

**Stillwater Town Board
December 21, 2017 7:00 PM
Stillwater Town Hall**

Present: **Councilman Artie Baker
Councilman Chris D'Ambro
Councilwoman Lisa Bruno
Councilwoman Ellen Vomacka
Supervisor Ed Kinowski**

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

Absent: **Joe Lanaro, Engineer for the Town**

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

Sue Cunningham, Town Clerk took the roll call of the Stillwater Town Board.

Agenda Items **Resolutions #79-#87**

**Resolution #79 Awarding a Contract to Install New Concrete Floor
in Boat/Marina Building at Brown's Beach**

Introduced by: Supervisor

WHEREAS, the boat/marina building at Brown's Beach needs a new concrete floor; and

WHEREAS, the funds needed for the concrete floor total \$7,950.00 and will be offset by the sale of surplus docks, leaving a net expense to the Town of \$1,950.00;

Now, therefore, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to enter into a contract to install the new concrete floor in the boat/marina building at Brown's Beach.

Motion by Councilwoman Bruno and seconded by Councilman Baker to adopt Resolution No. 79 of 2017.

A roll call was taken on Resolution No. 79 of 2017 as follows:

Supervisor Kinowski	YES
Councilman Baker	YES
Councilwoman Bruno	YES
Councilman D'Ambro	YES
Councilwoman Vomacka	YES

Motion carried. Resolution No. 79 of 2017 was adopted unanimously.

Resolution #80 Extending the Town Hall Lease

Introduced by: Supervisor

WHEREAS, the Town Hall lease between the Roman Catholic Community of All Saints on the Hudson and the Town of Stillwater dated February 20, 2013 is up for renewal in February 2018; and

WHEREAS, both parties to the lease wish to renew the lease for an additional five (5) years on the same terms as stated in the attached Modification No. 1 to Lease;

Now, therefore, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to sign the attached Modification No. 1 to Lease to extend the Town Hall Lease with the Roman Catholic Community of All Saints on the Hudson.

Motion by Councilwoman Bruno and seconded by Councilman Baker to adopt Resolution No. 80 of 2017.

A roll call was taken on Resolution No. 80 of 2017 as follows:

Supervisor Kinowski	YES
Councilman Baker	YES
Councilwoman Bruno	YES
Councilman D’Ambro	YES
Councilwoman Vomacka	YES

Motion carried. Resolution No. 80 of 2017 was adopted unanimously.

Resolution # 81 Defray Expenses to the Stillwater Militia

Introduced by: Supervisor

WHEREAS, the Stillwater Militia has traditionally performed valuable services to the Town regarding the history of the Blockhouse; and

WHEREAS, to help defray the expenses of the Stillwater Militia in connection with the services rendered to the Town, the Town Board feels it appropriate to pay the Militia \$250 in 2017;

Now, therefore, be it

RESOLVED, that the Supervisor is authorized to pay \$250 to the Stillwater Militia to help defray its expenses in connection with the historical services the Militia rendered at the Blockhouse in 2018.

Motion by Councilwoman Bruno and seconded by Councilman Baker to adopt Resolution No. 81 of 2017.

A roll call was taken on Resolution No. 81 of 2017 as follows:

Supervisor Kinowski	YES
Councilman Baker	YES
Councilwoman Bruno	YES
Councilman D’Ambro	YES
Councilwoman Vomacka	YES

Motion carried. Resolution No. 81 of 2017 was adopted unanimously.

**Resolution #82 Declaring Surplus Highway Equipment and
 Authorize the Highway Superintendent
 to Sell Surplus Highway Equipment**

Introduced by: Supervisor

WHEREAS, the Highway Superintendent has determined that certain equipment has no further useful life to the Town Highway Department and therefore declares it to be “surplus” to the Town; and

WHEREAS, in accordance with State Law and the Town’s Procurement Policy, the surplus town equipment should be sold to the highest bidder or another municipality;

Now, therefore, be it

RESOLVED, that the attached list of equipment is hereby declared surplus and the Highway Superintendent is authorized to sell the surplus highway equipment to the highest bidder at public auction or to another municipality for reasonable value.

Motion by Councilwoman Bruno and seconded by Councilman Baker to adopt Resolution No. 82 of 2017.

A roll call was taken on Resolution No. 82 of 2017 as follows:

Supervisor Kinowski	YES
Councilman Baker	YES
Councilwoman Bruno	YES
Councilman D’Ambro	YES
Councilwoman Vomacka	YES

Motion carried. Resolution No. 82 of 2017 was adopted unanimously.

