

A Regular Meeting of the Village of Potsdam Board of Trustees was held on Monday, April 19, 2021 at 6:00 P.M., in the Civic Center Board Room, Park Street Potsdam, NY. The meeting was also streamed live to the Village's Facebook Page due to the COVID-19 19 Pandemic.

PRESENT: Mayor Tischler
Trustees Warr, McKenna, Jacobs-Wilke & Lee

ALSO PRESENT: Greg Thompson, Administrator

Mayor Tischler opened the meeting at 5:53 P.M and stated that all members were present.

The Mayor then stated that the following sets of minutes had been submitted for Board acceptance:

April 5, 2021	Public Hearing	5:45 p.m.
April 5, 2021	Public Hearing	5:55 p.m.
April 5, 2021	Regular Meeting	6:00 p.m.

Motion was made by Trustee Lee and Seconded by Trustee Jacobs-Wilke to accept the minutes as submitted. All were in Favor – None Opposed – Motion Carried.

Mayor's comments: Covid 19 still with us; wear a mask, social distance, wash hands, avoid large gatherings and be smart.

Trustee's Comments:

Trustee Warr – Hate that the chickens issue has to be a law. It could be done with a contract which I made clear before. We have too many laws.

Trustee McKenna – My parents live in Saratoga Springs and they have chickens so if places like that can have them, we should be able to figure out how to have them. If you are eligible to get the Covid-19 vaccine, please get it.

Trustee Jacobs-Wilke – Echo the others comments. There are same day vaccination appointments available at SUNY Potsdam. There will be a zoom meeting on April 21st at 4:00 regarding complete streets. If anyone would like to attend the Zoom meeting, please email the administrator and he will send the invite.

Trustee Lee – Thank you to the DPW for all the work they do cleaning up the Village.

Administrator's Comments: Administrator Thompson provided a written report which is on file with the Village Clerk. He then went over his report with the board.

Code Officer's report: Code Officer Lisa Newby provided the board with a written report which is on file with the Village Clerk.

Public Comment: None

New Business:

Trustee Lee Moved and Trustee Jacobs-Wilke Seconded a resolution approving the partial expenditures for the month of April 2021 in the amount of \$83,558.38 chargeable to the following funds:

General Fund	\$ 37,071.01
Water Fund	14,665.63
Sewer Fund	12,014.44
Hydro Fund	416.71
Recreation Fund	2,370.87
Trash Fund	<u>17,019.72</u>
TOTAL	<u>\$ 83,558.38</u>

Ayes 5 (Mayor Tischler) Nays 0
(Trustee Warr, McKenna, Jacobs-Wilke
& Lee)

Trustee Lee Moved and Trustee Jacobs-Wilke Seconded a resolution approving the additional expenditures for the month of March 2021 in the amount of \$604,479.74 chargeable to the following funds:

General Fund	\$ 135,685.92
Water Fund	43,254.20
Sewer Fund	63,928.70
Hydro Fund	1,036.20
Trash Fund	65.40
Trust & Agency Fund	4,158.86
Capital Fund	238,293.36
Recreation Fund	17,252.87
Payroll Fund	100,791.47
Community Dev. Funds	<u>12.76</u>
TOTAL	<u>\$ 604,479.74</u>

Ayes 5 (Mayor Tischler) Nays 0
(Trustee Warr, McKenna, Jacobs-Wilke
& Lee)

Trustee Lee Moved and Trustee Jacobs-Wilke Seconded a resolution authorizing the Treasurer to pay the following invoice:

TO: Development Authority of the North Country for invoice 098018 in the amount of \$42.50 for professional services through March 2021 for the Crosstown Canal Project Phase II.

Ayes 5 (Mayor Tischler) Nays 0
(Trustee Warr, McKenna, Jacobs-Wilke
& Lee)

Trustee Lee Moved and Trustee Jacobs-Wilke Seconded a resolution authorizing the Treasurer to pay the following invoices:

TO: Development Authority of the North Country for professional services through March 2021 - invoice 098008 in the amount of \$472.00 for the Wastewater Treatment Plant Technical Services Agreement & invoice 098012 in the amount of \$21,972.00 for the SCADA Wastewater Treatment Plant Capital Improvement, note this invoice includes the cost of the Aqualogics System for Hatch Road.

