



Cherkosly at an estimated cost of between \$400.00 and \$800.00 to review and critique PNL's appraisals, \$400.00 - \$800.00 to prepare questions for use at trial, \$400.00 - \$800.00 to review and prepare prior to trial and \$150.00 per hour for pre-trial meetings, trial appearance and travel;

Now, therefore, be it

RESOLVED, that the Assessor and the Attorneys for the Town are hereby authorized to engage Neil Cherkosly to perform the specified trial preparation duties in connection with PNL's tax certiorari matter regarding the Saratoga Hills Mobile Home Park at a cost not to exceed \$5,000.00.

**Motion** by Councilman Petronis and seconded by Councilwoman Bruno to adopt Resolution #9 of 2013.

A roll call vote was taken on Resolution #9 of 2013 as follows:

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

**Motion carried.** Resolution #9 of 2013 was unanimously adopted.

**Resolution #10            Establishing a Policy and Allowing Empire Warehousing Corp  
To Pay GEIS Fees in Installments**

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

WHEREAS, Empire Warehousing Corp. will be submitting an amended application regarding the Esplanade property located on Route 4 and 32 on the border of both Stillwater and Mechanicville; and

WHEREAS, the Town Board has previously adopted a policy permitting developers to provide Town residents with valuable projects and services of equal value in lieu of paying GEIS fees; and

WHEREAS, the Town Board wishes to encourage businesses to locate in Stillwater by permitting them to pay fees required by the Town-wide GEIS in three (3) installments;

Now, therefore, be it

RESOLVED, that the Town Board hereby declares that developers incur the obligation to pay the entire amount of GEIS fees upon filing their initial project-related application with the Town and within no more than 3 years; and be it further

RESOLVED, that the Town Board hereby adopts a policy allowing developers, on a case-by-case basis, to pay project-related GEIS fees in up to three (3) installments, with one-third due when the first project-related application is filed, one-third is due before the first building permit is issued, and one-third is due before a Certificate of Occupancy is issued; and be it further

RESOLVED, that Empire Warehousing Corp. be permitted to pay its project-related GEIS fees in up to three (3) installments as specified in the policy set forth above for the Esplanade project.

**Motion** by Councilman Petronis and seconded by Councilwoman Bruno to adopt Resolution #10 of 2013.







**Resolution #16                      Scheduling the Town Public Library Social Event  
And the Service of Alcohol at that Event  
And Authorizing Funds Therefore**

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

WHEREAS, the Stillwater Public Library (“Library”) wishes to conduct a fundraising social event at the Stillwater Area Community Center (“SACC”) at 5:30pm on October 18, 2013; and

WHEREAS, the Library has requested the Town’s permission to serve alcohol at this fundraising event; and

WHEREAS, the Town Board wishes to ensure that appropriate protections are in place before granting such authority on Town owned property;

Now, therefore, be it

RESOLVED, that the Library is authorized to conduct a fundraising social event at the SACC on October 18, 2013 at 5:30pm; and be it further

RESOLVED, that the Town Board hereby authorizes the Library to serve alcohol on the Town premises at the Stillwater Area Community Center on October 18, 2013 under the follow conditions and restrictions:

- 1.No one under the legal age limit of 21 years old will be served any alcohol;
- 2.No one who is visibly intoxicated will be served any further alcohol;
- 3.Anyone who appears even slightly intoxicated, or whose ability to drive in any way appears to be impaired by alcohol, will not be permitted drive a vehicle on or from the premises;
- 4.The SACC and Library will sign a Indemnification Agreement holding the Town harmless from any property damages or personal injuries arising out of its service of alcohol on the Town’s property; and
- 5.The SACC and Library will provide the Town with a certificate of liability insurance in a coverage amount of no less than \$1,000,000.00 listing the Town of Stillwater as an additional insured.

**Motion** by Councilman Petronis and seconded by Councilman Baker to adopt Resolution #16 of 2013.

A roll call vote was taken on Resolution #16 of 2013 as follows:

Supervisor Kinowski	YES
Councilman Baker	YES
Councilman Petronis	YES
Councilwoman Whitman	NO
Councilwoman Bruno	NO

**Motion carried.** Resolution #16 of 2013 was adopted unanimously.

**Resolution #17                      Appointing Board Members to the  
Mechanicville-Stillwater Industrial Development Agency**

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

WHEREAS, by virtue of the resignations of Gene Cook and William Jordan from the Board of Mechanicville-Stillwater Industrial Development Agency, vacancies on the Board of Mechanicville-Stillwater Industrial Development Agency exists; and

WHEREAS, the Town Board has recommended that Sally Herrick be appointed to fill the vacated position of Gene Cook; and

WHEREAS, the Town Board has recommended that Steve Weinstein be appointed to fill the vacated position of William Jordan; and

WHEREAS, the appointment of Ms. Herrick and Mr. Weinstein shall become effective as of February 15, 2013 for an indefinite term limit and replacement shall be determined at Town Board discretion.

Now, therefore, be it

RESOLVED, that the Town Board hereby appoints Sally Herrick and Steve Weinstein as members of the Board of Mechanicville-Stillwater Industrial Development Agency to fill the vacancies left by the resignation of Gene Cook and William Jordan, effective February 15, 2013 for an indefinite term limit and replacement shall be determined at Town Board discretion.

**Motion** by Councilwoman Bruno and seconded by Councilwoman Whitman to adopt Resolution #17 of 2013.

A roll call vote was taken on Resolution #17 of 2013 as follows:

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

**Motion carried.** Resolution #17 of 2013 was adopted unanimously.

#### **Public Input**

Coke C requested the Board confirm the date, time and place of the water workshop. Supervisor Kinowski confirmed April 9<sup>th</sup>, 7:00PM at the new Stillwater Town Hall. Coke C questioned using the word water rate in Resolution #8 when actually it's the O&M. Attorney Trainor stated that was in the title but in the resolution itself it specifies O&M.

Art F questioned Resolution #8 & #16 and commented on Resolution #12. Supervisor Kinowski stated that since the Town receives water from the Village of Stillwater and the City of Mechanicville they have the option of raising the rates as they see fit. Supervisor Kinowski stated that the Community Center is a family building and the Town did not alcohol serve on premises. There have been many changes over the years and events properly managed but it is up the Board to decide if they want to allow alcohol.

Tony B questioned Resolution #8 as to what it involves. Supervisor Kinowski stated that it only included an increase in the O&M.

Councilwoman Whitman announced that the Town Wide Clean-up will be on April 27<sup>th</sup>. There were no dates available in May this year with County Waste.

#### **Audited Claims**

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

General	#45-#65	\$12,907.74
Town Outside	#22--#36	\$27,808.24
Highway	#70-#106	\$15654.60
Water	#11-#12	\$403.22
Capital Projects	#2	\$24,498.35

**Motion carried.**

**Motion** by Councilman Petronis and seconded by Councilman Baker to adjourn to executive session for contractual and Litigation at 8:15 PM. **Motion carried.**

Respectfully submitted by  
Sue Cunningham  
Stillwater Town Clerk

