

REGULAR MEETING -BOARD OF TRUSTEES- JUNE 17, 2014-6:00 P.M.

PRESENT: ERNEST MARTIN, MAYOR, , TRUSTEE JUDY WOOD-SHAW, TRUSTEE ELLEN VOMACKA, TRUSTEE TIMOTHY CAMPBELL, TRUSTEES JOHN BASILE CLERK/TREASURER: SHERISTIN TEDESCO SUPT. OF PUBLIC WORKS: PAUL O'KOSKY - Absent ATTORNEY, JAMES PELUSO FIRE CHIEF – JEFF MAHAR BUILDING CODE OFFICER – LAWRENCE ALLEN

Public Attendance – 11

The Mayor began the meeting honoring two special guests, Mrs. Dianne DeMidio and Chief Dennis Latham. Mayor Martin read and presented a proclamation to Mrs. DeMidio for her retirement from Beginnings Preschool after more than 28 years of service. Mayor Martin read and presented a plaque of appreciation to Chief Latham for more than 30 years of service as the Chief of the Stillwater Police Dept. Mayor Martin wished them both success in their future pursuits.

CORRESPONDENCE – The Stillwater United Church requested permission to use village roads to hold their annual 5K run/walk on 8/23/14 at 9:00 to benefit the church "Building For the Future" campaign, the ASPCA, HOPE and Whiskers.

MOTION to approve the 5K run/walk for the Stillwater United Church on 8/23/14 at 9:00 am made by Trustee Vomacka, seconded by Trustee Basile. Motion carried 4-0

FIRE DEPARTMENT REPRESENTATIVE: Jeff Mahar

There were 3 alarms, 4 drills, and 2 fundraisers in the month of May. The by-laws have been adopted and they had solar panel fire training at Stillwater Central School. The "I Am Responding" county wide fire response program is in the process of getting up and running. (Report on file)

MOTION to allow The Stillwater Fire Dept. to hold tag day on a Saturday in July made by Trustee Basile, seconded by Trustee Campbell. Motion carried 4-0

SUPERINTENDENT OF DPW: Paul O'Kosky

Monthly report provided to all Board members. (Report on file)
Trustee Campbell reported on behalf of Supt. O'Kosky that the water tap for Mr. Rich has been estimated at \$945 for material and then would have to add for directional bore and labor. There have been two bids for a new dump body. Mr. O'kosky also requested a security system for the DPW garage. We received a price for milling and repaving of Park Ave.

BUILDING CODE OFFICER: Lawrence Allen – A violation was issued for 613 Hudson Ave. for grass and weeds. There were 5 building permits issued and one permit renewed during the month. We received a complaint on a village property that we will be pursuing per advice from legal counsel. (Report on file)

COMMITTEE REPORTS:

Trustee Basile wanted to remind the Village Board that when he came on to the Board we were dealing with certain issues with the DEC, and given his personal regulatory experience, I have tried to live within what the rules are and keep the communication correct with the regulators. He stated he thought we did a good job back then, but then there was something called PCB's found and realized we would not be able to complete the backwash filtration system project and knew this would hurt the Village to some extent. The point is we have to be on our toes as a board and our employees have to be ready to deal with whatever regulatory issues may arise in a timely manner. We have received two violations, one dealing with our SPEDs permit that was corrected in April and one for not have the second sewer license. We have an employee that is taking the sewer class next week to begin steps to obtain the second sewer license. This is very positive and it a good start. I would like to remind the board we should have a good relationship with the regulators. Trustee Basile then introduced Mr. Ed Hernandez to give a report on the sewer project. Mr. Hernandez stated the original scope of the project is complete and they are now working on the add-ons and are still under budget. In regard to the water, Trustee Basile reported changes have been made to the alarm systems and we are now receiving less "false alarms" and we will be reprogramming the PLC's.

