

REGULAR MEETING-BOARD OF TRUSTEES-SEPTEMBER 17, 2002-7:00 P.M.

PRESENT: ERNEST W MARTIN, MAYOR; TRUSTEES – JOHN MURPHY DM, THOMAS KINISKY, JOHN TREACY, RAYMOND WALKER

ALSO PRESENT: ATTORNEY, WILLIAM F REYNOLDS; BUILDING CODE OFFICER, MARTIN RICCARDI; FIRE CHIEF, JEFF MAHAR; SUPT OF PUBLIC WORKS, RUSSELL L LAQUIDARA

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

Presentation: Mr. Bob Deeb of Cornerstone Telephone Company gave a brief explanation of the service he is offering the Village with regard to their telephone lines. He provided the Board with a list of municipalities that have changed to them since January 1st. He explained the village currently has 15 access lines, the current fee with Verizon is \$17.59 per line per month with a per minute charge of .075/.012. The fees for CSTC would be \$9.95 per line per month with a per minute charge of \$.03/.01 for local calls. CSTC is offering to waive the connection fee for changing from Verizon to CSTC, he advised they do not lock customers into a contract agreement, however, he would guarantee the rate would not increase for one year. If Village is not satisfied with the service could change back to Verizon at any time. Mr. Deeb answered questions from the Board. Mr. Deeb welcomed the Board to contact anyone on the list of municipalities to see if they recommend the service. Mayor Martin thanked Mr. Deeb for his presentation and advised the Board would consider this service and someone would contact when they make a decision.

The Board discussed the advisability of changing telephone service providers, it was decided to switch to CSTC and if they were not satisfied they would then return to Verizon.

MOTION to contact Mr. Bob Deeb of Cornerstone Telephone Company to provide telephone service for all Village lines per the estimate received was made by Trustee Murphy, seconded by Trustee Kinisky.

Discussion: Mr. Reynolds advised he has contracted with an outside provider for two years and he has been very satisfied.

Motion carried 4-0

John Treacy introduced Matt Hess to the Board, he advised that Matt is Stephanie Galvin's replacement with DBS Planning. Matt distributed information relevant the progress of the grant.

Matt explained Stillwater is his primary administrative work at the moment, he is also working in Athens until that grant project is completed.

Matt graduated with a master's degree from the University of Buffalo. His specialty is in grant writing. Matt explained the status of the grant project so far; he is going door to door to try to spark some interest from residents. He is in the office Monday, Wednesday and Friday from 1:00 P.M. to 4:00 P.M. The Board is looking for input from residents where to locate the clock, the park bench and the 12 decorative streetlights. Mayor Martin will contact Mechanicville for information regarding underground wiring. Trustee Treacy explained that Steve Kirk recently submitted an application on behalf of the Village for \$25,000, this would provide an additional 8 streetlights and landscaping around the new entrance signs. Trustee Treacy feels we should order the streetlights and clock soon so they could be installed in the spring. Trustee Kinisky will leave the light and clock catalog in the Clerk's Office for the Board to review.

Matt Hess advised there is a grant application due October 3rd for fostering direct access to the Hudson River in the amount of \$5,000. Discussion was held regarding this application, it was decided to pass on this application. Matt also advised he would not be in the office September 30th he would be attending The Small Cities Conference in Albany.

CORRESPONDENCE

The Clerk read a letter from a property owner in the Village of Stillwater requesting a refund of penalty for village property taxes. The Clerk explained the circumstances leading up to this request. The Board chose to let the penalty stand, it is the property owner's responsibility to know when these bills are due.

The Clerk read a letter from Shawn & Lois McClements advising that they would be opening a small store out of their home in the Village selling consignment craft items. They wanted to keep the Board informed of their intent and ask if they missed any formalities that need to be addressed.

Clerk read a request from the Mechanicville Senior Citizens for the annual donation, she advised they have now signed the contract and she will forward the check to them.

Mayor Martin notified the Board that he invited Mr. Kaul of the EPA to a meeting at the Community Center September 25, 2002 at 7:00 P.M. to answer any questions residents have regarding the dredging of the river.

BUILDING CODE OFFICER – Martin Riccardi

Final inspection of a new home, Colonial Estates, issued a certificate of occupancy; final inspection of a garage, Russell Drive, issued a certificate of compliance; rough-in plumbing inspection of a conversion, Independence Row; issued a permit for a new roof, Hudson Avenue; framing inspection for a new home, Colonial Estates; framing inspection, addition, Independence Row.

FIRE CHIEF – Jeff Mahar

Chief Mahar proposed holding the annual inspection for the Fire Dept. on Sunday, October 6th at 11:00 a.m. before the parade. The Board agreed to this date.

Chief Mahar advised the date for the annual “Olde Tymer’s Night” is scheduled for October 19th, his is requesting permission to provide refreshments during this banquet.

MOTION to authorize the Fire Department to have adult refreshments at the “Olde Tymer’s Night” banquet provided Arvin Hart is on standby for Newland Wood made by Trustee Murphy, seconded by Trustee Walker.