Ayes 5 (Mayor Tischler) Nays 0
(Trustee Warr, McKenna, Jacobs-Wilke
& Lee)

Trustee Lee Moved and Trustee Jacobs-Wilke Seconded a resolution authorizing the Treasurer to pay the following invoices:

TO: Barton & Loguidice for professional services through March 2021 - invoice 116650 in the amount of \$5,595.00 for the Water Pollution Control Facility and Pump Station Construction Administration & invoice 116644 in the amount of \$14,798.52 for the Water Pollution Control Facility and Pump Station subconsultants.

Ayes 5 (Mayor Tischler) Nays 0
(Trustee Warr, McKenna, Jacobs-Wilke
& Lee)

Trustee Lee Moved and Trustee Jacobs-Wilke Seconded a resolution adopting a budget for the Fiscal Year commencing June 1, 2021 and ending May 31, 2022, making appropriations for the conduct of the Village of Potsdam government.

Whereas, the Board has met at the time and place specified in the notice of public hearing on the preliminary budget and heard all persons desiring to be heard thereon; now therefore be it

Resolved, that the preliminary budget as amended and revised and as hereinafter set forth is hereby adopted and that the several amounts stated in the attached budget be and they hereby are appropriated for the objects and purposes specified and the salaries and wages stated in the attachment, denoting salaries of public officials of such budget shall be and are hereby fixed at the amounts shown therein effective June 1, 2021.

Ayes 4 (Mayor Tischler) Nays 0
(Trustee Warr, Jacobs-Wilke
& Lee)

Abstentions 1 (Trustee McKenna)

Trustee Lee Moved and Trustee Jacobs-Wilke Seconded a resolution establishing the property tax rate for Fiscal Year 2021-2022 at \$18.28554 per \$1,000.00 of assessed valuation.

Ayes 5 (Mayor Tischler) Nays 0
(Trustee Warr, McKenna, Jacobs-Wilke
& Lee)

Trustee Lee Moved and Trustee Jacobs-Wilke Seconded a resolution as follows:

LOCAL LAW #1-2021

Section 1. Purpose.

The Purpose of this Local Law is to Amend Chapter 153, Taxation, Article IX, Tax Cap Override of the Village of Potsdam Municipal Code.

Section 2. Amendment.

Amended as follows:

ARTICLE IX Tax Cap Override

Section 1. Legislative Intent

It is the intent of this local law to allow the Village of Potsdam to adopt a budget for the fiscal year commencing June 1, 2021 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law §3-c.

Section 3. Tax Levy Limit Override

The Board of Trustees of the Village of Potsdam, County of St. Lawrence, is hereby authorized to adopt a budget for the fiscal year commencing June 1, 2021 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

Section 3. Enactment.

This Local Law shall become effective immediately upon the notification of the filing of same with the Secretary of State.

ROLL CALL VOTE:

Ayes 5 (Mayor Tischler) Nays 0
(Trustee Warr, McKenna, Jacobs-Wilke
& Lee)

Trustee Lee Moved and Trustee Jacobs-Wilke Seconded a resolution approving the taxi rates for inside the Village of Potsdam limits of North Star Taxi (Ghulam Sabir) for the period of May 1, 2021 through April 30, 2022 as follows:

From Canton, NY - \$10.00 plus \$2.50 per mile within the Village.

For distances longer than Canton or if in Potsdam already - \$20.00 to sit in the car plus \$2.50 per mile.

Every stop costs \$10.00 plus \$1.00 a minute for waiting time.

More than two people in the car – 50% more charged.

If someone calls but fails to appear, they must pay 50% additional fare the next time.

Rates are from 8:00 a.m. to 5:00 p.m. After that, the charge is 50% extra.

Ayes 5	(Mayor Tischler) (Trustee Warr, McKenna, Jacobs-Wilke & Lee)	Nays 0
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Trustee Lee Moved and Trustee Jacobs-Wilke Seconded a resolution authorizing the Treasurer to pay the following invoice:

TO: Roemer Wallens Gold & Mineaux in the amount of \$1,950.00 for labor relations services for the month of March 2021.

Ayes 5	(Mayor Tischler) (Trustee Warr, McKenna, Jacobs-Wilke & Lee)	Nays 0
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Trustee Lee Moved and Trustee Jacobs-Wilke Seconded a resolution awarding the contract for the Garner Park Renovation Project to J.E. Sheehan Contracting Corp. totaling \$262,925 - base bid (\$227,950) contingency allowance (\$15,000) alternate 1 (\$4,200) & alternate 2 (\$15,775).

