

**Stillwater Town Board
Business Meeting
May 15, 2008 7:00 PM
Stillwater Town Hall**

Present: **Councilman Ken Petronis
Councilwoman Lisa Bruno
Councilwoman Virginia Whitman
Supervisor Shawn Connelly**

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 Artie Baker**

Supervisor Connelly 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 Councilman Petronis and seconded by Councilwoman Whitman to adopt the minutes of the April 17, 2008 Business Meeting of the Stillwater Town Board. **Motion carried.**

Communications: None

Reports

Supervisor Connelly asked anyone if they had something to report seeing that the Town Board would not meet until the second Thursday in June.

Councilwoman Whitman

Veterans: Councilwoman Whitman reported that June 17th is Veteran of the Month award for R Herbert Cowin at the Saratoga County Building.

Parade: Councilwoman Whitman reported that May 23rd is the Memorial Day Parade.

Tornado: Councilwoman Whitman reported that May 31st is the celebration of the 10th Anniversary of the tornado. It will be held from 2-4 at the Riverside Arvin Hart Pavilion.

Sewer rates: Councilwoman Whitman inquired as to who would be advertising the new sewer rate to the residents.

Supt Minick stated that a letter should go out from the Town Board or a notice in the paper.

A discussion was held on how to notify the people.

Browns Beach: Councilwoman Whitman commented on the deadline for the clean up at Browns Beach and how nothing has been done as of yet. She stated that the next step needs to be taken. Councilwoman Whitman stated that she noticed on the Building Dept quarterly report the fees for Planning, Zoning and Building compared to last year this time have increased.

Community Service: Councilwoman Whitman stated that she was approached by Sheila Silic whose daughter needs to do Community Service for the National Honor Society at school and the student would like to fill the Flower boxes at the Town Hall as part of the Community Service.

The Town Board agreed to having the student do this.

Councilwoman Bruno

Traffic Study: Councilwoman Bruno reported that the Town Police did a traffic study on Grace Moore Road and found that most people drove below the posted speed limit.

Supervisor Connelly

Duck Derby: Supervisor Connelly reported that this Saturday was the Annual Duck Derby and gave a brief report on events planned at Blockhouse Park. Supervisor Connelly stated that June 7th was Family Day which would begin at 3PM.

7:10 PM Public Hearing
(Amendment to Local Law 5 of 2004-Animal Control)

Purpose: *The purpose of the Public Hearing is to afford the public the opportunity to comment on the proposed amendments relating to the fees and penalties relating to the licensing of dogs in Local Law 5 of 2004.*

Supervisor Connelly called the public hearing to order and stated the purpose of the public hearing.

Sue Cunningham, Town Clerk took the roll call.

Public Input

Marty DelaRosa commented on the exemption of working dogs covered under the agriculture law.

With everyone having the opportunity to be heard Supervisor Connelly declared the public hearing adjourned.

Motion by Councilman Petronis and seconded by Councilwoman Bruno to adjourn the Public Hearing on amending to Local Law 5 of 2004 at 7:12 PM. **Motion carried.**

7:12 PM Public Hearing
(Amendment to Local Law 4 of 2004-LFTC)

Purpose: *The purpose of the Public Hearing is to afford the public the opportunity to comment on the proposed amendment to Local Law 4 of 2004 regarding the required buffer around the proposed power transmission lines.*

Supervisor Connelly called the public hearing to order and stated the purpose of the public hearing.

Sue Cunningham, Town Clerk took the roll call.

Public Input

Marty DelaRosa questioned the distance now and why they were changing it. Attorney Trainor stated that the legislation is not changing so much as it is being clarified. The PDD in 2004 provided a buffer of 400 ft in the area of Stone Break Road. That is how it was intended but the language is apparently less than clear. Luther Forest requested that the language be clarified to limit the 400ft buffer just to the Stone Break Road area in Malta.

With everyone having the opportunity to be heard Supervisor Connelly declared the public hearing adjourned.

Motion by Councilman Petronis and seconded by Councilwoman Bruno to adjourn the Public Hearing on amending Local Law 4 of 2004 at 7:15PM. **Motion carried.**

Regular Business Meeting

Public Input

Resident I commented on the Walking Trail in regard to cars parking on resident's lawn, along side the road, go karts on the trail, trees that where planted are dying, and when trees will be planted for privacy which were promised to the residents.

A discussion was held on the trail in regard to options of keeping people from parking on the lawns and along side the road, trees and funding. The Engineer was asked to look into the tree situation.

Resident II commented on the trail route and a possible traffic situation on Towpath Rd which could become dangerous.

Supervisor Connelly gave an overview of the trail route.

A discussion was held on the trail route, Towpath Rd. traffic in regard to speeding & people not obeying traffic signs and possible alternatives to correct the situation. Supervisor Connelly stated that in the mean time he would ask the Police Dept to look into the situation.

Resident III commented on the trail in regard to ticks.

Resident IV inquired if the Town has come up with anything on nude sunbathers. Attorney Trainor stated that he submitted a report to the Town Board on the legality of the issue. He said that the problem is a gray area that involves private property vs. public property. A further discussion entailed on this topic and possible options. Supervisor Connelly stated that the Board would go over the attorney's submittal and go from there.

