

REGULAR MEETING -BOARD OF TRUSTEES- FEBRUARY 18, 2014-7:00 P.M.

PRESENT: ERNEST MARTIN, MAYOR, TRUSTEES - JOHN BASILE, TRUSTEE JUDY WOOD-SHAW, TRUSTEE ELLEN VOMACKA, TRUSTEE TIMOTHY CAMPBELL CLERK/TREASURER: SHERISTIN TEDESCO – ABSENT DEPUTY CLERK: ANNE MARIE DAME HALLUM SUPT. OF PUBLIC WORKS: PAUL O’KOSKY ATTORNEY, JAMES PELUSO FIRE CHIEF – TONY CONTI BUILDING CODE OFFICER – LAWRENCE ALLEN PUBLIC ATTENDANCE – 2

NOTICE OF PUBLIC HEARING read by Mayor Martin

NOTICE is hereby given that the Village Board of Trustees of the Village of Stillwater will hold a Public Hearing on February 18th at 7:00 p.m. to assess the environmental significance of a proposed local zoning law amendment. The Village Board will also hold a public hearing to consider approval of the local zoning law amendment. Both hearings will take place at the Village Hall located at 1 School Street, Stillwater, NY. The proposed zoning law amendment would extend the existing northern Business District line with Residential 1 Overlay from the existing boundary to the (Village line) south side of Stratton Lane, one parcel back on the South side of Stratton Lane (west) to Colonial Road, then (east) to Hudson Avenue to the Hudson River one parcel back as shown on the proposed revised Zoning Map of the Village of Stillwater. Part 1 of the Full Environmental Assessment Form (EAF) and the proposed Zoning Law Amendment and Revised Zoning Map are available for public inspection at the Village Clerk’s office at 1 School Street, Stillwater, NY 12170, between the hours of 9:00 a.m. and 3:00 p.m., Monday through Friday. At the above date, time and place all interested persons are welcome to attend and will be heard

MOTION to open the public hearing on the Zoning Law Amendment, Local Law #1 2014 made by Trustee Basile, seconded by Trustee Campbell Motion carried 4-0

MOTION to close the floor for the public hearing on the Zoning Law Amendment, Local Law #1 2014 made by trustee Campbell, seconded by Trustee Wood-Shaw Motion carried 4-0

CORRESPONDENCE – None

FIRE DEPARTMENT REPRESENTATIVE: Tony Conti -

Monthly report given for January 2014. There were 4 alarms and 4 drills. The steamer is now moved and down in its new home. Fire Chief Conti stated there were some problems with 911 addresses. Trustee Campbell stated he had a meeting with the Town Supervisor and found out the new map maker has not put down all the new addresses from Price Chopper to Bemis Heights. The State Comptroller has an updated list. (Report on file)

SUPERINTENDENT OF DPW: Paul O’Kosky

Monthly report provided to all Board members. Supt. O’Kosky stated he spoke to the electrician that put the aerator at the Dick Lynch tank because we need some work done at the school pump station. Only one pump seems to be working and the electrician said for a couple thousand dollars he could get both pumps working properly. Flowmatics is supposed to be here on the 26th for the flow valve. The meter reader at the Dick Lynch tank needs to be replaced, because water has penetrated the meter. The new one will be installed inside the building. The pump at Carpenter place has to be pulled also. (Report on file)

MOTION to authorize electrical work to be done by Richard Gabriel at the school pump station, not to exceed \$2500.00, made by Trustee Basile, seconded by Trustee Campbell. Motion carried 4-0

BUILDING CODE OFFICER: Lawrence Allen – There was one permit issued to Stewarts for demolition, building and a sign permit. Letters have also been sent to banks for various houses that are empty trying to get the banks to board and secure the homes. (Report on file)

COMMITTEE REPORTS:

Trustee Basile stated that in regard to the water project, the USDA loan was executed on 2/14/14 and \$3,655,000.00 was delivered to the Village and on Friday 2/14/14 we sent a check to EFC for \$3,755,107.00 to close the construction loan for the water project. The next step with

the USDA is the first payment will be due 8/1/14. We have a payment schedule. We owe the EFC one more piece of information for them to determine if we qualify for long term hardship application at zero interest for a loan to replace the USDA loan. He stated he is currently working with Chazen Engineers on that and once it is complete that will determine what the interest rate will be for the long term loan. The USDA loan was 3.25% and from a previous meeting with MaryBeth Bianconi she stated she would expect the EFC loan to be about 1.5%. We expect the loan to transfer within three months. To close out the water project with USDA contracts 3 & 4 need to be finished, with just a few items remaining. In regard to the sewer project, we have received the loan extension for two years with zero percent financing. That is very positive and will get us through for the completion of the work to be discussed under new business.

