constitution.

WHEREAS the members of the Village Board of the Village of Gouverneur, New York have been elected by the approximately 4,500 residents of the Village of Gouverneur as their representatives; and

WHEREAS said members have taken an oath; indeed the very same oath as the members of the Senate and Assembly, as well as the Governor, of New York State; to uphold the Constitution of the State of New York and the Constitution of the United States of America; and

WHEREAS said Constitutions contain clauses protecting the individual, inalienable, God-given right of the citizens of the United State of America and the citizens of the State of New York to keep and bear arms without infringement; and

WHEREAS on January 15, 2013 the Legislature of the State of New York passed the erroneously named NY SAFE ACT which contains multiple violations of said rights; and

WHEREAS the passage occurred within a period of less than twenty-four hours of introduction to the legislature, thereby not allowing the mandatory three day review period; and

WHEREAS this avoidance of the mandatory review period was accomplished by the Governor's declaration of a Message of Necessity; and

WHEREAS the reasons listed by the Governor in his request for said Message of Necessity are wholly inadequate, completely inaccurate, and without justification; and

WHEREAS the aforementioned infringements upon the rights of the citizens of New York State will have no effect in reducing crimes committed with firearms; and

WHEREAS the sacrifice of freedoms for the illusion of security secures neither;

NOW, THEREFORE, BE IT RESOLVED, that the Village of Gouverneur of the County of St. Lawrence of the State of New York hereby condemns the manner in which the aforementioned legislation was passed and finds the actions of the Governor deplorable and unbecoming of an elected official and representative of the people of New York State; and be it further

RESOLVED, that the Village of Gouverneur demands a public apology by the Governor for his abuse of the legislative process of the State of New York; and be it further

RESOLVED, that the Village of Gouverneur demands the complete and total repeal of the NY SAFE ACT of 2013 in its entirety by the State Assembly and State Senate members; and be it further

RESOLVED, that the Village of Gouverneur demands the State Assembly and State Senate, in the very near future, consider legislation which repeal various laws currently in place that infringe upon the rights of the citizens of the State of New York to keep and bear arms, including, but not limited to, the following:

- Firearm magazine capacity limitations;
- Requirements for permits to carry a firearm concealed;
- Limitations on the aesthetic appearance of certain firearms, erroneously referred to as “assault weapons”;
- Restriction on locations where firearms can be carried, both openly and concealed, including State Forests and Parks; and
- Restriction on other arms constitutionally protected under the second amendment including knives, pepper spray, swords, air/spring rifles, etc.; and be it further

RESOLVED, that the Village of Gouverneur finds these aforementioned and any other infringements upon the right of the citizens to keep and bear arms unconstitutional and illegal; and be it further

RESOLVED, that the Village of Gouverneur hereby urges nearby towns to enact similar resolutions urging the State Legislature to action; and be it further

RESOLVED, that certified copies of the resolution be delivered to the following individuals: President Barack Hussein Obama; Governor Andrew Cuomo; Senator Kirsten Gillibrand; Senator Charles Schumer; State Senator Patricia Ritchie; State Assemblyman Ken Blankenbush; State Assemblywomen Addie Russell.

A motion to adopt the resolution was made by Trustee Newvine, seconded by Trustee Washburn.

Roll Call:

Mayor-Ronald McDougall – Abstained
Deputy Mayor-Charles Newvine – Aye
Trustee-Roger LaPierre – Aye
Trustee-Shelly Washburn – Aye
Trustee-Nelson Lawrence – Aye

The Clerk declared this 18th day of June, 2013 that the foregoing resolution was duly carried.

Jennifer Link
Village Clerk

**RESOLUTION TO ESTABLISH A REVOLVING FUND
FOR CONTRACTOR PAYMENTS AND TO AUTHORIZE
A LOAN FROM THE LOAN REPAYMENT ACCOUNT
TO PROVIDE INITIAL CAPITAL FOR THAT FUND
JUNE 18, 2013**

WHEREAS, the Village of Gouverneur is administering a local housing improvement program with federal and state funds that were received in 2011 under the HOME Investment Partnerships Program (HOME funding) and the Affordable Home Ownership Development Program (AHC funding); and

WHEREAS, it is necessary to assure timely payments to local contractors who complete the work under that program; and

WHEREAS, the Village of Gouverneur has collected funds from the repayment of loans that were made with previous federal and state funding and those funds can be used for eligible local community development activities:

NOW, THEREFORE, BE IT RESOLVED, a new revolving fund will be established to assure timely payments to private contractors who are hired by eligible property owners who complete improvements on their residential properties under a local housing improvement program. Funds will be advanced from this fund after Village Board approval of each contractor payment and those funds will be recovered when HOME funds are received from the state for each contractor payment.

BE IT FURTHER RESOLVED, an initial sum of \$50,000 will be advanced from the revolving loan fund that was established for the 1992 CDBG program to capitalize this new revolving fund and that advance, together with any interest that may be earned on those funds, will be returned to the revolving loan fund when those funds are no longer needed for the purpose outlined in this resolution.

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

Trustee LaPierre made a motion to authorize Mayor McDougall to sign the change order with an increase to the contract price of \$165,491.00 for total contract price to be \$835,976.00 with Adhan Piping Co., Inc. for the Water Distribution System Project. Trustee Newvine seconded the motion and it was carried.

Trustee Newvine made a motion authorize payment of the June 2013 audited bills in the amount of: General Fund - \$112,125.57, Water Fund - \$52,567.45, Electric Fund - \$11,653.47, Sewer Fund - \$55,150.83, NYS Home Program - \$29,527.00. Trustee LaPierre seconded the motion and it was carried.

ANNOUNCEMENTS

- a. **The next scheduled Village Board Meeting will be held on July 16, 2013 at 7:00 p.m.**
- b. **The Village Offices, the Department of Public Works will be closed on Thursday, July 4, 2013, in observance of Independence Day.**

Trustee Newvine made a motion to go into Executive Session regarding personnel/contractual. Trustee LaPierre seconded the motion and it was carried.

Trustee Newvine made a motion to reconvene the regular board meeting at 10:15 pm. Trustee LaPierre seconded the motion and it was carried.

Mayor McDougall announced that the following motion was made in executive session.

Trustee Lawrence made a motion to advertise for a Laborer's position in the DPW. Trustee Washburn seconded the motion and it was carried.

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

VILLAGE CLERK