

**Stillwater Town Board  
Agenda Meeting  
March 1, 2012                      7:00 PM  
Stillwater Town Hall**

**Present:** Councilman Artie Baker  
Councilman Ken Petronis  
Councilwoman Lisa Bruno  
Supervisor Ed Kinowski

**Also Present:** Sue Cunningham, Town Clerk  
James Trainor, Attorney for the Town  
Joe Lanaro, Engineer for the Town

**Absent**                      **Councilwoman Virginia Whitman**  
**Mark Minick, Supt of Highways**

Supervisor Kinowski called the Business Meeting to order and led everyone in the Pledge to the Flag.

Sue Cunningham, Town Clerk took the roll call.

**Adoption of Minutes Motion** by Councilman Petronis and seconded by Councilwoman Bruno to adopt the minutes of February 2, 2012 agenda meeting. **Motion carried.**

**Communications:**

Supervisor Kinowski reported on a request he received from the Mechanicville/Stillwater Chamber of Commerce requesting support for the annual duck derby. It was also suggested that having the Farmers Market at this event to help promote the market. Supervisor Kinowski reported that Family Day will be held on June 1<sup>st</sup> & 2<sup>nd</sup>. A date needed to be made since vendors were already calling for applications. Discussion was held on the possibility of purchasing a 20 x 20 tent for town events. Supervisor Kinowski stated that he will look into costs and report back to the Town board.

## Resports

(Town Board & Department Heads)

### Councilman Petronis

Past Employees: Councilman Petronis requested a resolution for the next meeting to purchase a Blockhouse brick in memory of Dominick Funaro for past dedication to the Town.

**Supervisor Kinowski**

Town Newsletter: Supervisor Kinowski reported that the Town newsletter will start going out next week.

**NYC Training:** Supervisor Kinowski reported on classes attended while at the conference. One in particular will possibly result in an amendment to the Town budget. He learned that they cannot establish a contingency fund in Highway so this will have to be moved to capital projects.

Van Ness Rd: Supervisor Kinowski requested the Attorney draft a separate engagement letter in case of eminent domain issues.

Blockhouse Committee: Supervisor Kinowski commented on the committee that was formed to move the Blockhouse and whether as a committee appointed by the Town are legally able to own a checkbook from donations given to the Blockhouse.

Discussion was held on whether the Town can authorize judiciary money be held by a committee, whether a Friends of the Blockhouse should be formed or continue as a committee and have the monies funneled through the Town.

**Attorney for the Town**

Attorney Trainor reported that the Town was successful with an Article 78 filed against the Town regarding an assessment benefit unit reduction. The case was dismissed.

**Agenda Items**

**Resolutions #14 & #15**

**Resolutions #14      Authorizing the Chief of Police to Hire a Police Officer**

Introduced by:           Councilwoman Bruno          

WHEREAS, the Town of Stillwater Police Department needs to hire one (1) part-time officer for training purposes only; and

WHEREAS, the person recommended by the Town Board for hire is Dan Kuhn; and

WHEREAS, the part-time training officer position shall be paid at the regular part-time rate of other Stillwater Police Officers during training hours;

Now, therefore, be it

RESOLVED, that the Chief of Police is authorized to hire one (1) part-time officer for the purpose of training Town Police Officers only and said officer shall be paid at the regular rate of other part-time Stillwater Police Officers during training hours.

**Motion** by Councilman Petronis and seconded by Councilwoman Bruno to adopt Resolution #14.

A roll call vote was taken on Resolution #14 of 2012 as follows:

Supervisor Kinowski	YES
Councilman Baker	YES
Councilman Petronis	YES
Councilwoman Whitman	ABSENT
Councilwoman Bruno	YES

**Motion carried.** Resolution #14 of 2012 was adopted unanimously.

**Resolution #15      Authorizing Engineering and Legal Services In Connection With Repair and Design of Van Ness Road**

Introduced by:           Supervisor          

WHEREAS, the attached Engagement Agreement of The Chazen Companies for engineering services and the attached legal cost estimate of Cutler, Trainor and Cutler, LLP in connection with stabilization of the Van Ness Road Project are annexed hereto and made a part of hereof; and

WHEREAS, these services are needed to acquire easements, licenses or rights-of-way and design and administer necessary repairs to stabilize Van Ness Road;

Now, therefore, be it

RESOLVED, that the Town Board hereby authorizes The Chazen Companies to perform the engineering services and for Cutler, Trainor and Cutler, LLP to perform the legal services described and estimated in the attachments hereto.

**Motion** by Councilman Petronis and seconded by Councilwoman Bruno to adopt Resolution #15.

A roll call vote was taken on Resolution #15 as follows:

Supervisor Kinowski	YES
Councilman Baker	YES
Councilman Petronis	YES
Councilwoman Whitman	ABSENT
Councilwoman Bruno	YES

**Motion carried.** Resolution #15 of 2012 was adopted unanimously.

**Public Input**

Russell B submitted the following questions regarding the proposed water line to be recorded in the minutes.

