

REGULAR MEETING -BOARD OF TRUSTEES- DECEMBER 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
ENGINEER : ED HERNANDEZ

Public Attendance - 8

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

CORRESPONDENCE – None

MOTION to open a public hearing to consider whether the Village Board should adopt proposed Local Law No. 1 of 2021 entitled “Emergency Access Systems Law.” The proposed local law would require that all buildings be equipped with a key box to provide fire and emergency responders with access to the building. One and two-family dwellings would be exempt from the law made by Trustee Nelson, seconded by Trustee Basile
Motion carried 4-0

The Village of Stillwater has recognized the importance of providing the Village's Emergency Services rapid entry into locked buildings. An Emergency Access Systems local law provides for the placement in secured, locked containers of keys to important areas within a structure and information that may be vital and necessary to the health, safety, and welfare of the occupants and responding emergency crews. The delay in gaining entry can result in substantial property damage, delays in providing lifesaving or other medical procedures, and increased danger for emergency services personnel and the building occupants. To assist the emergency service providers in gaining rapid entry, the Village of Stillwater adopts an Emergency Access Systems local law.

MOTION to close the public hearing to consider whether the Village Board should adopt proposed Local Law No. 1 of 2021 entitled “Emergency Access Systems Law.” made by Trustee Basile, seconded by Trustee Nelson
Motion carried 4-0

MOTION to open a public hearing to consider whether the Village Board should adopt Local Law No. 2 of 2021 pursuant to the Marihuana Regulation and Taxation Act (MRTA) and specifically Cannabis Law § 131 for the purpose of opting out of the licensing of on-site cannabis consumption establishments within the Village of Stillwater made by Trustee Nelson, seconded by Trustee Basile
Motion carried 4-0

A local law adopted pursuant to the Marihuana Regulation and Taxation Act and specifically Cannabis Law § 131 opting out of licensing and establishing on-site cannabis consumption establishments within the Village of Stillwater.

MOTION to close a public hearing to consider whether the Village Board should adopt Local Law No. 2 of 2021 pursuant to the Marihuana Regulation and Taxation Act (MRTA) and specifically Cannabis Law § 131 for the purpose of opting out of the licensing of on-site cannabis consumption establishments within the Village of Stillwater made by Trustee Wood-Zeno, seconded by Trustee Nelson
Motion carried 4-0

Special Guests – Amanda Leonard and Steve Coons of Livingston Electric presented six possible options, with pricing, to install electric vehicle stations in the Village of Stillwater. (All on file at the Village Clerk's office for review) The Village Board decided they needed more information and time before making any decisions or signing any contract.

FIRE DEPARTMENT CHIEF: There were 7 alarms and 4 training events in the month of November.

FIRE MARSHALL – (Report on file)

DPW – (Report on file)

BCO – (Report on file)

ENGINEERING – (Report on file)

COMMITTEE REPORTS:

Trustee Basile – Expecting the battery contract to move forward in January with contract signing and then the batteries will be ordered. The firehouse columns must be manufactured to start the project and then the schedule will be put together.

Trustee DeMarco – Still waiting on some holiday decorations, as there have been shipping issues.

Mayor Wood Shaw stated the tree lighting was a success and thanked the Town of Stillwater for the fireworks after the lighting of the memorial trees at Blockhouse Park.

Trustee Nelson – Spoke to Sara Kipp and installing an EV station at the new library may not be in sync with the timeline for the library parking lot, so we may have to select another location

Trustee Zeno – Laurence Case will order the easy up tent for the village and submit a voucher for reimbursement.

VILLAGE ATTORNEY – Nothing to report at this time

TREASURER REPORT

Voucher Totals By Account for 12/21/2021

“A” General Fund	\$ 19,589.81
“F” Water Fund	\$ 1,967.26
“G” Sewer Fund	<u>\$ 9,374.50</u>
TOTAL	\$ 30,931.57

Treasurer’s Report – copy provided to all board members

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

The 2021 AUD has been accepted by The Office of the State Comptroller (OSC).

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

Supervisor Kinowksi stated he was glad their meeting room was fitting our needs and the Village is welcome to use the facilities for as long as we need.

