

**Stillwater Town Board  
Agenda Meeting  
February 4, 2016 7:00 PM  
Stillwater Town Hall**

**Present:** Councilman Artie Baker  
Councilman Ken Petronis  
Councilwoman Lisa Bruno  
Councilwoman Ellen Vomacka  
Supervisor Ed Kinowski

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

**Adoption of Minutes: Motion** by Councilman Petronis and seconded by Councilwoman Vomacka to adopt the re-organization minutes of January 21, 2016. **Motion carried.**

**Reports      Town Board & Dept. Heads**

**Supervisor Kinowski**

Supervisor Kinowski commented on the speaker system and stated that he is working with the company to correct the sound system.

**Councilwoman Bruno**

**Town Wide Clean-up:** Councilwoman Bruno reported that the town wide clean-ups will be on May 14<sup>th</sup> from 7-2 and Oct 1<sup>st</sup>.

**Summer Concerts:** Councilwoman Bruno reported that dates have been booked and she just needs to lock in locations. The total cost for all summer concert programs is approximately \$2600.

**Councilman Baker**

**Day at the Races:** Councilman Baker stated that he would like to bring back Day at the Races and he is willing to work on it. The consensus of the Board was to allow Councilman Baker to move forward on it.

**Engineer for the Town**

Supervisor Kinowski reported that a summary report was submitted by the engineer in case anyone wanted to review the report.

**Agenda Items:                      Resolutions #9--#10**

**Resolution #9                      Approving the United Public Service Employees Union  
(UPSEA) Contract with Police Department**

Supervisor Kinowski requested that this Resolution be tabled until the next meeting to give him more time to review.

**Motion** by Councilwoman Bruno and seconded by Councilman Baker to table Resolution

#9.	Supervisor Kinowski	Yes
	Councilman Baker	Yes
	Councilman Petronis	Yes
	Councilwoman Bruno	Yes
	Councilwoman Vomacka	Yes

**Motion carried.** Resolution #9 was tabled unanimously.

**Resolution #10      Approving the Saratoga County Intermunicipal Stormwater Management Program Through the Cornell Cooperative Extension**

SARATOGA COUNTY  
INTERMUNICIPAL STORMWATER MANAGEMENT PROGRAM COOPERATIVE  
RESOLUTION

**WHEREAS** in 2003 the New York State Department of Environmental Conservation (DEC) issued the first State Pollution Discharge Elimination System (SPDES) General Permit for Stormwater Discharges for Small Municipal Separate Storm Sewer Systems (MS4; GP-02-02 or as amended or revised); consisting of six (6) Minimum Control Measures (MCM) which are:

1. Public Education and Outreach
2. Public Participation and Involvement
3. Illicit Discharge Detection and Elimination
4. Construction Site Runoff Control
5. Post-Construction Runoff Control
6. Good Housekeeping and Pollution Prevention; and

**WHEREAS** the Saratoga County/Cornell Cooperative Extension (CCE) Intermunicipal Stormwater Management Program (I-SWM Program) was created in 2004 to assist, where possible affect direct works, and facilitate a framework of intermunicipal cooperation among the MS4 Permit holders of Saratoga County for the express purpose of meeting the requirements of the DEC SPDES MS4 Permit; and

**WHEREAS** a contractual agreement has been entered into by the County of Saratoga and Saratoga County Cornell Cooperative Extension (CCE) for the administration of this Program (*ref. Saratoga County Resolution 69-09*); and

**WHEREAS** these MS4 Municipalities include:

Town of Ballston	Village of Ballston Spa	Town of Charlton	Town of Clifton Park
Town of Greenfield	Town of Halfmoon	Town of Malta	Town of Milton
Town of Moreau	Village of Round Lake	Saratoga County	City of Saratoga Springs
Village of South Glens Falls	Town of Waterford	Village of Waterford	Town of Wilton
City of Mechanicville	Town of Stillwater	Village of Stillwater	

**WHEREAS** it is understood by all involved MS4 Municipalities that the I-SWM Program works include:

- County-wide Public Education & Outreach
- Material support for Local Stewardship activities
- Material, technical, and training support for MS4 Illicit Discharge Detection and Elimination (IDDE;MCM 3) Programs
- Material, technical, and training support for MS4 Construction Site Runoff (MCM 4) Programs
- Material, technical, and training support for MS4 Post-Construction Runoff (MCM 5) Programs
- Material, technical, and training support for MS4 Good Housekeeping/Pollution Prevention (MCM 6) Programs
- All required record keeping and administrative support as required by DEC for Annual Reporting and/or auditing purposes for actions and outputs of the I-SWM Program; and

