

Public Hearing/Regular Monthly Board Meeting

Date: September 13, 2021

Present Mayor Brian Johnson, Trustees Doug Cropper, Larry Ostrander, Debra Gitterman, and Jason Detzel, Clerk/Treasurer Patricia DeLong, Attorney Robert Fitzsimmons, Multiple members of the Public.

Pledge of Allegiance

Call to Order: 6:32 pm

T. Paino asks if the reference to vacant properties is talking about illegally occupied as defined or is it referring to squatters? Attorney Fitzsimmons states that the City of Hudson law does refer to illegally zoned or squatters. T. Paino asks what if the occupants feel it is legal but, it does not agree with zoning or there's some issues with rezoning versus vacant. Attorney Fitzsimmons explains that it would be up to the Code Enforcement Officer to challenge it or even in court. He continues the illegal occupancy is under the zoning code and probably if he deemed it the vacant buildings violation and it's up to the person in charge or challenge to take an appeal to the Zoning Board of Appeals and or challenge it in a court proceeding. T. Paino asks about item 7 on part B. Attorney Fitzsimmons explains he will change it as it is a broken cross link. T. Paino asks about the fees that are incurred being passed to the new building owner, what triggers that action? Attorney Fitzsimmons explains that the Village would have to start it, including reasonable legal fees, so they'd have to authorize through condemnation and or court action get an order from a court. It just provides the basis for any fees that the village has to be assessed against the property as a lien.

T. Paino affirms this will help address the long lasting vacant and abandoned buildings but, the Village may not get the money. Attorney Fitzsimmons explains that the Village may need to put up a fence, signage or board it up just to secure the building and keep people out. If the owner fights on that, the Village would have to get a warrant to enter, the legal process has to be gauged as you deal with the owner and deal with the problem. If the building department were to talk to the Mayor, have DPW secure building or go buy plywood and secure it, they keep a listing of any and all expenditures and that's assessed as a lien, just like taxes against the property. T. Paino asks if those fees are assessed with registering a vacant building, how does the Village assess the cost, if the owner of the vacant registers and then they sell it to someone else. Attorney Fitzsimmons explains that the law requires the purchaser to fill out a new, vacant building application registration form, and then at the transfer titles any fees associated with registered vacant federal building so, it is due from the home owner, it can be adjusted at closing, paid at that time from the new owner, the new owner is liable. Obviously, you know you're hoping when someone sells a vacant property subject to this registration, they inform the purchaser. T. Paino and Attorney Fitzsimmons discuss the fees. Attorney Fitzsimmons explains that annually the board goes through its building, department fees, inspection fees, and it has a list or a resolution, assuming Lee would recommend to the board the application fee or registration fee or processing fee. Those building department fees should correspond to the actual time and effort that the village spends on it. If it takes half an hour an hour to process, review an application and approve, then you want your fees to correspond to your expenditure on it. Trustee Gitterman and Attorney Fitzsimmons discuss registration fees and costs. Mayor Johnson explains letters will be sent to the owners by Lee to address their vacant building. T. Paino asks if the Village owned properties are subject to this law. Attorney Fitzsimmons explains that municipalities are usually exempt from their own zoning laws, it is on a case by case basis, and if there's an argument that they are subject to it, they can opt out of it. T. Paino discusses his thoughts between vacant and abandoned, pointing out it seems to make the assumption that there's going to be some interest, no matter how minimal on the part of an owner. Attorney Fitzsimmons explains a provision in our code now and a New York State executive law on abandoned buildings to keep the people who are buying up housing stock and not developing it and not doing anything with it to spur them on to do something with it. He continues if there is a property that is literally abandoned, like the one we're dealing with, that has been burnt or damaged, there are other legal avenues for the board to take action. The Village can step in and make a judgment call, because sometimes there's an expense related that we don't think we're going to recoup, but it's in the public's best interest to either demolish or board up. Mayor Johnson explains the past due tax collections we only use the fines in the service charge balance to go into a special account and then the past due taxes go to the general fund like they're supposed to, but the penalties go into the fund that we have set up to take these buildings down. T. Paino and Attorney Fitzsimmons discuss the definition of vacant building it says unoccupied and unsecured and if it's abandoned would it would fall into the vacant, contacting the last registered owner if they failed to register this vacant building, and the legal options.

