

**Stillwater Town Board
Business Meeting
January 21, 2010 7:00 PM
Stillwater Town Hall**

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

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

Communications: None

Agenda Items

Resolution # 3 *Approving Contract regarding CSEA Benefits for Highway Employees*

WHEREAS, The Town of Stillwater has approved the terms of the new Union contract with CSEA for highway employees which outlined the benefits to be provided; and
WHEREAS, in furtherance of the aforementioned approval, an Agreement with CSEA needed to be signed on January 13, 2010 in order to implement the health insurance and other benefits for the highway employees, which Supervisor Kinowski signed that day;

Now, therefore, be it

RESOLVED, that the Town Board hereby ratifies the Town Supervisor's prior signature on the Employee Benefit Agreement with CSEA for the highway employees' benefits dated January 13, 2010.

Motion by Councilman Petronis and seconded by Councilman Baker to adopt Resolution #3.

A roll call vote was taken on Resolution No. 3 as follows:

| | |
|----------------------|-----|
| Councilman Baker | Yes |
| Councilman Petronis | Yes |
| Councilwoman Bruno | Yes |
| Councilwoman Whitman | Yes |
| Supervisor Kinowski | Yes |

Resolution #3 was adopted unanimously.

Resolution #4 *Engaging The Chazen Companies for Engineering Services for the Town*

WHEREAS, Resolution No. 1 of 2010 provided for payment of the basic engineering services needed by the Town but anticipated a further Agreement would be entered into for certain additional services; and
WHEREAS, additional engineering services are needed for landfill monitoring and consultations services with the Highway Department and Building and Zoning Department;

Now, therefore, be it

RESOLVED, that the Town Board hereby retains The Chazen Companies for the following additional engineering services for 2010:

1. Monitoring the Route 423 landfill at a cost not to exceed \$15,000.00 (Budget Account A8160.4);

2. Consultation services for the Highway Department at a cost not to exceed \$29,250.00 (Budget Account DB1981.1); and
3. Consultation services for the Building and Zoning Department at a cost not to exceed \$20,000.00 (Budget Account B1440.4.1).

Motion by Councilman Petronis and seconded by Councilwoman Whitman to adopt Resolution # 4.

Discussion: Councilman Baker inquired if the consultation services were on an as needed basis. Engineer Lanaro stated that it was as needed.

A roll call vote was taken on Resolution No. 4 as follows:

| | |
|----------------------|-----|
| Councilman Baker | Yes |
| Councilman Petronis | Yes |
| Councilwoman Bruno | Yes |
| Councilwoman Whitman | Yes |
| Supervisor Kinowski | Yes |

Motion carried. Resolution # 4 was adopted unanimously.

Resolution #5 Amend Expiration date of Zoning Member William Ritter from 2009 to 2012

Introduced by Supervisor Ed Kinowski

WHEREAS, William Ritter was appointed to the Zoning Board of Appeals on 1 January 2009 for a term of 1 year; and

WHEREAS, the expiration of term should have been through 31 December 2012 for 5 years; now, be it

RESOLVED, that the Town Board approves the correction of record to Resolution #1 for 2008 to appoint William Ritter for a term of 5 years and said term shall expire on 31 December 2012.

BUDGET IMPACT STATEMENT: No Budget Impact

Motion by Councilman Baker and seconded by Councilwoman Whitman to adopt Resolution #5.

A roll call vote was taken as follows:

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|----------------------|-----|
| Councilman Baker | Yes |
| Councilman Petronis | Yes |
| Councilwoman Bruno | Yes |
| Councilwoman Whitman | Yes |
| Supervisor Kinowski | Yes |

Motion carried. Resolution #5 was adopted unanimously.

Resolution #6 Appoint Richard Rourke to the Zoning Board of Appeals for a term of 5 years (Term Expires 2014)

Introduced by Supervisor Ed Kinowski

WHEREAS, the term of appointment for Joseph Urbanski, to the Stillwater Zoning Board of Appeals, expired on 31 December 2009; and

WHEREAS, the Town Board members have reviewed replacement candidates as presented by the Supervisor; now, be it

RESOLVED, that Richard Rourke is hereby appointed to the Zoning Board of Appeals for a term of 5 years beginning 1 January 2010 and ending in the year 2014.

BUDGET IMPACT STATEMENT: No budget impact.

Motion by Councilman Baker and seconded by Councilwoman Bruno to adopt Resolution #6.

