

**Stillwater Town Board
Agenda Meeting
June 4, 2009 7:00 PM
Stillwater Town Hall**

Present: **Councilman Artie Baker**
 Councilman Ken Petronis
 Councilwoman Lisa Bruno
 Councilwoman Virginia Whitman
 Supervisor Shawn Connelly

Also Present: **Sue Cunningham, Town Clerk**
 Mark Minick, Supt of Highways
 James Trainor, Attorney for the Town
 Joe Lanaro, Engineer for the Town
 Ray Abbey, Bldg Inspector/Code Enforcement

Supervisor Connelly 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 Councilwoman Whitman and seconded by Councilman Baker to adopt the minutes of the May 7, 2009 Agenda Meeting of the Stillwater Town Board.
Motion carried.

Communications: None

Reports **(Town Board & Dept Heads)**

Supervisor Connelly

Global Foundaries: Supervisor Connelly reported that things were moving along and they could be closing as early as next week.

Blockhouse: Supervisor Connelly reported that the Blockhouse is now open Wednesday thru Sunday.

EPA: Supervisor Connelly gave a brief update on the dredging.

5K Race & Family Day: Supervisor Connelly reported that the 5K race was Friday evening and Family Day was this Saturday from 12 PM to 7 PM.

Councilman Baker

Community Center:

Family Day: Councilman Baker stated that opening ceremonies for Family Day would be at 12 Noon and encouraged other Board Members to be present.

Duck Derby: Councilman Derby stated that the annual Duck Derby was a success.

Resolution #76: Councilman Baker requested that this Resolution be amended to extend the timeframe thru January 2010.

Councilman Petronis

Highway Contract: Councilman Petronis suggested that the highway committee meet with the Highway Dept to discuss their new contract than submit it to a labor attorney for review. He considered having a labor attorney present during negotiations would be costly and unnecessary. Supervisor Connelly stated that he would like the Town Board meet in executive session to give their input on the new highway contract.

Water: Councilman Petronis commented on the route the village wants to take for County water and stated he had concerns with the proposed route and wants to know what the cost are going to be.

Councilwoman Whitman stated she had concerns with the route, cost of water and operational cost.

Councilman Baker suggested they hold and meeting for on the water issues and let the residents decide.

Supervisor Connelly stated that he would contact the school to use the auditorium and inform the Village of the meeting.

Parks & Recreation: Councilman Petronis stated that he a resident inquire about providing power to the pavilion.

Councilman Baker stated that he was not interested in putting power to the pavilion. Discussion was held in regard to just putting in a receptacle.

Councilwoman Bruno

Town Wide Clean up: Councilwoman Bruno reported that the spring clean-up was a success.

Route 32 Drainage: Councilwoman Bruno reported on a letter received from a resident regarding a drainage issue on Route 32. She stated that she has contacted the NYS DOT and they are going to look into the problem.

Multi-Use Trail: Councilwoman Bruno commented on the trail in regard to dog feces covering the trail.

Supervisor Connelly stated that the canine control officer suggested that the Town look into small dog waste bags to put near the entrance of the trail in hopes of people cleaning up after their dogs.

Discussion was held and the Board decided to have the canine control officer look into the cost of the bags.

Councilman Petronis brought up the idea of creating a garbage taxing district where people could put out stuff anytime and the cost would be put in the Town taxes.

Discussion was held and some members of the Board & the High Supt were not in favor of this.

Councilwoman Whitman

Henry F Lefco: Councilwoman Whitman commented on the request for yearly payment from the Henry F Lefco American Legion and asked if payment was made yet.

Mortgage tax: Councilwoman Whitman commented on how the mortgage tax being down would impact the budge, inquired on how much of an impact the increase from MVP will raise the budget and if they should anticipate a raise in the NYS Retirement fees to local government. Supervisor Connelly stated that the rate increase from MVP was to do with new State mandate fees.

Councilman Petronis suggested they obtain quotes on insurance for next year.