S. Michie asks what is eminent domain? Attorney Fitzsimmons explains eminent domains is an interstate law, if the Village needed a portion of your backyard to put a sewer line in, we would offer to purchase that piece of property and appraised value from you and if you disagreed, if we've proved that it's necessary for a governmental public purpose, we can take it, and that's what's known as eminent domain. He continues the court would find that it is necessary for the public purpose and deem the village can take the property and title.

T. Paino asks about a scenario where it appears to be vacant, it doesn't get registered and it goes on for years, is this is an abandoned building? Attorney Fitzsimmons explains the Village should have a plan to revitalize them. Mayor Johnson adds that we're just trying to hold the people accountable. T. Paino comments on insurance and asks if there are two pathways on property insurance, if there is a full replacement cost, if you in fact intend to rebuild but then cash out, it's a lower premium but, it's a kind of basically you take the money and run scenario, and perhaps it should be at least discussion with the insurance industry. Mayor Johns adds we have gotten with insurance guys and we have gotten with adjusters and Lee has the bullet point questions to ask. When the fire happened, he automatically gets on the phone with the insurance company, so everybody is on board at the point of the fire. Tom Paino voices concern if they do not pay the municipality suffers. Attorney Fitzsimmons explains that we could not hold up payment we're a third party to that contract and we can't really impose ourself. He continues, another issue to deal with the abandonment is the zombie law, which worked horrifically for the first years, now actually, if you go on their website, they actually have a number you can call or they will investigate and assist and find the mortgage lender. T. Paino asks about compliance and the fees pointing out that between the first year and the second year it doubles, adding that each year should double, and there is precedent with existing buildings and the energy code. Attorney Fitzsimmons adds that we went with the higher fees out of the box and wouldn't want to push them so high that it's doubling every year, adding if we find people are just paying the fees and leaving them vacant, then they need to be reevaluated. Mayor Johnson comments that we have got to do something and this is a start.

S. Michie adds she is all for the new law.

P. Johnson asks if there any property that will be grandfathered. Attorney Fitzsimmons explains no, and will start with the first year you have the law on the books, as far as the effective date of the law and usually make it effective upon filing with the NYS Dept of State, the law is on the books, vacant building owners are on notice that they could be subject to the program. P. Johnson asks about 383C which references made to the owner will be required to file an extension and voices concern about an endless series of extensions opening the door to non-compliance. Attorney Fitzsimmons explains they do a building permit, the building department issues a building permit based upon plans and specifications, then the the owner supposed to go forward and do the work within the time before the building permit expires. They can come in and renew it. But at a certain point, it's the building department that's going to say you've made no progress on that permit that was issued, and you're just holding a permit open, so I'm going to require I'm going to give you this one extension, and then after that I'm not going to renew your building permit anymore, then they are in violation. P. Johnson voices his thoughts that Philmont has an opportunity to become a real leader in the county of not more generally in this state when you have properties like this that are abandoned and it ends up where the owners walk away from it, there is a piece of property and I think it's worth considering that this property then be viewed as an opportunity for income-based housing.

Motion: to close the public hearing made by Trustee Cropper, 2nd by Trustee Ostrander, All Ayes, No Nays

Adjournment 7:03 pm

Regular Monthly Board Meeting

Date: September 13, 2021

Present Mayor Brian Johnson, Trustees Doug Cropper, Larry Ostrander, Debra Gitterman, and Jason Detzel, Clerk/Treasurer Patricia DeLong, Attorney Robert Fitzsimmons, DPW Supervisor D. Siter, BOA Grant administrator Sally Baker, Library Director Tobi Farley and Multiple members of the Public.

