

SPECIAL MEETING OF THE VILLAGE OF PORT HENRY
BOARD OF TRUSTEES

LOCATION: MUNICIPAL BUILDING, 4303 MAIN STREET
PORT HENRY, NY 12974

DATE: April 18, 2011

TIME: 7:00 PM

PRESENT: Mayor Guerin, Trustees Brassard, McDonough, Viestenz, Clerk Daly and Treasurer Jurkiewicz.

ATTENDANCE: Geraldine and Walt Mimas.

Mayor Guerin called the meeting to order at 7:02 pm, followed by the salute to the flag.

The Board called this Special Meeting for the purpose of adopting resolutions pertaining to the scheduling of required Public Hearings for the proposed Water Law and Community Development Block Grant.

The Village is working in conjunction with the Essex County Community Development & Planning Office in applying for the 2011 Community Development Block Grant through the New York State Office of Community Renewal. If awarded, the grant funds will be used to replace antiquated water lines on Elizabeth Street, the southern end of College Street, First, Second, Third, Oak and Ridge Lanes. The deadline to submit the application is May 27, 2011 and the Village is required to hold two public hearings before this date. The first Public Hearing will be for informational purposes, the second will explain the grant and application process. Anna Reynolds, from the Office of Community Development & Planning plans to be in attendance for both Public Hearings to answer questions from the public. The Village is also required to mail Income Surveys to the applicable residents in this area; the surveys were mailed on April 13, 2011.

A motion was made by Trustee Brassard, seconded by Trustee McDonough, to pass a resolution scheduling the two required Public Hearing's in regard to the Community Development Block Grant. The first Public Hearing is scheduled for Wednesday April 27, 2011 at 6:00 pm and the second Public Hearing is scheduled for Monday May 9, 2011 at 6:30 pm; both hearings will be held at the Village Hall.

Ayes: Mayor Guerin, Trustees Brassard, McDonough and Viestenz.

Nays: None

Absent: Trustee Rich

The resolution was duly adopted.

The final version of proposed Local Law No. 2 of 2011; Relating To The Use Of Village Water In The Village of Port Henry, New York was crafted by the Miller, Mannix, Schachner and Hafner Law Firm and distributed to the Mayor and Board on April 14, 2011. A copy of the proposed Local Law is on file in the Office of the Village Clerk and will remain open for public inspection during normal office hours.

The following resolution was duly adopted by the village of Port Henry Board of Trustees on this date:

**RESOLUTION SCHEDULING PUBLIC HEARING
ON PROPOSED REPEAL AND REPLACEMENT OF
VILLAGE OF PORT HENRY WATER LAW**

WHEREAS, the Board of Trustees of the Village of Port Henry (the “Board”) established and appointed members to a committee (the “Water Committee”) to review the Village of Port Henry Water Law (the “Water Law”); and

WHEREAS, the Water Committee drafted comprehensive revisions to the Water Law; and

WHEREAS, the Board has caused the draft revisions to be put into the form of proposed Local Law No. 2 of 2011; and

WHEREAS, the Board has determined that the adoption of the Local Law is an Unlisted Action under the State Environmental Quality Review Act (“SEQRA”) and the Board is the only Involved Agency under SEQRA; and

WHEREAS, the Board is considering adoption of proposed Local Law No. 2 repealing and replacing the current Water Law; and

WHEREAS, Municipal Home Rule Law Section 20 requires the Board to hold a public hearing prior to the adoption of any Local Law;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF PORT HENRY, ESSEX COUNTY, NEW YORK, AS FOLLOWS:

1. SEQRA Lead Agency – The Board hereby assumes lead agency status for SEQRA review purposes.

2. Public Hearing; Notice – The Board shall meet on April 27, 2011, immediately following the Community Development Block Grant public hearing scheduled for 6:00 pm, to hold a public hearing to hear all people who are interested in proposed Local Law No. 2 of 2011 repealing and replacing the Village of Port Henry Water Law. For the purpose of this Local Law and the consideration of the Water Rate Schedule, the official Village newspaper shall be the *Plattsburgh Press-Republican*. The Village Clerk is hereby authorized and directed to publish a Notice of Public Hearing in the *Plattsburgh Press-Republican* not less than five (5) days before the date of the public hearing.

3. Effective Date – This Resolution shall take effect immediately.

AYES: Mayor Guerin, Trustees Brassard, McDonough and Viestenz.

NAYS: None

ABSENT: Trustee Rich

The Village of Port Henry Board of Trustees scheduled a Special Meeting on Wednesday April 27, 2011, immediately following the second Public Hearing, to consider adoption of Local Law No. 2 of 2011 and the revised Water Rate Schedule.

A motion was made by Trustee Viestenz, seconded by Trustee Brassard to adjourn the Special Meeting at 7:08pm. Yes; Trustees Brassard, McDonough and Viestenz. No; none. Absent; Trustee Rich, motion carried.

ADJOURNED

Village Clerk

