

**Stillwater Town Board
Business Meeting
June 21, 2007 6:30 PM
Stillwater Town Hall**

Present: **Councilman Artie Baker** **Councilman**
Ken Petronis

Councilwoman Joan Ronda
Councilwoman Jo Ann Winchell
Supervisor J. Gregory Connors

Also Present: **Mark Minick, Supt of Highways**
Sue Cunningham, Town Clerk
Robert Beebe, Attorney for the Town
Joe Lanaro, Engineer for the Town

6:30 PM

Supervisor Connors called the meeting to order.

Motion by Councilman Petronis and seconded by Councilwoman Ronda to adjourn into executive session. **Motion carried.**

Motion by Councilwoman Ronda and seconded by Councilman Petronis to resume the Regular business meeting at 7:00 PM. **Motion carried.**

Supervisor Connors called the business meeting to order and led everyone into the Pledge to the Flag.

Sue Cunningham, Town Clerk took the roll call.

Approval of Minutes: **Motion** by Councilman Petronis and seconded by Councilwoman Ronda to approve the minutes of the May 17, 2007 Business meeting of the Stillwater Town Board.

Motion carried. (1 Abstention—Connors)

Motion by Councilwoman Ronda and seconded by Councilman Petronis to approve the minutes of the May 23, 2007 Special Meeting of the Stillwater Town Board.

Bid Opening: There were no bids submitted for the Surplus Ford Windstar.

Public Input

Resident I commented on emergency services not having a map of the park with the new 911 numbers and the length of time the State Police took to respond to a call to his home. He reported things being thrown at his home. He said he would like the Town Police to become a full time police force. He commented on a piece of wood he found that said “You touch, your dead” and he reported this to the Town Police.

Supervisor Connors stated that a map with the 911 numbers was submitted.

Resident I commented on park management not coming up and marking the property lines.

Supervisor Connors stated that this was an issue between him and park management.

Resident I stated that he was going to the Appellate Court and filing two motions to reargue two points of the case the Judge failed to comment on and if he has to he will take it to the Court of Appeals.

Resident II inquired about the status of her prior questions from previous meetings.

Supervisor Connors stated that he asked the Deputy Supervisor to look into them and she will respond to them.

Resident II asked what the cost was associated to rescinding Resolution #127.

Supervisor Connors stated that resolution was to rescind the authorization for him to sign a contract. He never signed the contract for their failure to perform as required. The work they have completed to date is currently being verified by the Town Engineer. Once that is confirmed and bills are submitted they will be paid for services provided.

Resident II inquired about Resolution #136. She asked if she would be required to punch in and punch out. She asked what additional cost there would be besides the \$13 per hour.

Supervisor Connors said she would have to punch in and punch out. He said he did not know what the additional cost would be but part time employees are not entitled to benefits.

Resident II stated that she didn't understand the need because from everything she has seen the number of building permits has not greatly increased from last year.

Resident II inquired about another proposed personnel hiring currently before the board and the rate of pay for this employee and if she would be required to punch in and punch out.

Supervisor Connors stated that he believed it was \$10 per hour. He stated that this was an interim position and works as the need develops here in the Town Hall. He said that she signs in his office when she arrives. He said that they have a very good account of her hours.

Resident II stated that she thought in his fiscal policy it requires all employees to punch a time clock.

Supervisor Connors stated that they are going to stick to the policy that they have for all employees with the exception of people who work on an interim basis or on an as needed basis where the dept head records the hours.

Resident III stated that she was here regarding two different issues. The first issue was on the remediation report she was supposed to receive in regard to how they were going to treat the damage done to her property. She said that she was supposed to receive this within two to three weeks from when they met in March.. She stated that she just received it after having to request it. She said that what she received was a general scope of work not a remediation report. She stated that the report was a description of what the Supt of Highway wants to put on her property land.

She gave a brief review of what was done to her property on Stratton Lane without an easement, permission or notification. She commented on how the developer in the area is the cause of the flooding of her property by rerouting the drainage, the highway department has dug 78 feet into her land by 33 feet wide and 3 feet deep, the Town has trespassed on her private land, the stress this has brought on her family and the how the Town Board has not protected her rights regarding her private land.

