

**Stillwater Town Board  
Business Meeting  
October 16, 2008 7:00 PM  
Stillwater Town Hall**

**Present:** Councilman Artie Baker  
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 Ken Petronis

Supervisor Shawn 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 Baker and seconded by Councilwoman Whitman to adopt the minutes of the September 18, 2008 Business Meeting of the Stillwater Town Board.  
**Motion approved.**

**Communications:** None

**Bid Opening:** (Small Dump Truck w/sander)

West Herr Ford Hamburg, NY	\$55,695.00 w/fisher plow \$54,450.00 w/western plow
Latham Motors Inc. Latham, NY	\$56,022.00
Morris Ford Burnt Hills, NY	\$56,942.00
Jack Byrne Ford-Mercury Mechanicville, NY	\$57,280.00

Bids were turned back over to the Town Clerk who will make copies for the Highway Supt.

**Public Input**

Resident I inquired if the school's water was ever tested for PCB's, if there were any further reports on the PCB's and if there were any more scheduled meetings on the water and PCB's. Supt Minick stated that there is nothing new to report.

Supervisor Connelly stated that they have met with the Village and they are now waiting to hear from the EPA. He stated that the Town, City of Mechanicville & Halfmoon plan on meeting with an attorney to discuss issuing a stop work order until something can be settled in regard to the water.

Further discussion entailed on the PCB's, water, public meeting and obtaining an Attorney was held.

Resident II complained on Saratoga Hills in regard to RV's in the park and the mobile home park not being up to code.

Supervisor Connelly stated that the code enforcement officer has looked in to the RV situation and found that no one is living in the RV, that it was not hooked into anything and that no violations were found with the RV being parked there.

Resident III inquired about the cost savings in the budget, what the projection was down the road, whether the Town would be breaking the contract with the Village in regard to water, and stated that with this being a tough year with the economy the Board should put a freeze on the

budget and they should talk to the Village Board if they are planning on canceling the water contract due to PCB's do to the impact that it will have on the Village residents. Councilwoman Whitman stated that the cost savings in the A fund was approximately \$12,800; added 250 more in the B fund; and added \$49, 000 in the Highway fund. Councilwoman Whitman further stated that they inherited new debt which principle and interest have to be paid. Supervisor Connelly stated in regard to the water nothing has been decided as of yet and he has not spoken to the Village on where the Town stands. Discussion was held on the budget and water.

Resident IV inquired about Highway vehicles seen going out of Town. Supt of Highways stated that they were working Halfmoon that day. He said that they have an intermunicipal agreement with them. Resident IV asked if a resolution was passed authorizing this. Supt Minick stated that he believes so and prior to that it was past practiced. A discussion was held on the process, timed used, and logs that are kept.

Resident V inquired about Resolutions #148, #149, & #152 and when the public hearing would be for the budget. Supervisor Connelly stated that the budget hearing would be November 6<sup>th</sup>. Resolution #148: Supt Minick stated that it was an easement agreement between the Town and Arvin Hart for a water line that was relocated when they built the new station. Resolution #149: Supervisor Connelly stated that it was renewing a contract to provide HVAC services to the Town. Resolution #152: Attorney Trainor stated that six residents have not agreed to close in regard to the Cold Springs Rd Project and the Town needs to go through the eminent domain process. Resident V commented on the budget workshop in regard to the Highway's budget request for a sweeper, a comment made by the Highway Supt. at the budget workshop, contracting for water with Alec Mackey and the Town's audit report. Supt Minick stated that the Town Board needs to authorize any large equipment he purchases. Supervisor Connelly stated that if the Town entered into a contract with Alec Mackey for water services that he would resign from the Zoning Board. He also said that they had their exit meeting and a final report would be submitted soon.

Resident VI stated that he has an RV parked in Saratoga Hills across from his trailer, it was not being used or hooked into anything and that he is tired of being harassed by one resident. He said that the resident keeps calling the Code Enforcement Officer and having him come up which he has and has found no violations being made. He stated that this resident is using the Town Board and the Code Enforcement Officer to harass him and suggested that the Town should file a complaint against the resident for all his calls when there is no violation of him having his RV parked on an empty lot. A discussion was held on the RV and was determined that there were no violations being made. Councilwoman Whitman inquired to the resident who keeps complaining that if he was so unhappy with the park that maybe he should consider moving.

Resident IV inquired what else the highway sweeper was used for. Supt Minick stated that they use it for sweeping the roads, cleaning out catch basins, water leaks and excavation.

Resident V inquired as to the current hours for the Highway Dept and the tracking of labor and fuel in regard to accounting for who pays the costs when working in another town. Supt Minick stated on the particular day in question Halfmoon paid for the fuel and that he does keep documentation.

Resident III inquired about Arvin Hart's budget submitted to the Town. Supervisor Connelly stated that there is nothing the Town Board can do about their budget.

**Agenda Items (Resolutions # 145--#154)**

**Motion** by Councilwoman Bruno and seconded by Councilwoman Whitman to remove Resolution #125 from the table. (Police Chief contract) **Motion carried.**

Resolution #125:

Resolution #145: Authorizing the Historian and Deputy Historian to attend a conference in Lake Placid.

Resolution #146: Authorizing the Dept of Fiscal Management to make necessary budget transfers.

Resolution #147: Declaring the 2002 Ford Crown Victoria surplus and authorizing the Police Chief to sell equipment at auction.

Resolution #148: Authorizing the Supervisor to sign an easement agreement with the Fire District for a water line.

Resolution #149: Authorizing the Supervisor to sign a contract with Johnson Controls, Inc.

Resolution #150: Authorizing the Highway Superintendent to solicit bids for gas, diesel and heating oil.

Resolution #151: Establishing escrow accounts AMD related reviews.

Resolution # 152: Authorizing Condemnation of Properties for Cold Springs Road Corridor Improvement Project.

Resolution #153: Setting a public hearing regarding the proposed 2009 Budget.

Resolution #154: Setting a public hearing regarding amendment of Local Law June 1, 1932 regarding solicitation.

**Motion** by Councilman Baker and seconded by Councilwoman Whitman to adopt all resolutions.

A roll call vote was taken as follows on Resolutions #125 and Resolutions #145---#154:

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

**Motion carried.** Resolutions #125 & #145--#154 were adopted unanimously. (Copies attached and made part of the minutes).

**Audited Claims**

**Motion** by Councilman Baker and seconded by Councilwoman Bruno to pay the audited claims. Discussion was held on two vouchers which were pulled for auditing.

General	#492-#508	\$9,692.42
Highway	#447-#470	\$24,805.69
Town Outside	#101-#105	\$8,841.99
Water & Sewer	#48-#56	\$3,190.37
Capital Projects (CSR)	#66-#68	\$56,577.92

**Motion carried.**

**Motion** by Councilman Baker and seconded by Councilwoman Bruno to adjourn the Business Meeting at 8:05PM to go into executive session to discuss contracts. **Motion carried.**

Note: The Town Board stated that they would not be acting on any further business and would not resume the regular business meeting.

Respectfully submitted by

Sue Cunningham  
Stillwater Town Clerk