

REGULAR MEETING -BOARD OF TRUSTEES- JANUARY 20-7:00 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 – 2

SPECIAL GUEST – VILLAGE HISTORIAN LINDA SANDERS

Ms. Sanders presented her annual report for 2014 to the Village Board. She attended the Association of Public Historians of New York State annual conference in March and was honored to nominate Linda Palmieri, (Town Historian, Deputy Village Historian and Blockhouse Curator) for the Joseph Meany Award for Outstanding Service. The award was presented by Supervisor Ed Kinowski. She reported this was the first time she missed the opening of the Blockhouse Museum, due to knee replacement surgery. She did some research for the Village website and thanked our webmaster, John Noetzel, for doing such a great job having one of the best informed websites around. Historian Sanders thanked the Village Board, especially Sheristin Tedesco and Anne Marie Hallum, for all they do and suggested a raise for the Clerk and Deputy Clerk. She also thanked the Dept. of Public Works for all they do at Blockhouse Park. She concluded with an extra thanks to Linda Palmieri for everything she does. The bicentennial of the Village will be 4/17/16, so mark that on your calendars to help the Village celebrate. (Report on file)

CORRESPONDENCE – Trustee Basile explained there recently were two violations, one of the water plant and one of the sewer plant, but stated corrective action has been taken.

FIRE DEPARTMENT CHIEF:

There were 4 alarms and 3 drills in the month of December. Chief Mahar also submitted the fire departments annual report and inventory list. (Reports on file)

MOTION to accept Laurence Case as a new social member to the Newland-Wood Fire Dept. made by Trustee Vomacka, seconded by Trustee Wood-Shaw
Motion carried 4-0

SUPERINTENDENT OF DPW: Supt. O’Kosky reported we will be starting to haul waste to Washington County in order to try to save money while the Saratoga County Sewer District in down for repairs. (Report on file)

BUILDING CODE OFFICER: (Report on file)

COMMITTEE REPORTS:

Trustee Basile stated Delaware Engineering has issued the notice to proceed for contracts number 5 and 6 for the sewer project. Insituform has completed their work, but may be back in the spring to line a new manhole.

Trustee Campbell thanked Supt. of DPW Paul O’Kosky for finding a hose nozzle to complete the ice rink and stated there are many kids enjoying the rink.

Trustee Vomacka attended the Fire Dept. meeting and requested the DPW get another estimate for installing their outside light. The Fire Dept. will be having their 150 year celebration on 9/26/15. There will be a parade at 1pm and Skeeter Creek will be performing from 4-8 pm at the American Legion Post 490. Trustee Vomacka also stated she will chair the committee for the Village’s 200 year celebration.

Trustee Wood-Shaw reported there were 30 people in attendance for the December Senior time program. They will have a guest speaker, Pam Cole, from Home First this month. Trustee Wood-Shaw also received a letter from Senator Kathy Marchione asking about residents of the Village who may be celebrating their 100th or 90th birthdays in order to present them with a certificate. She stated she is getting quotes for a digital sign for Cannon Park.

TREASURER REPORT – Sheristin Tedesco

Voucher totals by account

“A” General Fund	\$ 18,199.03
“F” Water Fund	\$ 61,913.70

"G" Sewer Fund	<u>\$ 11,415.31</u>
TOTAL	\$ 91,528.04

Treasurer Report for December 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.

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 will hold a breakfast to honor Elected Officials and their staff on 2/7/15 from 8-10 am.

NEW BUSINESS

MOTION to approve the 2015 Election Inspectors Including Appointing Chairman as revised and presented in the resolution below made by Trustee Basile, seconded by Trustee Campbell

**RESOLUTION APPOINTING 2015 ELECTION INSPECTORS
INCLUDING APPOINTING CHAIRMAN**

WHEREAS, Section 15-116, Sub 1 of the Election Law of the State of New York provides that the Board of Trustees adopt a Resolution appointing Election Inspectors, a Chairman of the Election inspectors and an Election Machine Custodian,

BE IT RESOLVED, that the Village of Stillwater Board of Trustees does hereby appoint Dorothy DeMarco, Cynthia Briggs, Kathleen Wood and Mary Moore as Election Inspectors for the Village of Stillwater.

BE IT FURTHER RESOLVED, that each Inspector shall be paid one hundred dollars (\$100.00) for Election Day, March 18, 2015 to include inspection of the voting machine prior to election.

BE IT FURTHER RESOLVED, that Dorothy De Marco be appointed Chairman at a rate of fifty dollars (\$50.00) for Election Day, March 18, 2015.

Dated: January 20, 2015
Motion carried 4-0

MOTION to approve The Resolution Abolishing Water EDU Charges and Issuing Rebate made by Trustee Basile, seconded by Trustee Vomacka

Resolution Abolishing Water EDU Charges and Issuing Rebate

WHEREAS, the Village of Stillwater maintains Water Regulations and Rates applicable to users of the Village’s water system. Included in the Water Regulations and Rates is an Equivalent Dwelling Unit (“EDU”) charge for inside users; and

WHEREAS, the EDU charges were enacted to meet prior indebtedness necessary to operate and maintain the water system, including the debt obligation of the water pipeline connecting the Village’s water distribution system to the Saratoga County Water Authority; and

WHEREAS, the Village Board has substantially satisfied the aforementioned debt obligation and determined that the EDU charge may be abolished; and

WHEREAS, the Village Board has determined that funds exist to issue a rebate to water users who were subject to EDU charges at the time of the previous April 2015 water billing.