Call to Order: 7:03

Motion to approve the minutes from the 8-9-21 Public Hearing made by Trustee Detzel, 2nd by Trustee Cropper. All Ayes, No Nays

Motion to approve the minutes from the 8-9-21 Board Meeting made by Trustee Ostrander, 2nd by Trustee Detzel. All Ayes, No Nays

Motion to approve the August Budget to Actual Reports made by Trustee Cropper, 2nd by Trustee Detzel. All Ayes, No Nays

Motion to approve the payment of bills (General, Water, Sewer, Library, T&A, & Health Care Deductible) from the August 25th and September 13th Abstracts made by Trustee Cropper, 2nd by Trustee Detzel. All Ayes, No Nays

Public Requests

P. Johnson starts by stating he noticed that there was not a building inspectors report. He adds he noted that the comprehensive plan, which is more than 20 years old, it calls for a monthly building inspectors report. He asks the report is going to, as I pointed out, the absence of it previously have the number of units inspected, time and so forth so that you really have solid data in which you can plan what it's going to cost to run this residential inspection program. He continues that the web should have a list of items that the landlord could be prepared to have in working order and fire extinguishers don't appear. We've had a discussion about fire extinguishers. The third thing is, there's no real deadline that's visible to register your rental residential rental properties. He voices concern about the police reform process. There is the implementation panels, they're meeting once a month. Has it been discussed to have the Civilian Review board as a response to the governor's request on this police reform. He asks, will the Philmont police then be subject to the Civilian Review Board once it is? He continues, the Comprehensive plan has many sections that pertains to small business. Susan Michie is one of the participants in the survey on what small businesses need, why they're attractive or not attractive here. What strikes him on the comprehensive plan, a number of the problems for small businesses pointed out in that plan are still present 20 years later. He states that what attracts people here is High Falls. He continues, there are three major junk yards on the way into Town. Claverack has its ordinance that you can have one automobile without a current license but not more than one automobile. Maybe Philmont could help the Township by encouraging them to enforce their existing ordinance so that people that are coming into Philmont are not seeing these massive junk yards. We need to address that and it's maybe supervisor Kippy really do something about this because it's also an environmental hazard. He continues that most of the businesses are going to be home based, so asks to address the question of fiber optics that are going to need high speed. He adds that we have sewer and water that is super important for people that are thinking of putting in business in here in their house, or that and it may also require looking at the zoning. Trustee Cropper affirms that he will need to the Claverack Town Board to address the issues you perceive in Mellenville and asks to clarify where he is coming up with three junk yards. P. Johnson states the one on Gaubauer, The Car Museum and Speed's. Trustee Cropper clarifies that those are businesses and on automotive recycling before those cars are put in those yards all fluids are drained.

S. Michie comments on the PEDG survey and her disappointment with the response. She states that most of the people did not want to fill out the form and there is a lack of services. The objections for business people having businesses here were these unsightly things and but also lacking some services, still wanting grocery store. She addresses vacant

store fronts and that retail anywhere is dying. Trustee Gitterman, P. Johnson, and S. Michie discuss the infrastructure or fiber optics and a lot of people that did respond work from home. Attorney Fitzsimmons adds Columbia County through Mike Tucker and CDC just came out with the county wide broadband study and they've been dealing with the grants and funding sources too, the federal funding to the underserved communities for enhanced broadband, that might be a first place to check because they just they just published this study.

Attorney Fitzsimmons: He reports he has new to report, just ongoing projects The Board is aware of.

Clerk/Treasurer Report: Given by Patricia DeLong. A full copy of the report is available in the office for review or upon request. A reminder the 4th quarter calendar to go out with the next water billing. There is limited space so, please contact the office soon if you have anything to add to it. Water / Sewer bills will be mailed out on October 1st and will be due by October 31st without penalty. As of September 10th, the Village still has \$26,989.27 in outstanding current year taxes and \$80,048.24 total unpaid taxes which includes prior years. We will follow up with Attorney Fitzsimmons on the foreclosure process. Additionally, there is \$50,048.18 in outstanding water/sewer payments. The Annual Updated Document (AUD) has been filed with the Office of the State Comptroller and is under their review. The Fire Protection Agreements have been signed and mailed to Hillsdale and Claverack. Record retention continues as you may have noticed between our office and the hall. We have been sorting, recategorizing and purging records going back 40 years plus. We have cleared out quite a few filing cabinets, a handful have been claimed by Department Heads. If your department is interested in a filing cabinet, please let the office know so you can arrange for pick up. The office will be closed on Monday, October 11th in observance of the holiday. Chrissy and I are also asking if the board would consider for us to continue our summer hours throughout the year.

