

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

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

ALSO PRESENT: ATTORNEY, JAMES PELUSO; BUILDING CODE, TOM MELLON; FIRE CHIEF, JEFF MAHAR; SUPT OF PUBLIC WORKS, RANDY RATHBUN

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

Mayor Martin spoke to the Board about the many telephone calls he has had regarding the new streetlights along Hudson Avenue. Everyone is very pleased with the way they look. The Mayor thanked the DPW and Trustee Riccardi for all of the work they did to make this happen.

Mayor Martin asked to have the minutes record that he and the Village Board wish all residents of the Village a very Merry Christmas and a safe and Happy New Year.

CORRESPONDENCE

Clerk read a letter from Chelsea Morby; she will be a Student Ambassador to China this year. She is requesting help with funding this opportunity. Mayor stated as government unit we could not contribute, but members of the Board could individually donate to help with her funding.

Clerk read notification from the NYS Comptroller regarding repeal of the distribution for court fines and fees, returning it back to the original method.

Mayor Martin read a letter from NYSEFC regarding Clean Water funding. Discussion was held regarding this process, Trustee Hanehan feels we would not be entitled to funding so he would not want the Board to authorized BAN's in anticipation of this funding.

BUILDING CODE OFFICER – Thomas Mellon

Mr. Mellon advised he has completed all of the required courses, he will be taking over January 1, 2005.

FIRE CHIEF – Jeff Mahar

Annual Report presented to the Board; Chief Mahar requested a motion approving the new Officers for 2005.

MOTION approving the 2005 Newland-Wood Officers elect: President, Tracey Cancilla; Vice President, Leonard Ashley; Secretary, Amy VanArnum; Treasurer, Bill Mehan; Trustees, Tom Caivana, Marc Scelsi, Joe Fitzpatrick, Jack Bushell; Steward, Chris Cancilla; Chief, Jeff Mahar; 1st assistant Chief, Shane Mahar; 2nd assistant Chief, Jeri Mehan, Captain, Paul O’Kosky II, Chris Cancilla; Lieutenant, Tony Conti, Kevin Mehan; Safety Officers, Tom Caivana, Tracey Cancilla

Made by Trustee Walker, seconded by Trustee Murphy.

Motion carried 3-0

Chief Mahar advised the new truck has arrived, he invited the Board to see the new vehicle after the Board meeting. The Board was advised that the Grumman Van would be advertised for sale some time in February after all of the equipment can be transferred to the new vehicle.

Trustee Walker requested someone for the Department contact GE with information on the convention.

COMMITTEE REPORTS

Trustee Raymond Walker – The Joint Comprehensive Plan Steering Committee has requested residents go to the Website to answer the questions that are posted with regard to likes and dislikes about living in Stillwater.

Discussion was held regarding some answers that have already been posted.

Trustee Martin Riccardi – Trustee Riccardi advised that the streetlight project is closed for this year, they will complete the stamping project in the spring. There seems to be plenty of light from the new lights, will have NYSEG disconnect the overhead lights. He stated that many people have commented that they would like to see the lights extended along the remainder of Hudson Avenue. He would like to see if there might be more grant money to extend the lights.

Trustee John Murphy – Trustee Murphy advised that Supt. Rathbun has been in contact with Kestner Engineers, they submitted a proposal for preparing the necessary information for ENCON with regard to the wastewater treatment plant. Their proposal for a six-month project would be an estimated cost of \$20,000-\$30,000. Spoke to Ken Rontondo, he agreed to meet with his investors to see if they would still have interest in pursuing this project. Spoke to Jim Quinn, he has a new plan for the Stanley property that he would like to review with the village in the next few weeks. Chazen has completed a draft of the hydraulic water study; Supt. has provided feedback to them with regard to updates that have been made. Had a call from a representative of Camelot for 12 water connections. Village is making application for the extension so we would need to complete the application. We received a reminder notice from DOH regarding sampling that would need to be done before December 31st. They also provided a list of required sampling for 2005. Preliminary testing that we have been doing regarding well water influenced by ground water shows that village water is not under the influence of the river.

ATTORNEY – James Peluso

The proposed “Unsafe Building Law” was discussed, it was decided to repeal all prior laws with regard to unsafe buildings and the add the NYS Uniform Fire Prevention & Building Code to section 14.

A public hearing was scheduled for January 18, 2005 at 7:00 p.m.