Supervisor Connors stated in regard to the property on the north side of Stratton Lane that they have reported violations as to what appears to be the stormwater management problem to DEC. He said that they have been onsite and have corresponded with Camelot Associates not only with observation she has made but other observations of violations. He said he has copies of those letters and DEC is investigating it thoroughly. He also stated that her attorney has instructed the Town not to send anything to the resident's family.

Discussion was held on the report

Resident III requested copies of correspondence received from DEC and her lawyer.

Supervisor Connors stated that he would provide her with copies.

Resident III commented on hate signs that were in a resident's yard during the school board election which nobody did anything about.

Supervisor Connors stated that a complaint was received, they investigated the complaint and the sign was installed consistent with existing zoning regulations for temporary signs. He stated that they can not regulate good taste and proper conduct under any circumstances.

Resident IV commented on code violations where he lives. He stated that he has called the code enforcement officer and there still is nothing being done. He reported that there had been a fire in the garage and live wires are hanging, glass slivers, and rusty nails are lying around.

Supervisor Connors stated that he would have the code enforcement officer up there tomorrow or within the next couple of days.

Councilwoman Winchell inquired if anyone from the Town has contacted him.

Resident IV stated that the code enforcement officer said that he came up when he wasn't home and talked to the landlord.

Resident V commented on some drainage issues in regard to water coming from the neighbors. He said that he has tried talking to the neighbor to no avail and he is hoping that the Town can help.

A discussion was held on the neighbor's drainage.

Supervisor Connors stated that someone will be in contact with him.

Resident VI commented on the courts ruling in regard to Water District #4 and inquired if the Town Board has discussed how to resolve the problems with Water District #4.

Attorney Beebe stated that it has not been rule that there is no Water District #4. The ruling was the time to challenge the formation of the District had not run prior to commencement of the lawsuit. The case has been sent back to the judge to decide whether the petition filed has merit. He stated that the lawsuit is still alive as is Water District #4. The judge has to hear it again.

Discussion was held on the ruling and how to resolve the situation.

Resident VII commented on Water District #4 and the papers being filed. He inquired if this meant that the rest of the people in the district have the option of going up and filing a petition. Attorney Beebe stated that he could not answer this while representing the Town. Supervisor Connors stated that it has been the contention of the Town the papers were filed, the Appellate Division stated that there was no evidence it was filed so the case has been sent back to Judge Feradino to decide on the merits. Resident VII inquired about the legality of the benefit units. Attorney Beebe stated that the merit of the case is whether the formula used was fair.

Resident VIII inquired about the benefit units. She stated there are three ways to chose from and the Town did not choose from any of the three ways.

Attorney Beebe stated that there are five judges and one judge asked about the three ways to recover the cost and asked if benefit assessment were legal. Attorney Beebe stated that they are used frequently.

Resident VIII asked if they could provide her with other Towns that are using benefit unit assessment.

Attorney Beebe stated that they could.

Resident VIII stated that she felt they were not being properly representing and feels that taxpayers are being lied to.

Supervisor Connors stated that he does not feel the facts have been misrepresented. He stated that there were several public hearings; a number of public workshops, the effort the Town took specifically with Water District #4 required review and approval by the office of State Comptroller in addition to the Town Board. The decision from the Appellate Division didn't say the process was flawed with the exception that the documentation wasn't filed in the County Clerk's Office. This process was fully vented by the public by everyone on a number of occasions.

Resident IX stated that she was at the hearing of the Appellate Division. She commented on the discussion before the Appellate Division in regard to the benefit unit and types of land in question.

A discussion was held on the using of benefit units and the Appellate Court proceedings.

Attorney Beebe stated that the benefit unit formula is in the map, plan & report.

Resident IX stated that she has a copy of the report and wanted to know if they were going to reconsider the benefit units.

Supervisor Connors stated that they were waiting for Judge Feredino to tell them what the next step is going to be.

