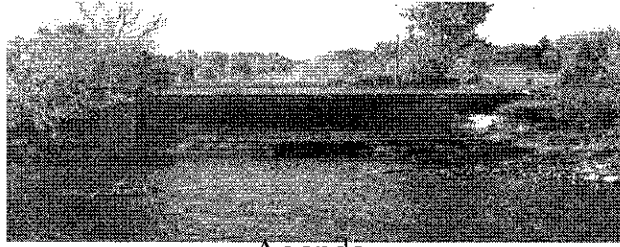


Board of Trustees  
Village of Black River, New York



Agenda  
Regular Meeting  
May 1, 2023

- Call to order.
- Pledge of Allegiance.
- Approval of minutes of the 4/3/23 regular meeting and 4/17/23 special meeting
- Public Comment.
- Police Department Report.
- Code Enforcement Report & review of related correspondence.
- Clerk-Treasurer's Report.
- Superintendent's Report.

Correspondence Received:

- |                             |                           |
|-----------------------------|---------------------------|
| A) Empire State Development | Re: Restore NY Grant      |
| B) Rt. 3 Sewer Board        | Re: Minutes               |
| C) Allied Meter Service     | Re: Meter testing results |

Correspondence Sent:

New Business:

- A) Budget Adoption
- B) Set water rate public hearing
- C) Set date for end of fiscal year meeting

Unfinished Business:

- Reports from Standing Committees.
- Reports from Special Meetings.
- Authorize payment of bills; adjournment.

Village of Black River  
Board of Trustees  
Regular Meeting  
April 3, 2023

DRAFT

Mayor Dishaw called the regular meeting to order and led the Pledge of Allegiance at 5:00 p.m.

Present:

Mayor Francis Dishaw  
Trustee Gary McCullough  
Trustee Corey Decillis  
Trustee Bonnie Proven  
Trustee Randy Lake  
Superintendent Les Williams  
Clerk-Treasurer Kristin Williams  
Police Chief Steve Wood

The board reviewed the tentative budget with a tax rate of \$4.45 and a tax levy of \$411,246.00. The board discussed the tax cap override. The budget does not exceed the tax cap amount but the board intends to approve the override as a precautionary measure.

A motion was made by Trustee McCullough, seconded by Mayor Dishaw to adopt the following resolution:

**Resolved**, that the village will hold public hearings for the 2023-2024 tentative budget and tax cap override at 6:00 p.m. on Monday, April 17, 2023. The motion was put to a vote as follows:

Mayor Dishaw	Yes
Trustee McCullough	Yes
Trustee Proven	Yes
Trustee Lake	Yes
Trustee Decillis	Yes

The motion was carried and the resolution duly adopted.

A motion was made by Trustee Proven, seconded by Trustee McCullough to approve the minutes of the 3/6/23 meeting. The motion was carried.

Police Department Report: Police Chief Wood stated that he would be attending In Service Training next week.

Superintendent's Report: Superintendent Williams stated that he is working on the lead and copper report, 30 meters have been changed, he is in contact with paving companies to determine pricing, PESH reinspected and was satisfied with the remedies for the violations. He stated that he would like the final brush pickup for May to be on the 11<sup>th</sup>, the board agreed.

Correspondence Received: The board received the annual report from the Black River Ambulance Squad, the requirement from the NYS Department of Health regarding water system monitoring, a letter from the NY State Comptroller regarding fiscal stress monitoring and a letter from Troy and Banks regarding a utility audit.

A motion was made by Trustee Lake, seconded by Trustee Decillis to adopt the following resolution:

**Resolved**, that Troy and Banks be authorized to perform an audit of the utility bills of the Village of Black River. The motion was put to a vote as follows:

Mayor Dishaw	Yes
Trustee McCullough	Yes
Trustee Proven	Yes

Village Board  
April 3, 2023  
Page -2-

Trustee Lake Yes  
Trustee Decillis Yes

The motion was carried and the resolution duly adopted.