Library Report: Given by Library Director Tobi Farley. A full copy of the report is available in the office for review or upon request. Energy Audit reports are attached as well as the bid from Huber Enterprises. Hudson Valley Chamber Musicians concert was postponed due to extreme heat and only had sixteen attendees the following week. There was rain, but it was fine under the pavilion. Composting program had six happy attendees who also enjoyed their visit to Annabelle's Victory Garden and the composting station behind the Philmont CoOp. Finding Nemo will be rescheduled for some time in September since no one came the night it was scheduled. Our LEGO Zoo had six participants and the winner received a \$10 gift certificate to High Falls Pizza. Current Monthly challenge is Book Nook shelf dioramas. Stop into the library for instructions and material ideas. Entries with the most votes on our website will receive a gift certificate to a local business. We have been approached by a new resident who would like to volunteer to lead a unique afterschool program. We have the opportunity to support a pen pal program with other libraries across the country. This has the potential to be independent where we assign pen pals and facilitate the mailing or the possibility of holding monthly afterschool letter writing workshops. I reached out to Julie at the Community Center to see how we may be able to collaborate on possible afterschool activities. September 16th at 11am will be our first Story Time. We have been approved for a \$750 grant to improve story time for families of children with developmental delays. This will include: books on parenting children with issues such as ADHD, autism, anxiety, speech issues, etc., flexible seating, sensory boxes, interactive books and supplies for crafts and circle time. We are open to having a lap sit/ toddler time for children under the age of two. This could easily take place on Thursdays at 10am. Please let families know to reach out to the library if they are interested. Virtual programs with Claverack, Hudson, and RoeJan Libraries will include a new series with FDR Museum and Library and a workshop for seniors on how to stay youthful. See website for more info. \$1,100 LLSA State Grant. July and August in-person and virtual program attendance 435, July and August people in the library 925, August 2021 digital services 186 (includes OverDrive and Claverack and Philmont's shared hoopla account). We have two new staff ready for approval as substitute clerks with the potential for extra hours due to the potential of current staff to move and/or take an extended absence. Genevieve Goetz and AJ Taysom. The twenty percent funding cut by the county will be restored in the new budget year. Several projects are being discussed as possible pilot programs including Newsbank. May have funding available for internet connectivity projects.

A local patron visited a neighboring library and was abusive to their staff. He refused to wear a mask admitting that he is against vaccines and then blew in the staff member's face. They did involve the police (he did it to two staff including the director) and have sent him a letter banning him from their library for a year. He is a Philmont resident and does use the Claverack and our library on occasion. We cannot ban him since we do not have a policy regarding a patron's conduct at another library. The policy committee will work on this in the coming month. Friday and sorry this Sunday is International Pirate Day, so we're doing pirate picks for people to come on in. We can come get a pirate kit that will have

Like the bandana, an eye patch, mustache, temporary tattoo, and some paperwork like what's your pirate's name and pirate speak. Trustee points out that I know that a lot of kids like that, but pirates are basically criminals.

When I teach about in the boating safety class, we talk about them. They're still in existence. Actually, back in the day, if some of my relatives were thrown off the boat by pirates, they're still in existence and they're basically criminals and I just wanted to get it off my chest that I'm not really in favor of that program.

Community Center Report: Given by Trustee Cropper, as submitted by Director Veronezi. A full copy of the report is available in the office for review or upon request. The center has been checked regularly during the month for security purposes. The flag was fixed. The problem of stinging insects was taken care of by DPW. Summit Lake Explorers Camp was held from August 16 to 20 with 11 attending every day. Anna Harrod-McGrew and Monte Jennings led the program. Children participated in a variety of hands-on activities that taught about the environment, mammals, insects, and aquatic life. The camp was very successful again this year. Thank you to Anna, Monte and all the children who participated. I met with Carl Quinn the director of Greener Pathways and Robert Hoyt who is a certified recovery peer advocate who is working for Greener Pathways. We had an excellent exchange of information and I approved use of the center on Thursday afternoons beginning in September. I have been networking with one community agency that may be interested in assisting with leadership of the afterschool program. The library has also expressed interest in possible coordination with their tutoring program. Sarah Jampol-Auerbach is interested in helping again this year on a Friday. We generally start the program in late September or early October to give the students a chance to acclimate to their school year. I met with a member of Zonta International and we shared ideas on how their local Chatham chapter may be able to help teen girls in Philmont. Zonta is an international organization that provides service and advocacy initiatives for women and girls in the communities in which they live and work.