Trustee Campbell stated he is working with CAT and our lawyer about purchasing the new piece of equipment under the Town contract for reduced pricing.

Trustee Vomacka stated the third Winterfest was a complete success with a huge turnout. She thanked the Zamboni brothers for their work on the ice skating rink, it was beautiful. Paul Tonko showed up for our Winterfest. We have quite a few pictures on our website. We had a chili cook off, show shoeing, cross country skiing, sleigh riding, ice skating, toasted marshmallows, hot chocolate and everyone had a wonderful time. The steamer is now in the bay at the old water plant on Ferry Lane. The Fire Dept. also had their final reviews of their by-laws and they should soon be presented to the board.

Trustee Wood-Shaw reported the Senior Program for January was successful with 20 people in attendance. February Senior Time will be next Friday the 28th. We will be making St. Patrick's Day wreaths and bird feeders. She stated she received a letter from the IRS to send in with grants and provided a copy to Chief Conti. She spoke with Joann Winchell in regard to the Global Foundries grant monies and found out it has been put off until the fall. She stated both her and the Mayor attended the Emergency Meeting at the school on 2/7/14. Chief Latham is retiring as of June 30, 2014. The generator is installed at the Town Hall.

ATTORNEY – James Peluso will discuss the State Environmental Quality Review under new business.

TREASURER REPORT – Anne Marie Dame Hallum

Voucher totals by account for month.

"A" General Fund	\$ 22,405.12
"F" Water Fund	\$ 13,010.53
"G" Sewer Fund	\$ <u>46,070.91</u>
TOTAL	\$ 81,486.56

BUDGET ADJUSTMENTS 2/18/2014

The following are budget adjustments needed to cover expenses for fiscal year 2014

TO:	A.5142.400	Snow Removal Contractual	\$6,000.00
FROM:	A.5110.100	Street Maintenance Personal serv.	\$6,000.00

TO:	A1620.409	Building Gas and Oil	\$3,000.00
FROM:	A.1990.400	Contingency Account	\$3,000.00

TO:	F.9730.600	Ban Water Project principal	\$23,403.00
FROM:	To be taken from the EDU Fund Balance		

We made a principal payment of \$100,107 of which we were short in the budget of \$23,403.00. This money came from our EDU account and fund balance

MOTION to approve the budget adjustments as presented made by Trustee Basile, seconded by Trustee Vomacka.
Motion carried 4-0

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

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

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

James Champlin inquired as to why the water pressure is lowered in his neighborhood. Trustee Basile stated when the altitude valves were installed at the two tanks they put the wrong orifices in which caused an elevation issue at the tanks, at the time the question was originally raised by Mr. Champlin we were unaware of the problem. He also inquired the status of the sidewalk law. Trustee Vomacka stated since the law was new we were giving people time to adjust to the new law and we have been overwhelmed with snow this year. He also inquired about the status of a cell tower on Colonial Road. The Village Board stated they have not been contacted by anyone and have no knowledge about a cell tower being constructed in the Village of Stillwater.

Daniel Cramer, from 646 Hudson Ave., stated the snow removal is not acceptable on Bunce Lane and is used for main access to the library. Also, the snow comes off the Deputy Mayor's roof into the road and is not being removed properly. Trustee Basile excused himself from the Village Board to respond to Mr. Cramer's statements. Mr. Basile stated he had purchased snow guards for his roof and they just do not work. Mr. Cramer purchased this property knowing this was an issue and it is just not feasible for the DPW to be down there constantly removing snow. Mr. Basile stated there is another access at the other end of Bunce Lane. Mr. Basile stated he thinks what is being done now is sufficient and that the DPW has done a good job of making an effort to keep the roadway clear.

MOTION to close the floor to the public and press made by Trustee Wood-Shaw, seconded by Trustee Campbell
Motion carried 4-0

NEW BUSINESS

Trustee Basile presented the additional upgrade options for the sewer project. (Copy on file) The engineers suggest additional screening at the WWTP and this would be a \$150,000 charge. The next option would be the clarifier modifications for \$73,000 and the Bunce Lane Pump Station modifications for \$64,400. The real question is whether to include the Bunce Lane complete replacement option. Total project cost of \$3,418,738 for option 2 and \$3,650,578 for option 3. Trustee Basile then explained the projected cash flow and sewer debt payment options for the new sewer debt. Trustee Basile stated with his projections the Board might want to raise the sewer debt rate in 2020 for option 2 and 2018 for option 3. Trustee Basile recommends option 2 with further consideration into option 3. This will be the only time we have access to this money, without having to reapply, and should get these necessary projects taken care of while we have the open opportunity of such a low interest or zero interest loan. Mayor Martin explained this is the time to get these things done now correctly and modernize our system at a cheap interest rate.

