

**REGULAR MEETING -BOARD OF TRUSTEES- October 18, 2016-7:00 P.M.**

**PRESENT: RICK NELSON, MAYOR, TRUSTEE JUDY WOOD-SHAW, TRUSTEE TIMOTHY CAMPBELL, TRUSTEE EUNICE MARSHALL, TRUSTEE FRANK TATUM  
CLERK/TREASURER: SHERISTIN TEDESCO  
DEPT. OF PUBLIC WORKS: MATT RIFENBURGH  
ATTORNEY: JAMES PELUSO  
FIRE CHIEF: JEFF MAHAR**

**BUILDING CODE OFFICER: STEPHEN STREETER**

The meeting began with The Pledge of Allegiance and a moment of silence  
Public Attendance – 6

Lindsay Zepko, CPMSM, Town Planner introduced herself and spoke briefly about the new MS4 standards required by the Town and Village that she will be in charge of handling jointly.

**MOTION** to open the public hearing on Local Laws 3, 4, 5 & 6 of 2016, all pertaining to MS4 Stormwater Management, as listed below, made by Trustee Tatum, seconded by Trustee Wood-Shaw  
Motion carried 4-0

Local Law # 3 entitled “Stormwater Management and Erosion & Settlement Control’ (SMESC) is a new local law to regulate stormwater management and control in the Village.  
Local Law # 4 amends Local Law # 3 of 2007 entitled “Village of Stillwater Zoning Law” to require the preparation of a Stormwater Pollution Prevention Plan as part of site plan review of Land Development Activity as defined under the proposed SMEC local law.  
Local Law # 5 amends Local Law # 4 of 1994 entitled “Site Development of New or Modified Residential or Commercial Parks or Estates Within the Village of Stillwater” to require the preparation of a Stormwater Pollution Prevention Plan for project approval of Land Development Activity as defined under the proposed SMEC local law.  
Local Law # 6 entitled “Prohibition of Illicit Discharges, Activities and Connections to Separate Storm Sewer System” regulates and prohibits non-stormwater discharges to the Village sewer system.

**MOTION** to close the public hearing on Local Laws 3, 4, 5 & 6 of 2016, all pertaining to MS4 Stormwater Management made by Trustee Wood-Shaw, seconded by Trustee Campbell  
Motion carried 4-0

The Village of Stillwater has been identified as the lead agency for the stormwater management plan. The EAF has been prepared and this has been identified as a type II action under SEQRA, all on advice from counsel.

**A Resolution making a SEQRA determination regarding adoption of the Village of Stillwater Stormwater Management Plan and related Local Laws**

**WHEREAS**, in an effort to provide for the health, safety and general welfare of the citizens of the Village of Stillwater, a uniform Stormwater Management Plan and the adoption of local laws for stormwater prevention, planning, management and/or control are required

**WHEREAS**, the Stormwater Management Plan and the following proposed Local Laws # 3, 4, 5 and 6 of 2016 are on file at the Village Clerk’s Office for review:

Local Law # 3 entitled “Stormwater Management and Erosion & Settlement Control’ (SMESC) is a new local law to regulate stormwater management and control in the Village;

Local Law # 4 amends Local Law # 3 of 2007 entitled “Village of Stillwater Zoning Law” to require the preparation of a Stormwater Pollution Prevention Plan as part of site plan review of Land Development Activity as defined under the proposed SMEC local law;

Local Law # 5 amends Local Law # 4 of 1994 entitled “Site Development of New or Modified Residential or Commercial Parks or Estates Within the Village of Stillwater” to require the preparation of a Stormwater Pollution Prevention Plan for project approval of Land Development Activity as defined under the proposed SMEC local law;

Local Law # 6 entitled “Prohibition of Illicit Discharges, Activities and Connections to Separate Storm Sewer System” regulates and prohibits non-stormwater discharges to the Village sewer system; and

**WHEREAS**, the Village Board of Trustees has considered the Full Environmental Assessment Form which is attached hereto; and

**WHEREAS**, after due notice a public hearing was duly held before the Village of Stillwater Board of Trustees at the Village Hall on October 18, 2016 at 7:00 p.m. to consider the adoption of the Stormwater Management Plan and the proposed Local Laws # 3, 4, 5 and 6 of 2016, at which time the environmental impacts of the project were presented and discussed;

**NOW, THEREOFRE BE IT RESOLVED**, that the Village Board has determined that the Village Board of Trustees should serve as Lead Agency pursuant to 6 NYCRR Part 617(SEQRA); that the Stormwater Management Plan and proposed Local Laws are a Type II Action under SEQRA; and that as a Type II action they are not subject to any further environmental review; and **IT IS FURTHER RESOLVED**, that the Mayor and Village Clerk are authorized to sign all documents and perform such actions necessary to effectuate the foregoing SEQR determination.

