

## **REORGANIZATIONAL MEETING-BOARD OF TRUSTEES-APRIL 15, 2008**

**6:30 P.M. – PRESENTATION BY TRUSTEE BASILE REGARDING ORDER ON CONSENT**

### **PUBLIC HEARING 7:00 P.M. – PROPOSED 2008/2009 BUDGET**

Mayor Martin called the hearing to order and read the notice of public hearing published in the newspaper.

**MOTION** to open the floor to the public and press was made by Trustee Basile, seconded by Trustee Baker.  
Motion carried 3-0

Mayor Martin advised the public of the budget figures which include a tax increase of 13 cents per m.

Wayne Simmons questioned if increased costs to sewer were included in budget and was advised that some were but the majority would need to be bonded.

**MOTION** to close the floor to the public and press was made by Trustee Murphy, seconded by Trustee Basile.  
Motion carried 3-0

### **REORGANIZATIONAL MEETING 7:10 P.M.**

**PRESENT: ERNEST MARTIN, MAYOR; TRUSTEES – KENNETH BAKER, JOHN BASILE, JOHN MURPHY**

**ALSO PRESENT: ATTORNEY, JAMES PELUSO; BUILDING CODE OFFICER, LYNN GOMAN; FIRE CHIEF, SHANE MAHAR; SUPT. OF PUBLIC WORKS, ROBERT GERASIA**

Mayor Martin called the meeting to order at 7:10 p.m. and led the Pledge to the Flag.

## **REORGANIZATIONAL RESOLUTIONS & APPOINTMENTS**

### **REORGANIZATIONAL RESOLUTIONS**

**BE IT RESOLVED** that Mrs. Margo L. Partak be reappointed as Village Clerk/Treasurer and Village Registrar and Ms. Patricia Ryan Deputy Clerk/Registrar for the fiscal year 2008/2009.

**BE IT RESOLVED** that Robert Gerasia be reappointed Superintendent of Public Works for the fiscal year 2008/2009.

**BE IT RESOLVED** that Mr. Lynn Goman be reappointed as Code Enforcement Officer for the Village of Stillwater for the 2008/2009 year.

**BE IT RESOLVED** that Paul O’Kosky II be appointed as Fire Code Officer for the Village of Stillwater for the 2008/2009 fiscal year.

**BE IT RESOLVED** that Wayne Simmons be reappointed to a three year term as Chairman of the Zoning Board of Appeals, said term to expire April, 2011.

**BE IT RESOLVED** that Linda Sanders be reappointed as Village Historian and Linda Palmieri Deputy Historian for the fiscal year 2008/2009.

**BE IT RESOLVED** that Dreyer Boyajian LLP, represented by Mr. James R. Peluso, be appointed the Village of Stillwater’s Law Firm.

**BE IT RESOLVED** that the Ballston Spa National Bank be designated as the official depository for all village funds for the 2008/2009 year.

**BE IT RESOLVED** that The Express and The Daily Gazette shall be the official newspapers for the Village of Stillwater for 2008/2009.

**BE IT RESOLVED** that Mayor Ernest W. Martin and Clerk/Treasurer Margo L. Partak shall be authorized at the bank for signatures for all Village checks and withdrawals and in the absence of the Mayor or Clerk/Treasurer, Trustee John Basile be authorized to sign.

**BE IT RESOLVED** that regular Village of Stillwater Board of Trustees meetings will be held the third Tuesday of each month, as per the attached schedule, beginning at 7:00 P.M. in the Village Board Room. If changes are needed, the press will be notified.

**BE IT RESOLVED** that the Board of Trustees authorizes the Clerk-Treasurer to make payments in advance for utility services, postage, Federal Express & United Parcel fees, with all bills presented at the next regularly scheduled board meeting for audit.

**BE IT RESOLVED** that the Board of Trustees does authorize reimbursement to employees and officers of the Village who use their own personal vehicle while performing their official duties on behalf of the Village of Stillwater at a rate of \$.40 per mile.

**BE IT RESOLVED** that the Board of Trustees authorizes the Mayor payment in advance for the use of his contractual fund for fiscal year 2008/2009 as occasions come up.

**BE IT RESOLVED** that the Mayor will have the sole authority for calling special meetings and will notify the public and press at least 72 hours in advance of the meeting if possible, further each Trustee shall be notified via the telephone by the Mayor or the Clerk and a notice of such meeting shall be displayed in the Office of the Village Clerk.

**MOTION** to adopt the foregoing Resolutions made by Trustee Basile, seconded by Trustee Baker  
Motion carried 3-0

Trustee Basile spoke on behalf of Historian Linda Sanders announcing a gathering at The Blockhouse on May 4, 2008 from 11:45am to 12:00pm for a photo session related to a video being made by an area schoolteacher.