Police Report: Given by OIC Vern Doyle. A full copy of the report is available in the office for review or upon request. For the month of August, we had 13 calls for service, 4 tickets issued, 70 warnings and we had 97 property checks. That we conducted throughout the month. As where they've cancelled the zone 14 Law Enforcement Academy for this year at Columbia Greene, I'm hoping that that will resume next year but, last month's request will not be needed as per the email so, we don't need a motion, but just wanted to just bring that up and then we'll just revisit that next year. We are getting the sheriff's and the troopers information. We have all the information that you need, we have it in two different forms, and are working on a condensed version, they actually go through each individual one. It's a lot tougher, obviously, for the the sheriff's and the state police just because of the amount they have.

Summit Lake & Its Watercourse (BOA) Report: Given by Grant Administrator S. Baker. A full copy of the report is available in the office for review or upon request. Attended the BOA Co-Chair standing meeting held in August with Mayor Johnson and Trustee Ostrander. Barbara Sagal, Chair of the Watershed Committee for the LWRP grant attended the meeting. Continued discussions from the July meeting primarily concentrated on the Work Plan Tasks 1 and 2 aimed at moving towards the Initiation Meetings to be held for both grants to be attended by all involved in the two grants, the Community Participation Plan, and the equitable community participation for the Advisory and Working Groups participation. Held a meeting with Mark Rowntree to discuss BOA Subarea 1 – Community Center & playground. Coordinated a meeting with the Heritage Working Group to be held in September to discuss assembling a proposal to be submitted to the Village outlining recommendations to advance the Cultural Resources Survey requiring community consensus towards a potential Nomination of the proposed Village of Philmont Historic District.

S. Baker notifies the Board that Columbia Opportunities Outreach would like to have an event in Philmont. She speaks on legal services to deliver services for the emergency housing Payment Assistance program during COVID. That's a federal program, and those funds are now being available. She reached out to Julie and Doug to coordinate the dates for the company to hold a law clinic with St. Catherine's and the Legal Aid Society. They'll be held during the daytime and we're now working on the dates. She is working on a press release and a flyer with the information to those who may have had difficulty paying rent because of COVID and owners of properties with mortgage payments that are also overdue. Mayor Johnson and Sally Baker discuss Columbia Opportunities and the dates. Trustee Gitterman suggests people would be interested in in wondering if we can put the reports the monthly reports on the website as well, so people can follow along who are not able to attend the meetings. S. Baker agrees a landing page with meetings, scheduling, and public events. She suggests maybe she and Trustee Gitterman can work on that together on that landing page.

DPW Report: Given by Dave Siter. A full copy of the report is available in the office for review or upon request. We're still one man down. A second man took a two-week vacation in the past couple weeks. There was an issue with one of the clips with the flag at the Community Center, nobody vandalized the flag, the clip just broke. Garbage and recycling Thank you to Greenport Highway. We're removing the fence and the poles at the ball field, mowing trimming is done, service mowers, repaired zero turn, working on the leafer, had the sweeper repaired at Canaday, Meerkat sprayed for bees at the Community Center Took samples to DEC, had DEC inspection, October 11th is a tentative start date at the WWTP.

Mayor Johnson: He reports he has been at the library several times. We are putting a new propane boiler in the library, only because the building inspector condemned the one that sits down there now it's he's not going to let it run this winter. We have to do something because it's getting cooler out. When he met with the gentleman down there, they were talking about moving it out of the way of the project, which was going to have to be done anyway. We're switching from oil to propane, we're going to put in an on-demand propane hot water heater. There's no way around it, we just can't get around it. We're not going to shut the library down; we need to have the library up and running. He and Doug had a meeting with Clover Reach.