**WHEREAS** it is understood that the I-SWM Program Coordinator will be responsible for the production, record keeping, and reporting on behalf of the involved MS4s for such outputs of the I-SWM Program *AND* report the results annually to the NYS DEC; and

**WHEREAS** it is further understood by all the involved parties that the MS4 Municipalities shall provide “in-kind” service to the I-SWM Program through designated representative/s to the I-SWM Program for the purposes of direct participation in, direction to, and the development and implementation of the substantive outputs of the I-SWM Program for any or all of the works cited above; and

**WHEREAS** the DEC has ruled that “...when a *permittee* relies upon any third party entity to *develop* or *implement* any portion of its *SWMP* [Stormwater Management Program].” a certification statement must be signed by that 3<sup>rd</sup> party or a duly authorized representative thereof (GP-0-08-002 Part IV.G); and

**WHEREAS** the DEC has concluded that the signing of such a statement would affect a formal agreement and enable the signatory to provide some or all of the required annual reporting to the DEC and other specific outputs herein described on behalf of one or all of MS4 Permittees; and

**WHEREAS** the DEC has further concluded that cooperative efforts, like the I-SWM Program, must have a formal agreement signed and adopted by all parties and participants in order to qualify for any current or future State funding through the Water Quality Improvement Projects Grant program.

**RESOLVED**, it is the intent of this certifying statement to hereby formalize the intent, structure, and arrangements of the Saratoga County/Cornell Cooperative Extension Intermunicipal Stormwater Management Program between all the aforementioned parties listed above for the purposes herein described.

**Contracted Entity Certification Statement:**

Saratoga County/Cornell Cooperative Extension Intermunicipal Stormwater Management Program

Contractor/Organization/Firm/Business

*“I certify under penalty of law that I understand and agree to comply with the terms and conditions of the (permittee’s name) stormwater management program and agree to implement any corrective actions identified by the (permittee’s name) or a representative.*

*I also understand that the (permittee’s name) must comply with the terms and conditions of the New York State Pollutant Discharge Elimination System (“SPDES”) general permit for stormwater discharges from the Municipal Separate Storm Sewer Systems (“MS4s”) and that it is unlawful for any person to directly or indirectly cause or contribute to a violation of water quality standards.”*

*Signed,*

Stillwater Town Supervisor \_\_\_\_\_

*Title/Duly Authorized Representative      Signature      Date  
(dd/mm/year)*

Ed Kinowski  
*Print name of Signatory*

**Motion** by Councilwoman Bruno and seconded by Councilwoman Vomacka to adopt Resolution No. 10 of 2016.

A roll call vote was taken on Resolution No. 10 of 2016 as follows:

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

**Motion carried.** Resolution No. 10 of 2016 was adopted unanimously.

**Public Input**

Richard D questioned rumors he heard regarding the Town & Village working together to obtain Admirals marina.

Supervisor Kinowski stated that he has a discussion with the Village regarding the Local Waterfront Revitalization Program in which Admirals was discussed. He stated that they have had discussion only and no resolution or meetings are in the plans at this time. Research needs to be done to see if it a viable.

Coke C commented on Cornell Extension being involved in Stormwater management. Attorney Trainer stated that they have been involved for a while. Supervisor Kinowski stated they hold courses and are a wealth of information.

John B commented on the water line bid opening, inquired on how the project will be financed, funding and Mechanicville’s involvement & extent of their involvement. Supervisor Kinowski gave a brief overview of the project, the development on Route 67 bringing cost down and the possibility of other municipalities coming on board which will also help with cost. He stated that this project is no cost to the resident and will be paid for from pilot money and grants received. Further discussion was held.

James F inquired about natural gas running along Route 9P and if the Town can do anything to bring natural gas to the area. Supervisor Kinowski spoke on natural gas franchise, petitioning, letters and signage. Discussion held.

Rick Nelson, Village Mayor stated that on February 6<sup>th</sup> the United Church will be holding a breakfast to honor elected officials, past & present. The breakfast is free to everyone.

Rich D inquired on monies due from Brown’s Beach and the Marina. Supervisor Kinowski stated after their audit which is in June.

**Audited Claims**

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

General	\$5,932.37
Town Outside	\$8,364.87
Highway	\$24,528.18
Water & Sewer	\$494.31

**Motion carried.**

**Motion** by Councilman Petronis and seconded by Councilman Baker to adjourn the agenda meeting at 7:35 pm and enter into executive session for litigation purposes.

**Motion carried.**

Respectfully submitted by

Sue Cunningham  
Stillwater Town Clerk