

**REGULAR MEETING -BOARD OF TRUSTEES-MAY 19, 2009-7:00 P.M.**

**PRESENT: ERNEST W MARTIN, MAYOR; TRUSTEES, KENNETH BAKER, JOHN BASILE, KEITH COLLINS, ELLEN VOMACKA**

**ALSO PRESENT: BUILDING CODE OFFICER, LYNN GOMAN; FIRE CHIEF, SHANE MAHAR; FIRE CODE OFFICER, PAUL O'KOSKY II; SUPT. OF PUBLIC WORKS, ROBERT GERASIA**

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

**CORRESPONDENCE**

Trustee Basile reported that we received email correspondence from EPA operator regarding GAC filters. Test samples after carbon filtration are ND for PCBs. GAC filters are currently online; effluent is also ND for PCBs.

**BUILDING CODE OFFICER – Lynn Goman**

Permit issued for a pool on Yorktown, C/O's issued for 29 Colonial Rd. and 53 Ferry Lane, inspections continue at 46 Major Dickinson and 299 Hudson. Two letters were sent regarding property maintenance; 18 Yorktown has not responded, 215 Hudson has hired a contractor. Several attempts to contact the owner of 37 Lake St. have been unsuccessful.

Joseph O'Kosky was present to request a Special Use Permit to allow him to use his garage as a commissary for his food vendor business. A Public Hearing will be held at the next regular meeting.

Discussion held regarding 37 Lake Street, the property owner needs to be contacted.

**FIRE CODE OFFICER – Paul O'Kosky II**

ID has been obtained, ready to begin inspections but need direction from the Board as to official duties. Inspection forms were submitted to Mr. Peluso for approval which is still pending.

911 numbering project is ongoing but is very time consuming. Multiple issues have been found with the current numbers as well as some confusion on streets that are not on County maps. The Town 911 Coordinator would like to hold an informational meeting in June or July with Village participation.

Mr. O'Kosky asked for input regarding a burn permit program in the Village. This issue was discussed last year with the Board deciding against it. Trustee Collins stated if it is a matter of public safety the Chief has the authority to extinguish the fire.

**FIRE CHIEF – Shane Mahar**

Chief Mahar reviewed his report (copy on file) and explained the situation with E59-3, still waiting for official report but the mechanic has suggested the repair costs are not worth the investment. The Mayor would like to have the insurance company handle it; the Board approved having the Chief contract Adirondack Trust Insurance directly.

Discussion held on confirming coverage by Arvin Hart, the potential cost to replace the truck, and the Chief's concern for safety without this equipment.

A quote has been provided to paint the engine bays, the Board requested the Chief obtain a corrected copy stating 4 bays, not 2, and to seek a second quote for price comparison.

The Bruno Grant paperwork has arrived, will pay off loan when funding is received. The Fire Department will be working with the Family Day Committee and the Police

Department to assist with traffic control during the 5K race, some side streets will be closed.

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

Supt. Gerasia reviewed his report for the month (copy on file)

Three sump pump inspections need to be completed then prior violations will need to be revisited. Flowers will be planted in Cannon Park but no boxes or hanging plants will be purchased.

Trustee Collins asked if a dumpster could be provided for the volunteers who are scheduled to clean up the basketball/tennis courts. The Supt. will instruct the DPW to leave truck a on site in the morning and pick up that afternoon.

**COMMITTEE REPORTS**

Trustee Kenneth Baker – no report

Trustee John Basile – reviewed his monthly report (copy on file) and discussed installation of the Frac tank for the filter backwash wastewater. Delaware Engineering estimates the job should be completed by mid June.

Trustee Keith Collins – reviewed the joint meeting held on 5/18/09 with details to be discussed during Executive Session. Present at the meeting were Councilman Petronis, Supervisor Connelly, Supt. Minick, Trustees Collins and Basile, Saratoga Co. Water Authority Representative Bill Simcoe, and Joe Lannaro and Eric Johnson from TCC.

Trustee Basile advised Village has approved TCC to submit funding applications to USDA Rural Water.

Trustee Ellen Vomacka – no report, still learning, have visited the Library, Historian's Office, and the WTP, commended the Fire Dept. on the job they do.

**CLERK-TREASURER – Margo Partak**

C/T asked for comments and questions regarding the current Tag Day Procedure.

The Clerk's office mistakenly accepted a cash payment for a 2008 w/s bill and would like direction from the Board on whether or not to return the money as it represents a partial payment.

**MOTION** authorizing the Clerk to return the payment and re-levy the full amount to the owner's village tax bill made by Trustee Basile, seconded by Trustee Baker

Discussion: Trustee Collins stated we accepted the payment, we can't return it now, this isn't a change in policy, it's correcting a simple mistake.

Motion defeated 0-4

**MOTION** authorizing the Clerk Treasurer to accept cash pmt in full for the October 2008 bill for Customer # 450024 made by Trustee Basile, seconded by Trustee Vomacka

Motion carried 4-0

The C/T advised the Board no further w/s payments would be accepted as time is needed to re-levy the delinquent accounts to the June 1 tax bills.