Resident IX asked if they could resolve this without going back and forth.

Supervisor Connors stated that he didn't want to circumvent what the Appellate Court has instructed Judge Feredino to do. He said he is hoping that the Judge gives them some direction as to what to do.

Resident IX stated that her Attorney instructed her to come to the meeting tonight and say that the Appellate Division found that Water District #4 was improperly formed, does not exist and that they want their money refunded.

Supervisor Connors stated that is not what was described to them by the Town Attorney.

Resident X commented on a drainage problem he is having along his Mitchell Rd property which is becoming a marsh land.

Supt Minick stated that the pipes are partially restricted under the railroad bed.

A discussion was held on the drainage problems, the location of the drainage problem and the pipes.

Supervisor Connors stated that if some land is owned by the Town they would have an obligation to maintain or clean it. He stated that maybe if the problem is the neighborhood of the multi use trail they could use some of the funds to construct the trail to do some work on the drainage.

Supt Minick and Engineer Lanaro will go out and take a look at the situation.

Resident XI inquired as to what the hourly rate of the Assessor's Clerk was, if it was safe to assume it was equal to the new position in Resolution #136 and if there were new qualifications for this position to justify the difference in the salary.

Supervisor Connors stated that he did not know off hand what the Assessor's Clerk rate of pay was and that the qualifications speak for themselves. He said that a number of people were interviewed for the position based on the qualification one was selected.

Councilwoman Winchell stated that the Assessors Clerk works 19.5 hours at a rate of \$10.50 an hour and the Court Clerk makes \$11.25 an hour.

Resident XI asked if this new position was part of the Bruno fund or is it money budgeted in the 2007 budget.

Supervisor Connors stated that it was money in the existing 2007 appropriation. He stated that they have received some of that money but not all of it but this is out of the existing 2007 appropriation.

Resident XI inquired about the Boilerhouse and what expense is the taxpayer to date.

Supervisor Connors stated that it was around \$640,000 and anything remaining is 100% reimbursable.

Resident XI stated that he thought the original figure was 10% of the total cost is what the expense was going to be the taxpayer.

Supervisor Connors stated that was never the case and went over the percentage rate. The grant reimbursed to the Town at various percentages based on work being done at a particular time.

Resident XII inquired about resolution #128 & #129.

Supervisor Connors read the resolutions. He stated that the Town received a 5.2 million grant in a first installment, dollar for dollar grant. He went over the amount of the proposal and that it was not unreasonable to have up to 35% of the total cost of the project be for contract administration, engineering and construction inspection services. He said that this proposal is 28%. Resolution #129 is part of the effort on the multi use trail and is also reimbursed by the state.

Resident XII inquired about Resolution #142. (Eminent domain)

Supervisor Connors stated that a public hearing is scheduled for July 19th at 7:00 pm and the eminent domain proceeding is to assist the Town in the completion of the sanitary sewer project.

Resident XII inquired about the appointment of the Director of Building, Planning & Development and who appointed him.

Supervisor Connors stated that the Town Board appointed him originally in January of 2004, since then the position has been classified by the Saratoga County Dept of Personnel and Civil Service and he has been provisionally appointed to that position by an act of the Town Board.

Resident XIII asked how he was certified by the state as a code enforcer without passing the exam.

Supervisor Connors stated that they were two different issues. He explained that in order to administer his position all code enforcement officers must be certified by the Dept of State. He stated that he has all those certifications, he is subject to re-certification on an annual basis, and he has all those certification as does the Fire Marshall. He said the civil service examination is going to permit him to stay in that position or not. He has to pass the exam in order to stay in this position.

Resident XIII inquired about the provisional appointment of the Director of Building, Planning and Development. She said it was her understanding that a provisional appointment could only be for 9 months.

Supervisor Connors said not according to the Saratoga County Dept of Personnel and that they are following civil service law.

Resident XIV inquired about Resolution #142 and the eminent domain property.

Supervisor Connors stated that it was behind the Castle Cliff residential sub-division. It was the proposed location of the Revolutionary Heights residential sub-division.

