

**REGULAR MEETING-BOARD OF TRUSTEES-FEBRUARY 18, 2003-7:00 PM**

**PRESENT: ERNEST W MARTIN, MAYOR; TRUSTEES – THOMAS KINISKY, JOHN MURPHY, JOHN TREACY, RAYMOND WALKER**

**ALSO PRESENT: BUILDING CODE OFFICER, MARTIN RICCARDI; FIRE CHIEF, JEFF MAHAR; SUPT OF PUBLIC WORKS, RUSSELL L LAQUIDARA**

Mayor Martin called the meeting to order at 7:00 P.M. and led the Pledge to the Flag.

Mayor Martin requested a moment of silence for former Trustee David Conley.

**CORRESPONDENCE**

Mayor Martin read a letter from James N. Barlow the new Director of the Saratoga National Cemetery, providing a biography and offering assistance to the Village.

**BUILDING CODE OFFICER – Martin Riccardi**

Footing and foundation inspection of an addition, Hudson Avenue; footing and foundation inspection of a new home, Colonial Estates; plan review for a new home, Clinton Court; framing inspection of an addition, Hudson Avenue; framing inspection for a new home, Colonial Estates; inspection of an apartment unit, Hudson Avenue received a complaint. Mayor Martin advised a letter was written to the property owner advising of the violations that were found.

**FIRE CHIEF – Jeff Mahar**

The “Fireman of the Year” plaque was awarded to Kevin Mehan at the recent banquet. The fire department is very quiet at the moment. Received grant money to purchase replacement bottles for air packs and a cascade system to fill the extra bottles, will need to have 220 wiring installed for this equipment. Will probably install in boat garage.

Seven members have completed FAST training. (Firefighter Assist and Search Team)

Trustee Walker questioned if Chief has a price for air quality meter.

Trustee Treacy questioned if Department has considered applying for new firehouse through FEMA grants. Chief advised it is to late for this year, will apply next round of funding. Will be applying for a new truck to replace the 1980 vehicle.

**SUPT OF PUBLIC WORKS – Russell L. Laquidara**

Supt. Laquidara presented the Board with a report of activities for the month; he offered to answer any questions. Supt. advised he found a tanker truck in good condition; we currently have \$29,000 put away for this purchase. The truck is in Ohio, would need to travel to Ohio to look at it and test drive. Trustee Kinisky would like to have a mechanic accompany Supt. to Ohio. Supt. will investigate various options for going to Ohio. Board authorized Supt. to go to Ohio to look at truck; he has a mechanic that could accompany him on this trip.

Supt. Laquidara advised that he has had a request to add a streetlight at the corner of Hudson Avenue and Russell Drive. NYSEG requires a resolution from the Board.

**BE IT RESOLVED** that the Village of Stillwater Board of Trustee does hereby authorize Supt. Laquidara to have a streetlight installed at the corner of Hudson Avenue and Russell Drive at a cost of \$148.80 per year.

**MOTION** to adopt the foregoing resolution made by Trustee Murphy, seconded by Trustee Walker.

Motion carried 4-0

**COMMITTEE REPORTS**

Trustee John Murphy – Trustee Murphy advised he and Trustee Walker met with Fire Department with regard to budget requests for the next fiscal year. Trustee Murphy requested topics for the spring “Bit’s of News”; if anyone has something they would like in the letter please contact him as soon as possible.

Trustee Murphy spoke regarding the water situation. We have retained Bruce Ringrose to do a comparable study at the same time the Town Engineers are studying their system.

Trustee Raymond Walker – We have a team together for the Skateboard Park, 3 students, the architect and Trustee Walker, will be meeting soon. Will start designing and coming up with a plan. We are looking for an alternative site, due to some concern expressed by the American Legion regarding the possible use of Legion facilities in that area by skateboarders.

Trustee Walker spoke to the architect, who reviewed the building, requested he prioritize the list of things that need to be done. 29 of 50 are priority 1. Will have more information at the next meeting. Heating system in Fire Dept garage is working fine now. Trustee Kinisky elaborated on the work that was done on the system. He advised we never signed a contract for maintenance this year. The Board authorized Trustee Kinisky to contact GA Bove and Sons to sign contracts for this heating season.

Trustee Thomas Kinisky – Trustee Kinisky has turned over all contracts for various sewer projects to Trustee Walker. Met with Blockhouse Committee regarding water and sewer lines to the area. We were to meet at the site with the engineer regarding the best way to install the connection, however, due to the significant snow cover we have not been able to arrange this yet. Would like some type of Resolution at the next Board meeting that would assure that this project is completed this year. Bruce Ringrose would like to review the water line documents that we have. Hopeful that this would be a joint venture with the Town and Village. Trustee Murphy stated that he felt the whole Board was in favor of providing this service to the Blockhouse in spite of the current water dispute with the Town.

Trustee John Treacy – February 5, 2003 the Grant Committee met with rental property owners in the target area for the current CDBG. A loan program was explained and offered to help the owners upgrade the property for the tenants. Several were interested in the program.

