

REGULAR MEETING -BOARD OF TRUSTEES- OCTOBER 21, 2014-7:00 P.M.

**PRESENT: ERNEST MARTIN, MAYOR, TRUSTEE JUDY WOOD-SHAW, TRUSTEE ELLEN VOMACKA, TRUSTEE TIMOTHY CAMPBELL, TRUSTEE JOHN BASILE
CLERK/TREASURER: SHERISTIN TEDESCO
SUPT. OF PUBLIC WORKS: PAUL O'KOSKY
ATTORNEY, JAMES PELUSO
FIRE CHIEF – JEFF MAHAR
BUILDING CODE OFFICER – LAWRENCE ALLEN - ABSENT**

Public Attendance – 3

CORRESPONDENCE: The Festival of Foods will be held at the Stillwater Middle School Cafeteria on 11/10/14 from 5:30 to 7:30 pm. The Fall Festival will be held in the Village on 10/25/14 from 12:00 to 4:00 pm. There will be many vendors from the Community Center to Park Ave. The Village will have a table with cider and donuts. Three businesses will be recognized. They will be Chase – Smith Funeral Homes, Glenn's Carpet and The Barber Shop. There will be a benefit ziti dinner held in honor of our village employee Matt Rifenburg on 11/2/14 at the American Legion Post 490 from 2:00 to 6:00 pm. There will be auctions and a 50/50 raffle, the cost is \$10 per adult and \$5 per child.

FIRE DEPARTMENT CHIEF:

There were 5 alarms, 1 EMS assist, 3 drills, and 2 fundraisers in the month of September. There will be a Fire 101 seminar in Ballston Spa on 10/25/14 from 9:00 am to 1:00 pm. (Report on file)

SUPERINTENDENT OF DPW: Paul O'Kosky – The Village will be picking up leaves throughout the Village within the next month, and depending on the weather, until the end of November. (Report on file)

BUILDING CODE OFFICER: Absent – The Mayor reported there were four new building permits issued in the month. (Report on file)

Mr. Ed Hernandez (Adirondack Mountain Engineering) reported that Insituform finished cleaning the sewer lines and will be relining some lines during the first week of November. The WWTP upgrade project has been put out to bid with bids due by 11/14/14. Mr. Hernandez reported his employee Mr. Steven Sknowron will be assisting the Village with sewer plant operations in the absence of Matt Rifenburg as the licensed operator. There has been a marginal rating assigned to the Park Ave. bridge after DOT inspection. The bridge was classed as over 20ft and therefore will be assigned a DOT Bridge Identification Number (BIN) number. The bridge will now be on their list to be repaired.

A question was asked by a Village resident, Mr. Bill Nelson, regarding noise restrictions after dark, early mornings and on Sundays at the property that was formally Fred's Tents. The Mayor responded the Board will take it under advisement.

COMMITTEE REPORTS:

Trustee Basile reported that the USDA loan for the water project was paid in full on 10/1/14. There were two large water leaks repaired in the Village over the past month.

Trustee Campbell reported the new playground was installed and stated he believes it needs more police presence to monitor the area at night.

Trustee Vomacka reported the meeting with the grant writer has been postponed and the Fire Dept. will also be meeting with a grant writer. The Fire Dept. needs new tiles for their ceiling upstairs.

MOTION to approve the purchase of new Fire Dept. ceiling tiles, not to exceed \$600, paid from budget line A.1620.00 made by Trustee Vomacka, seconded by Trustee Basile
Motion carried 4-0

Trustee Wood-Shaw reported she will be meeting with Michelle DeGarmo, from River Song, who is a professional grant writer to look into options for the Village. Paul Cummings is looking for committee members for the LWRP (The Hudson River Waterfront Revitalization Plan). The Emergency Mgmt. Mtg. covered ice storms during this month's monthly meeting. The next meeting will be 11/11/14. There will be a Halloween Party during this month's senior time on 10/31/14.

TREASURER REPORT – Sheristin Tedesco

Voucher totals by account

“A” General Fund	\$ 35,544.48
“F” Water Fund	\$106,958.17
“G” Sewer Fund	\$ 6,734.24
TOTAL	\$149,236.89

MOTION to approve the following budget adjustments and transfers made by Trustee Basile, seconded by Trustee Wood-Shaw
Decrease to F9730.600 Water Line Loan Interest of (\$9,666.24) to pay off interest balance to USDA.

