

REGULAR MEETING-BOARD OF TRUSTEES-DECEMBER 20, 2005-7:00 P.M.

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

ALSO PRESENT: ATTORNEY, JAMES PELUSO; BUILDING CODE OFFICER, THOMAS MELLON; FIRE CHIEF, JEFF MAHAR; SUPT. OF PUBLIC WORKS ROBERT GERASIA

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

BUILDING CODE OFFICER – Thomas Mellon

Issued 1 renovation permit; closed 4 permits; did an inspection with the Health Officer.

Mayor thanked Mr. Mellon for his work and wished him well.

Mr. & Mrs. John Basile presented a model of their plans for the former Masonic Temple; he explained they have been living there for one year. Mr. Basile explained their plans and advised they would be presenting detailed plans when they are ready to obtain a building permit for construction. They plan to have an artist studio in the basement and living area in the upstairs.

The Mayor and Board thanked Mr. & Mrs. Basile for keeping them informed of their progress.

FIRE CHIEF – Jeff Mahar

Chief Mahar submitted a copy of the annual report for the Fire Department. (Copy on file)

Chief Mahar presented the following 2006 Officers Elect for Board Approval:

Chief – Shane Mahar

1st Assistant Chief - Jeff Mahar

2nd Assistant Chief – Tony Conti

Captains – Paul O’Kosky II & Kevin Mehan

Lieutenants – Drew Walts & Matt Mehan

President – Tracey Cancilla

Vice President – Raylene Dunn

Secretary – Amy VanArnum

Treasurer – Bill Mehan

Trustees – Marc Scelsi & Joe Fitzpatrick

Steward – Chris Cancilla

Have a new member for Board approval also

New imaging camera has arrived, have begun training.

Chief Elect, Shane Mahar spoke regarding grant applications, have had success on local level need assistance on Federal level. We will be contracting this grant application out to Amanda Walsh to hopefully receive a grant for a new fire truck.

MOTION to approve the 2006 Officers Elect with the exception of Joe Fitzpatrick for Trustee made by Trustee Murphy, seconded by Trustee Hanehan.

Discussion: Trustee Murphy explained his reason for withholding approval of Joe Fitzpatrick.

Motion carried 4-0

Mayor advised the membership would need to vote a new trustee for 2006.

MOTION to approve Jessica Brown as a new member for Newland-Wood Fire Department made by Trustee Hanehan, seconded by Trustee Murphy.

Motion carried 4-0

Chief Elect Mahar thanked the Mayor and the Board for all of their support.

The Mayor and Board thanked Chief Jeff Mahar for his many years of dedicated service to the Village.

SUPT. OF PUBLIC WORKS – Robert Gerasia

Supt. Gerasia provided a report of activities for the month.

Force main work has begun the valves have been installed on North Hudson Avenue; next step is to install the pipe through the playground.

There is some equipment at the sewer plant that needs to be replaced, 2 new pumps would cost \$2,800 each and it would cost \$2,000 per pump to repair the old ones.

MOTION to authorize the purchase of 2 new HOMA pumps for the sewer plant at a cost of \$2,870.00 each made by Trustee Walker, seconded by Trustee Riccardi.

Motion carried 4-0

COMMITTEE REPORTS

Trustee Martin Riccardi – have been following progress of force main work, Supt. did a good job connecting the valves. He thanked the Clerk & Supt. for the decorations for the light poles.

Trustee John Murphy – Have received several calls from an Attorney regarding the Stanley property. It appears there may be a new developer; he suggested they attend the January meeting with some type of concept for the property.

Shane Mahar has shared some information regarding Amanda Walsh as a grant writer. Trustee Murphy is considering retaining her services for our next attempt. He also has offered \$500.00 to the Fire Dept. to help defray their cost for the application they are submitting to FEMA.

Trustee Michael Hanehan – Complimented the Superintendent and Department of Public Works for doing a fine job.

Trustee Raymond Walker – Cable Franchise Committee meetings have been cancelled 3 times will be asking for an extension.

ATTORNEY – James Peluso

**BOND ANTICIPATION NOTE RESOLUTION
VILLAGE OF STILLWATER
COUNTY OF SARATOGA
STATE OF NEW YORK**

WHEREAS, this Board has on December 20, 2005 adopted a Resolution authorizing this issuance and sale of bonds in the amount of One Hundred and Thirty Thousand (\$130,000) Dollars for the purpose of financing the purchase of a dump truck chassis and body, said bonds having not as yet been sold.

NOW THEREFORE, IT IS RESOLVED THAT:

1. The specific object or purpose for which the obligations to be issued pursuant to the resolution is to finance the above-stated purpose.
2. The bond resolution authorizing the bonds in anticipation of the sale of which this note hereby authorized is to be issued is a serial bond resolution of this Board adopted this day to provide funds for the above specific object or purpose.
3. The amount of bond to be issued for such specific object or purpose is the sum of One Hundred and Thirty Thousand (\$130,000) dollars, and such bonds are to be serial bonds.
4. The amount of bond anticipation note hereby authorized is One Hundred and Thirty Thousand (\$130,000) Dollars, and that none of said bonds have been sold and no other bond anticipation note has been issued in anticipation of the sale thereof and the note hereby authorized is not a renewal note.