Trustee Cropper: He reports check properties showed no issue with the dam or any of our properties. We did have one trespasser at Forest Lake. Mr. Siter and I went up there along with one of the police officers, and took care of that. There was a mental health case I was concerned about a particular person, called Vern, he sent Phil Tkacy. Immediately Phil came down and he was in his personal vehicle. He hadn't yet reported to work and interviewed the person and took him for his mental health evaluation in Hudson. He worked with Sally and Julie on the Columbia Opportunities Initiative. Went a few times to the Summit Lake Explorers, it was really a great program. He helped the volunteer firefighters building a few times. He and Rob had a meeting with the Union regarding a potential grievance and he and Brian met with Clover Reach Partners. They bought the land across the reservoir and are considering a development. They would like to share their vision with the Village and give a concept of what they're going to do

Trustee Detzel: He reports that Mark Roundtree graduated from firefighter school, so now we have an interior fire fighter, which is an asset to this community. Meeting the library mitigating their issues, including some stuff on the grounds, then also obviously dealing with the disturbance they had and the huge boiler issue. It's mentioned in the Chiefs report from the fire department that we're waiting with appropriations money for the air packs that come in. He met with Sean Jennings this week on legends and lore grants \$1000 grant and narrowed it down to the High Rock Mill fire incident here, which most people agree changes the village dramatically, honoring the work that the firefighters that we needed there and then, about the future and how it affects our community and planning on having an open meeting

Trustee Ostrander: He reports he attended the BOA workshop meeting, corresponded emails back and forth with Rob regarding Monolith, the new contract and discussions on remote metering.

Fire Department Report: Given by Trustee Ostrander. A full copy of the report is available in the office for review or upon request. Calls for the month were 36. Brush fire in Taconic State Parkway. EMS calls trees and wire. Property damage auto accident on 133 Main St. They had a couple of carbon monoxides. False alarm at Hawthorne Valley. Total calls for the year 74 for fire, EMS 38, total calls 112. There were 4 drills for the month, one truck inspection, three work details. A new fire truck demo at the Firehouse on July 27th. Columbia County Firefighter Convention meeting at Stuyvesant Falls on July 30th. 17 Members attended the Columbia County Firefighter Convention parade in Stuyvesant Falls and the fire company received third place in Class C for best appearing fire company. Pump tests for the 47-19 or 47-20 were completed. Fire Company conducted a fire drill at Richardson's Hall on August 17th. Annual OSHA training is scheduled for September 25th at 9:00 AM. And the fire company Grant, as Jason mentioned, for a new siren and 12 new air packs was approved and will be awarded as soon as the package is signed by the Governor. The Chief has a demo truck downstairs tonight from Toyne.

Trustee Gitterman: She reports she communicated with NYSEG about The LED lights and being told that the lights are in and they're going to give me a delivery estimate date in another couple weeks. She also communicated on the status of the grant. We are just waiting on 20 external fixtures for the water treatment plant and as soon as they're installed, she can get some pictures and submit for reimbursement.

CORRESPONDENCE LIST was provided to the members of the Board and the public

1. Email from Peter Johnson dated 8/11 regarding Residential Rental Properties.
2. Letter from Ken Heath dated 8/17 regarding NYSEG and light pole.
3. Letter from Elizabeth Angello dated 8/11 regarding liquor license.
4. Email from Susan Michie dated 8/20 regarding PEDG Survey.

Motions and Resolutions

Motion: to reimburse OIC Vernon Doyle in the amount of \$480.00 for a payment associated with email for the police department for the Village of Philmont, made by Trustee Ostrander, 2nd by Trustee Cropper. All Ayes, No Nays

Motion: to hire Genevieve Goetz as part time Library Clerk for The Philmont Library at the rate of \$13.00 per hour effective September 13, 2021, as submitted by Director Farley, made by Trustee Detzel, 2nd by Trustee Ostrander. All Ayes, No Nays

Motion: to authorize the mayor to sign the updated IT agreement to the Silver Plan at the cost of \$63 per user/ \$189 per month with our current IT services provider JV Computers, made by Trustee Gitterman, 2nd by Trustee Detzel. All Ayes, No Nays

Motion: to move the October Board of Trustees Meeting from October 11th to Tuesday, October 12th at 7:00 pm due to the observance of Columbus Day, made by Trustee Cropper, 2nd by Trustee Detzel. All Ayes, No Nays

Motion: to declare that Mayor Johnson has conducted the required examination of the Village of Philmont Justice Court records for FY 2020-2021 on July 12, 2021, made by Trustee Ostrander, 2nd by Trustee Detzel. All Ayes, No Nays