Resident XIV questioned if the Town could dump water on Village land. She said her land was in the Village and the water is coming from the Town.

Supervisor Connors stated that it was coming from land in the Town and that the Town did not divert the water.

Attorney Beebe stated that this was usually an issue between the owner of the place producing the water and the owner of the place receiving the water.

Discussion was held on the diversion of the water.

Supervisor Connors stated that he received a letter from her Attorney instructing them not to discuss any of this with her.

Resident XV requested a copy of the letter he received from her Attorney.

Resident XV commented that Camelot has additional projects on the books in the Town and asked if the Town has the authority to delay or stop progress on their project until this conflict is resolved.

Supervisor Connors stated that this authority lies with the Planning Board and he knows that the Planning Board hasn't been holding them up.

It was suggested that maybe Resident XIV attend a Planning Board meeting.

Agenda Items (Resolutions # 126--#143)

Resolution #126: Authorizing the Town Justices to submit a grant application to the NYS Office of Court Administration.

Resolution #127: Rescinding Resolution #100 which authorized the Supervisor to enter into a Consultation Agreement with Erdman Anthony & Associates.

Resolution #128: Authorizing the Supervisor to enter into a Consulting Agreement with Chazen Companies for the design and construction of Cold Springs Rd Improvement.

Resolution #129: Authorize the Chazen Company to conduct a Phase IB Archeology Study of the Multi-Use Trail.

Resolution #130: Supporting NYS Legislation to reform the NYS Workers Compensation Law and amend the Volunteer Firemen's Benefit Law and the Volunteer Ambulance Workers Benefit Law.

Resolution #131: Authorizing Budget transfers for the Justice Court and Records Management.

Resolution #132: Approving the proposed water extension of Saratoga Water Services.

Resolution #133: Authorizing the Supervisor to file an application for funds from the NYS office of Parks, Recreation & Historic Preservation.

Resolution #134: Authorizing the Supervisor to enter into a contract to upgrade and repair the current telephone system.

Resolution #135: Authorizing the Police Department to purchase one new police cruiser through state contract at a cost not to exceed \$23,121.50.

Resolution #136: Appointing Lori A. Malary as Administrative Assistant to the Director of Building, Planning & Development at a rate of \$13 per hour for a maximum of 19.5 hours each week.

Resolution #137: Authorizing the Director of BPD to notify the Luther Forest Technology Campus Development Corporation that is required to deposit \$2,000 into an escrow account to defray the fees incurred by the Town for reviewing the design and installation of the electrical transmission lines.

Resolution #138: Authorizing the Town Engineer to publish notice that the Town of Stillwater is seeking bids from qualified contractors to construct the Town's Multi-Use Trail.

Resolution #139: Authorizing the Supervisor to notify the Saratoga County Board of Supervisors that the Town of Stillwater will accept its proportionate share of the County excess sales tax revenue.

Resolution #140: Authorizing the Supervisor to seek favorable terms for, and to execute, a BOND Anticipation Note for a period of one year in the principle amount of \$1,870,000 for funding by the Multi-Modal 2000 Program and the Cold Springs Road Corridor.

Resolution #141: Authorizing the Supervisor to seek favorable terms, and to execute, a BOND Anticipation Note for a period of one year in the principle amount of \$745,000 in order to finance the construction and extension of the sewage collection line.

Resolution #142: Authorizing the commencement of Eminent Domain proceedings for the purpose of constructing wastewater collection lines and related facilities.

Resolution #143: Authorizing the Supervisor to extend Mandy Malone's employment to assist in the increased workload in the Office of the Supervisor.

Supervisor Connors requested Resolution #128, #131, #134, #140 & #141 be pulled for discussion.

Councilwoman Winchell requested #132 pulled for discussion.

Councilman Petronis requested Resolution # 135 & #143 pulled for discussion.

Councilman Baker requested Resolution #130 & #136 pulled for discussion.