Increase to F9730.700 Water Line Loan of \$64,594.42.

Increase of A.9730.710 BAN for Water Line Loan of \$3,489,518.33 to pay off balance to USDA

Increase to A.1420.400 Law of \$7,500.00 to pay Hiscock and Barclay invoice regarding settlement negotiations, money to be paid from GE settlement monies.

Increase to A8540.400 Drainage Contractual of \$3000, to be taken from the fund balance, to cover Dyer & Sons work for Mickey Rich water tap installation as promised during negotiations for sidewalk/drainage project.

Increase to A8540.400 Drainage Contractual of \$2,125.00, to be taken from the fund balance, to cover the drainage pipe from HD Supply Waterworks for the project at Stillwater Hydro.

Transfer from A.0870.400 Reserve – Parks, to A.7110.400 of \$6000.00 from general fund. This was reserved from last year’s budget to be carried forward for new playground equipment approved per Village Board during 5 20 2014 meeting.

Motion carried 4-0

Treasurer Report for August 2014– copies provided to all board members listing all bank accounts with all receipts and expenditures.

Updated revenue/expense control reports – copies provided to all board members.

Village Tax Update – we have collected roughly 91% to date.

\$421,004.72 billed, collected \$385,598.74, leaving \$35,405.98 outstanding, which will be relieved to Saratoga County later this week.

Water Billing Update – Total billed for October 1, 2014 billing, inside and outside users was \$189,751.58, collected \$48,347.02 to date, roughly 25%, leaving \$141,404.56 outstanding.

MOTION to open the floor to the public and press made by Trustee Basile, seconded by Trustee Vomacka

Motion carried 4-0

Mr. Rick Nelson stated the Stillwater United Church held a breakfast for the firemen in October and it was well attended. The Mayor attended as did about 10 members of The Newland Wood Fire Dept. and 20 from Arvin Hart Fire Co. There will be a free breakfast on 11/8/14 to honor all veterans. He also thanked the DPW for fixing the water leak in front of his house. He inquired if the sidewalk would be repaired before winter. Supt. O’Kosky stated he planned to have the sidewalk repaired before the snow falls. He also stated he knew there will be work starting on the yellow house in front of his, so we may want to have our Building Code Officer look into it. There also may be a water leak just south of 34 Russell Drive that may need to be looked at.

MOTION to close the floor to the public and press made by Trustee Campbell, seconded by Trustee Wood-Shaw

Motion carried 4-0

NEW BUSINESS

MOTION to approve resolution for the payment of GE Settlement Funds to Hiscock & Barkley for legal services made by Trustee Basile, seconded by Trustee Vomacka

Whereas, the division of settlement funds between the Village and the Town of Stillwater involved both parties as joint plaintiffs in the General Electric lawsuit, and

Whereas, the Village’s law firm, Dreyer Boyajian, represented both plaintiffs in the law suit and could not represent the Village because of conflict of interest, and

Whereas, the Village Board engaged the firm of Hiscock & Barkley to represent the Village in these matters since as Bond Counsel they were fully familiar with the circumstances of the Village, and

Therefore, be it resolved that the Village authorizes the payment of \$7,500 to said firm for the services provided to be taken from the GE Settlement funds.

John A. Basile	voting	<u>Yes</u>
Judith Wood-Shaw	voting	<u>Yes</u>
Timothy J. Campbell	voting	<u>Yes</u>
Ellen R. Vomacka	voting	<u>Yes</u>

The foregoing motion was thereupon declared duly adopted

MOTION to approve resolution for the payment of GE Settlement Funds to the City of Mechanicville for the Village of Stillwater's matching funds for the SMSI agreement in 2008 made by Trustee Basile, seconded by Trustee Vomacka

