

ZOOM MEETING -BOARD OF TRUSTEES- DECEMBER 15, 2020-7:00 P.M.

**PRESENT: MAYOR – JUDY WOOD-SHAW, TRUSTEE DOROTHY DEMARCO, TRUSTEE JUDY WOOD-ZENO, TRUSTEE PATRICK NELSON, TRUSTEE JOHN BASILE
CLERK/TREASURER: SHERISTIN TEDESCO
DEPT. OF PUBLIC WORKS: MATT RIFENBURGH - ABSENT
BUILDING CODE OFFICER: LARRY WOLCOTT - ABSENT
ATTORNEY: JAMES PELUSO
FIRE CHIEF: TONY CONTI
ENGINEER – ED HERNANDEZ**

Public Attendance - 1

The meeting began with The Pledge of Allegiance and a moment of silence.

Chief Conti requested EZ Passes for the Fire Trucks to allow travel for the conventions down state for the next two years.

NOMINATIONS FOR OFFICERS

President- Tracey Pommer
Vice President – Christopher Cancilla
Secretary- Jeri Mehan
Treasurer – Bill Mehan
Steward- Jeri Mehan
Trustee- Matt Mehan, Tom Caivana and Heather Conti

Chief- Tony Conti
1st Asst. Chief- Jeff Mahar
2nd Asst. Chief- Jeri Mehan
Captain- Matt Mehan
Lieutenant- Joe Fitzpatrick Jr.
Safety Officer- Tom Caivana

MOTION to approve the officers as presented made by Trustee Nelson, seconded by Trustee Wood-Zeno
Motion carried 4-0

MOTION to approve Jeff Stewart as an active member of The Newland Wood Fire Dept. made by Trustee Basile, seconded by Trustee Wood-Zeno
Motion carried 4-0

MOTION to approve the purchase of a Fire Dept Chief's vehicle from Round Lake, at a cost of \$10,000, and an ambulance from Arvin Hart Fire Company, at a price not to exceed \$5,500, to be funded from the Fire Dept Village Budget, made by Trustee Wood-Zeno, seconded by Trustee Basile
Motion carried 4-0

The Annual Fire Dept. Car Show will be held Saturday May 1, 2021 at the Stillwater Central School Parking Lot.

CORRESPONDENCE – None

FIRE DEPARTMENT CHIEF: There were 5 alarms in the month of September. Chief Conti stated the back roof on the firehouse was leaking. It was decided the Mayor would contact Kevin Nevins Direct.

FIRE MARSHALL – (Report on file)

DPW – (Report on file)

BCO – (Report on file)

ENGINEERING – (Report on file)

COMMITTEE REPORTS:

Trustee Basile – The LED conversion project will begin in the Spring 2021. The PILOT for the Battery Project is with the SCSD for approval.

Trustee DeMarco – Refurbished the kissing balls to be hung throughout the Village with new wires, ribbons, and bows.

Mayor Judy stated the Village looks beautiful and the tree lighting was a success.

Trustee Nelson – No report, currently.

Trustee Zeno – Reminded everyone that the mandatory sexual harassment training was due by the end of the month.

VILLAGE ATTORNEY – No report, at this time

TREASURER REPORT

Voucher Totals By Account for the month 12/15/2020

“A” General Fund	\$ 16,513.49
“F” Water Fund	\$ 1,521.71
“G” Sewer Fund	<u>\$ 11,204.83</u>
TOTAL	\$ 29,240.03

Treasurer’s Report – copy provided to all board members

Up to date Revenue and Expense Control Reports have been provided to all board members.

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

Alexandra Scarchelli stated she enjoyed the fire truck parade last week.

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

NEW BUSINESS

MOTION to approve the 2021 Reorganizational Resolutions made by Trustee Nelson, seconded by Trustee Wood-Zeno
Motion carried 4-0

REORGANIZATIONAL RESOLUTIONS 2021

BE IT RESOLVED that Judy Wood-Zeno be appointed as Deputy Mayor for the calendar year 2021.

BE IT RESOLVED that Sheristin Tedesco be reappointed as Village Clerk/Treasurer and Village Registrar and Barbara Ponzillo as Deputy Clerk/Registrar for the calendar year 2021.

BE IT RESOLVED that the DPW Foreman has the authority and responsibilities for the duties of the DPW Superintendent.

BE IT RESOLVED that Wayne Simmons is appointed as Chairman of the Zoning Board of Appeals for the calendar year 2021.

BE IT RESOLVED that Dreyer Boyajian LLP, represented by Mr. James R. Peluso, be retained as the Attorneys for the Village of Stillwater, pursuant to retainer agreement dated December 15, 2020 for the calendar year 2020.

