

**Stillwater Town Board**  
**October 5, 2017                      7:00 PM**  
**Stillwater Town Hall**

**Present:**        **Councilman Artie Baker**  
                  **Councilwoman Lisa Bruno**  
                  **Councilwoman Ellen Vomacka**  
                  **Supervisor Ed Kinowski**

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

**Absent:**        **Councilman Ken Petronis**

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 Minute: Motion** by Councilwoman Vomacka and seconded by Councilman Baker to adopt the minutes of the Sept 21, 2017 Town Board meeting. **Motion carried.**

<b><u>Agenda Items</u></b>	<b>Resolution</b>
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<b>Resolution #58</b>	<b>Scheduling a Joint Public Hearing for Local Law No. ____ of 2017 Regarding the Turning Point PDD Amendment</b>
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Introduced by: \_\_\_\_\_ Supervisor \_\_\_\_\_

WHEREAS, Brickyard Road Associates, LLC has submitted an application for an amendment to the Turning Point Planned Development District ("PDD") a Project Narrative dated June 22, 2016, a Full Environmental Assessment Form ("EAF"), and Concept Plan dated August 4, 2016 is attached hereto; and

WHEREAS, both the Town Engineer and the attorney for the Town have reviewed the application and proposed PDD amendments, and have provided their comments to the applicant and the applicant has responded thereto in writing;

WHEREAS, changes have been proposed to the existing PDD language to incorporate apartments but also the engineer's and attorney's comments, and a copy of the proposed Local Law is attached hereto showing the proposed amendments;

Now, therefore, be it

RESOLVED, that the application by Brickyard Road Associates, LLC regarding the amendment of the Turning Point Planned Development District (Ordinance No. 1 – 1989, as amended) be scheduled for a Joint Public Hearing of the Town Board and Town Planning Board on November 16, 2017 at 7:00PM at the Town Hall, 881 Hudson Avenue, Stillwater, New York; and be it further

RESOLVED, that the Town Clerk publish appropriate notice of the Public Hearing at least 10 days, but not more than 20 days, prior to the November 16, 2017 Joint Public Hearing; and be it further

RESOLVED, that the Director of Building and Planning ensure that individual mailings are sent in accordance with §210-138 of the Stillwater Town Code; and be it further

RESOLVED, that the Town Board hereby refers the Turning Point PDD Amendment

application to the Town Planning Board for review and comment prior to the November 16, 2017 Joint Public Hearing.

**Motion** by Councilwoman Bruno and seconded by Councilman Baker to adopt Resolution No. 58 of 2017.

A roll call vote was taken on Resolution No. 58 of 2017 as follows:

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

**Motion carried.** Resolution No. 58 of 2017 was adopted unanimously.

**Resolution #59            Scheduling a Joint Public Hearing for  
Local Law No. \_\_\_\_ of 2017 Regarding the Saratoga Hills PDD Amendment,  
Previously Hillside Mobile Home Park PDD**

Introduced by: \_\_\_\_\_ Supervisor \_\_\_\_\_

WHEREAS, the Stillwater Elgen, LLC has submitted an application for an Amendment to the Hillside Mobile Home Park PDD to be now identified as the “Saratoga Hills Planned Development District” (“PDD”); and

WHEREAS, the Town Engineer has reviewed the application and proposed PDD amendments, and has provided his comments to the applicant and the applicant has responded thereto in writing;

WHEREAS, changes have been proposed to the existing PDD language and a copy of the proposed Local Law, title “Saratoga Hills Mobile Home Park PDD” is attached hereto showing the proposed amendments; Now, therefore, be it

RESOLVED, that the application by Stillwater Elgen, LLC regarding the amendment to the Hillside Mobile Home Park Planned Development District (to be now identified as the “Saratoga Hills Planned Development District” ) be scheduled for a Joint Public Hearing of the Town Board and Town Planning Board on November 16, 2017 at 7:00PM at the Town Hall, 881 Hudson Avenue, Stillwater, New York; and be it further

RESOLVED, that the Town Clerk publish appropriate notice of the Public Hearing at least 10 days, but not more than 20 days, prior to the November 16, 2017 Public Hearing; and be it further

RESOLVED, that the Director of Building and Planning ensure that individual mailings are sent in accordance with §210-138 of the Stillwater Town Code; and be it further

RESOLVED, that the Director of Building and Planning submit the proposed Local Law and EAF to the Saratoga County Planning Board pursuant to General Municipal Law §239m for its review and comment prior to November 16, 2017 or as soon thereafter as possible; and be it further

RESOLVED, that the Town Clerk shall submit a copy of the PDD application to the Town Planning Board per Town Code §210-129; and be it further

RESOLVED, that the Town Board hereby refers the Saratoga Hills PDD Amendment application to the Town Planning Board for review and comment prior to the Joint November 16, 2017 Public Hearing .