Motion by Councilwoman Ronda and seconded by Councilman Petronis to adopt Resolution #126, #127, #129, #133, #137, #138, #139, & #142

Councilwoman Winchell inquired about what part of the trail a grant is being written for.

Supervisor Connors stated that the grant application is not for the trail but for the seconded phase of the Riverside Veterans Park and Boilerhouse Park.

Councilwoman Winchell stated that she doesn't want to hold this up but it would be a nice courtesy to have the opportunity to look over portions of the grant prior to submitting it to the State.

Supervisor Connors stated that it was the same grant submitted last year that was rejected.

A discussion was held on obtaining a copy of the grant. The Supervisor stated that he would try to obtain a copy.

A roll call vote was taken as follows:

Councilman Baker	Yes
Councilman Petronis	Yes
Councilwoman Ronda	Yes
Councilwoman Winchell	Yes
Supervisor Connors	Yes

Motion carried. Resolution #126, #127, #129, #133, #137, #138, #139, & #142 were adopted unanimously. (Copies attached and made part of the minutes)

Resolution #128 *(design and construction of Cold Springs Rd Improvement)*

Motion by Councilman Petronis and seconded by Councilwoman Ronda to adopt Resolution #128.

Discussion:

Supervisor Connors stated that the members were provided with this contract in great detail and provided with an executive summary that talked about the responsibility of the consulting Engineer with this project. He wanted to reaffirm that this was a reimbursement grant. The Town of Stillwater has already received a contract between the Town and the State Dept of Transportation authorized by the Attorney General and State Comptroller. He said this money will come dollar for dollar from the grant fees.

Councilwoman Winchell inquired about the initial contract and it never being signed.

Supervisor Connors stated that it wasn't signed for two reasons: the quality of service and the contract wasn't signed by the Attorney General, State Comptroller and Dept of Transportation.

Councilwoman Winchell inquired about the bidding process and asked if the fees were substantially higher.

Supervisor Connors stated that they had to go through an interview process with consulting engineers on an approved list provided by the Dept of transportation. He said that the fee is substantially higher because this agreement is different. The previous agreement was simply for preliminary and final design of the project. He said the Chazen agreement was for final design of the project, construction inspections and management services for the entire project.

A roll call vote was taken as follows:

Councilman Baker	Yes
Councilman Petronis	Yes
Councilwoman Ronda	Yes
Councilwoman Ronda	Yes
Supervisor Connors	Yes

Motion carried. Resolution #128 was adopted unanimously. (Copy attached and made part of the minutes)

Resolution #130 *(NYS Workers Compensation Law)*

Motion by Councilwoman Ronda and seconded by Councilman Petronis to adopt Resolution #130.

Discussion:

Councilman Baker questioned the wording regarding increase in payments.

Supervisor Connors stated that this is just in support of State legislation and has no impact on the Town.

A roll call vote was taken as follows:

Councilman Baker	Yes
Councilman Petronis	Yes
Councilwoman Ronda	Yes
Councilwoman Winchell	Yes
Supervisor Connors	Yes

Motion carried. Resolution #130 was adopted unanimously. (Copy attached and made part of the minutes).

Resolution #131 *(Budget Amendments)*

Motion by Councilwoman Ronda and seconded by Councilman Baker to adopt Resolution #131.

Discussion:

Supervisor Connors stated that there was an error in the first resolve.

Sue Cunningham explained that when part of the grant was received it was all put into personnel services. The grant also included shelving and boxes needed. The transfer should be money coming from personnel services to contractual for the expenses incurred by the shelving and boxes.

Supervisor Connors entertained a friendly amendment to make the changes as requested by the Town Clerk.

Motion by Councilwoman Ronda and seconded by Councilman Petronis to adopt the friendly amendment to Resolution #131.

A roll call vote was taken as follows:

Councilman Baker	Yes
Councilman Petronis	Yes
Councilwoman Ronda	Yes
Councilwoman Winchell	Yes
Supervisor Connors	Yes

Motion carried. Friendly amendment to Resolution #131 was adopted unanimously.

Motion by Councilwoman Ronda and seconded by Councilman Petronis to adopt the amended Resolution #131.

