

Stillwater Town Board
Agenda Meeting/Public Hearing
Zoning Amendments(Telecommunications)
December 19, 2013 7:00 PM
Stillwater Town Hall

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

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

Absent: Councilman Artie Baker

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

Purpose: To consider Local Law No. ___ of 2013 regarding the Zoning Code Changes. The proposed amendment to the Zoning Code is as Follow: Local Law Amending Article X. Telecommunications Towers Section 210-69 Shared Use of Existing Tall Structures.

Attorney Trainor gave a brief summary of new Federal regulations that went into effect and these amendments will bring the Town's zoning in compliance.

Public Input: No comment from the public.

With everyone having the opportunity to comment and no comments made Supervisor Kinowski closed the public hearing at 7:05 pm.

Business Meeting

Adoption of Minutes: Motion by Councilman Petronis and seconded by Councilwoman Bruno to adopt the minutes of November 14, 2013 and November 21, 2013. **Motion carried.**

Reports **Town Board & Dept. Heads**

Councilwoman Whitman

Office of the Aging: Councilwoman Whitman reported that the Town's representative for the Office of the Aging would not be accepting the position come 2014 so they need to consider someone for the position.

RFQ: Councilwoman Whitman inquired where the RFQ was advertised and if enough advertisement was done.

Supervisor Kinowski stated that it was advertised in the Gazette and The Express. Along with that he has handed out about a dozen copies to interested parties.

A brief discussion was held on the RFQ and the Town Boards options in the end.

Agenda Items **Resolution #120--#124**

Resolution #120 **Adopting Local Law No. 5 of 2013 a Local Law Amending the Town's Zoning Code Regarding Telecommunication Towers**

Introduced by: _____ Supervisor

WHEREAS, the Town Board conducted a Public Hearing on December 19, 2013 to consider adopting Local Law No. 5 of 2013 a Local Law amending the Town's current Zoning Code regarding telecommunication towers; and

WHEREAS, the proposed amendments to the Town's current Zoning Code regarding telecommunication towers were referred to the Town and Saratoga County Planning Board for review and comment pursuant to General Municipal Law §239 and the attached Letter of No Significant County Wide or Intermunicipal Impact was received on or about _____, 2013;

Now therefore be it,

RESOLVED, that the Town Board hereby adopts Local Law No. 5 of 2013 a Local Law amending the Town's current Zoning Code regarding telecommunication towers; and be it further

RESOLVED, that the Town Clerk shall immediately post and publish notice of the adoption of this Resolution in the Express and Gazette within 5 days pursuant to Article 16 of the Town's Zoning Code; and be it further

RESOLVED, that the Town Clerk file Local Law No. 5 of 2013 with the New York Secretary of State forthwith; and be it further

RESOLVED, that the Town Clerk shall complete, file and maintain in the Office of the Town Clerk the Affidavits of Posting/Publication and Mailing, and maintain a separate file for zoning map changes.

Motion by Councilman Petronis and seconded by Councilwoman Bruno to adopt Resolution #120 of 2013.

A roll call vote was taken on Resolution #120 of 2013 as follows:

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

Motion carried. Resolution #120 of 2013 was unanimously adopted.

**Resolution #121 Authorizing the Supervisor to Sign
A Utility Bill Audit Consulting Agreement**

Introduced by: Councilwoman Whitman

WHEREAS, Councilwoman Whitman has identified the need for certain utility bill auditing services for the various Town buildings; and

WHEREAS, the total cost for the audit service is identified in the attached consulting agreement;

Now, therefore, be it

RESOLVED, that the Supervisor is hereby authorized to enter into the attached Consulting Agreement on behalf of the Town with Computel Consultants for utility bill auditing services.

Motion by Councilman Petronis and seconded by Councilwoman Bruno to adopt Resolution #121 of 2013.

A roll call vote was taken on Resolution #121 of 2013 as follows:

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

Motion carried. Resolution #121 of 2013 was unanimously adopted.

**Resolution #122 Scheduling a Special Town Board Meeting in January 2014
Regarding Capital Projects Workshop**

Introduced by: _____ Supervisor _____

WHEREAS, Supervisor Kinowski has recommended that a Special Town Board Meeting be set for January 23, 2014 for the purpose of a Capital Projects Workshop; and

WHEREAS, the Town Board wishes to invite the Planning Board and Zoning Board of Appeals Board Members to attend the Special Town Board Meeting and provide their input;

Now, therefore, be it

RESOLVED, that a Special Town Board Meeting is hereby scheduled for January 23, 2014, at 7:00 p.m. at Town Hall 881 Hudson Avenue, Stillwater, New York, for the purpose of a Capital Projects Workshop; and be it further

RESOLVED, that Town Clerk is hereby directed to publish appropriate notice of the Special Town Board Meeting.

Motion by Councilman Petronis and seconded by Councilwoman Bruno to adopt Resolution #122 of 2013.

A roll call vote was taken on Resolution #122 of 2013 as follows:

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

Motion carried. Resolution #122 of 2013 was unanimously adopted.

**Resolution #123 Referring the Proposed Changes to the Manufactured Homes
And Manufactured Home Park Ordinance To the Town
Planning Board for Review & Recommendation**

Introduced By: _____ Supervisor _____

WHEREAS, the Mobile Home Workgroup has identified certain revisions to the Manufactured Homes and Manufacture Home Park Ordinance as identified in the attached; and

WHEREAS, the Town Board wishes to refer review of the Manufactured Homes and Manufacture Home Park Ordinance changes to the Town Planning Board for its review and comments;

Now, therefore, be it

RESOLVED, that the Manufactured Homes and Manufacture Home Park Ordinance proposed changes, as identified in the attached and to become part of a new local law, 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 Councilwoman Bruno to adopt Resolution #123 of 2013.

A roll call vote was taken on Resolution #123 of 2013 as follows:

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

Motion carried. Resolution #123 of 2013 was unanimously adopted.

Special Presentation Emergency Management

Tom Rinaldi gave a report on the 2012 & 2013 completed tasks of the Emergency Management and draft goals for 2014. (A complete copy of the report is on file in the Town Clerks Office)

Further discussion was held on the Memorandum of Use agreement with the School and past involvement of School representatives with the Emergency Management.

Supervisor Kinowski stated that the MOU was not a final document it was just a beginning process of getting the school involved. Supervisor Kinowski will contact the school superintendent to extend an invitation for them to come to the next emergency management meeting to discuss the schools need and the MOU.

Public Input

Bill Valosin questioned Resolution #120.

Supervisor Kinowski stated that they had no choice due to federal regulations.

Audited Claims

General	#474--#499	\$8,623.68
Town Outside	#285--#300	\$19,599.27
Highway	#475--#498	\$19,025.02
Water & Sewer	#69--#70	\$176.60
Capital Projects	#65--#70	\$45,461.22

Motion carried.

Motion by Councilman Petronis and seconded by Councilwoman Bruno to adjourn into executive session to discuss personnel. **Motion carried.** (Note: The Town Board will not resume the regular business meeting).

Respectfully submitted by

Sue Cunningham
Stillwater Town Clerk