A motion was made by Trustee McCullough, seconded by Trustee Decillis to adopt the following resolution:

**Resolved**, that the water/sewer relievis to Jefferson County for placement on the 2023 village tax bills totaling \$5,883.56 (see attached) be approved. The motion was put to a vote as follows:

Mayor Dishaw Yes  
Trustee McCullough Yes  
Trustee Proven Yes  
Trustee Lake Yes  
Trustee Decillis Yes

The motion was carried and the resolution duly adopted.

A motion was made by Trustee Decillis, seconded by Trustee Proven to adopt the following resolution:

**Resolved**, that water/sewer bill adjustments totaling \$3,515.23 (see attached) be approved. The motion was put to a vote as follows:

Mayor Dishaw Yes  
Trustee McCullough Yes  
Trustee Proven Yes  
Trustee Lake Yes  
Trustee Decillis Yes

The motion was carried and the resolution duly adopted.

A motion was made by Trustee Decillis, seconded by Trustee McCullough to adopt the following resolution:

**Resolved**, that the following abstracts of audited vouchers be approved: interim abstract dated 3/10/23 in the amount of \$7,750.28 (General Fund: \$3,826.06 Water Fund: \$3,924.22) interim abstract dated 3/28/23 in the amount of \$18,999.91 (General Fund: \$969.79 Water Fund: \$12,043.18 Sewer Fund: \$5,986.94) and regular monthly abstract date 4/3/23 in the amount of \$5,883.77 (General Fund: \$548.20 Water Fund: \$5,335.57). The motion was put to a vote as follows:

Mayor Dishaw Yes  
Trustee McCullough Yes  
Trustee Proven Yes  
Trustee Lake Yes  
Trustee Decillis Yes

The motion was carried and the resolution duly adopted.

A motion was made by Mayor Dishaw, seconded by Trustee Proven to adjourn the meeting at 6:59 p.m. The motion was carried.

Respectfully submitted,

Kristin Williams  
Clerk Treasurer

Village of Black River  
Board of Trustees  
Special Meeting  
April 17, 2023

DRAFT

Mayor Dishaw called the special meeting to order at 6:00 p.m.

Mayor Dishaw opened the public hearing for the 2023-2024 budget and tax cap override at 6:01 p.m.

Monica Middleton was present to discuss a First Responder 5k run to be held in the village on August 5, 2023.

A motion was made by Trustee Decillis, seconded by Mayor Dishaw to approve the 5k run contingent upon receipt of liability insurance for the event. The motion was carried.

A motion was made by Trustee Decillis, seconded by Trustee McCullough to approve the facilities use application for the Tri Village Baseball league contingent upon receipt of the liability insurance certificate. The motion was carried.

A motion was made by Trustee McCullough, seconded by Trustee Decillis to approve the water/sewer bill adjustment due to meter replacement, in the amount of \$1,901.92. The motion was carried.

A motion was made by Mayor Dishaw, seconded by Trustee Decillis to approve the water/sewer bill adjustment due to meter replacement, in the amount of \$24.97. The motion was carried.

The board agreed to hold the budget adoption meeting on Monday, April 24, 2023 at 6:00 p.m.

A motion was made by Trustee Decillis, seconded by Trustee McCullough to hold a public hearing on Monday, May 1, 2023 at 6:00 p.m. for a proposed increase in the water rate. The motion was carried.

A motion was made by Trustee Decillis, seconded by Trustee Lake to close the public hearing for the 2023-2024 budget and the tax cap override at 6:16 p.m. The motion was carried.

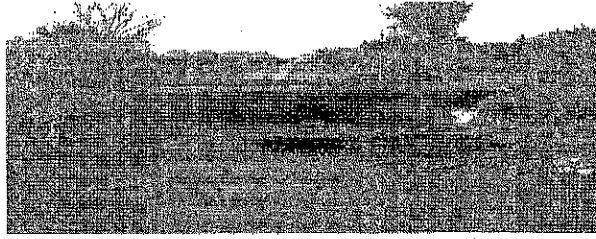
A motion was made by Trustee Lake, seconded by Trustee Decillis to approve the tax cap override for the 2023-2024 fiscal year. The motion was carried.

