

REGULAR MEETING -BOARD OF TRUSTEES- APRIL 16, 2019-7:00 P.M.

**PRESENT: MAYOR – JUDY WOOD-SHAW, TRUSTEE DOROTHY DEMARCO, TRUSTEE JUDY WOOD-ZENO, TRUSTEE TIMOTHY CAMPBELL, TRUSTEE JOHN BASILE
CLERK/TREASURER: SHERISTIN TEDESCO
DEPT. OF PUBLIC WORKS: MATT RIFENBURGH
BUILDING CODE OFFICER: LARRY WOLCOTT - Absent
ATTORNEY: JAMES PELUSO
FIRE CHIEF: TONY CONTI
ENGINEER – ED HERNANDEZ**

Public Attendance – 5

The meeting began with The Pledge of Allegiance and a moment of silence.

Long-time historian for the Town of Stillwater and the Village, Linda Sanders was honored with proclamations and a reception .Every seat in the room was filled as Mayor Judy Wood-Shaw presented Sanders with a plaque from the Village after commemorating her accomplishments by stating, “She has left a mark in our village that we all will never forget. With regrets from all of us here, but with warm wishes, I would like to announce the retirement of Linda Sanders.” Then, Assemblywoman Carrie Woerner read the proclamation to Sanders.

Linda Sanders thanked everyone and reminded all of the 9/11 ceremony that will be held at the Stillwater Area Community Center this fall.

MOTION to open the floor for the Public Hearing to consider a Minor Subdivision Application by John LeClaire the owner of 0.99± acres of land at 1223 Hudson Avenue in the Village of Stillwater (Tax Map No.: 244.9-1-3) who is proposing to subdivide the property into two parcels containing 0.50± acres (Lot 1), 0.49± acres (Lot 2) made by Trustee Basile, seconded by Trustee Campbell Motion carried 4-0

Mike Maksymik representing the surveyors for the project and the applicant displayed a diagram to illustrate the lot lines in relation to Hudson Ave.

MOTION to close the floor for the Public Hearing to consider a Minor Subdivision Application by John LeClaire the owner of 0.99± acres of land at 1223 Hudson Avenue in the Village of Stillwater (Tax Map No.: 244.9-1-3) who is proposing to subdivide the property into two parcels containing 0.50± acres (Lot 1), 0.49± acres (Lot 2) made by Trustee Basile, seconded by Trustee Campbell Motion carried 4-0

The Short Form EAF was read aloud by Trustee Wood-Zeno.

RESOLUTION

**VILLAGE BOARD OF TRUSTEES
VILLAGE OF STILLWATER
April 16, 2019**

**Resolution Adopting SEQRA Negative Declaration
Subdivision Application – 1223 Hudson Avenue**

Motion By: Trustee Wood-Zeno
Seconded By: Trustee Campbell

WHEREAS, John LeClaire who is the owner of 0.99± acres of land at 1223 Hudson Avenue in the Village of Stillwater (Tax Map No.: 244.9-1-3) is proposing to subdivide the property into two parcels containing 0.50± acres (Lot 1) and 0.49± acres (Lot 2). The current property is vacant with the exception of a garage structure that will be demolished; and
WHEREAS, pursuant to New York State Environmental Quality Review Act (SEQR) NYCRR Part 617, the proposed action is an Unlisted Action requiring SEQRA review; and
WHEREAS, pursuant to 6 NYCRR § 617.6 the Village of Stillwater Board of Trustees is the lead agency for SEQRA review; and
WHEREAS, the applicant has submitted a subdivision application, proposed survey map and fully completed Short Environmental Assessment Form (EAF); and
WHEREAS, a public hearing was noticed and duly held on April 16, 2016 to consider public comment and the environmental significance of the proposed action; and
WHEREAS, the Village Board has duly reviewed the application materials and carefully considered and weighed the input by the public; and
WHEREAS, pursuant to SEQRA the Village Board has considered the criteria set forth in 6 NYCRR 617.7(c) and completed Parts 2 and 3 of the Short Form EAF and; and
NOW THEREFORE, BE IT RESOLVED, that the Village Board hereby determines that the proposed action by the application for subdivision of the lands identified by Tax Map Parcel # 244.9-1-3 into two lots consisting of as shown of the proposed survey map submitted with the application, will NOT have a significant adverse impact on the environment; and
NOW THEREFORE, BE IT RESOLVED, that the Village Board adopts the findings and conclusion relating to probable environmental impacts contained within the attached Environmental Assessment Form (EAF) and Negative Declaration and authorizes the Village Mayor to execute the EAF and the Village Clerk to file the Negative Declaration in accordance with the applicable provisions of law.