A roll call vote was taken as follows:

Councilman Baker	Yes
Councilman Petronis	Yes
Councilwoman Ronda	Yes
Councilwoman Winchell	Yes
Supervisor Connors	Yes

Motion carried. Resolution #131 as amended was adopted unanimously. (Copy attached and made part of the minutes).

Resolution #132 *(Saratoga Water Services)*

Motion by Councilman Petronis and seconded by Councilwoman Ronda to adopt Resolution #132.

Discussion:

Councilwoman Winchell commented that this was an initial step in a long process. She stated that if this is granted than its going to open a great amount of property for additional/potential building lots. She said that the way the zoning is written it will allow for smaller lots and road frontage. The comprehensive plan states people have vehemently stated that they want to keep that area rural.

Supervisor Connors stated that the simple authorization of expansion doesn't mean that pipes will be installed.

Supt Minick stated that it was basically just a map of the area that he would like to extend his franchise area and that there is a long list of approvals that has to go through before the pipes actually go in the ground.

Councilman Baker stated that he was not aware or heard a presentation from the company until tonight and is not in favor of it.

Councilwoman Ronda stated that he was before the water committee.

A roll call vote was taken as follows:

Councilman Baker	No
Councilman Petronis	Yes
Councilwoman Ronda	Yes
Councilwoman Winchell	Yes
Supervisor Connors	Yes

Motion carried. Resolution #132 was adopted by a 4 to 1 vote. (Copy attached and made part of the minutes).

Resolution #134 *(Telephone System)*

Motion by Councilwoman Ronda and seconded by Councilman Petronis to adopt Resolution #134.

Discussion:

Supervisor Connors distributed to the Board Members paper work regarding quotes. He stated that at the last meeting the Supt of Highways commented on the need for this in the Highway Dept. and the system in the Town hall is in the process of failing. He said that they have been able to obtain a better price as a result of doing both jobs at the same time.

Councilman Petronis inquired why there were blanks in the resolution.

Supervisor Connors stated that the Resolution was left blank regarding who would do the work and the amount until the Board made a decision as to how they wanted to proceed.. He proceeded to go over the quotes. Avaya--\$4.660 for the highway & police; \$11,392.90 for the Town Hall for a total of \$15, 992.90 which is under state contract. plus after one year 73.06 a month for a service contract.

Converged Technology--\$5,136 for the highway & police; \$11,900 for the Town Hall for a total amount of \$17,082.47 plus a five year warranty.

Councilman Baker inquired if either of the two businesses who submitted quotes were from the Town of Stillwater.

Supervisor Connors stated that Converged Technologies is from the Town and a representative of Avaya lives in the Town.

A discussion was held on the need, quotes and what the quotes entailed in regard to phones, lines and service.

Supervisor Connors entertained a friendly amendment to insert Converged Technologies at a cost not to exceed \$17, 082.47.

Motion by Councilman Baker and seconded by Councilman Petronis to add a friendly amendment to Resolution #134 to insert Converged Technologies at a cost not to exceed \$17,082.47.

A roll call vote was taken as follows:

Councilman Baker	Yes
Councilman Petronis	Yes
Councilwoman Ronda	Yes
Councilwoman Winchell	Yes
Supervisor Connors	Yes

Motion carried. Friendly amendment to Resolution #134 was adopted unanimously.

Motion by Councilman Petronis and seconded by Councilman Baker to adopt Resolution #134 as amended.

A roll call vote was taken as follows:

Councilman Baker	Yes
Councilman Petronis	Yes
Councilwoman Ronda	Yes
Councilwoman Winchell	Yes
Supervisor Connors	Yes

Motion carried. Resolution #134 was adopted unanimously. (Copy attached and made part of the minutes).

Resolution #135 *(Police Vehicle)*

Motion by Councilman Baker and seconded by Councilman Petronis to adopt Resolution #135.

Discussion:

Councilman Petronis inquired as to where the money was coming from.