**Motion** by Councilwoman Bruno and seconded by Councilman Baker to adopt Resolution No. 59 of 2017.

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

**Resolution #60                      Authorizing the Advertisement  
to Solicit Bids for the Browns Beach Pavilion Construction**

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

**Resolution #61      Schedule a Public Hearing on Local Law No. \_\_\_\_ of 2017,  
A Local Law Amending Local Law No. 4 of 2007  
to Extend the Time Period for the Cold War Veterans Property Tax Exemption**

RESOLVED, that Town Clerk is hereby directed to publish appropriate notice of the

public hearing.

**Motion** by Councilwoman Bruno and seconded by Councilman Baker to adopt Resolution No. 61 of 2017.

A roll call vote was taken on Resolution No. 61 of 2017 as follows:

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

**Motion carried.** Resolution No. 61 of 2017 was adopted unanimously.

**Resolution #62                                      Reject All Bids on the  
Murley Wetlands Mitigation Project and to Rebid for 2018**

Introduced by: Supervisor

WHEREAS, Resolution No. 49 of 2017 authorized the Supervisor to advertise to solicit bids/proposals for the Murley Wetlands Mitigation Project; and

WHEREAS, the bids for The Project were opened recently and it became apparent from the bid responses that the bidders did not fully comprehend the bid specifications as intended;

NOW, therefore, be it

RESOLVED, That the Town Board hereby exercises its discretion to reject all bids submitted for the Murley Wetlands Mitigation Project opened in September 2017 so that the Project can be rebid in late 2017 or early 2018.

**Motion** by Councilwoman Bruno and seconded by Councilman Baker to adopt Resolution No. 62 of 2017.

A roll call vote was taken on Resolution No. 62 of 2017 as follows:

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

**Motion carried.** Resolution No. 62 of 2017 was adopted unanimously.

**Reports**

**Councilwoman Bruno**

Councilwoman Bruno reminded everyone that the fall clean up would be this coming Saturday.

**Councilman Baker**

Community Center: Councilman Baker stated that he has received proposals for repair work on the Community Center roof. A brief discussion was held.

**Motion** by Councilman Baker and seconded by Councilwoman Vomacka to authorize Councilman Baker to spend up to \$4100 to repair the Community Center roof. **Motion carried.**

Browns Beach: Councilman Baker reported that he received a proposal for fencing around Browns Beach for \$3230.

**Motion** by Councilman Baker and seconded by Councilwoman Bruno to authorize Councilman Baker to spend up to \$3230 for fencing around Browns Beach. **Motion carried.**

Councilman Baker suggested that they Town donate the snack Shack/Lifeguard shack to the Stillwater Booster Club. A brief discussion was held on donating surplus property.

**Motion** by Councilman Baker and seconded by Councilwoman Bruno to transfer the snack/Lifeguard shack to the Stillwater booster Club. **Motion carried.**

#### **Councilman Vomacka**

**Emergency Management:** Councilman Vomacka gave a brief update on a Town/Village Emergency Management meeting.

#### **Supervisor Kinowski**

**Global Foundries:** Supervisor Kinowski reported that Global Foundries is having a family/friends night for those wishing to attend.

**Business Conference:** Supervisor Kinowski stated that he attended a business conference and the #1 problem for businesses is there are not enough people to fill the positions.

**Executive session:** Supervisor Kinowski requested an executive session to discuss Town/Village water contract.

#### **Supt of Highways, Mark Minick**

Supt Minick gave a brief update on the new water system and work being done by the highway dept.

#### **Public Input**

Rich D commented on the sound system and inquired on the work being done at County Rd 76 and 9P.

Supt Minick stated that the state is replacing a culvert and the work should take approximately 28 days.

Coke C inquired who would move the snack shack?

Supervisor Kinowski stated that possibly the company where they purchased the building.

Julie W questioned the 3<sup>rd</sup> paragraph in Resolution #59 and what the annual pilot money is?

Attorney Trainor stated that she could obtain a draft copy of the local Law in the Building Dept. and what the proposed changes were.

Supervisor Kinowski gave a brief overview of how the Pilot money is determined and spoke on how it is a declining Pilot.

Supervisor Kinowski also spoke on an email he received from Julie W regarding smart climate.

#### **Audited Claims**

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

General  
Town Outside  
Highway  
Water & Sewer  
Capital Projects

**Motion carried.**

**Motion** by Councilman Baker and seconded by Councilwoman Bruno to adjourn into executive session to discuss Village/Town water contract at 8:10 pm. (Note: The Town Board will not go back into the regular meeting). **Motion carried.**

Respectfully submitted by

Sue Cunningham  
Stillwater Town Clerk.