<b>Trustee Campbell</b>	<b>Voting</b> <u>  <b>Aye</b>  </u>
<b>Trustee Marshall</b>	<b>Voting</b> <u>  <b>Aye</b>  </u>
<b>Trustee Tatum</b>	<b>Voting</b> <u>  <b>Aye</b>  </u>
<b>Trustee Wood-Shaw</b>	<b>Voting</b> <u>  <b>Aye</b>  </u>
<b>Mayor Nelson</b>	<b>Voting</b> <u>  <b>Aye</b>  </u>

The foregoing resolution was adopted at a meeting of the Village Board of Trustees of the Village of Stillwater duly conducted on October 18, 2016.

The following Resolutions were all read by Mayor Nelson

#### **Resolution Adopting Local Law No. 3 of 2016**

**WHEREAS**, the Village Board of Trustees of the Village of Stillwater has considered the amendment of Local Law No. 3 of 2007 entitled “Village of Stillwater Zoning Law”;

**WHEREAS**, after due notice a public hearing was duly held before the Village of Stillwater Board of Trustees at the Village Hall on October 18, 2016 at 7:00 p.m. to consider the adoption of Local Law No. 3 of 2016 entitled “Stormwater Management and Erosion & Sediment Control” and all persons interested in the subject thereof were duly heard;

**NOW, THEREFORE BE IT RESOLVED**, that the Village of Stillwater Board of Trustees does hereby pass, approve and adopt Local Law 3 of 2016 in its entirety, a copy of which is attached hereto; and

**IT IS FURTHER RESOLVED**, that the Mayor and Village Clerk are authorized to sign all documents and perform such actions necessary to effectuate the filing of the new local law with the New York State Office of the Secretary of State.

<b>Trustee Campbell</b>	<b>Voting</b> <u>  <b>Aye</b>  </u>
<b>Trustee Marshall</b>	<b>Voting</b> <u>  <b>Aye</b>  </u>
<b>Trustee Tatum</b>	<b>Voting</b> <u>  <b>Aye</b>  </u>
<b>Trustee Wood-Shaw</b>	<b>Voting</b> <u>  <b>Aye</b>  </u>
<b>Mayor Nelson</b>	<b>Voting</b> <u>  <b>Aye</b>  </u>

The foregoing resolution was adopted at a meeting of the Village Board of Trustees of the Village of Stillwater duly conducted on October 18, 2016.

#### **Resolution Adopting Local Law No. 4 of 2016**

**WHEREAS**, the Village Board of Trustees of the Village of Stillwater has considered the amendment of Local Law No. 3 of 2007 entitled “Village of Stillwater Zoning Law”;

**WHEREAS**, after due notice a public hearing was duly held before the Village of Stillwater Board of Trustees at the Village Hall on October 18, 2016 at 7:00 p.m. to consider the adoption of Local Law No. 4 of 2016, a Local Law Amending Local Law No. 3 of 2007 entitled “Village of Stillwater Zoning Law,” and all persons interested in the subject thereof were duly heard;

**NOW, THEREFORE BE IT RESOLVED**, that the Village of Stillwater Board of Trustees does hereby pass, approve and adopt Local Law 4 of 2016 in its entirety, a copy of which is attached hereto; and

**IT IS FURTHER RESOLVED**, that the Mayor and Village Clerk are authorized to sign all documents and perform such actions necessary to effectuate the filing of the new local law with the New York State Office of the Secretary of State.

<b>Trustee Campbell</b>	<b>Voting</b> <u>  <b>Aye</b>  </u>
<b>Trustee Marshall</b>	<b>Voting</b> <u>  <b>Aye</b>  </u>
<b>Trustee Tatum</b>	<b>Voting</b> <u>  <b>Aye</b>  </u>
<b>Trustee Wood-Shaw</b>	<b>Voting</b> <u>  <b>Aye</b>  </u>
<b>Mayor Nelson</b>	<b>Voting</b> <u>  <b>Aye</b>  </u>

The foregoing resolution was adopted at a meeting of the Village Board of Trustees of the Village of Stillwater duly conducted on October 18, 2016.