Supervisor Connors stated that \$14,848.58 from insurance, \$3,351.58 plus \$741.91 from the Police Dept personnel services, \$2,000 from Police Dept contractual, \$1,000 DWI funds and \$1,179.37 from the sale of the surplus police vehicle.

A roll call vote was taken as follows:

Councilman Baker	Yes
Councilman Petronis	Yes
Councilwoman Ronda	Yes
Councilwoman Winchell	Yes
Supervisor Connors	Yes

Motion carried. Resolution #135 was adopted unanimously. (Copy attached to and made part of the minutes).

Resolution #136 *(Administrative Assistant to the Director of BPD)*

Motion by Councilman Petronis and seconded by Councilwoman Ronda to adopt Resolution #136.

Discussion:

Councilman Baker stated that he was not in favor of hiring anyone in mid term.

Councilwoman Winchell stated that this was a surprise resolution proposed at the last meeting by the Supervisor. She said that there were no documents submitted or no one from the department was present to justify this request and she requested paperwork in advance of this being brought forward.

Supervisor Connors submitted a copy of the application and resume to the Board members.

Councilwoman Winchell asked who helped in the interview.

Supervisor Connors stated that he did.

Councilwoman Winchell inquired if this person lived in Stillwater and who determined the rate. She stated that there is one clerk already downstairs who makes less so what justifies a new person being hired at a much higher rate.

Supervisor Connors stated that she was a resident of the Town and the responsibilities of the two positions are different. He stated that the volume of work is year long in the Building, Planning & Development Dept, not only with code enforcement but with planning & zoning. The Assessor office has certainly worked very hard, they work very hard during the assessment season with grievances. So things have now fairly slowed down.

Councilwoman Winchell stated that with no paperwork she wanted the record to reflect that looking at the Town Clerk monthly report in regard to the Building Dept revenue, the revenue is down approximately 60% of what it was at this time last year. She said that there is a slump in new building and asked if this was warranted at this time. She stated that she also has concerns with the differences in the rate of pay.

Supervisor Connors stated that this part of the 2007 budget appropriations in the personnel services of the Building Dept.

Councilwoman Winchell stated that she was under the assumption that they had received the \$90,000 from Senator Bruno's Office and after discussions tonight, that money is not here as of yet. She thought that this money was being used for the positions in the budget.

Supervisor Connors stated that if it was any other department in Town government other than the Building, Planning & Development she would have very little comment. He did not want to argue because he feels that everybody knows where Councilwoman Winchell is coming from.

He said that they have a motion on the floor and a second, if she is supposed to vote in opposition to it then the resolution fails or not based on the majority. The Department head has appealed to the Town Board during the budget process for administrative help, he thinks that the department has done a good job during the first six months holding off on hiring anyone trying to work with what they do. The reality is Councilwoman Winchell has very little idea of what goes on around here everyday and this position is needed. Supervisor Connors stated that the reality is there is a motion on the floor and a second, closed the discussion and requested the Clerk to call the roll.

Councilman Petronis stated that he had discussion.

Supervisor Connors apologized and gave the floor to Councilman Petronis.

Councilman Petronis questioned the rate of pay and agreed with Councilwoman Winchell that the rate of pay should be standardized.

Supervisor Connors stated that it is part of the job description process, the dept heads have been charged with the responsibility in determining the salary of their employees.

Councilwoman Winchell stated that she is not against hiring a clerk for the Building Dept. She said that there have been clerks for the Building Dept in the past and they have done a wonderful job in the short amount of time that they were here. She stated that the Director sat here at the last meeting and she requested discussion/paperwork and she did not receive anything except for this resolution yesterday and what the Supervisor submitted tonight. She said that it is difficult to vote on something when you just receive something. She said that she knows David needs a clerk because Tammy seems to be very overwhelmed. She stated that she hopes that the new clerk will be available for earlier hours to address concerns of contractors where there is definitely a need. She said that she does not like the disparity in pay and does not like voting on something the evening she receives the paperwork.