#### **CORRESPONDENCE**

Letter to the Mayor from Library Director Sara Kipp thanking the Village DPW for their excellent job taking care of snow removal. Letter from NYS Canal Corp. listing their hours of operation. On May 24, 2008, the 13<sup>th</sup> Regiment will hold a memorial service at The Blockhouse. A letter from the Community Center inviting the Board to participate in opening ceremonies for Family Day June 7, 2008 from 3:00pm to 10:00pm at the American Legion. Thank you letter from the Explore NY 400 Community Committee. Trustee Basile read a letter from DOH regarding the Hudson River PCB Monitoring Program advising they will be sampling at no cost to the Village.

**MOTION** to open the floor to the public and press made by Trustee Murphy, seconded by Trustee Basile  
Motion carried 3-0

Ms. Lisa Galloway presented a petition to the Board requesting they reconsider closing the Major Dickinson Avenue playground. Discussion was held on how to solve the problem of excessive speed in that area. The Board assured Ms. Galloway the playground would remain open and they would look into adding or altering signage to warn motorists there were children in the area.

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

#### **BUILDING CODE OFFICER – Lynn Goman**

Issued CO to 89 S. Hudson, 3 permits; 79 Hudson for an elevator, 74 Hudson for floor joists, 15 Yorktown for a roof. Issued a stop work order at 80 Hudson Ave due to no permit and no insurance. Received a letter from ISO representative upgrading our rating from 10 to 5. Finished contacting all homeowners with known illegal sump pump connections and 6 out of 7 have been removed.

#### **FIRE CHIEF – Shane Mahar**

A busy month with 8 alarms and 5 drills, copy of report attached. Assistance to Firefighters Grant was submitted, code violation forms have been ordered, and 2 estimates were received from Allerdice to replace the hose tower window. One to restore it to its original design at a cost of \$1183.82 and the other to replace 4 panes

of glass only at a cost of \$364.89. Discussion held on developing a plan regarding historical renovation including a cost plan analysis. The Chief announced the Annual Car Show will be held on May 4<sup>th</sup> at 11:00 am and the annual inspection was scheduled for Wednesday, May 14<sup>th</sup> at 7:00pm.

**SUPT. OF PUBLIC WORKS** – Robert Gerasia

Supt. reviewed his monthly report. (Copy on file)

Working on installing new meters as well as continuing the sump pump inspections. School pump station repairs are complete, WWTP sand filter is back in operation, Well #4 is set up with repairs leaving 6, 7, and 8 clean and back up.

**COMMITTEE REPORTS**

Trustee Kenneth Baker – No report

Trustee John Murphy – Information has been forwarded to Laberge regarding grant application but still waiting for a response. The Land Development Committee met last week regarding the NKT Project; DEC and DOH have signed off, Infinigy was contacted and has indicated their initial concerns have been addressed. The developer plans to install infrastructure this year followed by construction of two model homes. Discussion held regarding the need for an independent inspector once the project is underway as well as who will be responsible for the cost. There was a lengthy debate over where the access road to the new homes would be located and what impact it would have on Clinton Court and its current residents as well as discussion on whether or not the Board was in favor of wetlands being dedicated to the Village.

**MOTION** authorizing the Mayor to sign the maps as presented, seconded by Trustee Basile. Discussion: Trustee Basile stated what was presented to and approved by the Board in October, 2006 has been met by the Applicant and he didn't have an issue with the design; his concern is the infrastructure and how to protect the Village. Once construction begins, Mr. Basile wants someone there to independently inspect the project and for that inspector to report to our Supt. and DPW. Trustee Murphy responded by saying he would be amenable to modifying the motion to stipulate that the developer be required to place "x" amount of money in escrow to offset the cost of a Village employed inspector who would report directly to the DPW. Trustee Basile was satisfied with that change but went on to speak about the letter to the Board from Ron and Margo Partak and stated he didn't know how to resolve that issue. Trustee Baker said he wanted the people already living there to be happy, not just a new construction company. Trustee Murphy said throughout these projects he's tried to balance our responsibilities and obligations to the existing residents and at the same time, consider the best interest of the Village in totality and what this will do for our tax base and infrastructure. Trustee Basile asked if there was a better way to accommodate the egress and ingress and if it was too late to decide that. Mayor Martin stated we won't know unless we sit down with NKT and felt we should look at the survey to see where the actual property lines are. Trustee Basile felt we have two options; one is to pass the motion, the other is to table it and hold further discussion to see if it's even feasible.