#### **Resolution Adopting Local Law No. 5 of 2016**

**WHEREAS**, the Village Board of Trustees of the Village of Stillwater has considered the amendment of Local Law No. 3 of 2007 entitled "Site Development of New or Modified Residential or Commercial Parks or Estates within the Village of Stillwater";

**WHEREAS**, after due notice a public hearing was duly held before the Village of Stillwater Board of Trustees at the Village Hall on October 18, 2016 at 7:00 p.m. to consider the adoption of Local Law No. 5 of 2016, a Local Law Amending Local Law No. 4 of 1994 entitled "Site Development of New or Modified Residential or Commercial Parks or Estates within the Village of Stillwater", and all persons interested in the subject thereof were duly heard;

**NOW, THEREFORE BE IT RESOLVED**, that the Village of Stillwater Board of Trustees does hereby pass, approve and adopt Local Law 5 of 2016 in its entirety, a copy of which is attached hereto; and

**IT IS FURTHER RESOLVED**, that the Mayor and Village Clerk are authorized to sign all documents and perform such actions necessary to effectuate the filing of the new local law with the New York State Office of the Secretary of State.

<b>Trustee Campbell</b>	<b>Voting</b>	<u><b>Aye</b></u>
<b>Trustee Marshall</b>	<b>Voting</b>	<u><b>Aye</b></u>
<b>Trustee Tatum</b>	<b>Voting</b>	<u><b>Aye</b></u>
<b>Trustee Wood-Shaw</b>	<b>Voting</b>	<u><b>Aye</b></u>
<b>Mayor Nelson</b>	<b>Voting</b>	<u><b>Aye</b></u>

The foregoing resolution was adopted at a meeting of the Village Board of Trustees of the Village of Stillwater duly conducted on October 18, 2016.

**Resolution Adopting Local Law No. 6 of 2016**

**WHEREAS**, after due notice a public hearing was duly held before the Village of Stillwater Board of Trustees at the Village Hall on October 18, 2016 at 7:00 p.m. to consider the adoption of Local Law No. 6 of 2016 entitled "Prohibition of Illicit Discharges, Activities and Connections to Separate Storm Sewer System," and all persons interested in the subject thereof were duly heard;

**NOW, THEREFORE BE IT RESOLVED**, that the Village of Stillwater Board of Trustees does hereby pass, approve and adopt Local Law 6 of 2016 in its entirety, a copy of which is attached hereto; and

**IT IS FURTHER RESOLVED**, that the Mayor and Village Clerk are authorized to sign all documents and perform such actions necessary to effectuate the filing of the new local law with the New York State Office of the Secretary of State.

<b>Trustee Campbell</b>	<b>Voting</b>	<u><b>Aye</b></u>
<b>Trustee Marshall</b>	<b>Voting</b>	<u><b>Aye</b></u>
<b>Trustee Tatum</b>	<b>Voting</b>	<u><b>Aye</b></u>
<b>Trustee Wood-Shaw</b>	<b>Voting</b>	<u><b>Aye</b></u>
<b>Mayor Nelson</b>	<b>Voting</b>	<u><b>Aye</b></u>

The foregoing resolution was adopted at a meeting of the Village Board of Trustees of the Village of Stillwater duly conducted on October 18, 2016.

**Resolution Adopting Stormwater Management Plan**

**WHEREAS**, after due notice a public hearing was duly held before the Village of Stillwater Board of Trustees at the Village Hall on October 18, 2016 at 7:00 p.m. to consider the adoption of the attached "Stormwater Management Plan", and all persons interested in the subject thereof were duly heard;

**NOW, THEREFORE BE IT RESOLVED**, that the Village of Stillwater Board of Trustees does hereby pass, approve and adopt the Stormwater Management Plan in its entirety, a copy of which is attached hereto; and

**IT IS FURTHER RESOLVED**, that this resolution shall take effect immediately.

<b>Trustee Campbell</b>	<b>Voting</b>	<u><b>Aye</b></u>
<b>Trustee Marshall</b>	<b>Voting</b>	<u><b>Aye</b></u>
<b>Trustee Tatum</b>	<b>Voting</b>	<u><b>Aye</b></u>
<b>Trustee Wood-Shaw</b>	<b>Voting</b>	<u><b>Aye</b></u>
<b>Mayor Nelson</b>	<b>Voting</b>	<u><b>Aye</b></u>

The foregoing resolution was adopted at a meeting of the Village Board of Trustees of the Village of Stillwater duly conducted on October 18, 2016.

**CORRESPONDENCE**

John Murphy requested a 26,500 gallon reduction on the sewer portion only of his October 1, 2016 water bill, due to an accident with his pool resulting in having to refill his pool

**MOTION** to reduce the October 1, 2016 water bill at 57 Major Dickinson Ave., customer number 510057, sewer portion only, credit of \$119.25 made by Trustee Tatum, seconded by Trustee Wood-Shaw

Motion carried 4-0

**FIRE DEPARTMENT CHIEF: Jeff Mahar**

There were 6 alarms and 4 drills for the month. The FD has been working on air pack training and using their new thermal imaging portable cameras. They held 2 fundraisers during the month. (Report on file).

