

REGULAR MEETING-BOARD OF TRUSTEES-SEPTEMBER 21, 2004-7:00 P.M.

PRESENT: ERNEST W. MARTIN, MAYOR; TRUSTEES – JOHN MURPHY, MICHAEL HANEHAN, MARTIN RICCARDI

ABSENT: RAYMOND WALKER, TRUSTEE

ALSO PRESENT: WILLIAM PURCELL, TOWN OF STILLWATER 911 CO-ORDINATOR; JAMES PELUSO, ATTORNEY, KEN PATENAUE, BUILDING CODE OFFICER; JEFF MAHAR, FIRE CHIEF; SHANE MAHAR, ASSISTANT FIRE CHIEF;

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

BID OPENING - 2005 Fire Brush Truck

KEM Fire Apparatus:	\$41,610.00
CET Fire Pumps:	\$63,750.00
VRS Sales:	\$47,880.00
Wilde Fire Equip.	\$49,500.00

Mayor Martin advised that the Fire Dept Committee, the Attorney and the Board would review the bids, a decision will be made within 10 business days.

SPECIAL GUEST: Dave Meager, Adirondack Trust Insurance

Mr. Meager reviewed the Village Insurance Policies for this fiscal year. He advised that this does not include the Fire Dept. they renew at a different time. Mr. Meager requested that the new Supt. of Public Works review the equipment schedules and advise of any changes that need to be made. He explained what is covered under the blanket policy and what is not. The general liability is one million dollars with a two million-dollar umbrella. He reviewed options that are available to the Village to increase coverage. Trustee Hanehan questioned if the new streetlights that are being installed should be considered on the policy. Mr. Meager advised that they would be covered under the liability section.

The Mayor thanked Mr. Meager for attending and explaining the policies to the Board.

SPECIAL GUEST: William Purcell, 911 coordinator, Town of Stillwater

Mr. Purcell explained that it has come to his attention that there are 3 streets within the Town and Village of Stillwater with the same name, they are Champlain Road in the Village and Champlain Street and Champlain Avenue in the Town. He would like to recommend that two of these be changed. Champlain Avenue has 21 residences, Champlain Street has 4 and Champlain Road in the Village has 11. Mr. Purcell recommended that the Village consider changing the name of Champlain Road, he advised that the Town is planning to change Champlain Street. There is a School Street in the Town and Village. Recommendation that the Town change their School Street to another name. There is also confusion with Hallum Road (Village) changing to Clarmont Road when it enters the Town. These conflicts cause confusion when emergency vehicles are needed. His request was that the Board discuss changing the name of Champlain Road in the near future. He advised that Lake Street will become County Route 76 at the Town Line, there will be no more Lake Street extension or Lake Road.

CORRESPONDENCE

The Clerk read a letter from a new Village resident, she was requesting a refund of penalties paid for her taxes. She did not receive the original bill and did not feel she should have to pay penalties on a bill she did not receive.

Request from the Stillwater Fire Department for a plaque for the car show. Board approved.

MOTION to issue a refund to Carrie Sabourin in the amount of \$17.31 for penalties paid for June 2004 village property taxes made by Trustee Murphy, seconded by Trustee Riccardi.

Motion carried 3-0

Stillwater Village Court requesting the use of the Village Board Room for Wednesday September 22, at 1:00 p.m. Board approved.

BUILDING CODE OFFICER - Ken Patenaude

Complaint received, Hudson Avenue, neighbor-burning garbage.

Resident 211 Hudson Avenue is doing rehab work, complaint received no building permit, one has been issued.

Caviana will be removing doublewide mobile home and installing a new modular. Removal would be scheduled for week of October 10th with new modular to be installed December or January.

Tom Mellon advised he has completed three courses to date hopes to finish by December.

FIRE CHIEF - Shane Mahar (Assistant Chief)

It was a quiet month, will be doing the annual house to house fund drive the first week of October. The annual car show is scheduled for Sunday September 26 from 9:00 a.m. to 4:00 p.m. at the Stillwater Central School.

A Fire Department Employee was injured Friday, September 17 while on a rescue call. He was treated for his injury and the County has been notified.

The Department received a trophy at the Elsmere Convention for the farthest distance.

DEPT. OF PUBLIC WORKS - Trustee Hanehan

Trustee Hanehan advised they tried to camera the force main, however there are too many 45-degree angles, will need to pressure test the line. Supt. Rathbun will meet with engineers regarding the sewer force main.

COMMITTEE REPORTS

Trustee Martin Riccardi - Manhole covers that were covered during topping of Lake Street and Palmer Street have been dug out, risers have been purchased, Lake Street riser is installed, however Palmer is not installed yet. 15 street light poles have been installed on Hudson Avenue there are still 5 to be installed. Would like to purchase signs for the poles at the village offices. Trustee Riccardi requested the old flags be removed from Hudson Avenue as soon as possible.