Reports

Councilman Petronis

Councilman Petronis thanked everyone for the phone calls and cards received during his recuperation.

Building Dept: Councilman Petronis requested a resolution for the purchase of a lap top computer for the Building Dept.

Seal coating: Councilman Petronis stated that he has received a quote for seal coating for the Blockhouse and Town Hall parking lot.

A discussion was held on the quotes and having to request two additional quotes.

Supervisor Connelly stated that he would call a couple of companies to get two additional quotes.

Agenda Items (Resolutions #29, #61, 82 thru #92)

Resolution #29: *The Town Board authorizes the Supervisor to enter into an Intermunicipal Agreement with the Town of Halfmoon regarding certain sewer hookups pursuant to the terms of the proposed Intermunicipal Agreement.*

Resolution #61: *The Town Board, acting as lead agency for the coordinated SEQRA evaluation of the Cold Springs Road Corridor Reconstruction project hereby determines that the proposed action will not have a significant environmental impact and therefore determines that a draft environmental impact statement will not be prepared pursuant to the applicable standards of 6 NYCRR Part 617 (SEQRA)*

Resolution #82: *the Town Board appoints Robert Barsheid as a member of the Planning Board to fill the vacancy left by the resignation of John Gerard, with a term to expire December 31, 2011, effectively immediately.*

Resolution #83: *The Town Board, sitting as Commissioners of the Castle Cliff Sewer District, hereby approves the increase in sewer rates to be billed to residents of that District by 49 cents per thousand gallons of water consumed, or \$54.88 per year per dwelling unit beginning in October 2008.*

Resolution #84: *The Town of Stillwater hereby supports the mission of the Hudson-Fulton-Champlain Quadricentennial Commission, and requests designation as an Explore NY 400 Community, and will be an active partner by establishing an Explore NY400 Committee, and will collaborate with the state efforts in making the 400th anniversary a successful historic New York State event.*

Resolution #85: *The Town Board hereby authorizes the Supervisor to enter into a Mutual Aid Assistance Agreement with the Town of Halfmoon regarding assistance during disasters or other emergencies.*

Resolution #86: *Requesting a traffic study on County Rte 75 between County Rte 76 and NYS Route 423.*

Resolution #87: *Requesting a traffic study on Whitney Road South.*

Resolution #88: *Scheduling a public hearing for 7:10PM on July 17, 2008 regarding a Section 8 Housing Choice Voucher Program funded by the US Dept of Housing and Urban Development.*

Resolution #89: *Modifying the Town Board Meeting schedule to reflect that the Town Board will conduct one meeting a month for June, July and August which will be the third Thursday each of those months.*

Resolution #90: *The Town Board hereby adopts Local Law # 0f 2008, a Local Law amending fees and penalties related to the licensing of dogs as proposed.*

Resolution #91: *The Town Board hereby adopts Local Law # 0f 2008, a Local Law amending the PDD related to the transmission lines.*

Resolution #92: Adopting the Determination and Findings for the Cold Springs Road Corridor Improvement Project.

Councilwoman Bruno requested that Resolution #89 be pulled for separate vote.

Motion by Councilman Petronis and seconded by Councilwoman Whitman to adopt Resolutions #29, #61, #82, #83, #84, #85, #86, #87, #88, #90, #91, & #92.

Discussion:

Resolution #86-Speed reduction: Councilman Petronis commented that this has already been done.

Resolution #87-Speed reduction: Councilman Petronis requested that the Resolution specify the section of County Rt 75 being sought for a speed reduction.

The section of County Route 75 between County Route 76 and NYS Route 423 will be added to the resolution.

A roll call vote was taken on Resolutions #29, #61, #82, #83, #84, #85, #86, #87, #88, #90, #91, & #92 was taken as follows.

Councilman Baker	Absent
Councilman Petronis	Yes
Councilwoman Bruno	Yes
Councilwoman Whitman	Yes
Supervisor Connelly	Yes

Motion carried. Resolutions #29, #61, #82, #83, #84, #85, #86, #87, #88, #90, #91, #92 were adopted unanimously. (Copies attached and made part of the minutes.)

Resolution #89: Town Board Meetings—Summer Schedule

Councilwoman Bruno stated that she had no problem with a summer schedule for July and August but did not agree with June.

Councilman Petronis stated that even though they have had summer schedules in the past they always have special meetings.

A roll call vote was taken on Resolution #89 as follows.

Councilman Baker	Absent
Councilman Petronis	Yes
Councilwoman Bruno	No
Councilwoman Whitman	Yes
Supervisor Connelly	Yes

Motion carried. Resolution #89 was adopted by a 3 to 1 vote. (Copy attached and made part of the minutes).

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

General	#241-#262	\$8,902.01
Highway	#207-#234	\$22,638.38
Town Outside	#51-#54	#864.06
Capital Projects	#27-#36	\$366,995.49
(CSR, BOA, Sewer #2, & Walking Trail)		

Motion carried.

Motion by Councilman Petronis and seconded by Councilwoman Whitman to adjourn the regular Business Meeting of the Stillwater Town Board and go into executive session at 7:50 PM. (Personnel/Contractual). **Motion carried.**

Respectfully submitted by

Sue Cunningham
Stillwater Town Clerk