Trustee Murphy advised that the ad-hoc committee is recommending increasing the fee for a water connection to \$1,500 per unit. If you wanted to build an apartment complex you would be billed per apartment, each apartment being a unit (i.e. 10-units \$15,000 or 50 homes \$75,000)

SUPT. OF PUBLIC WORKS – Randy Rathbun

Supt. apologized for being late, he explained that there were 2 fires today, when they returned to the firehouse, they opened a hydrant and filled the trucks. After much investigation looking for a water break in the Town or Village this was discovered. Supt. will sit down with the Fire Chief of Arvin Hart after the Holidays to prevent this type of situation again. The water will be discolored for a couple of days. Trustee Murphy will invite the Fire Chiefs to the March meeting on water.

TONKA representative was here testing the filters and settling tank. They believe the media in all 6 filters needs to be replaced. They also believe the settling tank baffles seem to be interfering with the process. Will probably remove baffles and have an engineer design a proper baffle system for our plant.

Jim Dwyer has been working with Department; it has been suggested that our cleaning process is outdated. The new process would cost \$15,000 per well, they guarantee the can bring the well back to its original yield. After the aqua-

guard is installed they would return each year and clean the well for about \$1,000 each well. Supt. explained the current process.

Discussion was held regarding the various issues at the water plant. The SPDES permit has been reviewed by ENCON; we need a consulting Engineer to design a filter system for the water effluent. Board would like an RFP for this work.

Supt. would like to do some leak detection work throughout the village. The cost is \$1,000 per day; it would take approximately two days.

Supt. advised that Clinton Court need significant work, the sewer pump stations needs considerable work, the main pump failed we are currently using a rental pump. Still doing work to redo the entire station in the spring.

Sewer school begins in February, would like to send Bob Gerasia. The Board decided the cost of \$495.00 is to be paid by village.

Supt. advised the new DPW truck has arrived.

Streets – curb has been cut at the United Church parking lot, the situation was caused by milling and paving Palmer. They have requested a no parking zone be created from the beginning of their lot to the corner of Palmer & School Streets. Would like to have this included in any changes to the street ordinance.

The new signs for the Village Buildings are ready; they will hang them soon.

Attorney Peluso stated Mr. Carpenter would like to convey the pump station to the village would like Supt. to review specifics before we accept the transfer.

CLERK-TREASURER

BOND ANTICIPATION NOTE RESOLUTION

**ADOPTED BY THE
BOARD OF TRUSTEES OF
THE VILLAGE OF STILLWATER
COUNTY OF SARATOGA
STATE OF NEW YORK**

WHEREAS, this Board has on December 21, 2004, adopted a Resolution authorizing this issuance and sale of bonds in the amount of Ten thousand (\$10,000.00) Dollars for the purpose of purchasing a new 2005 Ford F-250 pickup truck, said bonds having not as yet been sold.

NOW, THEREFORE, IT IS RESOLVED THAT:

1. The specific object or purpose for which the obligation is 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 bonds to be issued for such specific object or purpose is the sum of Ten thousand (\$10,000.00) Dollars, and such bonds are to serial bonds.
4. The amount of bond anticipation note hereby authorized is Ten thousand (\$10,000) 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 Ten thousand (\$10,000) Dollars, maturing December____, 2005 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 3.09% 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 2004. 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 2004 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, the 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.

MOTION to open the floor to the public and press made by Trustee Murphy, seconded by Trustee Walker.
Motion carried 3-0

Jim Champlin stated there is a real problem with people parking on sidewalks, would like to see some enforcement.

MOTION to close the floor to the public and press made by Trustee Walker, seconded by Trustee Murphy.
Motion carried 3-0

NEW BUSINESS

Discussion was held regarding the renaming of Champlain Road, it was decided to invite all of the residents to the next meeting to provide them with

information regarding the change. The new name would be NewlandWood Lane.

OLD BUSINESS

It was decided to hold a public hearing with regard to the unsafe building law at the regular January meeting.

MOTION to approve the Treasurer Report made by Trustee Murphy, seconded by Trustee Walker.

Motion carried 3-0

MOTION to authorize the Supt. to have one well cleaned using the new process at a cost not to exceed \$15,000 made by Trustee Murphy, seconded by Trustee Walker.

Motion carried 3-0

MOTION to approve the minutes of November 6, Special Meeting and November 16, Regular Meeting made by Trustee Riccardi, seconded by Trustee Murphy.

Motion carried 3-0

MOTION to approve the audited claims:

A	\$17,492.45
CD	\$ 3,857.38
F	\$10,710.10
G	\$ 6,038.35
H	\$22,001.98

Made by Trustee Murphy, seconded by Trustee Walker.

Motion carried 3-0

MOTION to adjourn to executive session at 8:30 P.M. made by Trustee Walker, seconded by Trustee Murphy.

Motion carried 3-0

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

Motion carried 3-0

Meeting adjourned at 8:50 P.M.

Respectfully submitted,

Margo L. Partak
Clerk-Treasurer