Trustee Michael Hanehan - Unofficially heard that due to the letter written by Bruce Ringrose we can not add any new connections to the sewer plant until we prove we have the capacity to handle more.

ATTORNEY - James Peluso

Mr. Peluso has a utility easement from Judith Wood to the Village, would like the Public Works Supt. review before accepting this easement. Trustee Hanehan stated that it needs to be at least 25 feet, preferably 30 feet.

Mr. Peluso advised that Casale Excavating has agreed to the proposed settlement of \$13,000. to settle the notice of claim.

BE IT RESOLVED that the Village Board approves the settlement of the claim filed by Casale Excavating Inc. relating to the Village of Stillwater Lake Street Drainage Improvement Contract in the amount of \$13,000; and authorize the Mayor to execute all necessary settlement documents including a general release.

Resolution moved by Trustee Murphy seconded by Trustee Hanehan.

Motion carried 3-0

Trustee John Murphy - Trustee Walker sends his regrets.

The Saratoga County Planning Board has approved the Comprehensive Plan that was submitted and Trustee Walker has requested a Public Hearing be scheduled. Attorney Peluso would want to review the Saratoga County Planning Board approval before scheduling a Public Hearing. Trustee Murphy advised the SEQR declaration regarding the Stillwater Landing Project is also ready for a Public Hearing. Discussion was held regarding the Stillwater Landing Project specifically the waste water disposal.

Trustee Murphy stated the Stillwater Landing Project escrow is short \$4,500 and would

require probably another \$4,000 to retain a new engineer to review the project for the Board.

Trustee Murphy has been working on a new personnel manual will review with Supt. and Clerk then send to Attorney for his review.

Trustee Murphy advised he has received complaints regarding noise from all terrain vehicles on the Conley property, Hudson Avenue. Discussion was held regarding this situation, there are no current laws to prohibit this type of land use.

The Joint Water Committee meets monthly, Chazen Water Study completed, the Village needs to get a SPDES permit filed as well as paperwork for the last 3 wells that have been drilled. It seems to be beneficial having one engineer for both Town & Village water departments.

Trustee Murphy advised the public that there is a major water break on Hudson Avenue, the Department of Public Works, assisted by the Town Highway Department, is working to repair the break now.

MOTION to open the floor to the public and press made by Trustee Riccardi, seconded by Trustee Hanehan.

Motion carried 3-0

Frank Russell III questioned the status of his application to construct an eight-unit apartment complex. He was advised he needs to complete a SEQR determination and the Board needs to discuss the sewer situation with the new Superintendent.

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

Motion carried 3-0

NEW BUSINESS

Court Fines – proposed new legislation would reduce the amount Villages and Towns receive from local court fines significantly, however a \$10.00 local surcharge could be introduced by enacting a local law. Mayor feels Board should consider this option to help with the loss of revenue.

Unsafe Building Law – Mayor provided a copy of the Town's proposed unsafe building law would like the board to consider similar legislation.

Trustee Murphy advised that the water break has been isolated, a boil water advisory has been issued for the Village, Town water district #1 and Hillside. The boil water advisory will be lifted after testing proves no problems exist.

October 4, 2004 the Village Dept. of Public Works will return to 5 8-hour days per week.

Mayor Martin advised that he had a conversation with Thomas Kinisky, former Trustee, he would like to see the Beautification Committee started up again. He would be willing to serve on the committee. It was decided that the Mayor would contact Mr. Kinisky ask him to contact other members of the committee to see if they are interested in starting it up again.

OLD BUSINESS

Mayor Martin gave a brief update on the community-wide comprehensive plan; the next meeting is to be held at the school on October 13th.

Discussion was held regarding a possible moratorium on new building in the Village of Stillwater. It would be necessary to hold a public hearing on this.

MOTION to approve the Treasurer Report as presented made by Trustee Hanehan, seconded by Trustee Murphy.

Motion carried 3-0

MOTION to approve the minutes for August 17th regular meeting and September 7th special meeting made by Trustee Riccardi, seconded by Trustee Murphy.

Motion carried 3-0

MOTION to approve the audited claims: A \$26,768.48
 F \$16,138.27
 G \$ 7,032.60
 H \$ 4,673.38

made by Trustee Riccardi, seconded by Trustee Hanehan.
Motion carried 3-0

MOTION to adjourn to executive session at 8:50 p.m. to discuss a personnel matter
made by Trustee Hanehan, seconded by Trustee Riccardi.
Motion carried 3-0

MOTION to adjourn made by Trustee Hanehan, seconded by Trustee Riccardi.
Motion carried 3-0

Meeting adjourned at 9:00 P.M.

Respectfully submitted,

Margo L. Partak
Clerk-Treasurer