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

NEW BUSINESS

MOTION to approve the 2022 Reorganizational Resolutions made by Trustee Nelson, seconded by Trustee Wood-Zeno
Motion carried 4-0

The following Resolutions were presented and read by members of the Village Board

RESOLUTION

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

**Resolution Adopting Local Law No. 1 of 2021
Entitled “Emergency Access Systems Law”**

Motion By: Trustee Basile
Seconded By: Trustee Wood-Zeno

WHEREAS, the Board of Trustees of the Village of Stillwater has introduced proposed Local Law No. 1 of the Year 2021 entitled “Emergency Access Systems Law”; and
WHEREAS, the proposed local law would require that all buildings be equipped with a key box to provide fire and emergency responders with access to the building. One and two-family dwellings would be exempt from the law; and
WHEREAS, the Village Board duly noticed and held a public hearing on the proposed local law on December 21, 2021; and
WHEREAS, the enactment of this local law is a Type II action pursuant to the New York State Environmental Quality Review Act, 6, N.Y.C.R.R. 617.5 as it involves agency administration, management and legislative decision making that does not affect the environment or commit the Village to a future decision on a project, and therefore is exempt from environmental review; and
NOW, THEREFORE BE IT RESOLVED that the Village Board hereby approves and adopts Local Law No. 1 of 2021 of the Village of Stillwater entitled “Emergency Access Systems Law” a copy of which is annexed hereto.

Voting:	Yes	No	Abstain	Absent
Trustee Basile	<u> X </u>	_____	_____	_____
Trustee Nelson	<u> X </u>	_____	_____	_____
Trustee DeMarco	<u> X </u>	_____	_____	_____
Trustee Wood-Zeno	<u> X </u>	_____	_____	_____
Mayor Wood-Shaw	<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 21, 2021.

RESOLUTION

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

Resolution adopting Local Law No. 2 of 2021 opting out of licensing and establishing on-site cannabis consumption establishments within the Village of Stillwater.

Motion By: Trustee Basile

Seconded By: Trustee DeMarco

WHEREAS, the Board of Trustees of the Village of Stillwater has introduced proposed Local Law No. 2 of the Year 2021 to opt-out of the licensing of on-site cannabis consumption sites pursuant to the Marihuana Regulation and Taxation Act and subject to a permissive referendum pursuant to New York State Cannabis Law § 131; and
WHEREAS, the Village Board duly noticed and held a public hearing on the proposed local law on December 21, 2021; and
WHEREAS, the enactment of this local law is a Type II action pursuant to the New York State Environmental Quality Review Act, 6, N.Y.C.R.R. 617.5 as it involves agency administration, management and legislative decision making that does not affect the environment or commit the Village to a future decision on a project, and therefore is exempt from environmental review; and
NOW, THEREFORE BE IT RESOLVED that the Village Board hereby approves and adopts Local Law No. 2 of 2021 of the Village of Stillwater to opt-out of the licensing of on-site cannabis consumption sites pursuant to the Marihuana Regulation and Taxation Act and subject to a permissive referendum pursuant to New York State Cannabis Law § 131 and the procedure outlined in Article 9 of the Village Law.
IT IS FURTHER RESOLVED that pursuant to Village Law § 9-000, within ten (10) days from the date of this resolution, the Village Clerk, in the same manner as provided for notice of a general village election, shall post and publish a notice which shall set forth the date of adoption of this resolution, contain an abstract of such resolution concisely stating the purpose and effect thereof, and specify that this resolution was adopted subject to permissive referendum. The Village Clerk shall also, within said ten (10) day period, publish such notice in the official Village newspaper and further post such notice on the Clerk’s bulletin board and the Village’s website. This resolution shall take effect 30 days after its adoption unless the Village Clerk receives a signed and authenticated petition protesting said local law within 30 days after its adoption pursuant to Village Law § 9-902.

The Village Board Members present were:

Voting:	Yes	No	Abstain	Absent
Trustee Basile	_____	<u> X </u>	_____	_____
Trustee Nelson	_____	<u> X </u>	_____	_____
Trustee DeMarco	<u> X </u>	_____	_____	_____
Trustee Wood-Zeno	<u> X </u>	_____	_____	_____
Mayor Wood-Shaw	<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 21, 2021.

RESOLUTION

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

REORGANIZATIONAL RESOLUTIONS 2022

Motion By: Trustee Wood-Zeno

Seconded By: Trustee Basile

BE IT RESOLVED that Judy Wood-Zeno be appointed as Deputy Mayor for the calendar year 2022.

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 2022.

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 2022.

BE IT RESOLVED that Laurence Case is appointed as Bureau Chief of Fire Services and Steve Benders as Fire Inspector for the Newland-Wood Fire Dept for the calendar year 2022.

