

REGULAR MEETING-BOARD OF TRUSTEES-JULY 15, 2008-6:30 P.M.

PRESENT: ERNEST W. MARTIN, MAYOR; TRUSTEES – JOHN BASILE, KENNETH BAKER, RAYMOND WALKER, JOHN MURPHY

ALSO PRESENT: ATTORNEY, JAMES PELUSO; BUILDING CODE OFFICER, LYNN GOMAN; FIRE CHIEF, SHANE MAHAR; SUPT. OF PUBLIC WORKS, ROBERT GERASIA

SPECIAL GUEST: MR. SCOTT RONDA

Mayor Martin called the public hearing to order at 6:30 P.M. , explained the purpose of the hearing was to review the Special Use Permit submitted for the proposed 299 N. Hudson Avenue project and introduced Mr. Scott Ronda, developer.

Mr. Ronda stated he's completed his application and the required short form SEQRA and is proposing to construct two 2-family duplexes at 299 N. Hudson Ave; a location zoned commercial and requiring a special use permit to proceed. Building Code Officer Lyn Goman questioned driveway access and indicated he believed a turnaround is required by NYS as they don't allow backing onto a State highway. Mr. Ronda said he'd already spoken to DOT and was told 4 curb cuts would be permitted once the Village Board acted on the project but agreed to contact them again. Questions from the public were answered and further discussion took place regarding the definition of a duplex, whether the plans called for firewalls, how the lots should be numbered and requiring an extension of the sidewalk as a condition of approval.

The Mayor closed the floor to the Public Hearing.

RESOLUTION

WHEREAS, Scott M. Ronda has submitted an application for a Special Use Permit in order to construct 2 two family dwellings located at 299 North Hudson Avenue, more fully identified as tax map numbers 243.76-1-24.11 and 243.76-1-24.12; and

WHEREAS, pursuant to the New York State Environmental Quality Review Act (SEQRA), 6NYCRR 617.5, the proposed action is a Type II Action requiring no further SEQRA review; and

WHEREAS, pursuant to 6 NYCRR §617.6, the Board of Trustees is the lead agency for SEQRA review; and

WHEREAS, the applicant has submitted a fully completed Short Environmental Assessment Form (EAF); now, therefore, be it

RESOLVED, that the Board of Trustees hereby determines that the proposed action by the applicant to construct 2 two family dwellings, located at 299 North Hudson Avenue, and identified as tax map numbers 243.76-1-24.11 and 243.76-1-24.12, is a Type II Action pursuant to 6 NYCRR 617.5, and will have no significant impact on the environment.

MOTION to adopt the foregoing resolution was made by Trustee Walker, seconded by Trustee Basile.

Motion carried 4-0

RESOLUTION

WHEREAS, Scott Mr. Ronda has submitted an application for a Special Use Permit in order to construct 2 two family dwellings located at 299 North Hudson Avenue, more fully identified as tax map numbers 243.76-1-24.11 and 243.76-1-24.12; and

WHEREAS, pursuant to Article VI, section (b) of the Village of Stillwater Zoning Law, a public hearing was duly held on July 15, 2008 at 6:30 P.M.; and

WHEREAS, the Board of Trustees completed a SEQRA review and issued a negative declaration by Resolution; and

WHEREAS, the Board of Trustees has duly considered the application; now, therefore, be it

RESOLVED, that the application of Scott M. Ronda for a Special Use Permit in order to construct 2 two family dwellings located at 299 North Hudson Avenue, more fully identified as tax map numbers 243.76-1-24.11 and 243.76-1-24.12, is hereby granted; and, be it further

RESOLVED, that the application is conditioned upon receipt of permits for 4 curb cuts from New York State Department of Transportation; and, be it further

RESOLVED, that the application is conditioned upon the applicant installing a concrete sidewalk along the front of both parcels in conformance with the Village Department of Public works.

MOTION made by Trustee Walker, seconded by Trustee Murphy.
Discussion: project shall comply with all current zoning law.

Motion carried 4-0

Mayor Martin called the regular meeting to order at 6:55 P.M. and led the pledge to the flag.

CORRESPONDENCE

None

BUILDING CODE OFFICER – Lynn Goman

Four permits issued; 3 Independence, 64 S. Hudson, 30 Yorktown, and 72 Hudson for the Library. Four CO's issued for various projects. The certified letter sent to the owners of 46 Major Dickinson was returned and the property remains a concern. Discussion held on how to proceed and Mr. Peluso advised the Village could take action to secure with the costs being added to the taxes and will send another letter to the homeowners giving them an opportunity for a hearing.

DAVE MEAGER – Adirondack Trust Insurance Agency

Mr. Meager distributed packets to the Board and reviewed our current insurance coverage noting our premium had increased by 2% but our coverage is up by 4%. Last year's claim after the lightning strike will not have any impact on premiums. He requested Supt. Gerasia review the DPW equipment as coverage is based on age. It was suggested we change disability carriers at the next quarter as a new company offers better reimbursement. Discussion held on other services offered by Adirondack Insurance and Mr. Meager will contact Quentin Kestner regarding the upcoming project at the WTP.

FIRE CHIEF – Shane Mahar

Chief Mahar distributed his monthly report (copy on file) and spoke about a camper fire at the Admirals Marina.

MOTION to approve Michael Demizio and Charles Fiorino, Sr. pending arson check made by Trustee Walker, seconded by Trustee Basile.

Motion carried 4-0

Mayor Martin expressed concern about the Department's failure to respond to a pump out call; Chief Mahar was out of town but will look into the matter. Chuck Porter has been hired to build a trophy case, electrical junction boxes in the attic are improperly covered, the DPW will check out.