**Resolution #83 Authorizing Supervisor to Sign Memorandum of Agreement
with CSEA Renewing Highway Union Contract**

Introduced by: Supervisor

WHEREAS the existing CSEA Union Contract with Highway Employees expires December 31, 2017; and

WHEREAS, the Town and Union representatives have negotiated a new agreement for the period of January 1, 2018 through December 31, 2020, as described in the attachment hereto;

Now, therefore, be it

RESOLVED, that the Town Board hereby approves and authorizes the Supervisor to sign the attached Memorandum of Agreement with the Town’s Highway Unit of CSEA for the period of January 1, 2018 through December 31, 2020.

Motion by Councilwoman Bruno and seconded by Councilman Baker to adopt Resolution No. 83 of 2017.

A roll call was taken on Resolution No. 83 of 2017 as follows:

Supervisor Kinowski	YES
Councilman Baker	YES
Councilwoman Bruno	YES
Councilman D’Ambro	YES
Councilwoman Vomacka	YES

Motion carried. Resolution No. 83 of 2017 was adopted unanimously.

**Resolution #84 Reappointing Barbara Raymond
To the Board of Assessment Review**

Introduced by: Supervisor

WHEREAS, Barbara Raymond has previously been appointed to the Board of Assessment Review with a term ending on December 31, 2017; and

WHEREAS, the Town Board wishes to reappoint Ms. Raymond for another term on the Board of Assessment Review;

Now, therefore, be it

RESOLVED, the Town Board hereby reappoints Barbara Raymond to the Board of Assessment Review with a term ending December 31, 2022.

Motion by Councilwoman Bruno and seconded by Councilman Baker to adopt Resolution No. 84 of 2017.

A roll call was taken on Resolution No. 84 of 2017 as follows:

Supervisor Kinowski	YES
Councilman Baker	YES
Councilwoman Bruno	YES
Councilman D'Ambro	YES
Councilwoman Vomacka	YES

Motion carried. Resolution No. 84 of 2017 was adopted unanimously.

**Resolution #85 Approving a Contract for
Snow Removal at the Saratoga National Historic Park for 2017/2018**

Introduced by: Supervisor

WHEREAS, as in years past, the Saratoga National Historic Park has asked the Town's Highway Superintendent to provide snow removal services over the roads located within the National Park from December 1, 2017 through April 30, 2018 in accordance with the existing contract terms; and

WHEREAS, the Highway Superintendent has negotiated a price of \$225.00 per "sweep";

Now, therefore, be it

RESOLVED, that the Town Supervisor is hereby authorized to sign the proposed agreement with the Saratoga National Historic Park for snow removal at the park entrance road at a price of \$225.00 per "sweep" for the period December 1, 2017, through April 30, 2018.

Motion by Councilwoman Bruno and seconded by Councilman Baker to adopt Resolution No. 85 of 2017.

A roll call was taken on Resolution No. 85 of 2017 as follows:

Supervisor Kinowski	YES
Councilman Baker	YES
Councilwoman Bruno	YES
Councilman D'Ambro	YES
Councilwoman Vomacka	YES

Motion carried. Resolution No. 85 of 2017 was adopted unanimously.

**Resolution #86 Approving the Release and Transfer of Equipment and Funds
From the Stillwater Ambulance Fund Inc. to Malta Ambulance Corp., Inc.**

Introduced by: Supervisor

WHEREAS, the Malta Ambulance Corp., Inc. has applied to the NYS Department of Health for approval to transfer ambulance operating authority from the Stillwater Ambulance Fund, Inc. to the Malta Ambulance Corp., Inc.; and

WHEREAS, the Town Board previously provided the attached letter of support for the transfer on October 10, 2013 and the Town has annually provided substantial financial

assistance to the Stillwater Ambulance Fund Inc. to ensure uninterrupted ambulance services to the residents of Stillwater;

NOW, therefore, be it

RESOLVED, that the Stillwater Town Board reaffirms its support and approval for and hereby consents to, the transfer of operating authority and the release and transfer of all vehicles, equipment, personal property and remaining funds currently owned or possessed by the Stillwater Ambulance Fund Inc. to the ownership and possession of the Malta Ambulance Corp. Inc.; and be it further

RESOLVED, that the Town of Stillwater hereby releases any interest in, or claim to, any of the vehicles, equipment, personal property and remaining funds being transferred from the Stillwater Ambulance Fund Inc. to the Malta Ambulance Corp. Inc.; and be it further

RESOLVED, that the Town Supervisor is hereby authorized to execute any and all further documents needed to memorialize or effectuate the foregoing.

Motion by Councilwoman Bruno and seconded by Councilman Baker to adopt Resolution No. 86 of 2017.