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 21, 2021 for the calendar year 2022.

BE IT RESOLVED that the Ballston Spa National Bank be designated as the official depository for all village funds for the calendar year 2022.

BE IT RESOLVED that The Express and The Daily Gazette shall be the official newspapers for the Village of Stillwater for the calendar year 2022.

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 2022.

BE IT RESOLVED that Clerk/Treasurer Sheristin Tedesco be appointed as records management officer for the calendar year 2022.

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 Rifenburgh - 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 6:30 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 18, 2022
- February 15, 2022
- March 15, 2022
- April 19, 2022
- May 17, 2022
- June 21, 2022 – 6 PM
- July 19, 2022 – 6 PM
- August 16, 2022 – 6 PM
- September 20, 2022
- October 18, 2022
- November 15, 2022
- December 20, 2022

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.

Motion carried 4-0

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 21, 2021.

**RESOLUTION
VILLAGE BOARD OF TRUSTEES
VILLAGE OF STILLWATER
December 21, 2021**

2021 General Election Results

Motion by: Trustee Wood-Zeno

Seconded by: Trustee Basile

WHEREAS on December 21, 2021 the Saratoga County Board of Elections certified the results of the votes cast in the Village’s November 2, 2021 General Election as set forth in the attached STATEMENT OF CANVASS.

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS: The Board of Trustees of the Village of Stillwater hereby accepts the election results certified by the Saratoga County Board of Elections and officially declares the winners of the election races as follows:

Office	Winner	Term
Village Trustee	Judith Wood-Zeno	4 Year Term
Village Trustee	Dorothy DeMarco	4 Year Term

The following roll call vote was taken:

VOTE:	YES	NO	Abstain
Trustee Basile	<u> X </u>	<u> </u>	<u> </u>
Trustee Nelson	<u> X </u>	<u> </u>	<u> </u>
Trustee DeMarco	<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 December 21, 2021.

MOTION to authorize Mayor Judith Wood Shaw to sign a water purchase and sale agreement with Saratoga County Water Authority and the Village of Stillwater on 12/21/2021 for a period of ten years made by Trustee Wood-Zeno, seconded by Trustee Basile
Motion carried 4-0

MOTION to authorize Mayor Judith Wood Shaw to sign a letter of engagement for services with Dreyer Boyajian for the calendar year 2022 made by Trustee Wood-Zeno, seconded by Trustee Demarco
Motion carried 4-0

OLD BUSINESS

RESOLUTION

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

Resolution Accepting Stillwater Energy Storage, LLC Updated Drawing

Motion By: Trustee Basile
Seconded By: Trustee Nelson

WHEREAS, on September 21, 2021 the Village Board of Trustees approved an extension of the Special Use Permit for the Stillwater Energy Storage, LLC battery installation project to be located at 982 Hudson Ave; and

WHEREAS, TRC Engineering Senior Project Manager, Rachel Silva, in a letter to Mayor Wood-Shaw dated December 3, 2021 transmitted an updated drawing for the project's layout at the site as engineering has progressed on the project; and

WHEREAS, the subject drawing titled "Site Plan Battery Energy Storage Facility" TRC C-1 dated December 2, 2021 depicts the layout of the battery components within the previously approved project boundary; and

WHEREAS, a review of the subject drawing shows minor changes to component locations as would be expected with normal engineering progress and that

WHEREAS, the updated component layout represents de-minimis changes;

NOW THEREFORE BE IT RESOLVED THAT the Village Board hereby approves the updated drawing submittal and finds that the proposed layout changes are a de-minimis in nature and consistent with the Special Use Permit, the terms and conditions of which shall remain in full force and effect.

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

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

MOTION to authorize Mayor Wood-Shaw to sign a contract with Livingston Electric to lock in financing, without commitment, and subject to review for procurement issues by the Village Attorney, and subject to Town and site owner approvals made by Trustee Nelson, seconded by Trustee Basile

MOTION to postpone above motion until the January 18, 2022 meeting made by Trustee Nelson, seconded by Trustee Basile
Motion carried 4-0

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

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

MOTION to approve the minutes from Regular Meeting dated 11/16/21 made by Trustee Basile,
seconded by Trustee DeMarco
Motion carried 4-0

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

Meeting adjourned 8:30 PM

Respectfully submitted,

Sheristin Tedesco
Clerk/Treasurer