BE IT RESOLVED that the Ballston Spa National Bank be designated as the official depository for all village funds for the calendar year 2021.

BE IT RESOLVED that The Express and The Daily Gazette shall be the official newspapers for the Village of Stillwater for the calendar year 2021.

BE IT RESOLVED that Mayor Judy Wood-Shaw and Clerk/Treasurer Sheristin Tedesco shall be authorized at the bank for signatures for all Village checks and withdrawals and in the absence of the Mayor or Clerk/Treasurer, Trustee Wood-Zeno be authorized to sign.

BE IT RESOLVED that Clerk/Treasurer Sheristin Tedesco shall be the authorized official with regard to online banking for the Village of Stillwater for the calendar year 2021.

BE IT RESOLVED that Clerk/Treasurer Sheristin Tedesco be appointed as records management officer for the calendar year 2021.

BE IT RESOLVED that the Board of Trustees authorizes the Clerk-Treasurer to make payments in advance for utility services, postage, Federal Express & United Parcel fees, health insurance, reimbursements with all bills presented at the next regularly scheduled board meeting for audit.

BE IT RESOLVED that the Board of Trustees does authorize reimbursement to employees and officers of the Village who use their own personal vehicle while performing their official duties on behalf of the Village of Stillwater at the current Federal milage rate.

BE IT RESOLVED that the Village of Stillwater Board hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees Retirement System based on the time keeping system records or the record of activities maintained and submitted by these officials to the clerk of this body: Mayor and Trustee positions - 6 days per month, DPW Foreman Matt Rifenburg - 8 hours per day, Clerk/Treasurer Sheristin Tedesco – 8 hours per day, Deputy Clerk – 6 hours per day.

BE IT RESOLVED that regular Village of Stillwater Board of Trustees meetings will be held the third Tuesday of each month, as per the schedule below, beginning at 7:00 P.M., with the exception of June, July and August to begin at 6:00 pm, in the Village Board Room. If changes are needed, the press will be notified.

January 19, 2021

February 16, 2021

March 16, 2021

April 20, 2021

May 18, 2021

June 15, 2021 – 6 PM

July 20, 2021 – 6 PM

August 17, 2021 – 6 PM

September 21, 2021

October 19, 2021

November 16, 2021

December 21, 2021

BE IT RESOLVED that the Mayor will have the sole authority for calling special meetings and will notify the public and press at least 72 hours in advance of the meeting if possible, further each Trustee shall be notified via the telephone by the Mayor or the Clerk and a notice of such meeting shall be displayed in the Office of the Village Clerk.

I, Sheristin Tedesco, Village Clerk, do hereby verify that the foregoing is a true copy of the Reorganizational Resolutions adopted by the Board of Trustees of the Village of Stillwater, Saratoga County, New York on December 15, 2020.

MOTION to approve the Bond Resolution for the Lake Street Water Project made by Trustee Basile, seconded by Trustee Wood-Zeno
Motion carried 4-0

Bond Resolution Dated December 15, 2020

A Resolution Authorizing Improvements to the Village of Stillwater Hillside Tank Water Supply Line and Related or Incidental Thereto, and Authorizing the Issuance of Serial Bonds of the Village of Stillwater in an Aggregate Principal Amount Not to Exceed \$1,222,364 Pursuant to the Local Finance Law to Finance Said Purpose and Delegating the power to Issue Bond Anticipation Notes in Anticipation of the Sale of Such Bonds to the Village Treasurer.

BE IT RESOLVED, by the Board of Trustees of the Village of Stillwater, New York (the "Village") (by the favorable vote of not less than Two-Thirds of all the members of the Board) as follows:

Section 1. The specific object or purpose (herein referred to as “purpose”) to be financed pursuant to this Resolution is the construction and installation of improvements to the Village water distribution system, including, but not limited to, replacement and installation of a new water supply line, and the acquisition of equipment, machinery or apparatus. The estimated maximum cost of said purpose is \$1,222,364.

Section 2. The Board of Trustees plans to finance the total cost of said purpose by the issuance of serial bonds of the Village in an amount not to exceed \$1,222,364, hereby authorized to be issued therefore pursuant to the Local Finance Law, through a combination of (i) an approximately \$733,418 New York State Water Infrastructure Improvement Grant (the “WIAA Grant”) which has been awarded the Village to pay a portion of the cost of the Purpose and (ii) debt financing by the issuance of its serial bonds.

Section 3. It is hereby determined that said purpose is an object or purpose described in subdivision 1. of paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is 40 years.

Section 4. It is hereby determined that the proposed maturity of the obligations authorized by this Resolution will be in excess of five years.