Motion carried 4-0

Chief Mahar was recently approached by J. Fitzpatrick regarding maintenance on the firefighting equipment. The last time any maintenance was done was over a year ago. He would like to do this work and be paid by the village for his services. Supt. Laquidara volunteered to do the work at the DPW garage. Discussion was held regarding this work.

MOTION to hire J. Fitzpatrick for four- (4) hours work at \$10.00 per hour made by Trustee Murphy, seconded by Trustee Kinisky.

Motion carried 4-0

Chief Mahar advised the annual car show would be held a week early this year due to the parade, the date is September 29th, location Stillwater Central School parking lot.

Chief Mahar thanked Trustee Walker for the signs for the fire exits.

SUPT. OF PUBLIC WORKS – Russell L. Laquidara

Supt. Laquidara provided the Board with his monthly report and offered to answer any questions the Board may wish to ask. Supt. explained the workload also includes repairing and replacing meters as needed. Will be rebuilding A&B filters at the water plant in December or January. The Board requested the flower boxes be picked up for the winter, they are beginning to look ragged. The salt shed footings are poured, will be here tomorrow to prepare 4feet inground, then the 8foot walls. Will fix sidewalk for Nelson tap when this concrete is delivered. Need to bill Mr. Nelson \$100.00 for his new connection. Generator should be here in about one month. Drain behind post office is finished. Supt. explained problems that existed Clinton Court pump station, Labor Day. Jetted out Barbolt Court first week of September will begin jetting out line first week of each month.

Mayor requested a bill for the damage to the Neilson Avenue Bridge. This needs to be turned in to the police.

COMMITTEE REPORTS

Trustee John Treacy – DPW back to five-day week. Jim Champlin is willing to give Board a tour of Masonic Temple. It was decided to tour on Saturday, September 28th at 9:00 a.m. if Mr. Champlin is available.

Trustee Raymond Walker – nothing

Trustee Thomas Kinisky – Trustee Kinisky advised he was approached by Mike Caulfield of Clinton Court about the possible purchase of village property adjoining his property. Clerk provided a copy of the survey map of the village land. Board will take time to go to Clinton Court and review the area before discussing further.

Trustee Kinisky advised he was contacted by a representative of the Library requesting a tree be removed from their property by the Village. The tree was much too large for the DPW to remove; Trustee Kinisky contacted Salvadore Tree Service regarding removal. They removed the tree for no charge. Trustee Kinisky would like to have the Mayor send a letter of thanks to Mr. Salvadore.

Trustee John Murphy – Tom Brewer has completed the study of the water system hydraulics. He has made some recommendations with regard to two-6-inch lines that are dead ends. It would increase the flow to the old tank immediately. . Tom Brewer was not surprised by the fact that there was an issue with water pressure at one of the homes on Dick Lynch Road, Trustee Murphy feels if we are to allow other taps in that area we need to revise the contract to include a requirement that the property owner install a pump to increase pressure. The study is on file in the Clerk's Office if anyone would like to review. Trustee Murphy questioned when the next joint meeting would be held. Mayor Martin advised he would contact the Supervisor when he returns from vacation. October 8th was suggested as the date at 7:00 P.M. at the Town Hall. Trustee Treacy asked if we are billing the Town for the days they were connected to Mechanicville. Trustee Murphy explained he recently spoke to the Town Water Committee Chairperson, he reminded her that the Town had requested three water taps across Colonial & Dick Lynch roads and had agreed to pay \$2,000 for each tap, he also told her that the committee needed to let him know how the Town would like to deal with the five days they were connected to Mechanicville water in violation of the contract that exists with the Village. Councilwoman Ronda will approach this subject with the Town Water Committee and get back to the Village. Discussion was held regarding the significant increase in assessment for the Dick Lynch road property and the Mayor's request for an exemption from the school board.

ATTORNEY – William F. Reynolds

Mr. Reynolds advised that the village would need to respond to the subpoena that was delivered to the Town Assessor. Discussion was held regarding this property. Mayor Martin questioned if Mr. Reynolds had contacted the property owner 42 S. Hudson Avenue. Board would Code Officer to review this property as well.

MOTION to open the floor to the public and press was made by Trustee Murphy, seconded by Trustee Kinisky.

Motion carried 4-0

No one wished to speak

MOTION to close the floor to the public and press was made by Trustee Murphy, seconded by Trustee Kinisky.

Motion carried 4-0

NEW BUSINESS

The Clerk-Treasurer advised that it would be necessary to make some budget adjustments. The first is a transfer of \$505.90 from Fire Department Health A3410.403 to Fire Department Education A 3410.407 to cover the additional education expenses for three firefighters to attend the NIMO School. And the second is a transfer of \$5,000.00 from water fund contingent F1990.4 to Water Fund Special Items taxes & assessment on property F1950.4 to cover the additional amount of school tax.

MOTION authorizing the foregoing transfers was made by Trustee Murphy, seconded by Trustee Walker.