MOTION to move ahead on Option 2 for additional WWTP upgrades made by Trustee Basile, seconded by Trustee Vomacka
Motion carried 3-0

Trustee Campbell stated if we get the new excavator we could start acquiring abandoned houses and selling the cleared properties as new building lots. There would be many things to have to happen, but this could be a win/win situation if done properly.

OLD BUSINESS

MOTION to approve CDPHP Option "C" as proposed by Richard Schultz for employee health coverage to be effective March 1, 2014 made by Trustee Basile, seconded by Trustee Wood-Shaw
Motion carried 4-0

MOTION to reimburse each Village employee, covered by health insurance, up to \$500 for individual and \$1000 for family plan deductibles and eliminate the reimbursement of all copays made by Trustee Basile, seconded by Trustee Campbell
Motion carried 4-0

Attorney Peluso stated we opened the meeting with a public hearing on the proposed Zoning Law Amendment and at prior board meetings we started the State Environmental Quality Review Steps (SEQR). The Village Board has declared itself the lead agency and completed part one of the Environmental Assessment Form (EAF). We sent a copy of the EAF to the Saratoga County Planning Board for their recommendation and had to wait for up to 30 days for a response and we did receive approval from them. Tonight we held the public hearing for a proposed comment and now the next step is to complete part 2 of the EAF to determine if there will be any significant impact of the proposed zoning law. Attorney Peluso then provided copies of part 2 of the EAF to all Board members. (Copy on File) Attorney Peluso stated there have been no potential impacts identified and as a result we turn to part 1 of the EAF and the Board

can issue a negative declaration. If the Board felt there would be some impact then they could issue a positive or a conditional declaration to conduct further environmental review. It appears the Board will issue a Negative Declaration.

MOTION to accept Part 2 of the State Environmental Quality Review Negative Declaration Form, as outlined by Trustee Vomacka, and issue a Negative Declaration made by Trustee Basile, seconded by Trustee Campbell

Roll Call Vote

Trustee Basile	Aye
Trustee Wood-Shaw	Aye
Trustee Vomacka	Aye
Trustee Campbell	Aye

Motion carried 4-0

**VILLAGE OF STILLWATER
BOARD OF TRUSTEES
RESOLUTION**

WHEREAS, the Village of Stillwater Board of Trustee previously designated itself as the Lead Agency pursuant to the State Environmental Quality Review Act (SEQRA), 6 NYCRR § 617.6, in the consideration and review of the Village's proposed Zoning Law; and

WHEREAS, pursuant to NYCRR Part 617, the proposed action is a Type I Action requiring SEQRA review; and

WHEREAS, a public hearing was noticed and duly held on February 18, 2014 to consider the environmental significance of the proposed action; and

WHEREAS, the Village Board has carefully considered and weighed the input by the public; and **WHEREAS**, pursuant to SEQRA, the Village Board has prepared and completed Parts 1 and 2 of the Full Environmental Assessment Form (EAF); and

WHEREAS, the Village Board has duly reviewed the EAF and has considered the criteria contained in 6 NYCRR §617.7(c) to determine whether the proposed action will have a significant impact on the environment;

NOW THEREFORE, BE IT RESOLVED, that the Village Board hereby determines that the proposed adoption of the Village Zoning Law 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 file the Negative Declaration in accordance with the applicable provisions of law.

The Village Board Members present were:

	VOTE:	YES	NO
Ernest W. Martin, Mayor		X	_____
John Basile		X	_____
Timothy Campbell		X	_____
Ellen Vomacka		X	_____
Judith Wood-Shaw		X	_____

Resolution passed 5-0

MOTION to adopt Local Law #1 2014, Village of Stillwater Zoning Law Amendment made by Trustee Vomacka, seconded by Trustee Campbell

Roll Call Vote

Trustee Basile	Aye
Trustee Wood-Shaw	Aye
Trustee Vomacka	Aye
Trustee Campbell	Aye

Motion carried 4-0

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

MOTION to approve the Treasurer's report made by Trustee Vomacka, seconded by Trustee Wood-Shaw
Motion carried 4-0

MOTION to approve the minutes from Regular Meeting dated 1/21/14 made by Trustee Basile, seconded by Trustee Campbell
Motion carried 4-0

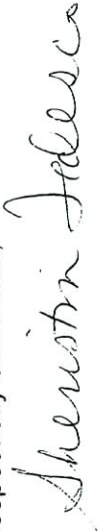
MOTION to adjourn to Executive Session pertaining litigation matters made by Trustee Vomacka, seconded by Trustee Wood-Shaw
Motion carried 4-0

MOTION to exit Executive Session made by Trustee Vomacka, seconded by Trustee Campbell
Motion carried 4-0

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

Meeting adjourned 10:45 pm

Respectfully submitted,



Sheristin Tedesco
Clerk/Treasurer