Section 5. Current funds are not required to be provided prior to the issuance of the bonds authorized by this Resolution or any notes issued in anticipation of such bonds by virtue of paragraph 9 of subsection d. of Section 107.00 of the Local Finance Law, with respect to all objects and purposes authorized to be financed hereby.

Section 6. The faith and credit of said Village are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Village a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 7. Subject to the terms and contents of this Resolution and the Local Finance Law, and pursuant to the provisions of Sections 30.00, 50.00, and 56.00, of said Law, the power to authorize bond anticipation notes in anticipation of the issuance of the serial bonds authorized by this Resolution and the renewals of said notes and the power to prescribe the terms, form and content, and the manner of execution of the same, of said serial bonds, and said bond anticipation notes, including the consolidation with other issues, and also the availability to issue bonds with substantially level or declining annual debt service, and the power to sell and deliver said serial bonds and any bond anticipation notes issued in anticipation of the issuance of such bonds, is hereby delegated to the Village Treasurer, the Chief Fiscal Officer of the Village.

Such bonds and bond anticipation notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Village Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 8. The Village Treasurer is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this Resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the “Code”) and to designate the bonds authorized by this Resolution, and any notes issued in anticipation thereof, as “qualified tax-exempt obligations” in accordance with Section 265(b)(3) of the Code.

Section 9. Pending the sale of bonds herein authorized, the temporary use of funds from the Village’s general fund, pursuant to the provisions of Section 165.10 of the New York Local Finance Law, is hereby authorized. The Village reasonably expects to reimburse itself from the proceeds of bonds or notes herein authorized for expenditures made for the purpose to be financed by this Resolution prior to the issuance of such bonds or notes, and this Resolution is intended to constitute a declaration of “official intent” to reimburse for the purposes of U.S. Treasury § 1.150-2.

Section 10. The Village has determined that the purpose described in Section 1 of this Resolution is a Type II action (under 6 NYCRR 617.5(c)(2)&(5)) which will not have a significant effect on the environment and, therefore, no other determination or procedures under the State Environmental Quality Review Act (“SEQR”) is required.

Section 11. The validity of said serial bonds or of any bond anticipation notes issued in anticipation of the sale of said serial bonds may be contested only if:

- (1) Such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or
- (2) The provisions of law which should be complied with at the date of the publication of this resolution , or a summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or
- (3) Such obligations are authorized in violation of the provisions of the Constitution of New York.

Section 12. The Village Clerk is hereby authorized and directed to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of the Local Finance law, in a newspaper having a general circulation in said Village and hereby

designated as the official newspaper of said Village for such publication, after the period of time shall have elapsed for the submission and filing of a petition for a permissive referendum and a valid petition shall not have been submitted and filed.

Section 13. The firm Barclay Damon LLP is hereby appointed Bond Counsel of the Village in connection with the bonds and notes herein authorized.

Section 14. Except as provided in the following sentence, this Resolution is adopted subject to a permissive referendum pursuant to Section 36.00 of the Local Finance Law and Article 9 of the Village Law, and the Village Clerk is hereby authorized and directed within ten (10) days after the adoption of this Resolution, to post and publish a notice which sets forth the date of the Resolution's adoption and contains an abstract of this Resolution concisely stating its purpose and effect and indicating that this Resolution is subject to a permissive referendum.

The adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

Voting:	Yes	No	Abstain	Absent
Trustee Basile	<u> X </u>	_____	_____	_____
Trustee DeMarco	<u> X </u>	_____	_____	_____
Trustee Nelson	<u> X </u>	_____	_____	_____
Trustee Wood-Zeno	<u> X </u>	_____	_____	_____

I, Sheristin Tedesco, Village Clerk, do hereby verify that the foregoing is a true copy of a Resolution adopted by the Board of Trustees of the Village of Stillwater, Saratoga County, New York on December 15, 2020.

MOTION to approve the audit claims for the month made by Trustee Basile, seconded by Trustee Wood-Zeno
Motion carried 4-0

MOTION to approve the Treasurer's report made by Trustee Basile, seconded by Trustee Nelson
Motion carried 4-0

MOTION to approve the minutes from Regular Meeting dated 10/20/2020 made by Trustee Nelson, seconded by Trustee Basile
Motion carried 4-0

MOTION to adjourn to executive session for legal consult regarding contract negotiations made by Trustee Nelson, seconded by Trustee Zeno
Motion carried 4-0

MOTION to exit executive session for legal consult regarding contract negotiations made by Trustee Basile, seconded by Trustee Nelson
Motion carried 4-0

No action was taken in Executive Session

MOTION to adjourn made by Trustee Nelson, seconded by Trustee Basile
Motion carried 4-0

Meeting adjourned 8:08 PM

Respectfully submitted,

Sheristin Tedesco
Clerk/Treasurer