Motion carried 4-0

Mayor Martin received a request from Charles Porter to make a curb cut at the north end of his property so he could enter on the south and exit on the north side of his property. The Board discussed this issue. It was decided that he should clean up the area and then a representative would go to the property to see what needs to be done to make the exit he wishes.

OLD BUSINESS

Resolution No. 2002

RESOLUTION SUPPORTING AND CONCURRING WITH SARATOGA COUNTY'S APPLICATION FOR EMPIRE ZONE BOUNDARY REVISION

WHEREAS, New York State has created the Empire Zone program to encourage industrial and commercial development in selected municipalities including Saratoga County; and

WHEREAS, Saratoga County received designation of an Empire Zone pursuant to New York State General Municipal Law § 958 (c) on December 18, 2001; and

WHEREAS, Saratoga County intends to authorize the submission of an application for the revision of areas within Saratoga County as an Empire Zone; and

WHEREAS, the County of Saratoga wishes to designate certain areas within the Village of Stillwater as part of the proposed Empire Zone so as to encourage industrial and commercial development and to allow for the creation of a new sub-zone in the Village of Stillwater; and,

WHEREAS, the Village of Stillwater is desirous of working with Saratoga County through the Empire Zone Program to provide enhanced job opportunities for its residents.

NOW THEREFORE BE IT RESOLVED, by the Village Board of the Village of Stillwater, New York, that it fully supports and concurs in the County's actions to authorize and submit an application for a revision of the boundaries of the Saratoga County Empire Zone.

BE IT FURTHER RESOLVED, that the amendment to Saratoga County Local Law 3-2000 authorizing the revision to the Saratoga County Empire Zone include the following property description for areas in the Village of Stillwater:

Village of Stillwater #1 Empire Zone – ±293 acres

ALL THAT CERTAIN TRACT, PIECE OR PARCEL OF LAND SITUATE in the Village and Town of Stillwater, County of Saratoga, State of New York lying along the southeasterly line of North Hudson Avenue, Routes 4 and 32, State Highway No. 5205 (also known as Waterford to Whitehall Turnpike) and being further bounded and described as follows:

COMMENCING at the point of intersection of the southeasterly right-of-way line of said North Hudson Avenue (also known as Waterford to Whitehall Turnpike) with the common division line of lands now or formerly of Ivan Campbell and Patricia Campbell as conveyed by deed recorded in Book 646 of Deeds as Page 494 and Book 507 of Deeds at Page 102 to the southwest and lands of Gregory Strope as conveyed in Book 1592 of Deeds at Page 527 to the northeast;

Thence from said point of commencement along said southeasterly right-of-way line, North 46 deg. 56 min. East 72.6 feet to the point of beginning of the hereinafter described Village & Town of Stillwater #1 Empire Zone;

Thence from said point of beginning continuing along said southeasterly right-of-way line, North 46 deg. 50 min. East, 70.0 feet to a point being the most northerly corner of said lands of Gregory Strope;

Thence along the northeast line of said lands of Strope, South 41 deg. 27 min. East 189.2 feet to a point marked with an iron pipe found at the most easterly corner of said lands of Strope;

Thence along the common division line of lands reputedly of Michael J. Rich and Sharon A. Rich as conveyed in Book 1037 of Deeds at Page 1158 to the southeast and lands of Gregory Strope to the northwest, South 46 deg. 18 min. West 65.0 feet to a point;

Thence through lands of said Gregory Strope, North 42 deg. 58 min. West 189.7 feet to the point or place of beginning of said Village & Town of Stillwater #1 Empire Zone containing ±12,784 square feet of land or ± 0.293 acres.

MOTION to adopt the foregoing resolution was made by Trustee Murphy, seconded by Trustee Kinisky

The vote on the motion: **AYES 5 NOES 0.**

MOTION to approve the Treasurer's Report as presented was made by Trustee Kinisky, seconded by Trustee Murphy.
Motion carried 4-0

MOTION to approve the minutes from August 20, 2002 was made by Trustee Walker, seconded by Trustee Treacy.
Motion carried 4-0

MOTION to pay the audited claims:

A	\$ 8,077.26
F	\$16,218.73
G	\$ 3,408.25
H	\$ 43.44

Made by Trustee Kinisky, seconded by Trustee Murphy.
Motion carried 4-0

MOTION to adjourn to Executive Session to discuss possible litigation made by Trustee Murphy, seconded by Trustee Treacy.
Motion carried 4-0

MOTION to return to regular session made by Trustee Murphy, seconded by Trustee Treacy.
Motion carried 4-0

MOTION to issue a settlement in the amount of \$500.00 to Joanne & J. Albert Ford for poor water pressure to their home made by Trustee Murphy, seconded by Trustee Treacy.
Motion carried 4-0

MOTION to adjourn made by Trustee Kinisky, seconded by Trustee Walker.
Motion carried 4-0

Meeting adjourned at 8:50 P.M.

Respectfully submitted,

Margo L. Partak
Clerk-Treasurer