

**MINUTES OF THE TOWN OF FORT EDWARD TOWN BOARD SPECIAL MEETING
HELD ON MONDAY, DECEMBER 2, 2019 AT TOWN HALL COMMENCING AT 6:30
P.M.**

Supervisor Middleton called the meeting to order at 6:30pm

Pledge of Allegiance

PRESENT: Supervisor Middleton
Councilman Fisher
Councilwoman Mullen
Councilman Mercier

OTHERS PRESENT: Marcia Caswell, Joseph Malvuccio, Dean Watkins, Caitlin Mahoney, Dave Cutler, Peter Williams, Peter Amorosi, Matthew Traver, Ed Carpenter, Brian Brockway, Peter Ives, Richard Belden, Elizabeth O'Leary and Town Attorney Donald Boyajian, Jr.

Supervisor Middleton: The following letter was submitted by Neal Orsini:

Terry,

When we ran for office 2 years ago, we ran on a bipartisan plan to finish the repurposing of the dewatering site into a functioning industrial site, keep taxes stable, and serve the community. 2 years later, with the announcement of WL Plastics locating here, I think we achieved our aim. With the election results being what they are, I feel that we should leave office as we entered it, as a bipartisan team. Therefore I am tendering my resignation from the town board as of 11/30/2019. I appreciate your professionalism, from before you took office, with the respect that you showed then Supervisor Pulver, to the way you have comported yourself while in office. The one thing that I am thankful for is that, at my advanced age, I acquired new friends. I wish you, Cyndie, Zack and Nicole all the best, and look forward to bourbon in Maine.

Sincerely,

A handwritten signature in black ink, appearing to read "Neal", written in a cursive style.

Neal T. Orsini

MOTION by Councilman Fisher, Seconded by Councilwoman Mullen to accept Neal Orsini's resignation as Town Councilman **ALL AYES**

Supervisor Middleton: I would like to appoint Peter Ives to fill the vacancy left by the resignation of Neal Orsini; the appointment will be until the next general election in November, 2020.

MOTION by Councilman Mercier, Seconded by Councilman Fisher to appoint Peter Ives as Town Councilman for the Town Board of the Town of Fort Edward until the next general election in November, 2020 **ALL AYES**

RESOLUTIONS:

RESOLUTION NUMBER 37 OF 2019

MOTION BY COUNCILMAN FISHER

SECONDED BY COUNCILWOMAN MULLEN

RESOLUTION TO AMENDING THE 2020 TOWN BUDGET

WHEREAS, the Town Board of the Town of Fort Edward adopted the 2020 Town Budget on November 12, 2019, and

WHEREAS, there was an error on the Special Water Account Appropriations and Estimated Revenues in that they were not in balance.

NOW, THEREFORE, BE IT RESOLVED, the Town Board of the Town of Fort Edward hereby adopts the amended 2020 Town Budget in the amount of \$1,598,864.66

Dated: December 2, 2019

Roll Call Vote: Councilman Fisher – AYE
Councilman Mercier – AYE
Councilwoman Mullen – AYE
Councilman Ives – AYE
Supervisor Middleton - AYE

AYES	<u> 5 </u>
NAYS	<u> 0 </u>
ABSENT	<u> 0 </u>

RESOLUTION NUMBER 38 OF 2019

OF THE TOWN BOARD OF THE TOWN OF FORT EDWARD

MOTION BY COUNCILMAN FISHER

SECONDED BY COUNCILMAN MERCIER

WHEREAS, WL Plastics Corporation is seeking financial assistance from the Counties of Warren and Washington Industrial Development Agency in the form of a payment in lieu of taxes (“PILOT”) and sales tax abatements regarding a project (the “Project”) to consist of: (i) the acquisition by the Agency of a leasehold interest in certain real property located at 446 Lock 8 Way in the Town and Village of Fort Edward, County of Washington, New York (the “Land”); (ii) the planning, design, expansion, renovation, operation and maintenance by the Company of an approximately 95,500+/- square foot facility of which approximately 75,500+/- square feet will be used by the Company for the manufacture of various high-density polyethylene pipe products, approximately 20,000+/- square feet will be used by the Company for warehousing and office space (collectively, the “Improvements”); (iii) the acquisition of and installation in and around the Land and Improvements by the Company of machinery, equipment, fixtures and other items of tangible personal property (the “Equipment” and, collectively with, the Land and the Improvements, the “Facility”); and (iv) entering into a straight lease transaction (within the meaning of subdivision (15) of Section 854 of the Act), pursuant to which the Agency will retain a leasehold interest in the Facility for a period of time and sublease such interest in the Facility back to the Company (the “Straight Lease Transaction”), and

WHEREAS, the PILOT Agreement shall be for a term of ten (10) years. The PILOT payment schedule shall be as follows:

(A) Village Parcel: Years 1-5: Base Value plus 0% of increased assessed valuation attributable to improvements made to the Project Facility.

Years 6-10: Based Value plus 50% of the increased valuation attributable to improvements made to the Project Facility.

The Base Value for the Village parcel shall be \$1,550,000.00

(B) Town Parcel: Years 1-5: Base Value plus 0% of increased assessed valuation attributable to improvements made to the Project Facility.

Years 6-10: Based Value plus 50% of the increased valuation attributable to improvements made to the Project Facility.

The Base Value for the Town parcel shall be \$3,500,000.00

At all times, including during the term of the PILOT Agreement, the Company shall be responsible for the full payment of water and sewer assessments, as may be applicable and any other special district assessments.

NOW THEREFORE BE IT RESOLVED, the Town Board of the Town of Ft. Edward resolves as follows:

1. The Town Board supports and approves the proposed PILOT Agreement.
2. This Resolution shall be effective immediately.

Passed and adopted by the Town Board of the Town of Ft. Edward on the 2nd day of December, 2019

December 2, 2019

Roll Call Vote: Councilman Fisher – AYE
Councilman Mercier – AYE
Councilwoman Mullen – AYE
Councilman Ives – AYE
Supervisor Middleton - AYE

AYES: 5
NAYS:5
ABSENT:0

ADJOURNMENT:

MOTION by Councilman Fisher, Seconded by Councilwoman Mullen to adjourn the meeting at 6:39pm **ALL AYES**

Dated: December 4, 2019

Aimee Mahoney, Town Clerk