The Village Board Members present were:

Voting:	Yes	No	Abstain	Absent
Trustee Basile	<u> X </u>	_____	_____	_____
Trustee Campbell	<u> X </u>	_____	_____	_____
Trustee DeMarco	<u> X </u>	_____	_____	_____
Trustee Wood-Zeno	<u> X </u>	_____	_____	_____
Mayor Wood-Shaw	<u> X </u>	_____	_____	_____

I, Sheristin Tedesco, Village Clerk, do hereby verify that the foregoing is a true copy of a Resolution adopted by the Board of Trustees of the Village of Stillwater, Saratoga County, New York on April 16, 2019.

RESOLUTION

**VILLAGE BOARD OF TRUSTEES
VILLAGE OF STILLWATER**

April 16, 2019

Resolution Granting Subdivision Approval of 1223 Hudson Avenue

Motion By: Trustee Wood-Zeno

Seconded By: Trustee Basile

WHEREAS, John LeClaire who is the owner of .99± acres of land at 1223 Hudson Avenue in the Village of Stillwater (Tax Map No.: 244.9-1-3) is proposing to subdivide the property into two parcels containing .50± acres (Lot 1), 0.49± acres (Lot 2).

WHEREAS, the current property is vacant with the exception of a garage structure that will be demolished. There is no building, site plan or land development application at this time, which would be subject to separate review and approval by appropriate local, state and/or federal agencies including any applications for curb cuts; and

WHEREAS, a public hearing was noticed and duly held on April 16, 2019 to consider the proposed action; and

WHEREAS, the Village Board has issued a Negative Declaration pursuant to the New York State Environmental Quality Review Act (SEQR) NYCRR Part 617; and

WHEREAS, the Village Board has duly reviewed the application materials, proposed survey and carefully considered and weighed the input by the public; and

NOW THEREFORE, BE IT RESOLVED, that the Village Board hereby approves the proposed subdivision of 1223 Hudson Avenue (Tax Map # 244.9-1-3) whereby the existing 0.99± acre lot would be subdivided into two into two parcels containing 0.50± acres (Lot 1) and 0.49± acres (Lot 2) as shown on the applicant’s proposed survey. Development of the new subdivided parcels shall be subject to application and review pursuant to all applicable planning and zoning laws and regulations, environmental review, etc.

Voting:	Yes	No	Abstain	Absent
Trustee Basile	<u> X </u>	_____	_____	_____
Trustee Campbell	<u> X </u>	_____	_____	_____
Trustee DeMarco	<u> X </u>	_____	_____	_____
Trustee Wood-Zeno	<u> X </u>	_____	_____	_____
Mayor Wood-Shaw	<u> X </u>	_____	_____	_____

I, Sheristin Tedesco, Village Clerk, do hereby verify that the foregoing is a true copy of a Resolution adopted by the Board of Trustees of the Village of Stillwater, Saratoga County, New York on April 16, 2019.

CORRESPONDENCE – None

FIRE DEPARTMENT CHIEF: There were 2 alarms and 4 drills during the month. Chief Conti invited the Board to the Annual Car Show on 5/4/19, with a rain date of 5/5/19.

DPW – Matt R. stated the crew has been working at the old water plant getting the piping out, there were 4 more water breaks/leaks identified. (Russell Drive, Park Ave, Hudson Ave) and they are continuing to look for additional leaks. Rich Winters from Rural Water has been a great help identifying leaks with special equipment to listen for breaks.

BCO – Absent

ENGINEERING – Ed H. reviewed monthly reports and stated the water flow is high and stated we will have to investigate a solution to the Park Ave. Bridge on our own as DOT has washed its hands of us.

COMMITTEE REPORTS:

Trustee Basile stated he will bring in a specialist to inspect the Park Ave. bridge. On 3/20/19 there was a strange smell in the office and it was determined one of the Firetruck batteries was off gassing. During the investigation it was discovered the roof drain and the floor drains of the firehouse are connected to the sewer drains so this will need to be addressed. Trustee Basile attended a solar farm information session in Schuylerville by NEXAMP Farms. Trustee Basile stated he has been impressed with Skip Electric’s work he has been doing at the Firehouse. Bill Freitag has been contacted to schedule an audit. Street Lights and poles are being reviewed for possible conversion to LEDs at this time.