5. There is hereby authorized to be issued a bond anticipation note in the amount of One Hundred and Thirty Thousand (\$130,000) Dollars, maturing December 21, 2006, and it shall be executed in the name of this Village by its Mayor, its corporate seal shall be affixed thereto and it shall be attested by the clerk and shall bear interest at the rate of 3.70% per annum payable at maturity; and said note shall be sold to Ballston Spa National Bank upon receipt of the face amount thereof.
6. The note hereby authorized is hereby designated a "qualified tax exempt obligation" pursuant to Section 265 (b)(3)(B) of the Internal Revenue Code of 1986, as amended (the "Code"). The Village reasonably anticipates and hereby agrees that it will not issue tax-exempt obligations in excess of \$10 million during the calendar year 2005. The Village further certifies that the sum of the principal amount of this note and the principal amount of any other tax-exempt obligations heretofore issued by the Village during 2005 for the purpose of Section 265 (b)(3)(C) of the Code does not exceed \$10 million.
7. Appropriate documents shall be executed to prevent application of the arbitrage provisions of the Internal Revenue Code to said note, and the note shall contain provisions required by Ballston Spa National Bank to assure continued exemption of the interest on the note from Federal and State income taxes, and in particular, said Village does hereby agree to comply with the requirements for continued tax-exemption of such interest as are set forth in the Code.
8. In the event that for any reason, other than through fault of Ballston Spa National Bank, this interest on said note becomes taxable, then upon request of Ballston Spa National Bank, said Village shall redeem said Note.
9. Said note is not issued in anticipation of bonds for an assessable improvement, or any other purpose specified by Section 36.00(a) of the Local Finance Law.
10. This resolution shall take effect immediately.

RESOLUTION moved by Trustee Hanehan, seconded by Trustee Riccardi.
Motion carried 4-0

Mayor questioned if contract with Arvin Hart Fire District has been signed. Attorney advised it has not. After a discussion it was decided to contact their Attorney and invite them to our next meeting.

MOTION to open the floor to the public and press was made by Trustee Murphy, seconded by Trustee Walker.
Motion carried 4-0

Jon Mueller, 117 Colonial Road spoke regarding land he currently owns in the Village of Stillwater. He has some issues that he would like the Village Board to be aware of with regard to problems he is having with the Town of Stillwater.

1. Stratton Lane has been expanded; this is a user road and should not be expanded.
2. A branch was cut where there was a posted sign, the sign was knocked down, and a culvert pipe was installed. Never received a letter or an apology for destruction to property.
3. Contacted by Camelot Builders for permission to cleanup some sediment. Upon investigation found that there is considerable sediment, there is an engineering problem with the culvert pipe.
4. Have been to the Town to request help in resolving the problem. I am now asking for help from the Village to get some type of resolution, if someone dumped a truck load of soil in someone's yard it would not be tolerated and it should not be allowed just because it is vacant land.
5. Have had some information regarding paving of Stratton Lane, as stated this is a user road and should not be enlarged in this manner.

Mr. Mueller further explained his situation and the steps he has taken to try to alleviate the problem.

Mayor Martin stated he would meet with Supervisor Connors to discuss this matter, he will find out the Town's plans for Stratton Lane.

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

Motion carried 4-0

OLD BUSINESS

Joe Zecca contacted Trustee Murphy, he questioned the status of his situation. Trustee Murphy explained he has the paperwork and will forward it to the Attorney for his input. A short discussion was held to refresh the Board on the situation.

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

Motion carried 4-0

MOTION to approve the minutes from November 15 & 30, 2005 made by Trustee Riccardi, seconded by Trustee Walker.

Motion carried 4-0

MOTION to approve the audited claims:

A - \$22,532.16

F - \$11,278.12

G - \$ 8,948.95

H - \$43,591.89

made by Trustee Murphy, seconded by Trustee Hanehan.

Motion carried 4-0

MOTION to adjourn to executive session at 8:05P.M. made by Trustee Hanehan, seconded by Trustee Murphy.

Motion carried 4-0

MOTION to appoint Lynn Goman as Building Code Officer PT effective January 1, 2006 made by Trustee Walker, seconded by Trustee Murphy.

Roll call vote:

Trustee Murphy – yes

Trustee Walker – yes

Trustee Riccardi – yes

Trustee Hanehan – abstain

Motion carried 3-0 (1 abstain)

MOTION to appoint Ralph Peluso as acting Village Justice effective January 1, 2006 made by Trustee Murphy, seconded by Trustee Riccardi.

Motion carried 4-0

MOTION to adjourn made by Trustee Hanehan, seconded by Trustee Murphy.

Motion carried 4-0

Meeting adjourned at 8:30 P.M.

Respectfully submitted,

Margo L. Partak
Clerk