

REGULAR MEETING -BOARD OF TRUSTEES-NOVEMBER 15, 2011-7:00 P.M.

PRESENT: ERNEST W. MARTIN, MAYOR; TRUSTEES - ELLEN VOMACKA, JOHN BASILE, JUDY WOOD-SHAW, KEITH COLLINS

ALSO PRESENT: ATTORNEY JAMES PELUSO, SUPT. OF PUBLIC WORKS JOHN SCOTT ABSENT: BUILDING CODE OFFICER LYNN GOMAN, FIRE CHIEF TONY CONTI

Mayor Martin called the meeting to order at 7:05 P.M. and led the pledge to the flag.

CORRESPONDENCE

A memorial service will be held at the Elks on 12/4/2011 at 2pm

SACC Festival of Trees will take place 12/19/2011 through 12/23/2011

Washington County Development will hold planning & zoning training on 12/5/2011; Trustees should notify the Clerk if they wish to attend.

FIRE CHIEF – Tony Conti – absent, no report submitted

SUPT. OF PUBLIC WORKS – John Scott - reviewed his written report (copy on file) The chlorine analyzer at the WTP is out of service, a replacement will cost \$7,500, Supt. Scott is working on getting a quote for a rental. Trustee Basile will speak to Eric Johnson about using one of the new ones on a temporary basis as extras will be purchased through the SCWA Project as spare parts.

BUILDING CODE OFFICER – Lynn Goman – absent – Mayor Martin read the BCO's written report (copy on file)

COMMITTEE REPORTS

Trustee John Basile – the SCWA line should be connected by the end of this week, pipe, equipment, and meter pits are installed. Electrical work is in progress, buildings and generators are in place and testing has begun. The schedule is tight but remains doable.

On November 11, Delaware Engineering responded to DEC questions, South Colonial was done by 10/31/11 as required including the trailer parks although the parks still need to be inspected. Our contract with Castle Cliff will be discussed in executive session.

Trustee Keith Collins – thanked everyone involved with the recent water break and commented the communication was much better this time. The Supt. has a list of meters to be replaced and indicated the cost to purchase one dozen would be \$3,500.

Trustee Ellen Vomacka – meeting with NYS DOT was more productive, they will re-engineer the sidewalk project at no cost to the Village, hopefully ready to go out to bid in April. A portion of the sidewalks will be curbed to satisfy DEC, the remainder will be at grade. The website is not live yet and Trustee Vomacka is waiting for bio's from the Board and pictures which will be taken by Terry Simmons.

Trustee Judy Wood-Shaw – attended a table top exercise as well as the monthly Emergency Preparedness meeting at Arvin Hart; Mr. Rinaldi is revising the Comprehensive Emergency Plan for the Town and Village.

ATTORNEY - James Peluso – will discuss the DEC Consent Order during executive session

CLERK-TREASURER – Patti Ryan – Village tax relevies were delivered to Saratoga County in the amount of \$38,372, in 2010 relevies were 27,372. November 4 was the last day to pay w/s bills without penalty; 160 bills totaling \$52,869 were unpaid. In 2010, 157 were unpaid and totaled \$54,124.

MOTION authorizing the Clerk to transfer:

\$155.00 from A.1210.400 Mayor Contractual to A.1010.400 Board Contractual

\$5,220.96 from F.8340.420 Professional Services to F.8320.420 Source Professional Svc

\$124.98 from G.8120.401 Sanitary Sewer Supply to G.8130.412 Sewer T & D Chemicals

Made by Trustee Basile, seconded by Trustee Collins

Motion carried 4-0

The Clerk expressed concern about several accounts and asked the Supt. and the Board to be very careful about spending.

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

Mr. Hal Cowles explained he and Bill Stanley are the owners of the property known as Stillwater Landings and have been trying to sell it for the last ten years. The following statement was read into the record:

“I want to thank the Mayor and the Village Board members for allowing me the time to address an issue which I feel is very important to all of us. The issue at hand relates to an approved subdivision within the Village, known as Stillwater Landings. The property which constitutes the subdivision was sold to NKT Land Acquisitions by Bill Stanley about 5 years ago.

I now hold the mortgage on that property. The mortgage is in foreclosure. A referee has been appointed by the court to sell the property at public auction. The only issue at this point is whether the property should be sold lot by lot or as one parcel. It is my opinion that the only thing that makes sense in this situation is to auction this property as one entity. It seems obvious that breaking out each parcel for separate auction will destroy the appeal of the property to prospective buyers, and be a significant blow to its value to us and to the village a whole. It is our intention, therefore, to vigorously work to counter the disintegration of this property, and its resulting devaluation. As part of that effort, I have been asked by my attorney to provide supporting testimony from developers familiar with the project and a real estate agents familiar with the property, which I have done.

As the Mayor, members of the board, and members of the Stillwater community, I am asking for you to provide, in either form of either a letter, or a resolution, a statement of your position or your opinion on this matter.”

Mr. Cowles went on to read a letter of support from Jeff Knox with NY Development Group, LLC (copy on file) and advised he had several similar letters in his possession.

Trustee Basile reminded the Board the project was approved as a whole and in his opinion, this board can't entertain anything else. If the lots are sold separately, the project as approved is gone and no permits could be issued. Mr. Peluso requested a copy of the court order along with the exhibits referenced in the October 30 letter and advised we would discuss further during executive session.

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

NEW BUSINESS –

MOTION Supt. Scott be authorized and directed to purchase 12 water meters at a cost not to exceed \$4,975. Made by Trustee Collins, seconded by Trustee Basile
Motion carried 4-0

Discussion was held on issuing RFPs for an approved contractor to handle future water breaks

OLD BUSINESS – none

MOTION to approve the audited claims:

A- \$ 19,385.68
F – \$ 11,821.93
G – \$ 5,343.29
H - \$ 1,075.75

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

MOTION to approve the Treasurer Report made by Trustee Vomacka, seconded by Trustee Basile

Motion carried 4-0

MOTION to approve the minutes of October 18 made by Trustee Vomacka, seconded by Trustee Basile
Motion carried 4-0

MOTION to adjourn to executive session at 8:00pm to discuss litigation, DEC Consent Order, Stillwater Landings Project, and contracts made by Trustee Vomacka, seconded by Trustee Basile
Motion carried 4-0

MOTION to accept draft amendment to Castle Cliff Sewer agreement made by Trustee Basile, seconded by Trustee Vomacka
Motion carried 4-0

**VILLAGE OF STILLWATER
BOARD OF TRUSTEES
RESOLUTION NO. 9 OF 2011**

The Village of Stillwater Board of Trustees understands there is a foreclosure proceeding pending before the Supreme Court, Saratoga County pertaining to the property and residential development project known as Stillwater Landings and that said property, and the approximately 43 separately assessed lots therein, are the subject of a referee sale.

NOW, THEREFORE, BE IT RESOLVED, as follows:

The Board of Trustees hereby resolves that pursuant to the Board’s prior resolutions attached hereto, that the parcels known as the Stillwater Landing subdivision should not be sold as separate lots but should be maintained together as a developable subdivision as approved pursuant to the attached resolutions.

Trustee Basile	Voting: Yes
Trustee Collins	Voting: Yes
Trustee Vomacka	Voting: Yes
Trustee Wood-Shaw	Voting: Yes
Mayor Martin	Voting: Yes

Resolution carried 5-0

MOTION to adjourn at 9:45pm made by Trustee Collins, seconded by Trustee Wood-Shaw
Motion carried 4-0

Respectfully submitted,

Patricia A. Ryan
Clerk-Treasurer