

**Stillwater Town Board
Business Meeting
July 19, 2012 7:00 PM
Stillwater Community Center**

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

Also Present: Sue Cunningham, Town Clerk
James Trainor, Attorney for the Town
Sean Doty, Engineer for the Town

Absent: 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.

Communication: Supervisor Kinowski read an informational notice from the Town of Corinth regarding a tattoo/body piercing parlor that open and do not have to follow any health laws.

Special Presentation Aiden O'Connor-Troop #35

Aiden O'Connor of Boy Scout Troop 35 requested permission to build a bulletin board at Saratoga Glen Hollow Park for an Eagle project for Boy Scout Troop 35.
The consensus of the Town Board was to grant Aiden permission to build a bulletin board in the Glen Hollow Park.

Adoption of Minutes

Motion by Councilwoman Whitman and seconded by Councilman Petronis to adopt the minutes of May 17, 2012. **Motion carried.**

Agenda Items Resolutions #62-#64

Resolution #62 Setting a Public Hearing to Consider Local Law No. ____ of 2012, All to Amend the Saratoga Lake PDD

Introduced by: Supervisor

WHEREAS, due to an inconsistency in property identification numbers, landscaping and dimensional requirements, the Stewarts Corporation has requested and the Town Board feels it appropriate to conduct a public hearing to consider amending the Saratoga Lake/Stewarts PDD;

Now, therefore, be it

RESOLVED, that the Town Board hereby schedules a Public Hearing for August 16, 2012 at 7:00 p.m. at the Town Hall, 66 East Street, Stillwater, New York to consider Local Law No. ____ of 2012, a Local Law amending the Saratoga Lake Planned Development District; and be it further

RESOLVED, that the Town Clerk is directed to publish appropriate notice of the Public Hearing in the Town's official newspaper.

Motion by Councilman Petronis and seconded by Councilman Bruno to adopt Resolution #62 of 2012.

A roll call vote was taken on Resolution #62 of 2012 as follows:

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

Motion carried. Resolution #62 of 2012 was adopted unanimously.

Resolution #63 **Appropriate Monies for
The Concert at Blockhouse Park**

Introduced by: Councilwoman Whitman

WHEREAS, the Town is conducting a concert for the public at Blockhouse Park; and

WHEREAS, the Town Board has previously budgeted monies to pay for the concert related expenses;

Now therefore be it,

RESOLVED, that the Supervisor is hereby authorized to expend \$600.00 for the band and advertisement for the Town’s concert to be held at Blockhouse Park from budget account number A7270.4.

Motion by Councilman Petronis and seconded by Councilman Bruno to adopt Resolution #63 of 2012.

A roll call vote was taken on Resolution #63 of 2012 as follows:

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

Motion carried. Resolution #63 of 2012 was adopted unanimously.

Resolution #64 **Amending Resolution No. 47 of 2012
Regarding Stillwater Family Day 2012**

Introduced by: Councilwoman Whitman

WHEREAS, the Town Board approved Resolution No. 47 to sponsor the annual Family Day with funding not to exceed \$12,000.00; and

WHEREAS, it has been determined that additional funds are necessary to cover this event;

Now, therefore, be it

RESOLVED, that the Town Board authorizes an additional amount of \$3,000.00 for the Stillwater Family Day event for a total amount not to exceed \$15,000.00.

Discussion: Supervisor Kinowski stated that he would like this Resolution tabled until the next meeting.

Motion by Councilman Petronis and seconded by Councilwoman Bruno to table Resolution #64.

A roll call vote was taken as follows:

Councilman Baker	Yes
Councilman Petronis	Yes
Councilwoman Bruno	Yes
Councilwoman Whitman	Absent
Supervisor Kinowski	Yes

Motion carried: Resolution #64 was tabled unanimously.

Public Input

Beth C spoke stated that she was a volunteer at the community center. She spoke on the center’s by-laws, Certificate of Incorporation, annual meeting and requested that the present Board of Directors resign so a new Board of Directors can be elected by members of SACC.

Lynn L inquired if any new information was available regarding funding for the proposed water line.

Supervisor Kinowski stated that they have looked into using some of the Global Foundries money, looking at options of only putting in a transmission line and not a distribution line and are looking at what grants are available.

****Councilwoman Whitman arrived at this time.**

Councilwoman Whitman apologized for arriving late; she thought the meeting was scheduled to start at 7:30 pm.

Supervisor Kinowski apologized to Councilwoman Whitman for informing her that the meeting started at 7:30 pm. He thought the meeting time was changed along with location.

Lynn L inquired if the water restriction were the water districts receiving water from Mechanicville.

Supervisor Kinowski commented the water restrictions were districts #3 & #4 who receive water from Mechanicville.

Steve M inquired if the Town Board followed up on the legal impact of getting involved in the community center and what the results were.

Councilman Baker stated that he met with the Town Attorney and has a letter of intent which needs at least three board members to sign.

Russell K inquired if the Town Board could validate members of the community center could vote on members of the SACC Board.

Attorney Trainor stated that the Town Board does not have any involvement in the Board of Directors.

Councilwoman Bruno stated that she supports the decision of the Community center board and that the Town Board should not get involved.

