

**REGULAR MEETING-BOARD OF TRUSTEES-JULY 20, 2010-7:00 P.M.**

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

**ALSO PRESENT: ATTORNEY, JAMES PELUSO; BUILDING CODE OFFICER LYNN GOMAN; FIRE CHIEF TONY CONTI; SUPERINTENDENT OF PUBLIC WORKS, JOHN SCOTT**

Mayor Martin called the meeting to order at 7:00pm and led the pledge to the flag.

Special Guest Dave Meager reviewed the Village Insurance noting our premium was down 10% from last year. Mr. Meager answered questions from the Board and will investigate what coverage is available for sewer backups.

**CORRESPONDENCE**

The Chamber of Commerce will hold an Economic Summit on September 30, 2010 at the Elks. The deadline to respond is August 1 and the cost is \$50 per person.

The Stillwater United Church will be holding their 5K run/walk on August 28, 2010 at 9am. The Church will notify the public regarding road closures.

**BUILDING CODE OFFICER** – Lynn Goman reviewed his written report (copy on file) Discussion held on K Mansion Properties' plan to convert a vacant store front to a studio apartment. Trustee Collins requested any special use permit issued contain a life tenancy provision so the owner would be required to return the apartment to commercial space.

**FIRE CHIEF** – Tony Conti – reviewed his report (copy on file) and told the Board the Fire Department wanted Station #2 back as they need a place to keep the steamer; the garage was previously given to the DPW who are using it as storage for generators and spare parts. The Chief advised a 2 x 1 section of the roof had fallen down and Trustee Vomacka agreed to contact the original contractor to have it repaired. The Chief also requested something be done about the bushes next to the Fire Department upstairs entrance complaining they are overgrown and keep getting caught in the door. The Clerk advised she would take care of it the next time she weeded outside her own office. Supt. Scott was asked to look at what the Fire Department described as holes in the roof.

**DEPT. OF PUBLIC WORKS** – John Scott reviewed his written report (copy on file) and provided the Board with a brief description of his education and employment history.

**COMMITTEE REPORTS**

Trustee John Basile – reviewed his written report (copy on file) as well as the compliance dates related to the Consent Order.

Trustee Keith Collins – Work continues on the Co. 76 easements with decent progress, negotiations continue with SCWA.

Trustee Ellen Vomacka – Town Day at the Races will be held on August 22, 2010 at a cost of \$35 per person. Work continues to create a Planning Board, NYS Code needs to be reviewed and Mr. Peluso suggested a workshop may be necessary. Trustee Vomacka provided an update on the Safe Routes To Schools Project and advised we will meet the September 1 deadline.

Trustee Ken Baker – welcomed the new Superintendent

**ATTORNEY** - James Peluso – No report

**CLERK-TREASURER** – Patti Ryan – the SCWA Project Ban is due next month, the original resolution gives the Treasurer the authority to renew but the Mayor preferred a Motion be presented to do so.

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

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

## **NEW BUSINESS**

**MOTION** to increase the authorization for Hiscock & Barclay LLP for an additional \$6,000 for negotiations with Saratoga County Water Authority made by Trustee Basile, seconded by Trustee Vomacka Discussion: negotiation is taking longer than anticipated  
Motion carried 4-0

**MOTION** to reimburse Michael D'Ambro for the cost of unplugging his sewer line at 17 Yorktown Lane in the amount of \$200 made by Trustee Basile, seconded by Trustee Baker Discussion: Manhole was plugged on the Village side, all manholes in that area are unsatisfactory and Trustee Basile and Supt. Scott will be looking at them again. Lynn Goman asked if the Village owned that section and the answer was unclear.  
Motion carried 4-0

The Board was in full agreement the Village does not need the Terrorism Coverage offered by Adirondack Trust Insurance.

**MOTION** to reauthorize the Clerk Treasurer to renew the \$700,000 BAN due on August 12, 2010 for one more year made by Trustee Basile, seconded by Trustee Baker Discussion: Trustee Basile wants the Board to understand our options: this BAN is intended to cover preconstruction costs and can be renewed after 1 year or because it's callable, we can refinance elsewhere such as with a 0% hardship loan.  
Motion carried 4-0

**MOTION** the Treasurer be authorized to disburse \$20,000 of water funds in payment of the civil penalty under section 2a of the consent decree, payment to be made to the State of New York made by Trustee Basile, seconded by Trustee Baker Discussion: The Mayor wants to go on record that he is against this fine  
Motion carried 4-0

Mayor Martin wanted to personally thank the Stillwater Boy Scouts for planting flowers at the three entrance signs to the Village, the Village Board is very proud of the Scouts.

