

REGULAR MEETING-BOARD OF TRUSTEES-AUGUST 19, 2008-6:30 P.M.

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

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

Mayor Martin called the meeting to order at 6:40 P.M. and led the pledge to the flag.

CORRESPONDENCE

None

BUILDING CODE OFFICER – Lynn Goman

Four permits issued; 3 Yorktown, 232 N Hudson, (2) 299 N Hudson, various inspections including Russell Drive and Stillwater Free Library. The clean up at 46 Major Dickinson is underway. Discussion held on the need to inspect wood and pellet stove installations and what fee to charge.

BE IT RESOLVED the Board of Trustees initiate a \$50 fee for inspection of all types of solid fuel burning appliances

Resolution moved by Trustee Murphy, seconded by Trustee Basile Discussion regarding outside wood burning furnaces

Resolution carried 3-0

Mayor Martin received a complaint from a Stillwater Free Library trustee regarding the \$250 charge for a building permit and asked Mr. Goman what the permit was for. He was advised two prior permits were issued at no charge and the current one was requested and paid for by the contractor doing the foundation work.

FIRE CHIEF – Shane Mahar

Assistant Chief Jeff Mahar spoke regarding NYS Fire Code regulations stating it's against the law to put wood burning or pellet stoves in an oil or gas chimney which is the first thing the Fire Department looks for when called to a chimney fire.

Chief Mahar distributed his monthly report (copy on file) and thanked the DPW for their assistance in helping repair lawn damage on Russell Drive.

MOTION to approve Tag Day to be held on August 30 and 31 made by Trustee Baker, seconded by Trustee Murphy

Motion carried 3-0

Discussion held regarding a building for the steamer with a planning meeting to take place on August 27th at 6:30pm. Trustee Basile asked how often the boat is used and whether that might be a good location to house the steamer. Chief Mahar responded it's been used twice but a prior study indicated the site is not feasible.

The Department reimbursed the Village \$120.00 for the members who failed to meet their requirements on the gym membership. The dunking booth was vandalized at the DPW garage and a police report was filed. Inspections are complete with all passing but noted that #593 will need tires and brakes before next year's inspection. The Emergency Services picnic will be held on Sunday from 1-4 at the Riverside Pavilion with the Board and Village staff invited to attend.

FIRE CODE OFFICER – Paul O'Kosky II

Mr. O'Kosky submitted certifications and explained what inspections and which buildings are required. Trustee Basile questioned how the requirements are determined and a lengthy discussion took place on what Mr. O'Kosky intends to do and how he will accomplish it. It was agreed the Fire Code Officer's job is not to make money for the Village; it is to educate the public and save lives. The Mayor

would like a public awareness campaign and Mr. Peluso asked to review the proposed inspection checklist and regulations.

SUPT. OF PUBLIC WORKS – Robert Gerasia

Monthly written report on file. There seems to be a problem at Castle Cliff, normal flow is 24,000 but it's been 200,000 during storms. The Village is responsible for repairs as per their contract. Manhole repairs have begun and the Supt. is looking at new labs that are faster and less expensive than CNA.

COMMITTEE REPORTS

Trustee John Basile – distributed a written report and summarized the bid results. A letter from Quentin Kestner proposing changes will be discussed in executive session. Paperwork seeking low interest loans was submitted to EFC.

Trustee John Murphy – no report

Trustee Ken Baker – concerned about water being pumped out of basements and flooding his property. Mayor Martin has received similar complaints and questioned who's liable. Mr. Peluso requested there be no discussion of liability issues in open session.

CLERK-TREASURER - Margo L. Partak

A request was received from Barry Schwartz regarding the Collateral Source Bill. Mr. Peluso asked it be discussed in executive session as it was a legal matter. Supt. Gerasia was asked to confirm 2 compressors were purchased as part of the repair to the school pump station. The Clerk asked for direction from the Board regarding sidewalk replacement and was told to send bills to both residents.

Paperwork was received from the County regarding an agricultural exemption for property on Colonial Road and it appears the owner is entitled to a refund of \$96.63 for Village Tax. Discussion was held on what represents an agricultural exemption and how it related to zoning since the property was R-1. Mr. Peluso is reviewing and will make a recommendation to the Board.

MOTION authorizing the Clerk Treasurer to offer for sale the 1-ton dump truck and the backhoe with bids to be opened at the September 16th monthly meeting made by Trustee Basile, seconded by Trustee Murphy
Motion carried 3-0

The Clerk expressed concern about the budget stating the water fund balance is short \$41,000 and the sewer fund balance is short \$15,000. Discussion was held on possible options and it was decided the Board should review at home and submit comments to the Clerk or the Mayor as soon as possible.

MOTION to open the floor to the public and press made by Trustee Murphy, seconded by Trustee Basile
Motion carried 3-0

Steve Marshall asked questions regarding PCB testing and asked how he could acquire the results since someone recently took samples on his property. Trustee Basile explained two programs are taking place; 1) sampling water with results given to the Village, 2) sampling soil with no information provided to the Village so far. It was suggested any resident affected should FOIL the EPA for results.

Questions were answered about which properties the Fire Marshall would be inspecting.

Margo Partak distributed digital photos of the current condition of Clinton Court and expressed concern about the danger the unfinished project creates. Supt. Gerasia was instructed to make the necessary repairs immediately with his estimated cost of

\$2500.00 to be taken from I & I. Mayor Martin requested the photos be filed with the minutes.

Steve Marshall spoke about the danger created by sump pumps discharging water onto the streets and discussion took place about calling NYS.

MOTION to close the floor to the public and press made by Trustee Basile, seconded by Trustee Baker
Motion carried 3-0

OLD BUSINESS

Backwash project bids will be discussed in executive session.

MOTION to affirm decision on August 4, 2008 Chazen cost not to exceed \$8,000.00 made by Trustee Basile, seconded by Trustee Murphy
Motion carried 3-0

NEW BUSINESS

The Mayor had a request from the Police to trim the trees around the stop sign at Champlain & Rundle.

A public hearing on revisions to the traffic law will be held on September 16, Board was asked to submit changes to the Clerk's office as soon as possible.

MOTION to approve Treasurer Report made by Trustee Murphy, seconded by Trustee Basile
Motion carried 3-0

MOTION to approve the minutes from July 15, 2008 made by Trustee Basile, seconded by Trustee Baker
Motion carried 3 -0

MOTION to approve the audited claims:

A - \$41,315.29

F - \$27,852.82

G - \$ 7,108.91

H - \$11,698.07

Made by Trustee Murphy, seconded by Trustee Basile

Motion carried 3-0

MOTION to adjourn to executive session made by Trustee Murphy, seconded by Trustee Basile
Motion carried 3-0

MOTION to reject all bids conditional upon Mayor's review of Attorney letter
Motion carried 3-0

Meeting adjourned at 10:00 P.M.

Respectfully submitted,

Margo L. Partak
Clerk-Treasurer