February 10, 2003 met with Matt Hess, Bruce Ringrose and Mike Rowland regarding installation of streetlights for the two grants. Clock location may need to be moved, as the original area is a trouble spot in the winter, it has also been the area of many accidents over the years. We are having a design for the flower boxes around the signs prepared.

Mayor Martin read a letter from SEMO regarding the Pre-Disaster Mitigation Planning Grant approval by FEMA. There are some questions that need answering before the final approval. Discussion was held regarding this grant.

**MOTION** to open the floor to the public and press made by Trustee Murphy, seconded by Trustee Walker.

Motion carried 4-0

Timothy Campbell, Hudson Avenue, questions for Board:

Did Village hire an engineer to study water system? Trustee Murphy explained situation; we will do limited study in Village paralleling the study being done in the Town.

Mr. Campbell questioned if the water from our wells is tested for bacteria. He was advised it is tested regularly.

Mr. Campbell questioned the feasibility of the Village purchasing water from the City of Mechanicville. Trustee Murphy stated he feels it is not feasible. Mr. Campbell questioned if there was a contamination what would happen. He was advised that in an emergency we could open our valve to purchase from another source.

Mr. Campbell questioned if there was a 20-year plan for our water system. He was advised that several years ago a long-range plan was developed and we are continuing to improve the system per that plan. Trustee Murphy explained the various stages of the plan.

Mr. Campbell questioned capacity of North Hudson Avenue lift station. He was advised it is only at approximately half capacity. He also questioned what would happen if there were an interruption in electricity. He was advised that we have a

generator that is used for this type of emergency. He questioned if the line split for the sewer system would be completed this year. The various stages of this were explained to him. He then questioned the capacity of the sewer plant. It was explained that we are not running at 50%. He questioned if the effluent was monitored. He was advised it is. He questioned how often sludge is transported to the county sewer plant.

Mr. Campbell questioned the feasibility of connecting to the county sewer plant. It was explained that we tried to connect in 1990; it could not be done for a reasonable cost to the residents. He also questioned the amount of growth that could be handled. Various information was provided.

Press questioned the last grant notification that was received. Mayor Martin advised it is a \$76,000 grant from FEMA for the drainage problems on Lake Street; the balance of the cost would be born by the village. This project is to be started this spring by outside contractors.

Questions were asked regarding the location for the skateboard park.

James Champlin questioned if anything has developed regarding the property between the school and Clinton Court. He was advised it is still on hold; the next step is for them to get an engineer to prepare drawings to be reviewed by the village engineer. Mr. Champlin questioned the status of the development off of Colonial Road. He was advised that we have not heard any more from this person. He questioned if the Lake Street Project would interfere with the Colonial Road Project. It was explained that both of these projects are to be bid out.

Mr. Champlin questioned the procedure for getting a street light installed and the cost involved. He would like to see a light installed on the corner of Colonial Road and Independence Row. He expressed concern for the residents in that area.

**MOTION** to close the floor to the public and press was made by Trustee Kinisky, seconded by Trustee Walker.

Motion carried 4-0

## **NEW BUSINESS**

Mayor Martin advised that a budget workshop would be held Wednesday, February 26, 2003 at 6:30 P.M.

## **OLD BUSINESS**

W R Enterprises, storage facility, Hudson Avenue

Trustee Murphy would like the Village Attorney to review the Site Development Law and Aquifer Protection Law to be sure this project is not in violation of either of the village laws. Mayor Martin will contact the Attorney when he returns from New York. He also would like to discuss the possibility of providing an area to house the button steamer. Property owner would like units visible from road, this would help alleviate the need for a large sign. Owner would like to meet with Fire Dept. Committee, meeting scheduled for 8:00 P.M. February 26<sup>th</sup>.

Mayor Martin requested a motion to authorize Mr. & Mrs. Caulfield to purchase property, Clinton Court.

**MOTION** to sell property Clinton Court to Michael & Jacqueline Caulfield for \$500.00 was made by Trustee Murphy, seconded by Trustee Walker.

Motion carried 4-0

**MOTION** to approve the Treasurer Report as presented was made by Trustee Kinisky, seconded by Trustee Treacy.

Motion carried 4-0

The Clerk-Treasurer explained there is a need for some transfers to the various funds for overspent accounts.

Engineer overspent due to various projects that have come up this year.

Snow Removal overspent due to significant storms this fiscal year.

Water source professional services overspent due to water problems that we have encountered.

Sewer fund LP Gas will be overspent before next meeting.

**MOTION** authorizing the Clerk-Treasurer to make the following transfers to balance overspent accounts:

- \$2,000 from A1990.4 (contingent) to A1440.4 (engineer)
- \$2,500 from A5132.1 (garage PS) to A5142.1 (snow removal PS)
- \$5,000 from F8310.4 (Water admin contractual)  
to F8320.420(prof svc)
- \$300 from G8310.408 (county disp) to G8310.409 (LP Gas)

made by Trustee Murphy, seconded by Trustee Walker.

