

**MINUTES OF THE TOWN OF FORT EDWARD TOWN BOARD PUBLIC HEARINGS
& REGULAR MEETING HELD ON MONDAY, JUNE 8, 2026, AT TOWN HALL
COMMENCING AT 6:50 P.M.**

Supervisor Fisher called the meeting to order at 6:50pm

Pledge of Allegiance

PRESENT: Supervisor Fisher
Councilman Middleton
Councilwoman Collier
Councilman Suprenant
Councilwoman Mullen

OTHER'S PRESENT: Chuck Bump, Amanda Durkee, Theresa Rose, Brett Porter, Brian Brockway, Richard Belden, Therese Gillis, Katie DeGroot, Town Attorney Bill Nikas and Town Clerk Aimee Ives.

**Public Hearing
6:50pm – LL#1 of 2026
Flood Damage Protection**

Supervisor Fisher opened the Public Hearing at 6:52pm

The following notice was published in The Post Star:

TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Fort Edward on Monday, June 8, 2026 at 6:50 p.m. at Town Hall, 118 Broadway, Fort Edward, NY regarding the consideration of a proposed Local Law of the Town of Fort Edward entitled: "A Local Law for Flood Damage Prevention".

Any resident of the Town of Fort Edward is entitled to be heard upon said proposed Local Law at such public hearing. Copies of said proposed Local Law are available for review at the Town of Fort Edward Clerk's office.

Councilman Suprenant: It seems like the responsibility is going to fall on the Code Enforcement Officer; is he being compensated for that?

Supervisor Fisher: We will have to review that.

PUBLIC COMMENT: NONE

MOTION by Councilman Middleton, seconded by Councilwoman Collier to close the public hearing at 6:54pm **ALL AYES**

**Public Hearing
6:55pm – MS4**

Supervisor Fisher opened the Public Hearing at 6:55pm

The following notice was published in The Post Star:

Notice is hereby given, that the Town Board of the Town of Fort Edward will hold a public hearing on Monday, June 8, 2026 at 6:55 P.M. at Town Hall, 118 Broadway Fort Edward, NY 12828 for the purpose of hearing comments on the 2025 Town of Fort Edward MS4 Annual Report. Interested persons may review the Annual Report on the Town website at: www.fortedward.net

Brian Brockway: Need to increase the budget line for MS4 next year.

PUBLIC COMMENT: NONE

MOTION by Councilman Middleton, seconded by Councilman Suprenant to close the public hearing at 6:57pm **ALL AYES**

REGULAR MEETING

APPROVAL OF MINUTES: MOTION by Councilwoman Collier, seconded by Councilwoman Mullen to approve the minutes of the meeting of May 11, 2026, **ALL AYES**

APPROVAL OF REPORTS: MOTION by Councilwoman Mullen, seconded by Councilwoman Collier to approve the monthly reports of the Town Clerk, Town Justice, Building Inspector, Dog Control and Supervisor as submitted **ALL AYES**

APPROVAL OF BILLS: MOTION by Councilman Middleton, seconded by Councilman Suprenant to approve Abstract #6 in the amount of \$63,644.30 **ALL AYES**

ABSTRACT #6

GENERAL A – 14231-14273	\$23,873.41
GENERAL B – 14274-14276	\$ 824.22
HIGHWAY – 14277-14289	\$23,006.30
MUNICIPAL – 14290-14294	\$11,081.00
SPECIAL LIGHTING – 14295	\$ 3,309.77
SPECIAL WATER – 14296-14304	\$ 1,974.92
SPECIAL WATER 2 – 14305-14306	\$ 80.00

TOTAL: \$63,644.30

BUSINESS:

**Intermunicipal Dog Agreement
Fort Edward/Kingsbury/Greenwich/Fort Ann**

MOTION by Councilman Suprenant, seconded by Councilwoman Collier to enter into the Intermunicipal Agreement Providing Cooperative Dog Control Services **ALL AYES**

CORRESPONDENCE:

Supervisor Fisher: We received a letter from Amanda Durkee concerning ESMI/Clean Earth Operations and Lack of Required Town Land Use Approvals. I checked with the Town Code Enforcement Officer, and we don't require permits for anyone to have treated soil.

Attorney Nikas: I think the question is whether it's clean soil which would mean it could be hazardous waste which would require a permit.

Councilman Suprenant: I believe they do all their own testing.

Attorney Nikas: We can send a letter to DEC asking if they are receiving those test results.

Amanda Durkee: At the Village ZBA Meeting it was referred to as a soil recycling facility. In The West Firm appeal, it states that paper sludge has gone through there, paper sludge is not soil. It also states that sewage sludge has gone through there.

Councilman Suprenant: Where did that come from?

Amanda Durkee: The West Firm appeal; when they appealed the Village Board, they included everything that has gone through there and has been processed.

Councilman Suprenant: Where did the sewage waste come from?

Amanda Durkee: I don't know where it came from but for us as a Town to continue to say that it's just to store soil; it is storing post processed material. I would appreciate it if you no longer referred to it as soil and do whatever you need to do to find out if we do have what is necessary at the Town level because it is important.