Energy Audit-Community Center: Councilwoman Whitman inquired if there was a conflict with a SACC Board member owning a company that had this particular company work for them & then referring them to the center.

Supervisor Connelly stated that it wasn't a conflict because it was a company that did work for the company she worked for.

Emergency Management: Councilwoman Whitman stated that in talking with the committee chairperson there are several receipts missing from the Community Center in regard to the ice storm. If the receipts are not located the community center stands to lose FEMA money.

Blockhouse: Councilwoman Whitman requested that Attorney Trainor prepare the easement for utility water crossing and the Blockhouse Committee is willing to pay all fees.

Supervisor Connelly stated that in doing a tax search it was discovered that the owner owes back taxes and this issue needs to be resolved prior to the Blockhouse obtaining an easement for him.

Moolah Hill: Councilwoman Whitman inquired as to the status of Moolah Hill. She commented that the Town needs practice fields for baseball leagues and soccer leagues.

Councilman Petronis stated that when trying to have the property turned in to playing fields a number of issues arose such as; railroad tracks, fencing and irrigation. After this the project fell by the wayside.

Councilwoman Whitman stated that there was money in parks and some could be used to finish making ball fields.

Councilman Baker stated that Parks budget will be used for Glen Hollow Park

Councilwoman Bruno questioned why this has been on hold and Glen Hollow Park is done on a snap.

Discussion was held on who would benefit on the parks.

Saratoga Glen: Clubhouse Court: Councilwoman Whitman commented on the condition of Clubhouse Court in Saratoga Glen.

Supt Minick stated that the area has been cut, graded and seeded.

Water Pressure: Councilwoman Whitman commented on a memo received from Peter Hughes, Fire Marshall regarding the water pressure in Saratoga Glen.

Discussion was held and it was suggested that a letter be sent to the Fire Commissioners regarding the hydrants.

Dell Warranty: Councilwoman Whitman inquired if the warranty with Dell went through and if anything was done regarding the suggestion that we have info within the contract for a third party so that we don't run into this situation again.

Community Center: Councilwoman Whitman stated that she would like to receive a copy of the Community Center's 2009 budget and would like to see full cash receipts for Family Day. Supervisor Connelly stated that all she had to do was go to the Community center and request a copy of their budget.

Meeting & Events: Councilwoman Whitman stated that she attended a meeting for the Saratoga County Autism Council, attended the senior luncheon the County held in Saratoga and there is a senior picnic being planned for August.

Councilwoman Bruno inquired if the audit was completed.

Supervisor Connelly stated that it is in draft form and the final copies should be completed within the next couple of weeks.

Councilman Petronis stated that he has had inquiries in regard to bus service and suggested that they look into bus service for the Town.

A discussion was held on this.

Town Clerk (Sue Cunningham)

Report: Sue Cunningham, Town Clerk stated that she already submitted her report to the Town Board members.

Supt of Highways (Mark Minick)

Water System: Supt Minick reported that DOH has inspected the water system and it went very well.

Brickyard Rd. Variance: Supt Minick commented on a variance application before the ZBA in regard to building a home. He stated that water & sewer main run through this property he did not feel it was a good idea to let the applicant build there.

Road Maintenance: Supt Minick stated that they have been crack sealing, ditching on Munger Hill Rd, and mowing.

Grant: Supt Minick stated that the \$300,000 grant he applied for in 2002 is in the final steps. It was noted that this was a member item that was applied for.

Attorney for the Town (James Trainor)

Water Dist. #4: Attorney Trainor reported that Water Dist #4 law suit has been in three separate courts, the highest court has made a decision in the Towns favor, and they are still waiting on the decision of the other two courts.

CSR: Attorney Trainor reported the eminent domain proceedings are unnecessary at this time, 65 of the 85 properties have closed voluntarily and the rest are moving fairly well.

Resolutions: Attorney Trainor stated that there are a number of resolutions for the next meeting that are time sensitive.