I would like to be provided with the list of names and addresses of those people who have approached the Town Board to request that this water project go forward; and a list of those who have stated that they are not interested in a water line to their property(s). Can you provide me with that information?

Supervisor Kinowski stated that there was no list.

What is the total cost of the proposed “new water line” for County Road 75, VanNess Road, McDermott Road, Elmer Robinson Road and George Thompson Road?

Supervisor Kinowski stated that they are still reviewing cost and when they are known the information will be available to everyone.

What are the engineering fees for this project?

Engineer Lanaro stated they it is approximately 10% of the cost.

What are the legal fees for this project?

Attorney Trainor stated that he did not have the figures in front of him but it is approximately 5% of the cost.

How is the benefit unit defined for this project? (i.e. house and lot; vacant land?)

Engineer Lanaro stated that it is the same benefit unit process used for water district 3 & 4 with a series of formulas.

What will be the cost per benefit unit?

Engineer Lanaro stated that they only have preliminary numbers but there is a possibility to consolidate all districts which will lower the cost.

What is the total number of benefit units that will be in the new water line?

Units in the New Proposed Area \_\_\_\_\_

Supervisor Kinowski stated that he is unsure of the number at this time.

Is it correct that you plan to include the debt currently owed by the Districts #3 and #4 residents, to be added into the total cost of the new water line and require residents of Districts #1, #3 and #4 and newly effected residents to pay this debt?

What is the breakdown of benefit units for the following?

District #1\_\_\_\_\_

District #3\_\_\_\_\_

District #4\_\_\_\_\_

Units in New Proposed Area \_\_\_\_\_

TOTAL: \_\_\_\_\_

It was stated that they are unsure of the numbers at this time. They have had workshops for water district #1 and the proposed new area. They have not set a date for a workshop for water district 3 & 4.

What are the debt balances for Districts 3 & 4 that will be rolled over and added in to this new project?

District #3 \$\_\_\_\_\_

District #4 \$\_\_\_\_\_

Total \$\_\_\_\_\_

How much of that debt has been paid for that water line? \$\_\_\_\_\_

How many years are remaining for that debt to be paid in full?

\_\_\_\_\_ years remaining

Supervisor Kinowski stated that after the meeting he can make available all information regarding the debt balances.

How much has it cost the taxpayers in the Town of Stillwater in legal fees and matters regarding the lawsuits brought against the Town by residents of District #4, to date? Attorney Trainor stated that he did not have these numbers before him this evening.

Will you, as a Town Board, bring this proposal to the residents of the effected areas for a “weighted” (per benefit units) public vote?

If you will not bring this matter to a public vote, how many signatures would be required on a petition to have this matter put to a public vote by the effected residents?

What is the time-frame requirements, and any other requirements that we would need to know to file a petition? (i.e. special language, etc.). Supervisor Kinowski stated that prior to any decision being made all information will be provided to residents involved and all comments or correspondence form the residents involved will be taken into consideration. Attorney Trainor went over the legal requirements for the proposed district and there are four ways the Town can go with a different formula to follow. Supervisor Kinowski stated that all this information will also be made available.

Tony B inquired if grant money was reflective in the 10% quote to construct the water line and the length of time expected to put in the proposed water line. Engineer Lanaro stated that grant money was not reflected in the 10% quote. He said that the quote covered things such as design, easements, reviews and it would take an estimated time of two years to complete the entire process.

Tony B commented on the property values for water district 3 & 4 increasing already so what do the residents in district 3 & 4 have to gain by this new district? He also inquired if the hook up fee was going to be waived. Discussion was held on the hook up fees from the main to the edge of road being waived but from the edge of road to the home the resident would be responsible.

Supervisor Kinowski spoke on the concerns the Town has with supplying water to the Town residents. Water District #1 is now supplied by the Village and their water source is the County water system but district #3 & #4 are supplied by the City of Mechanicville who has possible problems with their reservoir & dam problems.

Coke C inquired about the number of homeowners easements have to be obtained for Van Ness Rd being repaired and commented on low water pressure last week and not being informed of any problem. Attorney Trainor stated that approximately 7 seven easements have to be obtained. Supervisor Kinowski stated that no one called to inform him there was a problem. He found out on Tuesday that there was a problem. Councilman Petronis stated that there was a break in the line going up to the tank in Hillside.

Art F commented on the water line in Water District #4 being extended up Van Ness Hill, at the last minute and benefit units.

**Audited Claims**

**Motion** by Councilman Baker and seconded by Councilman Baker to pay the audited claims.

General	#99--#129	\$14209.00
Town Outside	#35--#44	\$24104.14
Highway	#72--#84	\$16712.83
Water & Sewer	#13	\$220.00

**Motion carried.**

**Motion** By Councilman Petronis and seconded by Councilman Baker to adjourn the meeting at 8:10 PM. **Motion carried.**

Respectfully submitted by  
Sue Cunningham,  
Stillwater Town Clerk

