

**Stillwater Town Board
Business Meeting & Public Hearing
Amendments to Comp Plan & Tax Cap
September 15, 2016 7:00 pm
Stillwater Town Hall**

Present: **Councilman Artie Baker
Councilman Ken Petronis
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**

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

Sue Cunningham, Town Clerk took the roll call.

7:00 PM Public Hearing Amendments to the Stillwater Comprehensive Plan

Attorney Trainor stated that the proposed amendments are due to the LWRP Plan.
Engineer Lanaro spoke on the workshops that have been held
Supervisor Kinowski stated that several meeting and workshops have been held in connection with the LWRP Plan which is a build out of Route 4 in the Town and Village of Stillwater.

Public Input—None

With everyone having the opportunity to comment Supervisor Kinowski adjourned the public hearing at 7:05 pm

7:05 PM Public Hearing Local Law--Tax Cap Override

Supervisor Kinowski spoke on the purpose of the proposed Local Law. He explained the 2% tax cap, formula that is used and this was only being done if necessary to override the tax cap.

Public Input

Rick Nelson, Village Mayor commented that it's not always possible to keep taxes down if you want to provide services to the residents.

With no other comments from the public Supervisor Kinowski adjourned the public hearing at 7:10 pm.

Business Meeting 7:10 pm

Presentation—Jib Drive

Supervisor Kinowski gave a brief overview on the proposed project.
Paul Male, Director of Building, Planning & Zoning spoke on the proposed PDD.
Discussion was held on traffic, open space, drainage district wetlands, water line, Kiel Lane, etc.
Supervisor Kinowski suggested that the resolution before them tonight be tabled until some requirements are met on the current submittal.

Agenda Items Resolutions #74--#79

**Resolution #74 SEQRA determination regarding
Changes to the Comprehensive Plan**

Introduced by: _____ Supervisor _____

WHEREAS, in an effort to revitalize the historic Hudson River waterfront, the Stillwater Hudson River Waterfront Revitalization Plan (a NYSDOS Local Waterfront Revitalization Plan (LWRP) funded project) is a proposed action that requires amendment to the Town’s Comprehensive Plan; and

WHEREAS, the LWRP Comprehensive Plan Amendment is on file at the Town Clerk’s Office for review; and

WHEREAS, the Town Board has considered the Full Environmental Assessment Form, completed by the Town Planner, which is attached hereto; and

WHEREAS, a Public Hearing was conducted at the Town Board meeting on September 15, 2016 at which time the environmental impacts of the project were presented and discussed;

Now, therefore, be it

RESOLVED, that the Town Board has determined that the proposed Comprehensive Plan Amendments are a Type I Action pursuant to 6 NYCRR Part 617(SEQRA), has determined that the Town Board should serve as Lead Agency, finds pursuant to the criteria in Part 617.7 that the proposed action will not have an adverse environmental impact and hereby issues a negative declaration.

Motion by Councilman Petronis and seconded by Councilman Baker to adopt Resolution No. 74 of 2016.

A roll call vote was taken on Resolution No. 74 of 2016 as follows:

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

Motion carried. Resolution No. 74 of 2016 was adopted unanimously.

**Resolution #75 Amend the Town’s Comprehensive Plan Regarding the
Adoption of the Hudson River Waterfront
Revitalization Plan (or Stillwater LWRP)**

Introduced by: Supervisor

WHEREAS, a public hearing was appropriately noticed for and conducted on September 15, 2016 regarding changes to the Town’s Comprehensive Plan regarding the adoption of the Hudson River Waterfront Revitalization Plan (“Stillwater LWRP”), where comments from the public and board members were presented and considered; and

WHEREAS, the Town Board previously made a SEQRA determination after considering the potential environmental impacts of the amendments; and

WHEREAS, the Stillwater LWRP amendments to the Comprehensive Plan were reviewed and approved by the Saratoga County Planning Board on August 12, 2016; and

WHEREAS, the Stillwater LWRP amendments to the Comprehensive Plan is on file at the Town Clerk’s Office and can also be found online at <https://chazen.sharefile.com/d-s160dcc64f274ab1a> ;

Now, therefore, be it

RESOLVED, that the Town Board hereby adopts the Hudson River Waterfront Revitalization Plan (“Stillwater LWRP) as an amendment to the Town’s Comprehensive

Plan; and be it further

RESOLVED, that the Town Clerk is directed to update the Comprehensive plan on the Town’s website by posting or linking a copy of the Stillwater LWRP to the Town’s existing Comprehensive plan document.

Motion by Councilman Petronis and seconded by Councilman Baker to adopt Resolution No. 75 of 2016.

A roll call vote was taken on Resolution No. 75 of 2016 as follows:

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

Motion carried. Resolution No. 75 of 2016 was adopted unanimously.

**Resolution #76 Adopt Local Law 4 of 2016
to Override the Tax Cap**

Introduced by: Deputy Supervisor

WHEREAS, the Town Board conducted a Public Hearing September 15, 2016, where Local Law No. 4 of 2016, a Local Law to Override the Tax Levy Limit for Fiscal Year 2017, was reviewed and comments from the public were solicited;

Now, therefore, be it

RESOLVED, that Local Law 4 of 2016, A Local Law to Override the Tax Levy Limit for Fiscal Year 2017, is hereby adopted.