Motion: to reappoint Nathaniel Drake as a member of the Village of Philmont Library Board of Trustees for a five (5) year term, to expire October 1, 2026; made by Trustee Gitterman, 2nd by Trustee Detzel. All Ayes, No Nays

Motion: for an emergency replace the boiler system at the Village of Philmont Library by Huber Enterprises, Inc. at the cost of \$23,000.00 due to failure letter from CEO; made by Trustee Ostrander, 2nd by Trustee Detzel. All Ayes, No Nays

Motion: to pay for the boiler system for the Philmont Public Library using the \$10,721.00 remaining in the General Fund 16202 budget line and transfer the amount of \$12,279.00 from the Building Maintenance Reserve to the General Fund 16202 budget line to cover the rest of the invoice from Huber Enterprises, Inc. made by Trustee Gitterman, 2nd by Trustee Detzel. All Ayes, No Nays

Motion: put out for bid, the furnishing of No. 2 Fuel Oil, Service, and Maintenance for the Village of Philmont Municipal Building, Library and Community Center. Bids to be opened at the October 12th Board meeting; made by Trustee Cropper, 2nd by Trustee Gitterman. All Ayes, No Nays

Motion: put out for bid, the furnishing of Propane, Service, and Maintenance for the Village of Philmont Municipal Building, Library, Water Tower Building and Community Center. Bids to be opened at the October 12th Board meeting; made by Trustee Ostrander, 2nd by Trustee Gitterman. All Ayes, No Nays

Motion: to acquire the Toyne pumper from Shakerly not to exceed \$310,000 subject to bond financing; made by Trustee Detzel, 2nd by Trustee Gitterman. All Ayes, No Nays

Motion: to issue a negative declaration for purposes of SEQR; made by Trustee Ostrander, 2nd by Trustee Cropper. All Ayes, No Nays.

Motion: to adopt local law 2 of the year 2021 which is the Village of Philmont Code to add Chapter 148 for the regulation of vacant buildings; made by Trustee Cropper, 2nd by Trustee Ostrander. All Ayes, No Nays

Unfinished Business:

Attorney Fitzsimmons discusses with the Board acquiring the truck would be following New York State procurement. He states he reached out to Shakerley, they sent me some emails with some supporting documentation and the way it works is it's a company called an organization called Source Well, they're an entity that goes out and solicits bids for fire apparatus. He adds he didn't see actual bid specifications in the materials that they provided, and could satisfy the procurement requirement. He adds if the New York State Comptroller's office came down and audited, they might want to see a detailed specifications of the particular truck you wanted in the result of the bid on that truck. He discusses with the Board he believes the procurement is been satisfied by this bidding process. Attorney Fitzsimmons and the Board discuss a motion to acquire the truck.

Attorney Fitzsimmons states he has the SEQR from the law that we were considering tonight. He continues, we don't envision any negative significant environmental impacts by adopting a big building registry, but just to be safe will come conduct see review, we don't envision any impacts with adopted land use, lands or zoning regulation changes in the user intensity of land, no impacts to a critical environmental area, no impacts to affect infrastructure for transit, biking or walkways or traffic, doesn't fail to incorporate available energy conservation or renewable energy opportunities, it can actually promote it, it's not going to impact public or private wastewater supplies or wastewater treatment or water supplies, not going to impair historic archaeological architectural aesthetic resources, not going to result in a diverse change to natural resources wetlands, waterbodies, groundwater, air quality, flora and fauna, it won't increase the potential for erosion, flooding or drainage problems, and it won't create a hazard to environmental resources or human health. If the board agrees with those responses to the environmental review, you're free to make a motion.

The Board, Attorney Fitzsimmons and OIC Doyle discuss cameras to be discussed at the Workshop, and the camera system the Town of Stockport uses.

New Business: n/a.

Motion: to go to Executive Session to discuss a union grievance, the personnel of a particular employee's work history, Monolith; made by Trustee Detzel, 2nd by Trustee Gitterman. All Ayes, No Nays

Motion: to come out of Executive Session; made by Trustee Cropper, 2nd by Trustee Detzel. All Ayes, No Nays

Motion to adjourn –made by Trustee Ostrander, 2nd by Cropper. All Ayes, No Nays.

Adjournment 9:02

Respectfully Submitted,

Patricia DeLong
Clerk/Treasurer