Motion carried 4-0

**BOND ANTICIPATION RENEWAL NOTE RESOLUTION  
DATED THE 18<sup>TH</sup> DAY OF FEBRUARY 2003 AUTHORIZING  
THE RENEWAL OF A BOND ANTICIPATION NOTE  
ISSUED ON THE 14<sup>TH</sup> DAY OF MARCH 2002  
IN THE AMOUNT OF \$21,122 IN ANTICIPATION  
OF THE SALE OF SERIAL BONDS AUTHORIZED TO  
FINANCE THE PURCHASE OF A NEW 4-WHEEL DRIVE CAB & CHASSIS**

**BE IT RESOLVED**, by the Village Board of the Village of Stillwater, in the County of Saratoga, as follows:

**WHEREAS**, this Board has on February 20, 2001, adopted a Resolution authorizing this issuance and sale of bonds in the amount of Twenty-eight thousand two hundred twenty-two (\$28,222.00) Dollars for the purpose of purchasing a new 4-wheel drive cab and chassis, said bonds having not as yet been sold.

**WHEREAS**, said Board did on February 20, 2001 further adopt a Resolution authorizing the issuance of a Bond Anticipation Note in the amount of Twenty-eight thousand two hundred twenty-two dollars (\$28,222);

**AND WHEREAS**, pursuant to said Resolutions a Bond Anticipation Note was issued on March 14, 2001 to Ballston Spa National Bank, which said Bond Anticipation Note is due and payable on March 14, 2002

**NOW, THEREFORE, IT IS RESOLVED THAT:**

1. The Village Board of the Village of Stillwater duly authorized the renewal of said Bond Anticipation Note in the principal sum of Fourteen thousand twenty-two dollars (\$14,022), said Bond Anticipation Note as renewed, shall be due and payable on March 14, 2004 in said principal amount, together with accrued interest at a rate of 1.95% per annum. Said note shall be executed in the name of the Village by its Mayor, as Chief Fiscal Officer, his corporate seal shall be affixed thereto, and it shall be attested thereto by the Clerk
2. The specific object or purpose for which the obligation is to be issued pursuant to the resolution is to finance the above-stated purpose.
3. As required by the Local Finance Law of the State of New York, it is hereby stated that (a) there is now outstanding a Bond Anticipation Note issued on March 14, 2002 in the amount of Twenty-one thousand one hundred twenty-two dollars (\$21,122), which said note is due and payable on March 14, 2003, and (b) the note authorized by this Resolution is a renewal note, and (c) the Note authorized by this Resolution shall mature within one (1) year from the date of its issue, and (d) such Note is issued in anticipation of bonds.
4. Said Note shall be in the same form and contain the same terms and conditions as the original Bond Anticipation Note, except that the interest rate in the Bond Anticipation Note shall be 1.95% per annum.
5. The note hereby authorized is hereby designated a "qualified tax exempt obligation" pursuant to Section 265(b)(3)(B) of the Internal Revenue Code of 1986, as amended (the "Code"). The Village reasonably anticipates and hereby agrees that it will not issue tax-exempt obligations in excess of \$10 million during the calendar year 2003. The Village further certifies that the sum of the principal amount of this note and the principal amount of any other tax-exempt obligations

heretofore issued by the Village during 2003 for the purpose of Section 265 (b)(3)(C) of the Code does not exceed \$10 million.

6. Appropriate documents shall be executed to prevent application of the arbitrage provisions of the Internal Revenue Code to said note, and the note shall contain provisions required by Ballston Spa National Bank to assure continued exemption of the interest on the note from Federal and State income taxes, and in particular, said Village does hereby agree to comply with the requirements for continued tax exemption of such interest as are set forth in the Code.
7. In the event that for any reason, other than through fault of Ballston Spa National Bank, the interest on said note becomes taxable, then upon request of Ballston Spa National Bank, said Village shall redeem said Note.
8. Said note is not issued in anticipation of bonds for an assessable improvement, or any other purpose specified by Section 36.00(a) of the Local Finance Law.
9. This resolution shall take effect immediately.

**MOTION** to adopt the BAN Resolution was made by Trustee Murphy, seconded by Trustee Treacy.

Motion carried 4-0

Discussion was held regarding the water fund revenues, further discussion will be held.

**MOTION** to approve the minutes for January 14, 2003 made by Trustee Walker, seconded by Trustee Treacy.

Motion carried 4-0

**MOTION** to approve the audited claims:

A	\$11,875.27
F	\$ 8,622.53
G	\$ 4,869.89

Made by Trustee Treacy, seconded by Trustee Murphy.

Motion carried 4-0

**MOTION** to adjourn was made by Trustee Murphy, seconded by Trustee Walker.

Motion carried 4-0

Meeting adjourned at 8:20 P.M.

Respectfully submitted,

Margo L. Partak  
Clerk-Treasurer