

**Stillwater Town Board  
Business Meeting  
April 18, 2013      7:00 PM  
Stillwater Town Hall**

**Present:**      **Councilman Ken Petronis  
Councilwoman Lisa Bruno  
Councilwoman Virginia Whitman  
Supervisor Ed Kinowski**

**Also Present:** **Sue Cunningham, Town Clerk  
Mark Minick, Supt of Highways  
James Trainor, Attorney for the Town**

**Absent:**      **Councilman Artie Baker**

Supervisor Kinowski called the 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 March 21, 2013. **Motion carried.**

**Communications**

**Resignation:** Town Clerk Sue Cunningham reported that she has received the resignation of Town Judge Michael Zurlo effective 5 pm April 11, 2013.

**Community Center Water Bill:** Supervisor Kinowski stated that he received a message from the Community Center regarding their Village water bill which was very high. Discussion was held on water billing, EDU's, connection, readings and possible leaks.

**Turning Point Parade:** Supervisor Kinowski reported that the Town Board has been invited to march in the Schuylerville Turning Point Parade in August.

**Police Dept:** Supervisor Kinowski stated that he received a communication from a resident thanking the Police Dept.

**Mechanicville Water Report:** Supervisor Kinowski stated that he received a water quality report from Mechanicville.

**Bike Race:** Supervisor Kinowski stated that he received notification of a bike race/tour in August that will originate in Malta but include Town roads in the western portion of Stillwater.

**Iron Bridge:** Supervisor Kinowski stated that he was notified they will be closing Route 4 at the iron bridge for a full weekend sometime in May or June for additional work that has been done.

**New Town Hall:** A brief discussion was held on the Town Offices moving. Discussed was when and how they would be moving.

Supervisor Kinowski spoke on the in kind services the Highway Dept. has been doing in the new Town Hall.

**Highway Dept.**      **Mark Minick**

Supt Minick gave a brief update on the work being done on the new Town Hall, Stillwater Glen Hollow Park, garbage being picked-up along the roadside, and tree work.

Supt Minick requested a moment of silence for Arthur Patterson, former Highway superintendent who recently passed away.

**Agenda Items**

**Resolutions #28--#34**

**Resolution #28                    Authorizing Highway Superintendent to Advertise  
For Gas, Diesel Fuel and Heating Oil**

Introduced by: Supervisor (Highway Superintendent)

WHEREAS, Highway Superintendent Minnick recommends that he be authorized to solicit bids now for Gas, Diesel and Heating Oil to lock in today’s price; and

WHEREAS, the Town Board agrees that it would be prudent to do so;

Now, therefore, be it

RESOLVED, that the Highway Superintendent is hereby authorized to solicit bids for Gas, Diesel and Heating Oil to be provided to the Town in the near future.

**Motion** by Councilman Petronis and seconded by Councilwoman Bruno to adopt Resolution #28 of 2013.

A roll call vote was taken on Resolution #28 of 2013 as follows:

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

**Motion carried.** Resolution #28 of 2013 was adopted unanimously.

**Resolution #29                    Regarding Contract  
For the Expenditures of Highway Monies**

Introduced by: Supervisor (Highway Superintendent)

WHEREAS, pursuant to Section 284 of the New York State Highway Law, the Town Board requires a written agreement with the Highway Superintendent for the expenditure of budgetary funds related to the repair and improvement of all roadways, sluices, culverts and bridges having a span of less than 5 feet and boardwalks and renewals thereof; and,

WHEREAS, pending approval of said agreement, the Highway Superintendent has submitted proposed expenditures on vouchers for Town Board approval prior to the expenditure being made except in cases of actual emergencies;

Now, therefore, be it

RESOLVED, that the Town Board hereby approves the attached written agreement with the Highway Superintendent pursuant to Section 284 of the New York State Highway Law for the expenditure of budgetary funds related to the repair and improvement of all roadways, sluices, culverts and bridges having a span of less than 5 feet and boardwalks and renewals thereof.

**Motion** by Councilman Petronis, seconded by Councilwoman Bruno, to adopt Resolution No. #29 of 2013.

A roll call vote was taken on Resolution #29 of 2013 as follows:

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

**Motion carried.** Resolution No. 29 of 2013 was adopted unanimously.

**Resolution #30**                      **Authorizing the Highway Superintendent  
To Solicit Bids for an Excavator**

Introduced by : Supervisor (Highway Superintendent)

WHEREAS, the Highway Superintendent has identified a need to purchase a Swing Boom-Operating Weight with Cab Excavator for highway department services as provided in the 2013 budget; and

WHEREAS, competitive bidding is required as the monetary threshold of General Municipal Law of §103 may be reached;

Now, therefore, be it

RESOLVED, that the Highway Superintendent is authorized to solicit for sealed bids by public advertisement for the purchase a Swing Boom-Operating Weight with Cab Excavator.