Councilman Baker inquired about a resolution regarding the Town Board meeting only once a month in July & August.

Attorney Trainor stated that there were two ways to interpret the local law that was adopted and proceeded to go over the local law that was adopted regarding Town Meetings and his interpretation was that they would have to have a public hearing to amend the local law.

Councilman Baker stated that he did not want to go through the public hearing and just wanted to cancel the first meetings of July & August.

Discussion was held with Councilwoman Bruno against the one meeting a month and Councilwoman Whitman had concerns about paying the audited claims.

Councilman Baker requested that the Attorney proceed with the public hearing resolution so in the future they will have the option of having to go to one meeting a month without any problems.

Engineer for the Town (Joe Lanaro)

Engineer Lanaro submitted a report to the Board and briefly went over the report. (Copy on file in the Town Clerks Office)

Supervisor Connelly reported on concerns that were brought up regarding the energy audit at the Community Center. He stated that prevailing wages would be paid and they are willing to use local vendors if the vendors are willing to be placed on an approved vendor list with the company.

Councilwoman Bruno stated that she wanted to see documentation from their Attorney showing that the Town would not be held responsible in anyway.

Public Input

Resident I commented on the road closures for the 5-K race on Friday evening. He felt that the Village residents involved and the Village Mayor should have been informed. He also commented on the status of the Building Inspector with the state and found his that his status for 2009 has lapsed because he was short two hours for training last year.

Resident II stated that ball fields in Stillwater was a good idea so residents don’t have to travel to other Towns to practice, suggested that the by-laws for the Community Center be looked at, updated and the Community Center provide a quarterly report to show how much they make on serving adult beverages.

Resident III inquired about the \$300,000 grant for the Highway as to who it was filed with and if documentation is available, questioned whether the Town had a debit card or credit and who had use of the card(s), Community Center loan, power to the Turning Point Park pavilion, informational meeting on water, health insurance and FEMA receipts.

Supt Minick stated that it was a member item from 2002 and that he has documentation. Supervisor Connelly stated that the Town has two debit cards, explained who has control over them and what the limit was on them. Discussion was held on the Community Center loan, and the informational water meeting.

Resident IV commented on the proposed 300 ft building zoning change.

Resident V inquired about Resolution #84. Engineer Lanaro stated that this is the process that has to be followed to move the poles on Cold Springs Road.

Resident VI questioned Resolution #83 and the route the Village wants to bring a water line down from CSR. Supervisor Connelly stated that even though SEDC is hiring Chazen the Town of Stillwater has to authorize it and proceed to go over the route the Village is intending to use and the Route the Town wants to go.

Agenda items (Resolutions #83 & #84)

Resolution #83: The Town Board authorizes the SEDC to engage the services of The Chazen Companies to study potential development of the Route 67 corridor.

Resolution #84: The Town Board hereby schedules a public hearing at 7:00 PM on June 18th to consider granting a Utility Permit to National Grid in the Town’s permanent easement area over the lands of the Luther Forest Corporation along Cold Springs Road.

Motion by Councilman Petronis and seconded by Councilwoman Bruno to adopt Resolutions #83 & #84.

A roll call vote was taken as follows:

Councilman Artie Baker	Yes
Councilman Ken Petronis	Yes
Councilwoman Lisa Bruno	Yes
Councilwoman Virginia Whitman	Yes
Supervisor Shawn Connelly	Yes

Motion carried. Resolutions #83 & #84 were adopted unanimously. (Copies attached and made part of the minutes)

Motion by Councilman Petronis and seconded by Councilwoman Bruno to pay the audited claims.

General	#256--#274	\$20,850.78
Highway	#251--#262	\$3,957.48
Town Outside	#60--#64	\$2,197.03
Water & Sewer	#34--#38	\$894.30
Capital Projects	#40--#42	\$22,591.05

Motion carried.

Respectfully submitted by
Sue Cunningham
Stillwater Town Clerk