Discussion was held regarding construction of a building to house the steamer. A \$5,000 grant was received from Assemblyman McDonald with a deadline to spend and the Chief would like to form a committee to develop a plan. The new computers have been received, and plans are underway to hold an emergency services picnic prior to Labor Day.

SUPT. OF PUBLIC WORKS – Robert Gerasia

Monthly written report on file. The DPW responded to the pump out request on Champlain Rd., Birchwood found a chip for tool making and required six more holes be dug although nothing else was discovered. Sump pump inspections continue with 81 homes remaining. Pipe on Park Ave where sewer crosses creek was patched and the Supt. spoke about a new system which would guarantee patches for 50 years with a cost of \$5000.00. All lines are being jetted with the assistance of the City of Mechanicville. The Supt. gave the Grumman Van to the City as they needed a new vehicle.

Lengthy discussion was held regarding the voucher received from Goman Bros. for road patching. The bill is \$19,706.47, the amount budgeted is \$15,000.00 and payment will exhaust all monies for road repair as well as the entire contingent balance for the year. Supt. Gerasia explained the quote for this work was received in January but current petroleum prices caused the increase. Trustee Basile asked if a new quote was requested prior to starting the work and was told no. The Mayor questioned the areas repaired and was told the bill was only a partial list of roads done. The Board agreed we couldn't negotiate after the fact and suggested in the future that the Supt. only complete whatever work can be done within the budgeted amount.

COMMITTEE REPORTS

Trustee Kenneth Baker – requested the DPW remove the flags on Hudson Ave due to their tattered condition.

Trustee Raymond Walker – A visit to the property being developed at 398 Hudson Ave is pending, currently speaking with the owner of 30 S. Hudson regarding his wood carving location along the State highway.

Trustee John Murphy – DOH and DEC meeting went well. Spoke with the residents who attended last month's meeting regarding curfews. Mr. Peluso said we should re-visit this issue due to recent decisions by the US Supreme Court.

MOTION authorizing the Clerk Treasurer to submit application to First Rehabilitation for the \$255 level disability Insurance made by Trustee Murphy, seconded by Trustee Basile
Motion carried 4-0

Trustee John Basile – Reviewed his written report (copy on file) and provided an update on the consent order. The agreement and easement with the School has been signed and the sump pump report is due at the end of the month. Concerns regarding completion date of 11/15/08 will be brought up under new business.

CLERK-TREASURER - Margo L. Partak

Ms. Partak stated she has serious concerns about this year's budget and is requesting the Board institute a Purchase Order policy for any expenditure over \$500.00. Trustee Walker asked the Supt. to look at his numbers to see where money might be available to cover the overspent street dollars and Trustee Murphy suggested reexamining the entire budget as he thought the Board had agreed they would not micro manage the Supt.

MOTION authorizing the Clerk Treasurer to transfer \$4706.47 from Contingent to Streets made by Trustee Walker, seconded by Trustee Basile

Motion carried 4-0

Motion authorizing a loan in the amount of \$21,302.06 from the General Fund to the Water Fund to cover expenses until the Town of Stillwater is billed in August made by Trustee Murphy, seconded by Trustee Basile
Motion carried 4-0

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

Mike Simoncavage of Park Avenue spoke about the significant increase in vandalism over the past 18 months and expressed concern regarding youths causing damage to private property. The police have been called but often the perpetrators are gone before they arrive.

John Nett of Park Avenue reiterated what Mr. Simoncavage said and complained that the current laws are not being enforced.

Priscilla Callahan agreed with the previous speakers and spoke about vandalism at her home on July 3.

Mayor Martin offered to call NYCOM for suggestions on our curfew law and will invite the Town Police to attend a special meeting for residents to discuss this issue.

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

OLD BUSINESS

Trustee Basile has studied the Village and has identified 43 street lights that could be removed although the issues on Park Avenue make him hesitant to suggest doing so. Since the goal is to conserve energy, Trustee Walker agreed to contact Jim Brown who previously offered to perform an energy audit for the Village.

NEW BUSINESS

MOTION to transfer ownership of the Grumman Van to the City of Mechanicville for \$1.00 made by Trustee Basile, seconded by Trustee Murphy
Motion carried 4-0

The Mayor spoke about regulating open burning and asked if the Board would like to hold a public hearing to obtain input on enacting a law similar to the Town. The Board declined. Trustee Walker asked who will enforce it when we can't enforce the laws we already have. Chief Mahar described the past practice of dealing with open burning and said most times the resident agrees to tone down the fire.

A public hearing on the Traffic Ordinance will be held on August 19. Suggested changes so far are to eliminate permit parking and limit parking in front of the Clerk's office. All comments to be sent to the Clerk by August 1st so the deadline to notify the public by 8/12 can be met.

MOTION authorizing the Engineer to change construction end date from 11/15/08 to 12/15/08 made by Trustee Basile, seconded by Trustee Murphy.

Discussion: we need a cost benefit analysis on paying premium wage vs DEC fines, if we finish 12-15 we'd need to put in service immediately since the consent order includes a provision for a \$1500 fine for the 1st 30 days. Trustee Basile has spoken to DEC and been assured approval will be issued in 2-3 days.

Motion carried 4-0

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

Motion carried 4-0

MOTION to approve the minutes from June 17, 2008 made by Trustee Murphy, seconded by Trustee Walker

Motion carried 4 -0

MOTION to approve the audited claims:

A - \$26,848.10

F - \$28,102.11

G - \$ 2,447.82

H - \$ 6,447.40

made by Trustee Basile, seconded by Trustee Baker

Motion carried 4-0

MOTION to adjourn made by Trustee Baker, seconded by Trustee Basile

Motion carried 4-0

Meeting adjourned at 9:05pm.

Respectfully submitted,

Margo L. Partak
Clerk-Treasurer