A motion was made by Trustee McCullough, seconded by Trustee Decillis to adjourn the meeting at 6:23 p.m. The motion was carried.

Respectfully submitted,

Kristin Williams  
Clerk-Treasurer

Department of Code Enforcement  
Village of Black River, New York



April 28, 2023

Mayor Francis Dishaw & Village Board of Trustees  
107 Jefferson Pl.  
Black River, NY 13612

RE: Village Solar Law

Dear Mayor Dishaw and Village Board,

This letter is in regards to the current Village Solar Law and my recent correspondence with solar developers.

I have recently been in contact with multiple solar developers that are interested in locating solar systems in the Village. These projects would be considered "Principal Solar Energy Systems" by the current code. As you are aware, the current Village Code only allows these systems in zones that do not exist within the Village of Black River. These solar developers did not give me a timetable on if or when they would apply for a permit, they are just requesting copies of the current code and asking general questions.

However, if they were to apply for a permit, our current solar code leaves the village vulnerable. If they were to challenge our solar law in court, we would probably lose and also lose any power we have to minimize the impact of these projects. The village could potentially end up with unsightly solar projects or projects that are located on "prime" commercial and residential vacant land.

I feel the Board has three options,

- 1) Do nothing and hope that no one applies for a permit.
- 2) Enact a short moratorium (maximum six months) to allow the Planning and Village Board to reach consensus on a revised solar law.
- 3) Move forward with the NYSERDA model solar law and adopt it as soon as possible.

It is my recommendation that the board either adopt the model solar law with minimal changes or adopt a short moratorium to allow it to revise the current solar law in a more deliberate manner.

If you have any questions or concerns regarding this matter, please feel free to contact me .

Sincerely,

A handwritten signature in black ink, appearing to read "James Holland". The signature is fluid and cursive.

James Holland  
Code Enforcement Officer

107 Jefferson Place  
Black River, NY 13612

[www.blackriverny.org](http://www.blackriverny.org)

(315) 773-5721 Phone  
(315) 773-5726 fax



April 12, 2023

Kristin Williams  
Clerk-Treasurer  
Village of Black River  
107 Jefferson Place  
Black River, NY 13612

Re: Revive Downtown Village of Black River RESTORE NY V, Project #131,749

Dear Ms. Williams:

In December 2018 Empire State Development awarded Village of Black River a \$263,000 Restore NY V Grant for the project referenced above. Due to this project as proposed not moving forward, we are effectively terminating the grant assistance.

If you have any questions, please don't hesitate to call me at (212) 803-3523.

Sincerely,

Arlinda Eggleston  
Sr. Project Manager

cc: Erin Hynes

TO: NYS ROUTE 3 CORRIDOR SEWER BOARD

FROM: Christina Vargulick, Secretary (as reported by B. Nutting)

DATE: April 13, 2023

RE: Minutes of April 10, 2023 meeting

**Present:** S. Allen, F. Dishaw, B. Peck, L. Eddy and R. Taylor

**Absent:** G. Eddy

**Others:** B. Nutting, T. Haynes, C. Fout, and T. Friant

The NYS Route 3 Corridor Sewer/Development Board met at the Town of Pamela Municipal Building on Monday, April 10, 2023. F. Dishaw called the meeting to order at 4:30pm.

The Board reviewed the minutes for February 13, 2023. Motion made, second received to approve the minutes as presented. Ayes-5, Nays-0. Motion carried.

### **Operating Report**

The period summary for February 2023 was distributed to the Board. The sewer flow was 10.4 MG. Twenty-four (24%) of the total budgeted revenues were received. Expenses year-to-date were twenty (20%) of the total budgeted. Net cash of \$287,735.72 remained at the end of the period. The reserve account balance was \$223,764.68.