Trustee Campbell reported the proposed renovation of the tennis court area to a playground area was approved by the American Legion at their meeting on 6/14/14. He also provided a handout of projects to be completed by the DPW beyond their normal scope of work. The water shut off valves in the village have been exercised and three need to be replaced.

Trustee Vomacka reported she attended the Stillwater Fire Dept. meeting and their bylaws have been approved. Trustee Vomacka reported the Boy Scouts did a wonderful job assisting in planting the flowers through the Village and would like a thank you put on the sign at Cannon Park. She also reported there may be flaking in portions of the new sidewalks and was trying to catch up to Brady from Chazen Engineering.

Trustee Wood-Shaw reported during the June Emergency Mgmt. Mtg. was held at the Stillwater Town Hall and she toured the facility and learned how to staff EOC. The National Park Service has agreed to be our field observers during an emergency situation, this is an important asset to our area. We have a very good plan and we are all getting well trained for it. May Senior Time was held on June 1st and we made candle holders and celebrated Dianne DeMidio's retirement. The Senior Program will resume in September.

TREASURER REPORT – Sheristin Tedesco

Voucher totals by account for month for fiscal year 2013-2014

"A" General Fund	\$ 16,483.27
"F" Water Fund	\$ 3,003.44
"G" Sewer Fund	\$ <u>3,827.14</u>
TOTAL	\$ 23,313.85

Voucher totals by account for month for fiscal year 2014-2015

"A" General Fund	\$ 25,844.49
"F" Water Fund	\$ 260.00
"G" Sewer Fund	\$ 2,233.12
"T" Trust & Agency	\$ <u>1,009.44</u>
TOTAL	\$ 29,347.05

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

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

Village Taxes Update – Total Billed \$421,004 and we have collected \$103,439 to date, which is roughly 24%.

MOTION to accept the BSNB long term financing rate of 3.8% for ten years for the sidewalk project financing made by Trustee Basile, seconded by Trustee Vomacka.
Motion carried 4-0

MOTION to accept the resolution approving the post-issuance compliance policy for tax exempt and tax advantaged obligations and confirming appointment of compliance officer under the policy made by Trustee Basile, seconded by Trustee Wood-Shaw.
Motion carried 4-0

A Resolution Approving Post-Issuance Compliance Policy for Tax-Exempt and Tax-Advantaged Obligations (the "Policy") and Confirming Appointment of Compliance Officer Under the Policy.

WHEREAS, the Village of Stillwater, Saratoga County, New York (the "Village") is authorized and empowered pursuant to the laws of the State of New York to issue its general obligation bonds and notes and to enter into installment purchase contracts in furtherance of its governmental purposes; and

WHEREAS, the interest on certain of such bonds and notes and the interest component of payments under certain of such contracts issued or entered into by the Village is (i) excludable from gross income of the holders thereof to the extent and in accordance with Section 103 of the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (collectively the "Code") or (ii) otherwise given advantageous tax treatment under the Code (such bonds, notes and obligations being referred to herein as "Tax-Exempt Obligations"); and

WHEREAS, the Code requires ongoing compliance with certain requirements after issuance of Tax-Exempt Obligations in order for the interest on those Tax-Exempt Obligations to be and remain excludable from gross income of the holder or otherwise tax-advantaged; and

WHEREAS, the Village, as a responsible issuer, desires to memorialize the policy and procedures it will employ to monitor post-issuance compliance of its Tax-Exempt Obligations

with the Code, including the requirements to be imposed on, and expectations of the Village with respect to the Village's Tax-Exempt Obligations; and

WHEREAS, a copy of the Post-Issuance Compliance Policy for Tax-Exempt and Tax-Advantaged Obligations (the "Policy") attached hereto as **Exhibit A** was available to the members of the Village at this meeting; and

WHEREAS, the members of the Board of Trustees desire to adopt the Policy in the form presented to this meeting;

NOW, THEREFORE, be it resolved by the members of the Board of Trustees of the Village, as follows:

Section 1. The Village hereby adopts the Policy and confirms the designation of the Village Treasurer as the Compliance Officer under the Policy.