Mayor Wood-Shaw stated she has had a lot of complaints about Stewart’s parking, entering and exiting. Trustee Zeno contacted a Stewart’s representative to see what could be done and it is Stewart’s position they are not responsible. The topic of painting some guidelines around Stewart’s and Major Dickinson was discussed and it was decided the current V&T law would be reviewed first before any action is taken.

Trustee Campbell stated price for a new dump truck is \$154,000, price for a used roughly \$130,000 and there are short lease and long lease options. A spreadsheet needs to be created stating DPW priority needs.

Trustee DeMarco – Attended the Champlain Canal meeting and Project Backboard meeting. She expects the fence for the area to be down next week. She is currently working on getting pricing for the paving of the basketball courts. Spoke about NYCLASS and investing for the Village. It was decided the Board would research the options to speak about at the next scheduled meeting.

Trustee Wood-Zeno – Is taking the lead on the Colonial Road Apts. Project and also attended the Champlain Canal meeting. She will is interested in the Historic Hudson Hoosick Rivers Partnership and would like the Board to research. She is hoping to work on the Millennium Miles project to promote the heritage of the Village. She is also hoping to have additional artwork for Project Backboard this week.

VILLAGE ATTORNEY – No report at this time

TREASURER REPORT

Voucher Totals By Account for the month

“A” General Fund	\$ 19,004.46
“F” Water Fund	\$ 52,828.50
“G” Sewer Fund	\$ 8,532.49
TOTAL	\$ 80,365.45

Treasurer’s Report – copy provided to all board members

Up to date Revenue and Expense Control Reports have been provided to all board members.

MOTION to accept the budget adjustments as presented below made by Trustee Campbell, seconded by Trustee Basile
 Motion carried 4-0

Budget Adjustments April 2019

Increase A.9785 Old Water Loan by \$904.79, from the Old Water Loan Reserve Account to cover the 2019 Old Water Loan Interest and administrative fees.
 Transfer \$400.00 from A.3410.409 Gas & Oil to A.3410.402 Fire Dept. Cell Phones to cover charges until year end.
 Transfer \$8,325.00 to A.7110.400 Parks Contractual for Clearwater Pools Payment #2 for the Splash Pad at American Legion Park, per Village Board approved signed contract.
 Transfer \$500.00 from A.1930.400 Judgement and Claims to A.3310.400 Traffic Control Contractual to cover Fire Dept. Flagging assist to DPW on Hudson Ave on 4/10/19.
 Increase F.8320.210 SCWA Water Purchases by \$27,000 to cover Qtr 1 2019 Invoice due to water breaks and undetected leaks.

MOTION to open the floor to the public and press made by Trustee Basile, seconded by Trustee Wood-Zeno
 Motion carried 4-0

Stephanie Smith, 50 Russell Drive, requested to have her water bill late fees waived for the months of Nov, Dec, Jan, Feb and March due to extenuating circumstances.

MOTION for Dustin Smith, 50 Russell Drive, water bill dated 4/1/19 that shows penalties of \$101.80, that the penalties be waived made by Trustee Basile, seconded by Trustee Campbell

Voting:	Yes	No	Abstain	Absent
Trustee Basile	_____	<u> X </u>	_____	_____
Trustee Campbell	<u> X </u>	_____	_____	_____
Trustee DeMarco	<u> X </u>	_____	_____	_____
Trustee Wood-Zeno	<u> X </u>	_____	_____	_____

Motion carried 3-1

MOTION to close the floor to the public and press made by Trustee Basile, seconded by Trustee Campbell
 Motion carried 3-0

NEW BUSINESS

MOTION to accept Village of Stillwater License and Permit Fee Schedule, effective May 1, 2019, as presented to the Village Board, copy on file and on the website, made by Trustee Basile, seconded by Trustee Campbell
 Motion carried 4-0

**RESOLUTION
 BOARD OF TRUSTEES
 VILLAGE OF STILLWATER
 March 19, 2019**

**Resolution SEQRA Lead Agency Designation
 Land Development and Site Plan Application
 19 Colonial Road Apartments Project**

