

**REGULAR MEETING -BOARD OF TRUSTEES- SEPTEMBER 21, 2021-7:00 P.M. – TOWN HALL**

**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**  
**BUILDING CODE OFFICER: LARRY WOLCOTT - Absent**  
**ATTORNEY: JAMES PELUSO**  
**FIRE CHIEF: TONY CONTI - Absent**  
**ENGINEER : ED HERNANDEZ – Absent**

Public Attendance - 1

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

**CORRESPONDENCE – None**

**FIRE DEPARTMENT CHIEF:** There were 6 alarms and 3 training events in the month of August.

**MOTION** to accept Jack Murray as an active member of the Newland Wood Fire Dept, made by Trustee Basile, seconded by Trustee Zeno  
Motion carried 4-0

**FIRE MARSHALL – (Absent)**

**DPW – (Report on file)** Presented pricing from Twin Bridges to switch our monthly dumpster service. It was agreed by the Village Board to switch to Twin Bridges from County Waste.

**BCO – (Report on file)**

**ENGINEERING – (Report on file)** Update on the Water Line Project included in the report for the Village Board.

**COMMITTEE REPORTS:**

Trustee Basile – Water Project update. The ten-inch line has been put into service and the contractor is now making the individual connections. There are 16 complete and a total of 41 to do. The project is progressing nicely and is expected to come in under budget, so the engineer may plan to pave Lake Street in full. The first quote to pave Lake Street is \$53,000.

**MOTION** to delay scheduled audit until 2022, made by Trustee Zeno, seconded by Trustee Basile  
Motion carried 4-0

Trustee DeMarco – Banner project is up to 74 banners ordered! There are new holiday decorations being ordered for the Village. New kissing balls, garland and lights.

Trustee Nelson – Continuing to work on the Electric Vehicle station proposal. A new proposed site was discussed at Cannon Park. We are currently waiting on proposals for DC and AC install options, with the largest difference being the size of the charging station.

Trustee Zeno – During the Experience Stillwater committee meeting Jeff Miller stated he had a friend that does drone videos, set to music, and suggested the Village might want to purchase one.

**MOTION** to authorize a drone video of the Village of Stillwater, set to music, for the website at a cost not to exceed \$400.00 mace by Trustee Zeno, seconded by Trustee DeMarco  
Motion carried 4-0

**VILLAGE ATTORNEY – No report, at this time**

**TREASURER REPORT**

**Voucher Totals By Account for 9/17/2021**

“A” General Fund	\$137,679.70
“F” Water Fund	\$ 1,216.70
“G” Sewer Fund	<u>\$ 9,856.60</u>
TOTAL	\$148,753.00

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 waive 14,000 gallons from the sewer portion only of the Fall 2021 water bill for Andrea & Paul Aubin, 5 Franklin Court, Account #540005 per their email request dated 9/07/2021 for filling of a pool made by Trustee Basile, seconded by Trustee Nelson  
Motion carried 4-0

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

Ernest Martin, former Village of Stillwater Mayor, Congratulated the Village Board on the new water tank and water line project. Former Mayor Martin stated he would like to Village Board to be involved with the Town on the new PILOT agreement with Global Foundries and the new expansion. Former Mayor Martin stated the Village has been left out, and he fought from the beginning to try to get the Village 10% of the monies. Now is the time for the Village to get involved and advised to not lose this opportunity.

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

## **NEW BUSINESS**

The Fall Festival will be 10/30/2021 from 12 – 4 pm. The Village will participate with games and candy at Village Hall. The Fire Dept. will host the annual haunted house and is requesting a donation for the food pantry for admittance to the haunted house.

The Consolidated Health District will be dissolved by order of the DOH and Saratoga County will take over the duties. There is a \$34,000 fund balance. The options are being discussed for a scholarship or possible grant opportunities.

The 9/11 ceremony was very successful at Blockhouse Park.

10/12/21 is the next Emergency Mgmt Mtg at 7:00 pm

Mayor Judy is working with local representatives to try to get the new Flex bus from Mechanicville to service Stillwater.

## **RESOLUTION**

### **VILLAGE BOARD OF TRUSTEES VILLAGE OF STILLWATER September 21, 2021**

#### **Decision Extending Special Use Permit for Stillwater Energy Storage, LLC at 982 Hudson Avenue**

Motion By: Trustee Basile  
Seconded By: Trustee Zeno

**WHEREAS**, by Resolution dated September 18, 2018, the Board of Trustees of the Village of Stillwater approved an application for a Special Use Permit by Stillwater Energy Storage, LLC to install and operate a lithium-ion powered battery energy storage system (BESS) at 982 Hudson Avenue (Tax Map # 244-1-8); and extended by The Village Board of Trustees by Resolutions dated September 17, 2019 and September 15, 2020; and

**WHEREAS**, pursuant to the Village of Stillwater's zoning laws, including Local Law No. 3 of 2007 as amended (Village of Stillwater Zoning Code) and Local Law No. 2 of 2017 as amended (Village of Stillwater Form-Based Code), the special use permit shall expire if construction has not commenced within one year or been completed within two years or the special use ceases for more than 12 months; and