**Motion** by Councilman Petronis and seconded by Councilwoman Bruno to adopt Resolution #30 of 2013.

A roll call vote was taken on Resolution #30 of 2013 as follows:

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

**Motion carried.** Resolution #30 of 2013 was adopted unanimously.

**Resolution #31**                      **Authorizing Town Supervisor to  
Reimburse DeCresente for Over Payment of  
Taxes Dating Back to 2007**

Introduced by: Supervisor

WHEREAS, it has been brought to the attention of the Supervisor that DeCresente has overpaid some Town and County property taxes since 2007 in the approximate amount of \$20,000; and

WHEREAS, after a thorough investigation it appears that duplicate invoices and payments have been made;

Now, therefore, be it

RESOLVED, that the Town Board hereby authorizes the Town Supervisor to reimburse DeCrescente for overpayments in the amount of \$17,451.72 pertaining to Hudson Avenue, Stillwater, New York (SBL: 262.-1-4.14) and 1 Best Avenue, Stillwater, New York (SBL: 262.-1-4.121).

**Motion** by Councilman Petronis and seconded by Councilwoman Bruno to adopt Resolution #31 of 2013.

A roll call vote was taken on Resolution #31 of 2013 as follows:

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

**Motion carried.** Resolution #31 of 2013 was adopted unanimously.

**Resolution #32**                      **Amending 2013 Resolution No. 24**  
   **Authorizing Disbursement**  
   **For Town Day at the Races**

Introduced by: Councilwoman Whitman

WHEREAS, the Town Board approved 2013 Resolution No. 24 which, among other things, authorized Town Day at the Races on Sunday, August 18, 2013; and

WHEREAS, the Town Board desires to change the name given to the race to honor the Town of Stillwater’s 225<sup>th</sup> Anniversary; and

WHEREAS, the Town Board also desires to amend the cost of the tickets to \$45 per person;

Now, therefore, be it

RESOLVED, that 2013 Resolution No. 24 is hereby amended to change the name of the race to “Town of Stillwater 225<sup>th</sup> Anniversary Race”; and be it further

RESOLVED, that 2013 Resolution No. 24 is hereby further amended to change the cost of the tickets to \$45 per person, in accordance with the terms of the signed Agreement.

**Motion** by Councilman Petronis and seconded by Councilwoman Bruno to adopt Resolution #32 of 2013.

A roll call vote was taken on Resolution #32 of 2013 as follows:

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

**Motion carried.** Resolution #32 of 2013 was adopted unanimously.

**Resolution #33**                      **Disburse Budgeted Funds**  
   **For the Purchase of Equipment at the Glen Hollow Park**

Introduced by: Supervisor

WHEREAS, the Glen Hollow Park now being completed is ready for equipment to be purchased and installed;

Now, therefore, be it

RESOLVED, that the Supervisor is hereby authorized to expend the allotted budgeted funds for the purchase of equipment for the Glen Hollow Park at a cost not to exceed \$50,000.00.

**Motion** by Councilman Petronis and seconded by Councilwoman Bruno to adopt Resolution #33 of 2013.

A roll call vote was taken on Resolution #33 of 2013 as follows:

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

**Motion carried.** Resolution #33 of 2013 was adopted unanimously.

**Resolution #34**                      **Appointing a Stillwater Representative  
To the Malta Sports Field Board**

Introduced by: Supervisor

WHEREAS, a vacancy exists on the Malta Sports Field Board; and

WHEREAS, the Town Board has reviewed the qualifications of Art Baker for the position and determine he/she is appropriately qualified to serve in that capacity;

Now, therefore, be it

RESOLVED, that the Town Board hereby appoints Art Baker to the Malta Sports Field Board effective immediately.

**Motion** by Councilman Petronis and seconded by Councilwoman Bruno to adopt Resolution #34 of 2013.

A roll call vote was taken on Resolution #34 of 2013 as follows:

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

**Motion carried.** Resolution #34 of 2013 was adopted unanimously.

**Capital Projects-** Estimated Timeline of Proposed Water Line.  
Attorney Trainor submitted to the Town Board an estimated legal timeline of the proposed water project from the final workshop held in March to the beginning of construction in March of 2014.

**Public Input**

Marty D inquired if anyone had the ability to test the water meter at the Community Center and if the water tower for the new proposed water line will be big enough to handle the City of Mechanicville if they decide to hook in.  
Supt Minick stated that they have the ability to test the water meter.  
Supervisor Kinowski stated that the size or shape of the water tower has not been determined yet but it will handle the City of Mechanicville if the decide to hook in.

Coke C questioned the proposed water loop and the source of water afterwards.  
A brief discussion was held on the now & future water source and project.  
Councilwoman Whitman commented that they have a contract with the Village until 2016.

Art F inquired where the two meters were at the community center and how DeCrescente was doubled billed on taxes.  
Supervisor Kinowski stated that they know where one of the meters at the center is but not the other one. He also explained the PILOT with Decrescente and how taxes are billed.

**Audited Claims**

**Motion** by Councilwoman Bruno and seconded by Councilwoman Whitman to pay the audited claims.

General	\$138--\$152	\$5167.44
Town Outside	\$57--#64	\$1315.69
Highway	\$164--#174	\$13173.87
Water & Sewer	\$22--#23	\$440.00
Capital Projects		\$5011.00

**Motion carried.**

**Motion** by Councilman Petronis and seconded by Councilwoman Bruno adjourn into executive session to discuss contract. **Motion carried.** (Note: The Town Board will not resume back into the regular meeting).

Respectfully submitted by

Sue Cunningham  
Stillwater Town Clerk