**MOTION** authorizing the Clerk-Treasurer to transfer \$23.00 from A1990.4 (contingent) to A1920.4 (municipal association dues); \$233.00 from A1990.4 (contingent) to A5142.4 (snow removal contractual); \$450.00 from A1910.4 (unallocated Insurance & \$1,000.00 from A1930.4 (judgement & claims) to A3310.4 (traffic control)(\$1,450.00) made by Trustee Basile, seconded by Trustee Collins.

Motion carried 4-0

**MOTION** to transfer \$4,500.00 from F8330.2 (purification, equipment) to F8330.412 (chemicals); \$102.00 from F8330.2 (purification, equipment) to F8340.401

(transmission & distribution, meters) made by Trustee Basile, seconded by Trustee Baker.  
Motion carried 4-0

**MOTION** to transfer \$1,200.00 from G8120.402 (sanitary sewers, I&I) to G8120.404 (sanitary sewers, equipment repair) made by Trustee Basile, seconded by Trustee Vomacka.  
Motion carried 4-0

**MOTION** authorizing the Clerk to make any additional transfers necessary to close her books with a report to be provided at the next meeting made by Trustee Baker, seconded by Trustee Basile  
Motion carried 4-0

**ATTORNEY** – James Peluso - absent

**MOTION** to open the floor to the public and press made by Trustee Basile, seconded by Trustee Baker.  
Motion carried 4-0

The Press asked for clarification regarding the Special Use Permit application. Mr. Jim Champlin questioned the lack of Village information on the Town website and asked if the Village Trustees had a public email directory. The Board was asked if any elected officials had been contacted directly regarding stimulus money; Trustee Basile explained the status of our Grant applications.

A brief discussion took place regarding the latest water sampling.

**MOTION** to close the floor to the public and press made by Trustee Basile, seconded by Trustee Baker.  
Motion carried 4-0

**OLD BUSINESS**  
None

**NEW BUSINESS**

**MOTION** to accept Hiscock & Barclay Proposal dated 5/15/09 for Bond Counsel Services relating to water made by Trustee Basile, seconded by Trustee Vomacka  
Discussion: Bonding expenses estimated in TCC proposal at \$15,000, sets up relatively simple fee schedule, funded out of bonding proceeds  
Motion carried 4-0

**MOTION** to accept Hiscock & Barclay Proposal dated 5/15/09 for Bond Counsel Services relating to sewer made by Trustee Basile, seconded by Trustee Baker  
Discussion: Trustee Basile said this must be passed tonight  
Motion carried 4-0

**MOTION** to approve EAF Part 1 for Village Route 4 sidewalk & storm water project  
Made by Trustee Basile, seconded by Trustee Vomacka  
Motion carried 4-0

**INTENT TO BE LEAD AGENCY**  
**Route 4/Tenbroeck Street Sidewalk and Stormwater Project**

**WHEREAS**, The Village of Stillwater is proposing construction of approximately 4,900-linear feet of sidewalk and curbing on Route 4 and Tenbroeck Street along with stormwater collection and management systems.

**WHEREAS**, the proposed action has been determined to be an Unlisted action, pursuant to the New York State Environmental Quality Review Act (SEQRA) 6 NYCRR Part 617.4.

**NOW, THEREFORE, BE IT RESOLVED THAT**, pursuant to the applicable standards of SEQRA 6 NYCRR Part 617.6, the Village Board of the Village of Stillwater concludes that it is the appropriate agency to serve as Lead Agency for the coordinated environmental review of the proposed Unlisted Action; and

**BE IT FURTHER RESOLVED THAT**, the Village Board of the Village of Stillwater hereby declares its intent to be Lead Agency for the coordinated SEQRA evaluation; and

**BE IT FURTHER RESOLVED THAT**, the Village Board of the Village of Stillwater hereby authorizes the circulation of the Lead Agency Agreement to the other 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).

Resolution moved by Trustee Basile, seconded by Trustee Vomacka  
Discussion: application for additional funding to complete drainage so the funding for sidewalks can be received  
Resolution passed 4-0

**MOTION** to approve the Treasurer Report was made by Trustee Basile, seconded by Trustee Baker.  
Motion carried 4-0

**MOTION** to approve the minutes of April 21 and May 12, 2009 made by Trustee Basile, seconded by Trustee Baker  
Motion carried 4-0

**MOTION** to approve the audited claims:  
A - \$11,796.36  
F - \$7,571.76  
G - \$4,850.94  
made by Trustee Baker, seconded by Trustee Basile.  
Motion carried 4-0

**MOTION** to adjourn to Executive Session at 9:10 P.M. made by Trustee Basile, seconded by Trustee Baker.  
Motion carried 4-0

**MOTION** to adjourn made by Trustee Basile, seconded by Trustee Baker.  
Motion carried 4-0

Meeting adjourned at 10:20 P.M.

Respectfully submitted,

Margo L. Partak  
Clerk-Treasurer