## **RESOLUTION OF APPROVAL FOR MUNICIPALITIES IN THE PARTNERSHIP BOUNDARY**

**WHEREAS**, the Partnership received copies of the Draft Stewardship Plan for the Historic Saratoga Washington on the Hudson Partnership on May 3, 2010 and the plan is available at <http://upperhudsonpartnership.org> for review and comment, and

**WHEREAS**, the Partnership noticed and held public hearings on the received Draft Stewardship Plan for the Historic Saratoga Washington on the Hudson Partnership on May 20, 2010 in the Village of Fort Edward, Washington County, and May 24, 2010 in The Village of Schuylerville, Saratoga County, and a presentation of the Plan was made and comments received at these public meetings, and

**WHEREAS**, the Partnership, at the meeting on June 28, 2010, since it is the only involved agency, declared itself lead agency for the Stewardship Plan for the Historic

Saratoga Washington on the Hudson Partnership, and conducted a review for the purposes of SEQRA, and

**WHEREAS**, the Partnership, at the meeting on June 28, 2010, received copies of the Environmental Assessment Long Form on June 28, 2010, and made the finding of a Negative Declaration under SEQRA for the Stewardship Plan for the Historic Saratoga Washington on the Hudson Partnership, and

**WHEREAS**, the Partnership received the Final Draft of the Stewardship Plan for the Historic Saratoga Washington on the Hudson Partnership and the Executive Summary on June 28, 2010 and selected to post the documents online for review and comment for a two week period at <http://upperhudsonpartnership.org>, and

**WHEREAS**, the Partnership, at the meeting on June 28, 2010, moved to send the Final Draft of the Stewardship Plan for the Historic Saratoga Washington on the Hudson Partnership to the communities within Partnership Area for individual approval, and

**NOW THEREFORE BE IT RESOLVED AS FOLLOWS:**

The Village of Stillwater resolves to approve the Stewardship Plan for the Historic Saratoga Washington on the Hudson Partnership.

Resolution offered by Trustee Basile, seconded by Trustee Vomacka  
Resolution approved 4-0

The Mayor asked about utilizing the Community Development money; Mr. Peluso asked for the discussion to take place in Executive Session.

**MOTION** to accept TCO#1 from The Chazen Companies for services associated with the Safe Routes to Schools Project for Phase 1B Archaeological Investigation and for Wetland Delineation not to exceed \$15,650 made by Trustee Vomacka, seconded by Trustee Basile Discussion: Phase 1A done but just like most other projects, now Phase 1B is needed. Mr. Peluso recommended the residents be notified by mail and that permission was needed for work that is not in the County right of way. Chazen should be able to provide the necessary letter to homeowners.  
Motion carried 4-0

**OLD BUSINESS**

Chief Conti questioned the status of the 911 renumbering and complained as you drive up the street there are two different sets of numbers. Dispatch is using old but the houses have new. Fire Marshal O’Kosky said there was an issue with County Dispatch that had nothing to do with the Village and it would be fixed by Friday.

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

**MOTION** to approve the minutes of June 15, 2010 made by Trustee Basile, seconded by Trustee Vomacka  
Motion carried 4-0

**MOTION** to approve the audited claims:

A- \$ 32,408.30  
F - \$ 16,515.78  
G – \$ 6,449.72  
H - \$ 25,359.75

made by Trustee Basile, seconded by Trustee Vomacka  
Motion carried 4-0

**MOTION** to adjourn to executive session at 8:40pm to discuss easements and funding alternatives made by Trustee Baker, seconded by Trustee Vomacka  
Motion carried 4-0

**MOTION** authorizing the Mayor to present the Village Board position on the NKT Project to Scott Ronda made by Trustee Basile, seconded by Trustee Collins  
Discussion: Items 1, 2, 5 are okay, item 3 is no, item 4 is maybe  
Motion carried 4-0

**MOTION** to approve an increase to The Chazen Companies TCO#28 in the amount of \$25,000 made by Trustee Basile, seconded by Trustee Collins  
Motion carried 4-0

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

Meeting adjourned 10:29pm

Respectfully submitted,

Patricia A. Ryan  
Clerk-Treasurer