The period summary for March, 2023 was distributed to the Board. The sewer flow was 10.3 MG. Forty-five (45%) of the total budgeted revenues were received. Expenses year-to-date were twenty-two percent (22%) of the total budgeted. Net cash of \$441,247.33 remained at the end of the period. The reserve account balance was \$224,408.64. There were debt service payments for LeRay/Pamelia Phase 1 in the amount of \$61,980 and Pamela Gardner Tract for \$15,580.

Motion made, second received to approve the reports as presented. Ayes-5, Nays-0. Motion carried.

### **Agreed Upon Procedures (AUP)**

E. Belt stated that the expected cost of the next 5 years will be greater than \$15,000 and a Request for Proposal (RFP) should be used. Motion made second received to approve the RFP. Ayes-5, Nays-0. Motion Carried

E. Belt requested Chairperson Dishaw sign the Letter of Engagement for the 2022 AUP. Motion made, second received to authorize Chairperson Dishaw to

sign the Letter of Engagement. Ayes-5, Nays-0. Motion carried.

### **CD Rollover**

E. Belt stated a CD with approximately \$104,948.25 is set to rollover on May 15<sup>th</sup>. Due to unknowns in the market, accurate rates cannot be provided at this time. Motion made, second received to approve the Development Authority to invest the CD for another year at the best rate available. Ayes-5, Nays-0. Motion Carried

### **Administrative Operating Protocol**

B. Nutting presented the 2023 Administrative Operating Protocol. Motion made, second received to approve the 2023 Administrative Operating Protocol. Ayes-5, Nays-0. Motion Carried

### **Army Sewer Line (ASL) Relining Project**

B. Nutting stated that the Development Authority will be relining the ASL this summer and fall. No interruption of service is expected. Customers can contact T. Haynes, Assistant Director of Engineering, or Scott Thornhill, Project Engineer with any concerns.

### **Asset Management Plan (AMP)**

T. Friant presented the updated Asset management Plan. Plan is in draft and will be finalized if there are no comments.

### **Open Discussion**

R. Taylor presented an invoice for Gleason's Septic and Drain Service for \$274.05. Gleason's responded to a backed-up sewer at 25881 NYS Rte. 3. Gleason's cleared the blockage of roots and stated the lateral will need to be repaired. Motion made, second received to reimburse the homeowner \$274.05. Ayes-5, Nays-0. Motion Carried

Motion made, second received to adjourn. The meeting adjourned at 4:31pm.

**The next scheduled meeting of the NYS Route 3 Sewer/Development Board will be held on Monday, June 12, 2023 at 4:30pm at the T/Rutland Municipal Building.**

*Christina Vargulick*

Christina Vargulick, Secretary  
NYS Route 3 Sewer Board of Commissioners



**clerktreasurer blackriverny.org**

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**From:** Tony Goldberg <tgoldberg@alliedmeter.com>  
**Sent:** 26 April, 2023 1:32 PM  
**To:** clerktreasurer blackriverny.org  
**Subject:** i forgot the ser# ,

The 5/8" meter Ser # 17198461 @ 173 Maple ST was brought into Allied Meter Service on 3-23-2023 by Village Of Black River was bench tested for accuracy. We ran three flows from high to low. The first flow was done at 15 gallons per minute for 100 gallons and tested 99.9%, the second flow was run at 2 gallons per minute for 10 gallons and tested 101%, and the final flow was run at ¼ gallon per minute for 1 gallon and tested 100%. This meter has an overall accuracy of 100.3% and is considered accurate. Our test tanks are certified by Weights and Measures and certifications can be provided if needed.

Tony Goldberg  
Allied Meter Service, Inc.  
340 East Broad St.  
Burlington, NJ 08016  
P.O. Box 617  
609-387-8083 (Office)  
609-387-2307 (Fax)  
609-491-1647 (Cell)  
TGoldberg@AlliedMeter.com