A roll call vote was taken as follows:

Councilman Baker	No
Councilman Petronis	Yes
Councilwoman Ronda	Yes
Councilwoman Winchell	Yes
Supervisor Connors	Yes

Motion carried. Resolution #136 was adopted by a 4 to 1 vote. (Copy attached and made part of the minutes)

Resolution #140

(BOND Anticipation Note)

(Multi-Modal 2000 Program and the Cold Springs Road Corridor)

Motion by Councilman Petronis and seconded by Councilwoman Ronda to adopt Resolution #140.

Discussion:

Supervisor Connors stated that this was a 1.5 Million dollars in a BOND anticipation note that is tied to the fully executed contracts between the Town and State Dept of Transportation as part of a 5.2 million grant. This is a pay in advance grant so the Town has to pay the bills submit evidence of payment to the Dept of Transportation and they are estimating between 45 to 60 days of reimbursing the Town.

Councilman Baker requested to be informed of the rate of the anticipated BOND.

Supervisor Connors stated that it would be part of the final resolution that adopts the BOND anticipation rate.

A roll call vote was taken as follows:

Councilman Baker	Yes
Councilman Petronis	Yes
Councilwoman Ronda	Yes
Councilwoman Winchell	Yes
Supervisor Connors	Yes

Motion carried. Resolution #140 was adopted unanimously. (Copy attached and made part of the minutes).

Resolution #141

(BOND Anticipation Note)

(Construction and extension of the sewage collection line)

Motion by Councilman Baker and seconded by Councilman Petronis to adopt Resolution #141. Discussion:

Supervisor Connors stated that this is the sewer project that is currently underway. The Town formed sewer district that gives the authority to tax property owners within the sewer district. Councilwoman Winchell inquired if the Town would be completely reimbursed and that this would not cost the taxpayer a cent.

Supervisor Connors stated that it would be reimbursed over time and the reason they formed the district was to have the authority to impose the burden on the property owner.

A roll call vote was taken as follows:

Councilman Baker	Yes
Councilman Petronis	Yes
Councilwoman Ronda	Yes
Councilwoman Winchell	Yes
Supervisor Connors	Yes

Motion carried. Resolution #141 was adopted unanimously. (Copy attached and made part of the minutes)

Resolution #143

(Temporary administrative service-Supervisor's Office)

Motion by Councilwoman Ronda and seconded by Councilman Petronis to adopt Resolution #143.

Discussion:

Supervisor Connors stated that in Resolution #77 the Board authorized the appointment of Mandy Malone for an estimated period of sixty to ninety days. He stated that there was still some work to be done and if the Board allowed him to extend her hours through the month of June they can accomplish their goal.

Councilman Petronis inquired why she wouldn't have to use the time clock like everyone else.

Supervisor Connors stated that upon reflection if they have another employee on an interim basis that would be good.

A discussion was held on this topic.

Supervisor Connors stated that if this is what the Town Board desires this than this can be done.

Councilwoman Winchell questioned whether Mandy Malone was a Town resident.

Supervisor Connors stated that she was.

Councilwoman Winchell stated that looking at the vouchers this evening there are two vouchers in there for this individual. She commented that they were coded for the Supervisor's Office and the Building Department when the Resolution appointed her to work for the Supervisor's Office. Supervisor Connors stated that she did some scanning for the Building Department.

A roll call vote was taken as follows:

Councilman Baker	No
Councilman Petronis	Yes
Councilwoman Ronda	Yes
Councilwoman Winchell	Yes
Supervisor Connors	Yes

Motion carried. Resolution #143 was adopted by a 4 to 1 vote. (Copy attached and made part of the minutes).

Audited claims

General	#293-#315
Highway	#273-#290
Town Outside	#48-#60
Water & Sewer	#43-#49
Capital Projects	#42
(Sewer Dist #2)	

Motion carried.

Councilwoman Winchell requested executive session at the July 5th Agenda Meeting for 6:30 pm. (personnel)

Motion by Councilman Baker and seconded by Councilman Petronis to adjourn at 9:35 pm.

Motion carried.

Respectfully submitted by

Sue Cunningham
Stillwater Town Clerk