Katie DeGroot: One of the things that came up in the meeting is that even with the DEC Permits it does not state that the soil has to be 100% remediated. As a Town we don't know what is in that soil and I think it's worth finding out. It was very clear at the last meeting that we are not talking about clean soil.

Councilman Middleton: They said at the meeting that there is such thing as "Dirty Dirt" and it's still below the threshold and meets the standard.

Katie DeGroot: I would still like to know.

Supervisor Fisher: That is why we are going to reach out to DEC. We do not have the

capabilities of going over there and test it.

Amanda Durkee: I submitted the letter and I am not asking anyone from the Town to go over there and test it. I am also not asking DEC to take responsibility for Land Use Permits. Those are 2 very different things; DEC Permits and responsibility I have learned are very different than what Towns and Villages do with regards to Land Use Permits. What was set up to happen tonight was a DEC Public Hearing for the RD&D Permit and that is completely separate from what is happening at the Zoning Board of Appeals at the Village level. I am requesting that the Town do everything that they can to look at what is required for the Land Use Permits as well as look at the documentation from The West Firm who is representing the company. The documents state all of the things that have gone through the facility since the early 90's.

An itemized list of what they have processed since inception included the following: Fuel Oils, White Oils, Lubricating Oils, Metal Working Oil, Electrical Oil, Petroleum Greases, Petroleum Solvents, Natural Waxes, Synthetic Waxes/Plasticizers, Animal Oil, Vegetable Oil, Industrial Oils, Coal Tar, PCB's, Papermill Bi-Product is #16 and started in 1996 to present; Bio-solids and papermill sludge, PFA's on several occasions. That is from their Attorney who represents them.

Attorney Nikas: We can ask DEC what permits are still in effect, what tests have been done on the product and put them on notice that we want to hear if there is anything else going there.

Amanda Durkee: At some point I would like a formal response to my email.

Councilman Suprenant: Once our Attorney gets answers from DEC we will give you a formal response.

OTHER BUSINESS:

Brian Brockway:

- Blacktopping the following next week: Glen Hill (Co. Rte. 46 – Rte. 4), Patterson Rd. (Co. Rte. 46 – Dump Rd.), Woodard Rd. (Cary Rd. to the bridge) and Williams Rd. (Co. Rte. 46 – Brockway residence).
- Pool is painted
- Tuesday and Wednesday we have Safety Days at the Fairgrounds.

Councilman Middleton: The Code Enforcement Officer's Report states that he has not received a reply from the owner of 590 Lower Oak St. regarding the property maintenance letter that was sent and the old Wesleyan Church on State Rte. 4 has been turned into 3 apartments without ZBA approval or building permits.

Attorney Nikas: As for the apartments, the Code Enforcement Officer can issue a Cease & Desist and shut them down. For 590 Lower Oak St. if he wants it to go before a judge he has to send me the complaint.

Letters to be sent from the Town Board to the following Properties for Property Maintenance:

- 590 Lower Oak St.
- 915 County Rte. 46

PUBLIC COMMENT:

Amanda Durkee: There was supposed to be the DEC Public Hearing tonight for ESMI's RD&D Permit at Hudson Falls High School. On June 1st Clean Earth was bought out by Veolia for \$3.4 billion dollars. The next day, the DEC Public Hearing was cancelled. This was due to the RD&D being suspended per the company request and just to be clear it is suspended, not cancelled. Veolia stated that they want to look closer at what the project is. The Village ZBA has had 2 meetings separate from the RD&D Project; the most recent was on May 21, 2026, and there is another meeting scheduled for July 15, 2026, at 6:00 P.M.

Katie DeGroot: I see on the Code Enforcement Report that it says, dropped off complaint to the old Everett's Rest. Is there any word on what that is now?

Councilman Suprenant: It's a mess.

Councilman Middleton: I saw them there today and yesterday cleaning it up.

Therese Gillis: We are getting nowhere with Canal Corp. regarding our water line on East Rd. The Village wanted us to come to the Town and ask for a new water district. We are very close to the new district that was formed for Canalside Energy Park.

Supervisor Fisher: The Town is not going to form a new water district; we tried for 2 years to extend our water district down Blackhouse Rd. and the cost was astronomical. It would cost the homeowners a lot of money.

Theresa Rose: Who is going to profit off these solar panels? What part of Fort Edward?

Katie DeGroot: Perhaps on our farm, we have 20 acres of unusable clay that the solar panels will be put on to help keep the farm going for hopefully the next several generations.

Theresa Rose: Who is paying for those?

Katie DeGroot: Boralex pays us for it.

Supervisor Fisher: The Town does not own the land that Boralex is putting their project on, it's all privately owned property.

ADJOURNMENT:

MOTION by Councilman Middleton, seconded by Councilwoman Mullen to adjourn the

meeting at 7:44pm **ALL AYES**

Dated: June 12, 2026

Aimee Ives, Town Clerk