

**Stillwater Town Board  
Business Meeting  
May 5, 2011 7:00 PM  
Stillwater Town Hall**

**Present:** Councilman Artie Baker  
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

**Absent** Councilman Ken Petronis

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

Sue Cunningham, Town Clerk took the roll call.

**Adoption of Minutes: Motion** by Councilwoman Whitman and seconded by Councilwoman Bruno to adopt the minutes of the April 7, 2011 Agenda Meeting. **Motion carried.**

**Reports** (Town Board & Dept Heads)

**Councilwoman Whitman**

**Clean-up Day:** Councilwoman Whitman reminded everyone that Saturday was the 1<sup>st</sup> clean-up of the year.

**Day at the Races:** Councilwoman Whitman reported that the Stillwater Day at the Races is August 21<sup>st</sup> and the tickets are \$36.

**Emergency Management:** Councilwoman Whitman reported on the next meeting of the Emergency Management Committee. She also commented on the Town & Village working together during the recent flooding.

**Supt Minick**

**Flooding:** Supt Minick reported on the flooding along River Rd and Wrights Loop, sandbagging the Library and monitoring the Village water plant. He also reported that the estimated road damage due to flooding was approximately \$20,000.

**Water Meters:** Supt Minick reported that 80% of the water meters are in and the rest should be done by the summer.

**Parks:** Supt Minick reported that the list of issues regarding the parks has been taken care of.

**Supervisor Kinowski**

**Flooding:** Supervisor Kinowski gave a brief update on the flooding throughout the Town & village. He stated that Assemblyman Jordan stopped in the Town Hall today and they discussed the flood and issue that needed to be addressed such as a system in place notifying & updating the municipalities along the river of any and all changes regarding the river.

**Planning Board Fees:** Supervisor Kinowski stated that he was contacted by Vic Gush regarding fees already paid and the Planning Board is requesting an additional \$7,000.. Mr. Gush is asking the Town to reduce the rate in half to \$3,500.

Discussion was held on the process that Mr. Gush went through since 2006. The consensus of the Town Board was to consider this request at the next meeting.

**Saratoga Sod Farm:** Supervisor Kinowski stated that he was talking with the owner of the sod farm about the Town's land and was informed that years ago he approached the Town about leasing the land for growing sod but the Town declined.

Councilman Baker stated that this was the first he ever heard of this.

Discussion was held on whether to look further into this. The consensus was to try and negotiate a yearly contract with the sod farm and the monies can be used in the future do develop the parkland.

**Insurance:** Supervisor Kinowski inquired if the Town Board would like to renew the insurance contract at the same rate as last year.

**Motion** by Councilwoman Whitman and seconded by Councilman Baker to renew the Town's insurance policy with no rate increase. **Motion carried.**

Elks Club: Supervisor Kinowski reported that the Elks Club would be holding a Flag Day ceremony on June 13<sup>th</sup> at 7:00 PM for anyone wishing to attend.

Sewer District: Supervisor Kinowski reported that the Town has an option to expand the sewer boundaries to accommodate Town residents.

Discussion was held on procedures the Town would have to do.

Attorney Trainor stated that the Town could submit a letter of support but the County would have to do all the procedural work.

Retirement: Supervisor Kinowski reported on NYS law regarding retirement contributions regarding police retirement.

Cul de Sac: Supervisor Kinowski stated that he has received complaints on the cul de sac in the Turning Point Development.

Discussion was held on ownership, residents taking care of the center with grass & plantings, what options the Town has and offering suggestions to the homeowners in the area.

Community Center: Supervisor Kinowski requested that the Town seek bids to do the Community Center driveway. He requested Councilman Baker handle this and to also address the sink hole prior to any work being done.

Councilman Baker agreed to seek bids for the work.

NY Deferred Comp Plan: Supervisor Kinowski reported that he was approached by a representative of the NYS Deferred Comp Board regarding offering a pretax retirement plan to any employee interested. This is no cost to the Town but a benefit to the employee.

**Agenda Items**                      **Resolutions #38 thru #40**

**Resolution #38**                      **Awarding the Bid for a Mid Mount Mower and Tractor for the Highway Department**

Introduced by: Supervisor

WHEREAS, competitive bids were solicited and opened at the April 21, 2011, Town Board Meeting for the Town Highway Department's purchase of one Mid Mount Mower and Tractor; and

WHEREAS, five (5) bids were submitted but the bid of four (4) did not meet the advertised specifications and were thus deemed to be non-conforming bids; and

WHEREAS, The Hudson River Tractor Company, LLC submitted a conforming bid at \$75,491.20; and

WHEREAS, the General Municipal Law requires that the bid be awarded to the lowest most responsible bidder;

Now, therefore, be it

RESOLVED, that the contract for the Town's purchase of a Mid Mount Mower and Tractor is hereby awarded to The Hudson River Tractor Company, LLC at the bid price of \$75,491.20; and be it further

RESOLVED, that the Town Supervisor is hereby authorized to enter into an agreement with The Hudson River Tractor Company, LLC for the stated equipment and at the stated price and to disburse the needed funds as appropriate.

**Motion** by Councilman Baker and seconded by Councilwoman Bruno to adopt Resolution #38.

A roll call vote was taken on Resolution #38 of 2011 as follows:

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

**Motion carried.** Resolution #38 of 2011 was unanimously adopted.



A roll call vote was taken on Resolution No. 40 of 2011 as follows:

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

**Motion carried.** Resolution #40 of 2011 was unanimously adopted.

**Public Input**

Coke C. inquired about the status of water district #1 getting sewer. Supervisor Kinowski stated that this is going to be brought up for discussion in the Capital Projects meeting.

John V inquired when the sewer lines for PNL would be connected, commented on the water line into Saratoga hills and problems with the 911 reverse calling system. Supervisor Kinowski stated that the sewer issue for PNL is in litigation, he needed to call the owners of the park or the Village regarding the water and would have to call Saratoga County Emergency Management about the 911 issue.

Art F questioned the paving done on Brickyard Rd, Family Day, and if the people of the sewer district being extended would be informed. Supervisor Kinowski stated that Family Day will be held at Post #490 and all information will be available regarding the sewer district in which will cost residents less in the long run. Supt Minick stated that Gorman Bros did the paving.

Mike C. questioned if the Highway has ever considered using recycled tires for paving. Supt Minick stated that Luther Road was done using recycled tires and they had to redo the road the following year.

Fran B. commented on the unfunded mandates the State has put on the Towns and feels the town should pressure the County to sue the State. Supervisor Kinowski stated that the County Board of Supervisors will be meeting with the State Senate on various issues such as unfunded mandates, budget and incentives to employees. He commented that unless all Counties and Associations of Towns come together suing the State would be counter productive.

Supervisor Kinowski announced that on July 14 thru 16 there would be a community build in the Stillwater Glen Hollow Park if anyone was interested in volunteering.

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

General	#141-#154	\$9869.23
Town Outside	#88-#106	\$16675.66
Highway	#166-#184	\$8065.21
Water & Sewer	#26-#28	\$1225.00
Capital Projects	#23-#25	\$32501.83

**Motion carried.**

**Motion** by Councilman Baker and seconded by Councilwoman Whitman to adjourn the Town Board meeting at 8:45 PM. **Motion carried.**

Respectfully submitted by

Sue Cunningham  
Stillwater Town Clerk