Ayes 5	(Mayor Tischler) (Trustee Warr, McKenna, Jacobs-Wilke & Lee)	Nays 0
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Trustee Lee Moved and Trustee Jacobs-Wilke Seconded a resolution authorizing the Treasurer to make the following FY 20-21 budget modifications:

<u>INCREASE</u>	<u>Description</u>	<u>DECREASE</u>	<u>Description</u>	<u>Amount</u>
10-8330-200	Equipment	10-8330-465	Equip. Maint.	\$6,500.00
31-7140-480	Special Serv.	31-7140-491	Chemicals	11.62
05-6326-430	Books & Subcr..	05-6326-424	Travel & Training	450.00

ROLL CALL VOTE:

Ayes 5 (Mayor Tischler) Nays 0
(Trustee Warr, McKenna, Jacobs-Wilke
& Lee)

Trustee Lee Moved and Trustee Jacobs-Wilke Seconded a resolution approving the permanent appointment of Jacob Stone to the position of Motor Equipment Operator at the Department of Public Works effective immediately. Jacob has successfully completed his probationary period.

Ayes 5 (Mayor Tischler) Nays 0
(Trustee Warr, McKenna, Jacobs-Wilke
& Lee)

Trustee Lee Moved and Trustee Jacobs-Wilke Seconded a resolution authorizing the Treasurer to pay the following invoice:

TO: The Law Firm of Frank W. Miller in the amount of \$2,548.87 for professional Services rendered through March 2021.

Ayes 5 (Mayor Tischler) Nays 0
(Trustee Warr, McKenna, Jacobs-Wilke
& Lee)

Trustee Lee Moved and Trustee Jacobs-Wilke Seconded a resolution as follows:

A RESOLUTION OF THE VILLAGE OF POTSDAM, ST. LAWRENCE
COUNTY, NEW YORK AS TO SEQRA DETERMINATION.

BE IT RESOLVED by the Board of Trustees of the Village of Potsdam, St. Lawrence
County, as follows:

Section 1. It is hereby determined that the Board of Trustees adopting this resolution declares itself to be the lead agency under the State Environmental Quality Review Act (“SEQRA”) and the regulations promulgated thereunder for purposes of determining the environmental impact of the project described in Section 3 hereof.

Section 2. It is hereby determined that the project described in Section 3 hereof is a “Type II Action” which, it is hereby determined, as such, will not have any significant adverse impact upon the environment.

Section 3. The project which is the subject of this resolution, including its maximum estimated cost, is described as follows:

Relining reconstruction and painting of the Village Water Tank, in and for the Village of Potsdam, St. Lawrence County, New York, at a maximum estimated cost of \$2,500,000.

Section 4. This resolution shall take effect immediately.

ROLL CALL VOTE:

Ayes 5	(Mayor Tischler)	Nays 0
	(Trustee Warr, McKenna, Jacobs-Wilke & Lee)	

Trustee Lee Moved and Trustee Jacobs-Wilke Seconded a resolution as follows:

BOND RESOLUTION DATED APRIL 19, 2021.

A RESOLUTION AUTHORIZING, SUBJECT TO PERMISSIVE REFERENDUM, THE RELINING RECONSTRUCTION AND PAINTING OF THE VILLAGE WATER TANK, IN AND FOR THE VILLAGE OF POTSDAM, ST. LAWRENCE COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$2,500,000 AND AUTHORIZING THE EXPENDITURE OF \$575,000 AVAILABLE FUND MONIES AND ISSUANCE OF \$1,925,000 SERIAL BONDS OF SAID VILLAGE TO PAY THE COST THEREOF.

WHEREAS, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed; and

WHEREAS, the capital project hereinafter described has been determined to be a "Type II Action" pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to Part 617.5(c)(1) and (2) of the State Environmental Quality Review Act, the implementation of which as proposed, said regulations provide it has been determined will not result in any significant adverse environmental impact; and

WHEREAS, it is now desired to authorize such capital project and its financing; NOW, THEREFORE, BE IT

BE IT RESOLVED, by the affirmative vote of **not less than two-thirds of the total voting strength** of the Board of Trustees of the Village of Potsdam, St. Lawrence County, New York, as follows:

Section 1. The relining reconstruction and painting of the Village Water Tank, in and for the Village of Potsdam, St. Lawrence County, New York, including original furnishings, equipment, machinery, apparatus, appurtenances, site improvements and incidental improvements and expenses in connection therewith, is hereby authorized, subject to permissive referendum, at a maximum estimated cost of \$2,500,000.