A roll call vote was taken as follows:

| | |
|----------------------|-----|
| Councilman Baker | Yes |
| Councilman Petronis | Yes |
| Councilwoman Bruno | Yes |
| Councilwoman Whitman | Yes |
| Supervisor Kinowski | Yes |

Motion carried. Resolution #6 was adopted unanimously.

Resolution #167 Authorizing The Chazen Companies to inspect the Boilerhouse and provide the appropriate reports.

WHEREAS, Resolution No. 167 of 2009 regarding Boilerhouse inspections was Tabled on December 17, 2009; and

WHEREAS, on January 21, 2010, a motion was made by Councilwoman Bruno and seconded by Councilwoman Whitman to reconsider Resolution No. 163 of 2009 and now by unanimous vote the matter is now before the Board for reconsideration; and

WHEREAS, it is necessary that the Boilerhouse be inspected periodically to ensure compliance with appropriate environmental regulations; and

WHEREAS, The Chazen Companies has performed such inspections in the past;

Now, therefore, be it

RESOLVED, that The Chazen Companies is hereby authorized to inspect the Boilerhouse and provide the appropriate report at a cost not to exceed \$1,000.00.

Motion by Councilman Petronis and seconded by Councilwoman Bruno to adopt Resolution #167.

Discussion was held on the periodic testing that needed to be done.

A roll call vote was taken on Resolution #167 as follows:

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

Motion carried. Resolution #167 was adopted unanimously.

Public Input

Chris Bernstein representing Assemblyman Tony Jordan spoke before the Board in regard to any issues the Town has that Assemblyman Jordan can help the Town with. He answered questions from the Town Board and public.

Councilwoman Whitman and Councilwoman Bruno commented on member items.

Councilman Petronis commented on water and sewer projects that the Town could use funding for.

Mr. Bernstein stated he would like to talk with him after the meeting and that this was something that they could possibly help with.

Supt Minick commented on the CHIP's program in regard to support for the program.

John Basile, Village Trustee spoke on water & sewer projects the Village has. He felt that the State should direct money to more important projects.

Art F. questioned Resolution #167.

Supervisor Kinowski stated that underground testing needed to be done.

Engineer Lanaro stated that DEC requires annual testing on a number of items which consist of visual & ground testing, documentation and reports submitted.

Mike C. inquired about the union contract.

Attorney Trainor stated that a Memorandum of Understanding was signed in December and everything is agreed on. The contract items are in place it just needs to be drawn up and will possibly be before the Board next month to vote on.

Art G. questioned the Community Center in regard to how much funds the center receives from the Town and how the funds are used.

Councilwoman Whitman stated that the budgets approximately \$120,000 for the Community center.

Supervisor Kinowski stated that the Community Center is a not for profit organization and the Town can not get involved in the operations of the Center. He stated that the Community Center is in the process of reorganizing and they need to be given time to get everything organized before any decision are made by the Town on funding.

Further discussion was held on the Community Center's year end budget and the operations of the Community Center.

Mike C. commented on the amount of funds being used to make repairs to the Town hall and the Community Center and inquired if the Town thought about looking into building a complex like other Towns are doing.

Supervisor Kinowski stated that certain members have wanted to look into a Town complex but it's a five member board and the support has not always been there in the past.

Audited Claims

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

| | | |
|--|---------|-------------|
| General | #26-#54 | \$10,868.93 |
| Highway | #10-#19 | \$15,297.55 |
| Town Outside | #34-#37 | \$4,156.96 |
| Water & Sewer | #5 | \$450.00 |
| Capital Projects (CSR & Water Dist 4 ext 1) | #12-#13 | \$6,983.50 |

Motion carried.

Reports

Councilwoman Whitman

Emergency Management: Councilwoman Whitman stated that the Emergency Management Committee met on January 14th and they are looking for new members.

Day at the Races: Councilwoman Whitman stated that she would start working on this in March.

Retirement: Councilwoman Whitman spoke on changes with NYS Retirement.

Water & Sewer Bills: Councilwoman Whitman commented on water & sewer bills that are relieved on to people's tax bills in January which leaves the town short on revenue when the Town has to pay quarterly to the Village and Mechanicville for water usage.

Supervisor Kinowski stated that all other reports would be done at the agenda meeting the first of the month.

Motion by Councilman Petronis and seconded by Councilman Baker to adjourn the Business meeting of the Stillwater Town Board. **Motion carried.**

Respectfully submitted by

Sue Cunningham
Stillwater Town Clerk