A roll call was taken on Resolution No. 86 of 2017 as follows:

Supervisor Kinowski	YES
Councilman Baker	YES
Councilwoman Bruno	YES
Councilman D’Ambro	YES
Councilwoman Vomacka	YES

Motion carried. Resolution No. 86 of 2017 was adopted unanimously.

Resolution #87 Accepting the Transfer of Real Estate from the Stillwater Ambulance Fund Inc. or, Alternatively, Consenting to its Transfer to the Malta Ambulance Corp., Inc.

Introduced by: Supervisor

WHEREAS, the Stillwater Ambulance Fund Inc. owns real property at 915 Hudson Avenue, Stillwater, New York (SBL 243.76-1-10) and as part of its merger wishes to transfer the real property to either Malta Ambulance Corp., Inc. or to the Town of Stillwater so that it can be repaired and maintained for future ambulance operations; and

WHEREAS, in furtherance of the transfer of the Stillwater Ambulance Fund Inc.’s Operating Authority Application pending before the NYS Attorney General on behalf of the Department of Health, the Town Board wishes to express its approval of the transfer of the subject real property to either the Town of Stillwater or to the Malta Ambulance Corp., Inc.;

NOW, therefore, be it

RESOLVED, that the Stillwater Town Board hereby agrees to accept the conveyance of 915 Hudson Avenue, Stillwater, New York (SBL 243.76-1-10) from the Stillwater Ambulance Fund, Inc. for public purposes for \$1.00, subject to a potential permissive referendum per NYS Town Law Sections 64(2) and 220 and the NYS Constitution Article 9, Section 2 (3) (c); and be it further

RESOLVED, that alternatively, in the event the Malta Ambulance Corp, Inc. agrees to accept the conveyance of 915 Hudson Avenue, Stillwater, New York (SBL 243.76-1-10) from the Stillwater Ambulance Fund Inc. for \$1.00, then the Stillwater Town Board hereby consents to such transfer of the subject real property to the Malta Ambulance Corp. Inc. instead of its transfer to the Town of Stillwater; and be it further

RESOLVED, that the Town Supervisor is hereby authorized to execute any and all further documents needed to memorialize or effectuate the foregoing.

Motion by Councilwoman Bruno and seconded by Councilman Baker to adopt Resolution No. 87 of 2017.

A roll call was taken on Resolution No. 87 of 2017 as follows:

Supervisor Kinowski	YES
Councilman Baker	YES
Councilwoman Bruno	YES
Councilman D’Ambro	YES
Councilwoman Vomacka	YES

Motion carried. Resolution No. 87 of 2017 was adopted unanimously.

Public Input

James F. Sr. commented on the proposed PDD for Saratoga Hills in regard to drainage, flooding, road going in and traffic.
Supervisor Kinowski stated that all his concerns must meet State mandates and would be addressed through the MS4 & SEQR process.

James F Jr. stated that he has questions regarding their proposal, he is opposed to the proposal and would like to see the Town Board deny the proposal, he sees no benefit to the Town and feels they should continue to improve the park not expand it.

Supervisor Kinowski stated that they are not increasing the park, they are cutting down the number of trailers by bringing new trailers in that are up to code, creating more parking and tax assessment is increasing not decreasing.

Julie W inquired on the status of the PDD amendment proposals, who is involved, who the Building Dept. & Engineer report to and notification process of public hearings.
Supervisor Kinowski stated they are reviewing the proposed change. The Town Board, Planning & Zoning Board and Building Dept. are reviewing comments and proposed changes. They are not ready yet to bring it back to the public. The building Dept. & Engineer report to the Town Board or to himself on a daily basis. As for notifications there is a legal process that we are required to follow.

Ken O inquired as to the construction at Brown’s Beach.
Supervisor Kinowski gave a brief overview of the construction plans.

Dick D inquired on the status of the speed reduction request for County Rd 76 from the four corners up to Grace Moore Rd.
Supt Minick stated that he knows the State was doing status work a couple of months ago. He has not heard of what the results were yet.
Supervisor Kinowski stated that he has heard nothing but would put a call into DOT.

Linda B inquired if a formal application was submitted on a PDD.
Supervisor Kinowski stated that no formal package has been submitted.

Audited Claims

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

General	\$7,507.81
Town Outside	\$4,762.62
Highway	\$199,090.11
Water & Sewer	\$2,491.40
Capital Projects	\$11047.90

Motion carried.

Motion by Councilman Baker and seconded by Councilwoman Vomacka to adjourn the Town Board meeting at 7:45 pm and enter into executive session to discuss a personnel issue. (Note: the Town Board will not resume back into the regular Town Board meeting).

Respectfully submitted by

Sue Cunningham
Stillwater Town Clerk