**WHEREAS**, the Stillwater Energy Storage, LLC seeks to extend the Special Use Permit; and

**WHEREAS**, the Board of Trustees has reviewed the original application and subsequent materials submitted by Stillwater Energy Storage, LLC in support of their request for an extension of said permit; and

**WHEREAS**, permit extensions may be granted at the discretion of the Village Board pursuant to the applicable local laws; NOW,

**THEREFORE, BE IT KNOWN AND RESOLVED THAT** pursuant to Village of Stillwater Local Law No. 4 of 1994 (Land Development), Article VI of Local Law No. 3 of 2007 (Zoning Law) and Article VI of Local Law No. 2 of 2018 (Form-Based Code), the Village Board of Trustees hereby approves an extension of the September 18, 2018 Special Use Permit subject to the following conditions: 1. Approval is conditioned upon the applicant obtaining any federal, state, local or other permits/approvals as may be necessary, including but not limited to the requested use variance for a fence from the Zoning Board of Appeals; 2. This special use permit shall expire if project construction has not been commenced within one (1) year and has not been completed within two (2) years of the date of this resolution approving the extension of the special use permit. 3. This special use permit shall expire if the special use shall have ceased for more than twelve (12) consecutive months for any reason. 4. This special use permit shall expire on a date to be determined ten years after the battery is declared in service (unless it should expire sooner by reason of conditions 2 or 3 above). Extensions may be granted at the discretion of the Village Board of Trustees. 5. Approval is conditioned on the battery project not exceeding 10 dBs above the baseline ambient sound. Prior to placing the battery project into service, an ambient baseline sound survey shall be performed including the three nearest points of the adjacent residences. It shall ignore noise emanating from passing vehicles. The parameters of the baseline survey shall be agreed to by the Village Engineer. Upon placing the project into service and after the landscape screening is installed around the fencing, the sound survey shall be repeated. If the sound in decibels is greater than 10 dB above the baseline, additional sound attenuation shall be made by the applicant until the ambient sound increase is equal to or less than the 10 dBs at the three nearest points of the adjacent residences; and 6. Approval is conditioned upon the applicant submitting an amended site plan showing the revised location of the battery project behind the residence at 982 Hudson Avenue, which amended site plan shall be subject to acceptance by the Village Mayor; and 7. Approval is conditioned upon the Village Mayor's acceptance of mutual agreement between Stillwater Energy Storage, LLC and the Village for a Public Benefit Fee and/or a Payment In Lieu of Taxes; and 8. Approval is conditioned upon Stillwater Energy Storage, LLC complying with the October 25, 2018 Use Variance, or any renewal thereof, granted by the Village Zoning Board of Appeals for the proposed fence enclosing the project; and 9. Prior to installation of a second battery module, the Village reserves the right to impose additional conditions.

The members of the Village Board of Trustees present and voting were:

<b>Trustee:</b>	<b>Vote:</b>	<b>YES</b>	<b>NO</b>
Trustee Basile		<u>  X  </u>	<u>      </u>
Trustee DeMarco		<u>  X  </u>	<u>      </u>
Trustee Nelson		<u>  X  </u>	<u>      </u>
Trustee Wood-Zeno		<u>  X  </u>	<u>      </u>
Mayor Wood-Shaw		<u>  X  </u>	<u>      </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 September 21, 2021.

**RESOLUTION**

**VILLAGE BOARD OF TRUSTEES  
VILLAGE OF STILLWATER  
September 21, 2021**

**Hudson River Valley National Heritage Area Grant Program**

**Motion by:** Trustee Zeno  
**Seconded by:** Trustee Basile

**WHEREAS**, the Village of Stillwater is applying to the Hudson River Valley National Heritage Area for a grant under the Hudson River Valley National Heritage Area Grant Program for a project entitled Stillwater Heritage Guide to be located in the Village of Stillwater,

**NOW THEREFORE, BE IT RESOLVED AS FOLLOWS:** The governing board of the Village of Stillwater hereby does approve and endorse the application for a grant under the Hudson River Valley National Heritage Area Grant Program, for a project known as Stillwater Heritage Guide and located within this community.

<b>VOTE:</b>	<b>YES</b>	<b>NO</b>	<b>ABSENT</b>
Trustee Basile	<u>  X  </u>	<u>      </u>	<u>      </u>
Trustee DeMarco	<u>  X  </u>	<u>      </u>	<u>      </u>
Trustee Nelson	<u>  X  </u>	<u>      </u>	<u>      </u>
Trustee Wood-Zeno	<u>  X  </u>	<u>      </u>	<u>      </u>
Mayor Wood-Shaw	<u>  X  </u>	<u>      </u>	<u>      </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 September 21, 2021

**MOTION** to ratify the purchase of a 2006 Ford Bucket Truck, at a cost not to exceed \$12,576.00, made by Trustee Zeno, seconded by Trustee DeMarco  
Motion carried 4-0

**OLD BUSINESS**

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

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

**MOTION** to approve the minutes from Regular Meeting dated 8/17/21 made by Trustee Zeno, seconded by Trustee DeMarco  
Motion carried 4-0

Trustee Basile informed the Village Board he had another contractor scheduled to review the structural repairs needed at the Newland Wood Fire Dept.

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

Meeting adjourned 8:39 PM

Respectfully submitted,

Sheristin Tedesco  
Clerk/Treasurer