Councilwoman Whitman agreed that the Town Board can not get involved and does not want to be involved in the community center.

Councilman Baker stated that the residents have the right to vote in the Board of Directors, have the right to request a meeting to vote and as a Town Board member he will not be able to attend that meeting.

Mark C stated that he is not involved in the community center but has been hearing such as arrogance of the SACC Board Members. He suggested that members of the board should be more open and asked how to get the members to comply with the by-laws.

Attorney Trainor stated that they could hire an attorney to review and see that they follow the by-laws.

Mark C inquired if this was something the Attorney General would be involved in.

Attorney Trainor stated that he would rarely get involved in something like this.

Supervisor Kinowski stated that they have a responsibility to the residents and should consider if programs are in jeopardy. Board members are volunteering their time and they need to give them latitude to work with transition team in place.

Mark C stated that he does not know Mr. Baskin but has heard that he has contributed to the health of the center and has not heard anything negative about him. He questioned the Board of Directors dismissal of Mr. Baskin unless there was a hidden agenda. He just feels the Board of Directors should be more forthcoming.

Councilwoman Bruno stated that contracts and personnel are not discussed in open meetings. A couple of years ago the Town Board bailed out the Community Center in order to keep the doors open. He suggested that residents attend the center's meeting on a regular basis and that more goes on behind the scenes than what people see. She stated that Ben Baskin has done great things but she respects the Board of Directors decision.

Lanny W spoke on the Community Center not operating in accordance with the Not-for-Profit Corporation law, their Certificate of Incorporation and the Centers by-laws.

Marty M stated that he served on the community center board, removed himself because he did not like the direction the center was going. He feels it is unprofessional the way the Board of Directors chose not to renew the executive director's contract. Everyone was rights and wrongs, if bad give a progressive discipline watch, evaluate if there is no change than have documentation to show for letting go.

Jim C spoke on behalf on the Board of Directors and felt that the executive director is condescending to the Board of Directors. He also questioned Councilman Baker's support of the executive director.

Councilman Baker stated that he has worked with the director, has a good relation with him and likes the direction the center is going.

Russell stated that if things are working well so don't change them.

Bob E, SACC Board Member, stated that the decision not to renew Mr. Baskin's contract was done with great care and consideration. With the contract running out in two months the decision was to let contract run out and move on. He can't speak on contract matters but if residents had full knowledge they would agree with the board of directors. He encourages anyone to contact him and he will sit down and speak with them.

Mark K commented on the by-laws being improperly changed.

Karen L, SACC Board Member spoke on the by-laws and when & how SACC board member vacancy positions are filled. She stated that in December 3 board member positions will expire. She also welcomed anyone who is interested in being on the Board or to volunteer to update the by-laws contact her.

Russell inquired if Mr. Baskins waived confidentiality if the Board of Directors could answer questions on why his contract was not being renewed.

Karen L stated that the problem was that it involved others and their confidentiality.

Art F questioned if the Town Board could make recommendations and questioned the contract.

Supervisor Kinowski stated that any residents could make recommendations and that the Town has no ties to Mr. Baskin's contract.

Tony B inquired about flea infestation in the upper Hudson River.

Supervisor Kinowski stated that he has no information on that and they would have to contact Saratoga Water Authority.

Karen L, SACC Board Member stated that the center's annual meeting will be held in December, there will be three position opening on the board and commented on discrepancies in the by-laws that they are trying to correct.

Jim C commented on the Board of Directors being professional, dedicated and they have no personal agenda.

Mark K stated that if there is wrong doing it needs to be corrected and felt the directors need to be to be more open.
Councilwoman Bruno stated that they are open except where confidentiality comes in.

Councilman Baker stated that he had a proposal tonight but needs at least three members of the Town Board to sign but after hearing comments he does not feel he will have the support so he has decided not to bring the proposal forward.

More discussion was held on the Town Board getting involved, the center’s annual meeting, the Board of Directors and process of voting on new members.

Councilman Petronis stated that he spent time over the years at the center but has not been involved over the last few years. He would be remiss to vote on something he his not familiar with and feels the Board should not be involved at this time.

Councilman Baker stated that his involvement is a personal thing, he does not have anything against the Board and he is willing to work with the Board of Directors.

Supervisor Kinowski stated that at the next meeting the Police Chief will address the Board regarding purchase of a new police car and there will be a resolution for a retirement change that would affect the police chief.
Councilwoman Whitman questioned why they want to purchase a new car this year and not next year.

Motion by Councilman Baker and seconded by Councilwoman Bruno to allow the police chief to research best way possible to purchase a new vehicle through the Town’s Procurement Policy. **Motion carried.**

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

General	#275--#293	\$34,394.78
Town Outside	#142--#149	\$10,574.76
Highway	#240--#242	\$27,843.11

Motion carried.

Motion by Councilman Petronis and seconded by Councilwoman Bruno to adjourn into executive session to discuss contract and litigation at 8:35 pm. **Motion carried.** (Note: the Town Board will not be acting on any business and will not resume the regular meeting)

Respectfully submitted by

Sue Cunningham
Stillwater Town Clerk