NOW THEREFORE, it is hereby:

RESOLVED, by the Village Board of Trustees that the Water Regulations and Rates shall be amended to abolish the annual EDU charge to water users. The revised Water Regulations and Rates are adopted in the form attached hereto effective immediately; and it is further

RESOLVED, that the Board of Trustees hereby authorizes and orders the Village Clerk/Treasurer to issue a rebate equivalent to \$220.00 per EDU to all Village water users who were subject to EDU charges at the time of the April 2014 water billing, for a total rebate of \$187,770 to said water users.

The adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

	Aye	Nay	Absent
Mayor Ernest W. Martin	X		
Trustee: John Basile	X		
Trustee: Ellen Vomacka	X		
Trustee: Judy Wood-Shaw	X		

Trustee: Timothy Campbell X

The resolution was thereupon declared duly adopted effective January 20, 2015.
Motion carried 5-0

MOTION to approve the Resolution to Create Reserve Fund for Payment of Bonded Indebtedness – Namely, Bonds Issued to NYS Environmental Facilities Corporation for the Water Treatment Plant and Other Improvements made by Trustee Basile, seconded by Trustee Vomacka

Resolution to Create Reserve Fund for Payment of Bonded Indebtedness – Namely, Bonds Issued to NYS Environmental Facilities Corporation for the Water Treatment Plant and Other Improvements

Whereas, the Village Board at its meeting on December 16, 2014 enacted a resolution for the payment of the bonds issued to the New York State Environmental Facilities Corporation (“EFC”) to evidence its loan for the Water Treatment Plant and other improvements, and

Whereas, the Village Clerk/Treasurer requested a payoff letter from EFC, and

Whereas, EFC has informed the Village that prepayment of the Village bonds would require the defeasance of the bonds issued by EFC to fund the EFC loan to the Village until November 2020, and that under the EFC loan documents the Village would be responsible for funding the defeasance escrow such that the escrow would have sufficient funds to pay principal and interest on the EFC bonds, without benefit of the EFC subsidy, through November 2020, as well as fees and professional costs in establishing the defeasance escrow, and

Whereas, such requirements would prevent the Village from realizing the savings the Village Board expected to realize from prepayment of the EFC loan at the time the December 16 resolution was adopted;

Now, Therefore, be it resolved that:

1. The Village Board hereby authorizes the establishment, pursuant to Section 6-h of the New York State General Municipal Law (“GML”), of a reserve fund for the payment of certain of its bonded indebtedness, specifically the Village bonds issued to evidence the EFC loan outstanding in the principal amount of \$235,000.

2. The Village Board hereby directs the Village Treasurer to pay into such fund \$255,000 for use in paying principal and interest on such EFC loan as the same becomes due.

3. The Village Board hereby appropriates such amount deposited into the reserve fund solely to the payment of such principal and interest, directs the Village Treasurer to so apply such amounts, and hereby expressly directs that no amount in the reserve fund shall be used for any other purpose without express authorization by resolution of the Village Board.

4. Notwithstanding paragraph 3 above, pursuant to GML Section 6-h, no expenditure may be made from the reserve fund to pay principal or interest on the EFC loan if other provision has been made in the Village’s current year budget for the payment of such principal and interest.

5. The members of the Village Board hereby confirm that the moneys deposited in the reserve fund will be held in trust as provided in GML Section 6-h, subd. 8, and that pursuant to subd. 10 of such Section, said members shall be guilty of a misdemeanor if they authorize a withdrawal or expenditure from the reserve fund other than as provided in GML Section 6-h.

6. The resolution adopted December 16, 2014 with respect to the payment of the bonds issued to EFC described above is hereby repealed.

7. This resolution shall take effect immediately.

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The question of the adoption of the foregoing resolution was duly put to vote on a roll call, which resulted as follows:

Ernest W. Martin	voting	<u> Aye </u>
John A. Basile	voting	<u> Aye </u>
Judith Wood-Shaw	voting	<u> Aye </u>

Timothy J. Campbell	voting	<u> Aye </u>
Ellen R. Vomacka	voting	<u> Aye </u>

The foregoing resolution was thereupon declared duly adopted.
Motion approved 5-0

OLD BUSINESS

The Board discussed the proposal from Camelot Associates for a new apartment complex on North Hudson Ave. They concluded they will get a list of questions together within the next week to present to Camelot Assoc. at a meeting to be scheduled shortly.

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 Campbell, seconded by Trustee Vomacka
Motion carried 4-0

MOTION to approve the minutes from Regular Meeting dated 12/16/14 made by Trustee Vomacka, seconded by Trustee Campbell
Motion carried 4-0

Trustee Basile stated he had one more topic under new business. He stated he has been contacted by Randy Rathbun requesting to connect to the Village water line. The Board needs to determine how we make the connections and how to charge for the water we will sell. He also reminded the Board that they told the new owners of Saratoga Hills that they needed a contract before they could make any changes to their water system. He suggested tying any new contracts to the date that the Village's contract expires with the SCWA on 12/31/21, to be able to take into account the different options, pricing and price rate increases at that time.

MOTION to authorize Adirondack Mountain Engineering to do a review with the Dept. of Health to establish what is necessary to approve outside water connections made by Trustee Basile, seconded by Trustee Vomacka
Motion carried 4-0

MOTION to enter Executive Session for a FOIL issue made by Trustee Basile, seconded by Trustee Campbell
Motion carried 4-0

MOTION to exit Executive Session for a FOIL issue made by Trustee Basile, seconded by Trustee Wood-Shaw
Motion carried 4-0

MOTION to adjourn made by Trustee Basile, seconded by Trustee Wood-Shaw
Motion carried 4-0

Meeting adjourned 9:30 pm

Respectfully submitted,

Sheristin Tedesco
Clerk/Treasurer