

PUBLIC HEARING-BOARD OF TRUSTEES- MARCH 7, 2013-7:00 P.M.

**PRESENT: MAYOR ERNEST MARTIN, TRUSTEES: JOHN BASILE, JUDY WOOD-SHAW, ELLEN VOMACKA
CLERK/TREASURER: SHERISTIN TEDESCO
ABSENT: TRUSTEE KEITH COLLINS**

PURPOSE: Public comment on the Local Law #1 2013 and two resolutions regarding sewer rentals in the Village of Stillwater.

Mayor Martin called the meeting to order.

Mayor Martin read the resolution to Adopt Local Law #1 2013 amending articles 1,2,3,4,5 and 6 of Local Law #2 of 1995 "A Local Law for Sewer Rentals in the Village of Stillwater".

MOTION to open the floor to the public for the public hearing made by Trustee Basile, seconded by Trustee Vomacka.
Motion carried 4-0

MOTION to close the floor to the public for the public hearing made by Trustee Basile, seconded by Trustee Wood-Shaw.
Motion carried 4-0

MOTION to adopt the resolution read by the Mayor made by Trustee Basile, seconded by Trustee Vomacka.

The reason for Local Law, as described by Trustee Basile, is the need to make a payment for the sewer upgrade project of \$6,500 in April 2013. In reviewing past rules, the debt collection of \$1.20 for \$1000 of assessed value was put in place because of the construction of the wastewater treatment plant and that debt retires in November of this year. The concern was can we use that same debt collection to continue to pay for the sewer upgrade project. During review, we did not find any reason why we could not, because the Local Law 2 of 1995 did not specify a specific reason for that debt. By changing the law, we are enacting future changes to be made by a resolution instead of a law. The only change in the next resolution, is the new sewer tapping fee being increased from \$1500 to \$3000 when the main is on the opposite side of the street/road. There are some minor wording changes in the Local Law #1 2013. Section 2.1 changed the boundaries for not connecting to the village sewer from 300 to 1000 feet from an existing sewer line. The new debt will also be covered by the sewer debt service in the new law. Section 3.2 outside user rate wording has been changed to reflect the contracts we have with those individuals as a set rate and not a multiple of the inside user rate.

Motion carried 4-0

MOTION to pass Local Law #1 2013 made by Trustee Basile, seconded by Trustee Vomacka.
Motion carried 4-0

MOTION to adopt the resolution to Adopt Local Law #1 2013 amending articles 1,2,3,4,5 and 6 of Local Law #2 of 1995 "A Local Law for Sewer Rentals in the Village of Stillwater" made by Trustee Basile, seconded by Trustee Vomacka.
Motion carried 4-0

**VILLAGE OF STILLWATER
RESOLUTION**

Resolution Adopting Local Law No. 1 of 2013: Amending Articles 1, 2, 3, 4, 5 and 6 of Local Law No. 2 of the year 1995 "A Local Law for Sewer Rentals in the Village of Stillwater," as amended, in the Village Of Stillwater, County of Saratoga, State of New York

WHEREAS, the Village Board of Trustees of the Village of Stillwater has considered the amendment of the Village's sewer rental laws (Local Law No. 2 of 1995 as amended by Local Law 7 of 2005, Local Law 2 of 2007 and Local Law 1 of 2001);

WHEREAS, after due notice a public hearing was duly held before the Village of Stillwater Board of Trustees at the Village Hall on March 7, 2013 at 6:00 p.m. to consider the adoption of Local Law No. 1 of 2013 to amend Articles 3, 4 and 5 of Local Law No. 2 of the year 1995 "A Local Law for Sewer Rentals in the Village of Stillwater," as amended, and all persons interested in the subject thereof were duly heard;

NOW, THEREFORE BE IT RESOLVED, that the Village of Stillwater Board of Trustees does hereby pass, approve and adopt Local Law 1 of 2013 in its entirety, a copy of which is attached hereto; and

IT IS FURTHER RESOLVED, that the Mayor and Village Clerk are authorized to sign all documents and perform such actions necessary to effectuate the filing of the new local law with the New York State Office of the Secretary of State.

Trustee Basile	Voting	Aye
Trustee Collins	Voting	Absent
Trustee Vomacka	Voting	Aye
Trustee Wood-Shaw	Voting	Aye
Mayor Martin	Voting	Aye

Resolution passed 4-0.

MOTION to adopt the resolution establishing sewer rents and charges effective April 1, 2013 made by Trustee Basile, seconded by Trustee Vomacka.
Motion carried 4-0

**VILLAGE OF STILLWATER
RESOLUTION**

Resolution Establishing Sewer Rents and Charges Effective April 1, 2013

WHEREAS, local law Number 1 of 2013 has been enacted amending a Local Law Number 2 of 1995 entitled "A Local Law for Sewer Rentals in the Village of Stillwater";

WHEREAS, the Village Board of Trustees are desirous of establishing sewer rents and charges pursuant to said local law;

WHEREAS, after due notice a public hearing was duly held before the Village Board of Trustees at the Village Hall on March 7, 2013 at 6:00 p.m. to establish such rents and charges;

NOW, THEREFORE, BE IT RESOLVED, that the pursuant to said local law, the Village Board hereby establishes sewer rents and charges to be effective April 1, 2013 as follows:

The inside user rate is set at \$3.98 per 1000 gallons used and billed two times each year;
The outside user rate is a set rate of \$492.88 per unit per year and billed two times each year, unless otherwise defined by contract with the user;
The debt service rate is set at \$1.20 per year per \$1,000 of assessment, billed two times per year;
The minimum usage rate for inside users is 10,000 gallons for insider user two times per year;
The minimum usage rate for outside users is included in the outside user rate;
The inside user late fee is set at 5% per month after the first of each month late;
The outside user late fee is defined by contract with the user;

The periodicity for bills shall be April 1 and October 1 each year;
 The disconnection charge shall be the same charge for the disconnection of water under the Village Water Regulations;
 The reconnection charge shall be the same charge for reconnection of water under the Village Water Regulations; and
 The new connection charge "tapping fee" is \$1,500 when the sewer main is on the same side of the road/street and \$3,000 when the main is on the opposite side of the road/street.

Trustee Basile	Voting	<u>Aye</u>
Trustee Collins	Voting	<u>Absent</u>
Trustee Vomacka	Voting	<u>Aye</u>
Trustee Wood-Shaw	Voting	<u>Aye</u>
Mayor Martin	Voting	<u>Aye</u>

Resolution passed 4-0

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

Meeting adjourned 6:30 pm.