**BUILDING CODE OFFICER-** There were 3 permits, 2 CO's and one violation issued during the last month. (Report on file)

**DPW –** Matt R. reported the leaf pickup truck is up and running and they will be picking up leaves in the coming weeks. They will be working on sidewalk work and catch basin repairs. Russell and Riverside Drive paving is now complete. (Report on file)

**ENGINEERING –** Ed Hernandez reported he has attended a meeting with Gene Lois of SW Elgen regarding contractual issues. (Report on file)

**COMMITTEE REPORTS:**

Trustee Campbell – Thanked and acknowledged the members of the DPW for their hard work while Matt was on vacation.

Trustee Marshall – Attended meeting on 10/11/16 at the sewer plant regarding repairs that need to be addressed. She also met with Jake Fogarty and Mary Beth Bianconi of Delaware Engineering regarding possible funding for the sewer repairs through the State and Municipal Facilities Grant Program. She will continue to work on these topics.

Trustee Tatum – Nothing to report.

Trustee Wood-Shaw – There was not an emergency management meeting this month. She will be reaching out to more grant writers for possible smaller projects. She attended the SACC 25<sup>th</sup> year anniversary and displayed projects done by the seniors who attend Senior Time. The Town of Stillwater received \$20,000.00 for a new elder care van and she will be asking to possibly use for some of the seniors who attend senior time. Next senior time is 10/28/16 and they will be doing paint on canvas. The SHS chorus will be performing at the 12/22/16 Senior Time program. She also submitted a grant application for \$2,000.00 for Senior Sunshine baskets for those residents who have been injured or are housebound.

**VILLAGE ATTORNEY – James Peluso**

**TREASURER REPORT**

Voucher Totals by Account

“A” General Fund	\$ 23,361.72
Old Water Loan Reserve Fund	\$ 36,611.72
“F” Water Fund	\$ 54,603.16
“G” Sewer Fund	\$ 7,518.48
TOTAL	\$ 122,095.08

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 accept the budget adjustment as follows, made by Trustee Campbell, seconded by Trustee Tatum

Increase A.5785 Old Water Loan Revenue and A.9785 Old Water Loan Expense by \$36,611.72, to cover the Old Water Loan. Money to be taken from the reserve account created specifically for the Old Water Loan.

Transfer \$5000.00 from G.8120.402 I&I Removal to G.8110.420 Sewer Prof. Services to cover WWTP coverage by Adirondack Mtn. Services

Motion carried 4-0

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

John Basile informed Trustee Wood-Shaw that the LaBerge group, whose name came up during grant discussions, originally helped with the Zoning Law of the Village of Stillwater.

James Champlin inquired about what is going on with the land at the water plant. Mayor Nelson answered it is used for Village and Fire Dept. storage at this time.

**MOTION** to close the floor to the public and press made by Trustee Campbell, seconded by Trustee Wood-Shaw  
Motion carried 4-0

#### **OLD BUSINESS - NONE**

#### **NEW BUSINESS**

Frank Adamac, 36 Dick Lynch Road, has submitted a request in writing to re-connect to the Village water line.

**MOTION** to authorize water to be turned on at 36 Dick Lynch Road, subject to water pit inspections and signed contracts, with attorney review and approval made by Trustee Wood-Shaw, seconded by Trustee Tatum  
Motion carried 4-0

Mayor Nelson attended a ceremony honoring deceased veteran Doris Noonan on 10/18/16. She was a long time Stillwater resident and the first woman to be honored.

A committee was formed, consisting of Trustee Marshall, Matt Rifenburgh and Mayor Nelson, to determine the procedure, schedule and pricing structure to follow to upgrade all the non-radio read meters within the Village.

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

**MOTION** to approve the Treasurer's report made by Trustee Tatum, seconded by Trustee Wood-Shaw  
Motion carried 4-0

**MOTION** to approve the minutes from Regular Meeting dated 09/20/2016 made by Trustee Wood-Shaw, seconded by Trustee Tatum  
Motion carried 4-0

**MOTION** to adjourn to executive session to discuss contractual issues made by Trustee Tatum, seconded by Trustee Marshall  
Motion carried 4-0

**MOTION** to exit executive session to discuss contractual issues made by Trustee Tatum, seconded by Trustee Wood-Shaw  
Motion carried 4-0

**MOTION** to adjourn made by Trustee Tatum, seconded by Trustee Marshall  
Motion carried 4-0

Meeting adjourned 10:15 pm

Respectfully submitted,

Sheristin Tedesco  
Clerk/Treasurer