Section 2. A copy of this Resolution, together with the attachment hereto, shall be placed on file in the office of the Village where the same shall be available for public inspection during business hours.

Section 3. This Resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to vote on a roll call, which resulted as follows:

Ernest W. Martin	voting	<u>Yes</u>
John A. Basile	voting	<u>Yes</u>
Judith Wood-Shaw	voting	<u>Yes</u>
Timothy J. Campbell	voting	<u>Yes</u>
Ellen R. Vomacka	voting	<u>Yes</u>

The foregoing resolution was thereupon declared duly adopted.

Trustee Basile showed a power point presentation regarding water billing and rates. This is preliminary, but want to make sure the Board understands the issues we may be facing. Our average production costs during the years we were operating our water plant was \$1.49/1000. When we connected to the SCWA the purchase cost rose to \$2.08/1000 gallons with a 1.5% increase per year. Trustee Basile also explained more of the historic water production costs and average consumption for a year. It was discussed what could happen to rates if we were to pay off the Old Water debt to the EFC (\$270k) and with the loss of district 1 from the Town of Stillwater. The consumption of all districts was presented with 2013 actual gallons versus actual gallons billed from SCWA, which is roughly 70%. It was concluded the rates could be reduced by \$.49/1000 gallons for inside users, if there was not lost revenue from the Town of Stillwater. We could potentially lose \$120K per year with the loss of district 1, which shows a reduction of rates to inside users is not affordable to maintain our budget. We have been slowly depleting our water fund balance since connecting to the SCWA, since the prices to purchase are much higher than they were for us to produce. Trustee Basile then presented projections without district 1 income utilizing 2013 revenues and usage, which shows we may have to increase water rates with the loss of district 1. He also presented potential water work that is remaining. (Report on file)

NEW BUSINESS

Greg Strobe wants the blessing of the Village Board to potentially buy another village property for his business use.

MOTION to accept the proposal for general engineering services dated 5/21/14 from Adirondack Mountain Engineering PC, for a one year period beginning 6/18/14, in an amount not to exceed \$15,000. Allocated of 30% from the general fund, 30% from the water fund and 40% from the sewer fund, except any certified sewer operator service, over the allowable amount, shall be taken from the sewer fund made by Trustee Basile, seconded by Trustee Vomacka.

Ernest W. Martin	voting	<u>Yes</u>
John A. Basile	voting	<u>Yes</u>
Judith Wood-Shaw	voting	<u>Abstain</u>
Timothy J. Campbell	voting	<u>No</u>
Ellen R. Vomacka	voting	<u>Yes</u>

Motion carried 3-1

OLD BUSINESS

MOTION to transfer \$14,000 from the EDU Water Fund to the Water O&M Fund to reimburse from the first principal payment on the water project paid to the EFC made by Trustee Basile, seconded by Trustee Vomacka.
Motion carried 4-0

MOTION to reimburse Mr. Benamati of 20 Park Ave. due to damage to his fence during the sewer project, not to exceed \$500, made by Trustee Basile, seconded by Trustee Wood-Shaw.

MOTION to table the reimbursement of Mr. Benamati made by Trustee Basile, seconded by Trustee Wood-Shaw
Motion tabled 4-0

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

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

MOTION to approve the minutes from Regular Meeting dated 5/20/14 made by Trustee Campbell, seconded by Trustee Vomacka
Motion carried 4-0

MOTION to enter into Executive Session for personnel and litigation issues made by Trustee Campbell, seconded by Trustee Vomacka
Motion carried 4-0

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

MOTION to adjourn made by Trustee Vomacka, seconded by Trustee Campbell
Motion carried 4-0

Meeting adjourned 9:30 pm

Respectfully submitted,



Sheristin Tedesco
Clerk/Treasurer