Whereas, in the spring of 2008 the Village, Town of Stillwater and City of Mechanicville negotiated a Shared Municipal Services Incentive Program grant agreement to study the joint needs of supplying water and options for meeting those needs, and
 Whereas, in August of 2008 that agreement was executed, and
 Whereas, the Village's obligation for co-funding the study was \$12,590.20, and
 Whereas, in July of 2008 the Village was notified by the Department of Health that PCBs were present in the Village well field, and
 Whereas, the Village was under order by the DOH to make modifications to its WTP in compliance with the Surface Water Treatment Rule, and
 Whereas, the Village Board considering the long term needs of the Village to eliminate any PCBs in its potable water and to comply with the SWTR chose to proceed with replacing the WTP with a supply connection to the SCWA before the SMSI study could be completed, and
 Whereas, the City of Mechanicville has paid the Village's portion of the co-funded SMSI and has billed the Village, and

Therefore, be it resolved that the Village reimburse the City of Mechanicville \$12,590.20 from the GE Settlement Funds.

John A. Basile	voting	<u>Yes</u>
Judith Wood-Shaw	voting	<u>Yes</u>
Timothy J. Campbell	voting	<u>Yes</u>
Ellen R. Vomacka	voting	<u>Yes</u>

The foregoing motion was thereupon declared duly adopted

MOTION to approve Dyer and Sons Construction bid on the completion of the stormwater drainage repairs at the Stillwater Hydro Plant, not to exceed \$8000 providing they meet the prevailing wage requirements, made by Trustee Basile, seconded by Trustee Vomacka

John A. Basile	voting	<u>Yes</u>
Judith Wood-Shaw	voting	<u>Yes</u>
Timothy J. Campbell	voting	<u>Yes</u>
Ellen R. Vomacka	voting	<u>Yes</u>

The foregoing motion was thereupon declared duly adopted

MOTION to approve the following resolution stating the 2015 Election dates, offices to be filled and polling place made by Trustee Basile, seconded by Trustee Campbell

**RESOLUTION
 VILLAGE OF STILLWATER
 GENERAL VILLAGE ELECTION
 RESOLUTION DESIGNATING THE OFFICES TO BE FILLED AND THE TERMS THEREOF &
 POLLING PLACE**

WHEREAS, Section 15-104, Sub. 3.(a) of the Election Law of The State of New York provides that the Board of Trustees shall adopt a resolution, at least (4) four months prior to the general Village election, designating the offices to be filled and the terms thereof, such resolution to be published within (10) ten days of adoption.

NOW, THEREFORE, BE IT RESOLVED, that a General Village Election of the Village of Stillwater, New York, will be held on Wednesday, 18th day of March 2015, pursuant to Election Law 15-104, Sub. 1(a), if the third Tuesday in March falls on the 17th (St. Patrick's Day) the board of trustees must pass a resolution setting forth that the election will be held on the 18th day of March. The offices to be filled and the terms thereof are as follows:

Trustee – two years
Trustee – four years
Trustee – four years
Mayor – four years

NOW, THEREFORE, BE IT RESOLVED, that a General Village Election of the Village of Stillwater, New York, will be held at the Stillwater Community Center, 19 Palmer Street, Stillwater, NY on March 18, 2015 from noon to 9:00 pm.

Motion carried 4-0

OLD BUSINESS

The Mayor received a proposal from Stillwater Union Cemetery regarding a subdivision of their property. Upon advice of counsel, the Board decided there needed to be more information given before any decisions could be made.

MOTION to approve the audit claims for the month made by Trustee Campbell, seconded by Trustee Basile

Motion carried 4-0

MOTION to approve the Treasurer's report made by Trustee Basile, seconded by Trustee Vomacka

Motion carried 4-0

MOTION to approve the minutes from Regular Meeting dated 9/16/14 made by Trustee Vomacka, seconded by Trustee Campbell

Motion carried 4-0

MOTION to enter executive session due to personnel issues made by Trustee Wood-Shaw, seconded by Trustee Vomacka

Motion carried 4-0

MOTION to exit executive session made by Trustee Campbell, seconded by Trustee Wood-Shaw

Motion carried 4-0

MOTION to adjourn made by Trustee Vomacka, seconded by Trustee Campbell

Motion carried 4-0

Meeting adjourned 9:45 pm

Respectfully submitted,

Sheristin Tedesco
Clerk/Treasurer