Section 2. It is hereby determined that the plan for the financing of the aforesaid \$2,500,000 maximum estimated cost is as follows:

- a) by the issuance of not exceeding \$1,925,000 serial bonds of the Village hereby authorized to be issued therefor, pursuant to the provisions of the Local Finance Law; provided, however that the amount of serial bonds ultimately to be issued shall be reduced by any grants-in-aid received therefor; and
- b) by the expenditure of \$575,000 available monies, which monies are hereby

authorized to be expended therefor.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is forty years, pursuant to subdivision 1 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will exceed five years.

Section 4. The faith and credit of said Village of Potsdam, St. Lawrence County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Village, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Village Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Village Treasurer, consistent with the provisions of the Local Finance Law.

Section 6. The powers and duties of advertising such bonds for sale, conducting the sale and awarding the bonds, are hereby delegated to the Village Treasurer, who shall advertise such bonds for sale, conduct the sale, and award the bonds in such manner as she shall deem best for the interests of said Village, including, but not limited to, the power to sell said bonds to the New York State Environmental Facilities Corporation; provided, however, that in the exercise of these delegated powers, the Village Treasurer shall comply fully with the provisions of the Local Finance Law and any order or rule of the State Comptroller applicable to the sale of municipal

bonds. The receipt of the Supervisor shall be a full acquittance to the purchaser of such bonds, who shall not be obliged to see to the application of the purchase money.

Section 7. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the Village Treasurer, the chief fiscal officer of such Village. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Village Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 8. The Village Treasurer is hereby further authorized, at her sole discretion, to execute a project finance agreement, and any other agreements with the New York State Department of Health and/or the New York State Environmental Facilities Corporation, including amendments thereto, and including any instruments (or amendments thereto) in the effectuation thereof, in order to effect the financing or refinancing of the class of objects or purposes described in Section 1 hereof, or a portion thereof, by a bond, and/or note issue of said Village in the event of the sale of same to the New York State Environmental Facilities Corporation.

Section 9. The power to issue and sell notes to the New York State Environmental Facilities Corporation pursuant to Section 169.00 of the Local Finance Law is hereby delegated to the Village Treasurer. Such notes shall be of such terms, form and contents as may be prescribed by said Village Treasurer consistent with the provisions of the Local Finance Law.

Section 10. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 11. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 12. Upon this resolution taking effect, the same shall be published in full or summary form in the official newspaper of said Village for such purpose, together with a notice of the Village Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 13. Pursuant to the provisions of Section 36.00 of the Local Finance Law, this resolution is adopted subject to permissive referendum.

ROLL CALL VOTE:

Ayes 5	(Mayor Tischler) (Trustee Warr, McKenna, Jacobs-Wilke & Lee)	Nays 0
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Trustee Lee Moved and Trustee Jacobs-Wilke Seconded a resolution approving the taxi rates for inside the Village of Potsdam limits of Taxi Zero for the period of May 1, 2021 through April 30, 2022 as follows:

\$12.50 for 1 to 2 passengers
\$2.00 added to fare beyond 2 miles within Village
\$2.00 added to fare per stop up to 3 minutes
\$2.00 added to fare per extra passenger (3rd & 4th passengers)
\$0.75/minute added to fare per stop after 3 minutes
50% charge for no-shows or cancellations after taxi is dispatched **
** charge will be added to next Taxi Zero engagement

Ayes 5 (Mayor Tischler) Nays 0
(Trustee Warr, McKenna, Jacobs-Wilke
& Lee)

Trustee Lee Moved and Trustee Jacobs-Wilke Seconded a resolution to go into Executive Session for the discussion of the proposed acquisition, sale or lease of real property and discussion regarding proposed, pending or current litigation at 6:15 p.m.

Ayes 5 (Mayor Tischler) Nays 0
(Trustee Warr, McKenna, Jacobs-Wilke
& Lee)

Trustee Warr Moved and Trustee Jacobs-Wilke Seconded a resolution to adjourn the Executive Session at 7:17 p.m.

Ayes 5 (Mayor Tischler) Nays 0
(Trustee Warr, McKenna, Jacobs-Wilke
& Lee)

Trustee Jacobs-Wilke Moved and Trustee Warr Seconded a resolution to adjourn the Regular Meeting of the Village of Potsdam Board of Trustees of April 19, 2021 at 7:18 p.m.

Ayes 5 (Mayor Tischler) Nays 0
(Trustee Warr, McKenna, Jacobs-Wilke
& Lee)

Respectfully submitted,

Lori S. Queor
Village Clerk