Motion By: Trustee Wood-Zeno
 Seconded By: Trustee Basile

WHEREAS, The BDC Group has filed an application to construct six (6) three-story buildings containing a total of 298 apartment units and 307 parking spaces on 24.07 acres of vacant land owned by Joseph Fondano located at 19 Colonial Road in the Village of Stillwater (Tax Map No.: 243.75-1-2). The property is split by the boundary line of the Village and Town of Stillwater, and the proposed project is located in both municipalities within the V5 and T5 zoning districts. The project proposes to connect to the Village water and sewer systems. Road access to the site is via Colonial Road in the Village of Stillwater. The project proposes sidewalks throughout the development that will Terminate on Colonia Road. The project estimates approximately 64 school-age children may live in the development; and

WHEREAS, the application is subject to the Village of Stillwater’s Land Development Law (Local Law No. 4 of 1994 as amended), Form-Based Code (Local Law No. 2 of 2017 as amended) and all other applicable laws and regulations; and

WHEREAS, the proposed action is an Unlisted action pursuant to the New York State Environmental Quality Review Act (SEQRA) 6 NYCRR Part 617.4; and

WHEREAS, the applicant has prepared and submitted a Full Environmental Assessment Form (EAF); and

WHEREAS, the Board of Trustees of the Village Stillwater desires to appoint itself as lead agency under SEQRA; and

WHEREAS, the applicant acknowledges that the Village has not deemed the application complete at this time and the applicant has stipulated that the time for the Village to make a determination under SEQRA shall not begin to run until the application is deemed complete and all Involved and Interested Agencies have provided input;

NOW THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Village of Stillwater hereby designates itself as the Lead Agency pursuant to the State Environmental Quality Review Act (SEQRA), 6 NYCRR § 617.6, for the review and evaluation of the application; and

BE IT FURTHER RESOLVED THAT, the Board Trustees of the Village of Stillwater hereby authorizes the circulation of the Lead Agency Agreement to Involved and Interested Agencies, indicating the Village Board’s intention to serve as Lead Agency, including circulating Part 1 of the Full Environmental Assessment Form (EAF); and

BE IT FURTHER RESOLVED, that the Village Mayor and Clerk are directed to prepare such notifications, publications and referrals as required by General Municipal Law §§ 239-m, 239-n, 239-nn and/or SEQRA.

The Village Board Members present were:

Voting:	Yes	No	Abstain	Absent
Trustee Basile	<u> X </u>	_____	_____	_____
Trustee Campbell	<u> X </u>	_____	_____	_____
Trustee DeMarco	<u> X </u>	_____	_____	_____
Trustee Wood-Zeno	<u> X </u>	_____	_____	_____
Mayor Wood-Shaw	<u> X </u>	_____	_____	_____

I, Sheristin Tedesco, Village Clerk, do hereby verify that the foregoing is a true copy of a Resolution adopted by the Board of Trustees of the Village of Stillwater, Saratoga County, New York on April 16, 2019.

OLD BUSINESS

MOTION to amend the motion below, not to exceed \$4500.00, to include the electrical supply and work for Project Backboard and the Splash Pad made by Trustee Wood-Zeno, seconded by Trustee Campbell
Motion carried 4-0

MOTION to accept SKIP's Electric Splash Pad Quote of \$3000.00, made by Trustee Wood-Zeno, seconded by Trustee Campbell
Motion carried 4-0

MOTION to accept the Financial Policy dated 6/19/18 with updates made by Trustee Wood-Zeno, seconded by Trustee Basile
Motion carried 4-0

MOTION to approve the audit claims for the month made by Trustee Basile, seconded by Trustee Campbell
Motion carried 4-0

MOTION to approve the Treasurer's report made by Trustee Basile, seconded by Trustee DeMarco
Motion carried 4-0

MOTION to approve the minutes from Regular Meeting dated 3/19/2019 made by Trustee Campbell, seconded by Trustee Basile
Motion carried 4-0

MOTION to adjourn to executive session for legal advice on personnel matters made by Trustee Basile, seconded by Trustee Campbell
Motion carried 4-0

Clerk excused 10:00 pm

MOTION to exit executive session for legal advice on personnel matters made by Trustee Basile, seconded by Trustee Campbell
Motion carried 4-0

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

Meeting adjourned 10:27 PM

Respectfully submitted,

Sheristin Tedesco
Clerk/Treasurer