Roll Call Vote: Trustee Murphy – yea Trustee Basile – nay  
Trustee Baker – nay

Motion defeated

Trustee Murphy questioned the Mayor on how he would have voted and Mayor Martin stated he would like another meeting with NKT to see if there was any way to address the concerns of the Clinton Court residents.

Trustee John Basile – Consent order was signed and the fine was paid in March. The Freshwater Wetlands Permit Application and the detailed design work are on target with the SPDES permit application still to be done. Reviewed latest

correspondence from Saratoga Co. stating drawings need to be submitted with our petition.

**CLERK-TREASURER** – Margo Partak

Clerk advised there were some problems with the April 1<sup>st</sup> W/S billing and requested permission from the Board to correct the following:

Account 410195 was estimated at 10,000 gals, property owner requested an actual bill, new amount increased to \$1,091.80.

Account 410169 was estimated at 360,000 gals in error, average use is 10,000, reducing bill from \$2004.00 to \$96.50.

Account 620007 showed usage of 71,290 when normally it is approximately 25,000. Upon testing, meter was running extremely fast and has been replaced. Would request permission to adjust bill to normal usage.

Account 620059 was billed using a called in reading that was found to be incorrect, owner has requested a corrected bill for usage of 49,695 based on the correct reading obtained by DPW .

**MOTION** authorizing the Clerk Treasurer to adjust A/C 410195 and 410169 made by Trustee Murphy, seconded by Trustee Basile  
Motion carried 3-0

**MOTION** authorizing the Clerk Treasurer to adjust A/C 620007 made by Trustee Murphy, seconded by Trustee Baker  
Motion carried 3-0

**MOTION** authorizing the Clerk Treasurer to adjust A/C 620059 made by Trustee Basile, seconded by Trustee Murphy  
Motion carried 3-0

The Clerk Treasurer requested clarification on whether or not to prepare the annual bill for the School's use of streetlights and was advised the bill should be sent as usual.

**MOTION** to open the floor to the public and press made by Trustee Basile, seconded by Trustee Murphy  
Motion carried 3-0

Joe Fitzpatrick spoke about past incidences when an independent inspector was required and suggested the Village be responsible for hiring with NKT being responsible for the cost.

Wayne Simmons asked the age of the Firehouse building and suggested contacting the Historical Preservation Committee for ideas on applying for grants to replace the hose tower window and other repairs.

Jim Champlain asked several questions about the activities and responsibilities of the Planning Board and asked if any minutes were available from last week's Land Development Committee meeting. Also stated people were living in the new apartment building on Russell Drive and asked if a CO had been issued and was advised it had not.

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

**OLD BUSINESS**

The following proposals have been received for engineering at Clinton Ct.; CT Male \$38,300, Infinigy \$42,700, Chazen \$60,300. Board agreed to hold off making a decision until the issues surrounding the NKT Project have been settled.

Discussion on proposed fee schedule changes

**MOTION** to increase the charge to install a new meter to \$300.00 made by Trustee Murphy, seconded by Trustee Baker  
Motion carried 3-0

**MOTION** to bill the cost of a new meter in three installments of \$100.00 each made by Trustee Basile, seconded by Trustee Murphy  
Motion carried 3-0

Sump pump removal efforts continue with inspections to begin next week.

## **NEW BUSINESS**

**MOTION** to approve training and purchase of Code Books for the new Fire Code Officer made by Trustee Murphy, seconded by Trustee Basile  
Motion carried 3-0

Discussion on purchasing new signs to be placed near the Major Dickinson playground along with how to resolve Chief Latham's concerns regarding the location of the crosswalk signs he wants installed in front of the Post Office.

**MOTION** to approve the Treasurer Report as presented made by Trustee Baker, seconded by Trustee Basile  
Motion carried 3-0

**MOTION** to approve the minutes of March 18, 2008 made by Trustee Basile, seconded by Trustee Baker  
Motion carried 3-0

**MOTION** to approve the audited claims:

A	\$ 7922.28
F	\$14550.76
G	\$13602.73
H	\$12506.80
T	\$ 372.52

Made by Trustee Murphy, seconded by Trustee Baker.  
Motion carried 3-0

**MOTION** to adjourn to Executive Session at 9:40 P.M. made by Trustee Basile, seconded by Trustee Murphy  
Motion carried 3-0

**MOTION** to adjourn made by Trustee Baker, seconded by Trustee Murphy.  
Motion carried 3-0

Meeting adjourned at 10:30 P.M.

Respectfully submitted,

Margo L. Partak  
Clerk-Treasurer