Motion by Councilman Petronis and seconded by Councilman Baker to adopt Resolution No. 76 of 2016.

A roll call vote was taken on Resolution No. 76 of 2016 as follows:

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

Motion carried. Resolution No. 76 of 2016 was adopted unanimously.

**Resolution #77 Setting a Public Hearing Regarding Local Law ____ of 2016,
Local Law ____ of 2016 and the Town of Stillwater
Stormwater Management Plan**

Introduced by: Supervisor

WHEREAS, the Town of Stillwater has been designated as an MS4 agency and is required to adopt a Stormwater Management Plan in November, 2016; and

WHEREAS, it is appropriate to also consider adopting local laws to prohibit illicit discharges and to control erosion and sediment at the same time; and

WHEREAS, the Town Board has recommended that a Public Hearing be set for taking public input on the proposed Local Laws and regarding the Town of Stillwater Stormwater Management Plan;

Now, therefore be it

RESOLVED, that a public hearing is hereby scheduled for October 6, 2016 at 7:00 p.m. at Town Hall 881 Hudson Avenue, Stillwater, New York, to receive comments from the public regarding the attached Local Laws and regarding the attached Town of Stillwater Stormwater Management Plan; and be it further

RESOLVED, that Town Clerk is hereby directed to publish appropriate notice of the public hearing a minimum of five (5) days prior to the Public Hearing on October 6, 2016.

Motion by Councilman Petronis and seconded by Councilman Baker to adopt Resolution No. 77 of 2016.

A roll call vote was taken on Resolution No. 77 of 2016 as follows:

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

Motion carried. Resolution No. 77 of 2016 was adopted unanimously.

**Resolution #78 Referring the JIB Drive PDD
To the Stillwater Planning Board for Review**

Introduced by: _____

WHEREAS, G & D Stillwater LLC has submitted an application on behalf of the JIB Drive PDD; and

WHEREAS, it is the practice of the Town Board to refer planned development district applications and amendments to the Town Planning Board for its review and comments prior to considering the PDD amendment for approval; and

WHEREAS, the Town Board has reviewed the application and also the review letter of Paul Male, Acting Director of Building Planning & Development, dated September 12, 2016;

Now, therefore, be it

RESOLVED, that the application by G & D Stillwater LLC regarding the JIB Drive Planned Development District be and hereby is referred to the Town Planning Board for its review and report back to the Town Board as soon as practicable.

Motion by Councilman Petronis and seconded by Councilman Baker to TABLE Resolution No. 78 of 2016.

A roll call vote was taken on Resolution No. 78 of 2016 as follows:

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

Motion carried. Resolution No. 78 of 2016 was TABLED unanimously.

Resolution #79 Budget Adjustments

WHEREAS, Colleen Zabielski, Director of Fiscal Management has recommended that the following budget transfers be accomplished:

Increase:	
A2660 Sale of Property	\$13,800
Increase:	
B2115 Planning Board fees	\$17,000
Increase:	
B7140.1682 Browns Beach	\$13,000

Increase:	
A1345.4 Grant Writing	\$ 1,500
A1460.4 Records Mgt	\$ 300
A8660.2 Env Control	\$12,000
Increase:	
B1440.444 Attny Svc Bldg	\$ 5,000
B1620.4 Comm Ctr Cont	\$ 1,000
B7140.100 Parks Salaries	\$11,000
Decrease:	
B7140.2 Parks Equip	\$13,000

RESOLVED, that the above Budget Adjustment is hereby approved.

Motion by Councilwoman Bruno and seconded by Councilman Petronis to adopt Resolution No. 79 of 2016.

A roll call vote was taken on Resolution No. 79 of 2016 as follows:

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

Motion carried. Resolution No. 79 of 2016 was adopted unanimously.

Public Input

Rich D comment on a petition going around from the younger generation requesting a pool after the drowning of a youth.
Councilman Baker stated that the community Center does have trips to the Spa pool and there is Brown’s Beach.
Supervisor Kinowski commented that the school would be having a ceremony at the school and planting a tree in the student’s memory. He spoke on the petition and the possibility of offering more trips up to Brown’s Beach as there is no money for a pool at this time.

Coke C inquired about the emergency exit that was referred to when discussing Jib Dr.
Councilman Petronis stated that it was a break away gate.

Audited Claims

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

General	\$9,645.16
Town Outside	\$9,130.92
Highway	\$153,647.83
Water	\$800.07
Capital Projects	\$2,489.50

Motion carried.

Motion by Councilman Baker and seconded by Councilman Petronis to adjourn the Town Board meeting and enter into executive session to discuss water contract at 7:50 pm. **Motion carried.** (Note: The Town Board will not resume back into the regular meeting).

Respectfully submitted by

Sue Cunningham
Stillwater Town Clerk

