

**Stillwater Town Board
Business Meeting
November 17, 2016 7:00 pm
Stillwater Town Hall**

Present: Councilman Artie Baker
Councilman Ken Petronis
Councilwoman 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.

Agenda Items Resolutions #93-#98

Resolution #93 Adopting the Budget for 2017

Introduced by: _____

WHEREAS, the Town Board proposed its Preliminary 2017 Budget at a Public Workshop on October 27, 2016 and at a Public Hearing conducted on November 3, 2016, where the Budget was reviewed and comments from the public were received;

WHEREAS, Local Law No. 4 of 2016 to override the tax cap, if necessary, was adopted by the Town Board on September 16, 2016 and filed with the New York State Secretary of State on November 14, 2016;

Now, therefore be it

RESOLVED, that the final 2017 Budget, a copy of which is on file at both the Supervisor's office and the Town Clerk's office, is hereby approved.

Motion by Councilwoman Bruno and seconded by Councilwoman Vomacka to adopt Resolution No. 93 of 2016.

A roll call vote was taken on Resolution No. 93 of 2016 as follows:

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

Motion carried. Resolution No. 93 of 2016 was adopted unanimously.

**Resolution #94 SEQRA determination regarding
The Dedication of Roadways in the Saratoga Pointe PDD**

Introduced by: _____ Supervisor _____

WHEREAS, Mason Street LLC wishes to dedicate roads to the Town within the Saratoga Pointe PDD located off Route 423 near Saratoga Lake; and

WHEREAS, extensive environmental reviews and determinations have previously been made for the project, including Planning Board Resolution No. 32 of 2012, Town Board Resolution No's 69-A and 69B; and

WHEREAS, the Town Board has compared the proposed action with the criteria for determining significance in SEQRA 6 NYCRR 617.7 and has duly considered the Short Environmental Assessment Form previously prepared by Applicant attached hereto;

Now, therefore, be it

RESOLVED, that the Town Board has determined that the proposed dedication of Lake Pointe Way and Woodlake Drive from Mason Street, LLC is an Unlisted action pursuant to 6 NYCRR Part 617.4 (SEQRA), has determined that the Town Board should serve as Lead Agency, finds pursuant to the criteria in Part 617.7 that the proposed action will not have an adverse environmental impact and hereby issues a negative declaration.

Motion by Councilwoman Bruno and seconded by Councilwoman Vomacka to adopt Resolution No. 94 of 2016.

A roll call vote was taken on Resolution No. 94 of 2016 as follows:

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

Motion carried. Resolution No. 94 of 2016 was adopted unanimously.

**Resolution #95 Accepting Dedication of
Lake Pointe Way and Woodlake Drive from Mason Street LLC**

Introduced: Supervisor Kinowski

WHEREAS, Mason Street, LLC has requested to dedicate two roadways named "Lakepointe Way" and "Woodlake Drive" within the Saratoga Pointe PDD to the Town of Stillwater to satisfy a condition of their subdivision approval; and

WHEREAS, the applicant has now substantially complied with the Town's procedures for acceptance and dedication of roads as reviewed by the engineers and attorneys for the Town;

Now, therefore, be it

RESOLVED, that the Town accepts the dedication of Lake Pointe Way and Woodlake Drive in the Saratoga Pointe PDD from Mason Street, LLC conditional upon the items on the Highway, Planning, Zoning and Building checklists, and the legal review letter of July 12, 2016, being satisfied prior to the recording of the transfer documents; and be it further

RESOLVED, that the acceptance of this dedication of infrastructure and property shall be further subject to the approval of, and conditions required by, the Town Supervisor, and the Highway Superintendent as well as the engineers and attorneys for the Town as they deem appropriate; and be it further

RESOLVED, that the Supervisor is hereby authorized to sign and the attorneys and engineers to the Town are directed to prepare and file all necessary documents to effectuate the transfer of Lakepointe Way and Woodlake Drive.

Motion by Councilwoman Bruno and seconded by Councilwoman Vomacka to adopt Resolution No. 95 of 2016.

A roll call vote was taken on Resolution No. 95 of 2016 as follows:

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

Motion carried. Resolution No. 95 of 2016 was adopted unanimously.

**Resolution #96 Amending Resolution No. 88 of 2016, Regarding
A Grant Application to NYSOPRHP**

WHEREAS, Resolution No. 88 of 2016, adopted by the Town Board on October 27, 2016, approved a grant application to NYSOPRHP; and

WHEREAS, NYSOPRHP requires the attached language be appended to Resolution 88 of 2016 to supplement the Town’s grant application; and

Now, therefore, be it

RESOLVED, that the attached language be appended to Resolution No. 88 of 2016 to supplement the Town’s grant application to NYSOPRHP regarding the Towpath Trail project.

Motion by Councilwoman Bruno and seconded by Councilwoman Vomacka to adopt Resolution No. 96 of 2016.

A roll call vote was taken on Resolution No. 96 of 2016 as follows:

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

Motion carried. Resolution No. 96 of 2016 was adopted unanimously.

**Resolution #97 Authorizing the Highway Superintendent
To Purchase a Skid Steer off the
New York State Office of General Services Contract #PC66988**

Introduced by: _____ Supervisor _____

WHEREAS, the Highway Superintendent has identified a need to purchase a skid steer for highway department services as provided in the 2016 budget; and

WHEREAS, the Highway Superintendent has identified a skid steer listed on the New York State OGS Contract #PC66988 and described as CAT 289D Skid Steer.

WHEREAS, the item selected off the New York State OGS contract is exempt from the competitive bidding requirements of the General Municipal Law;

Now, therefore, be it

RESOLVED, that the Highway Superintendent is authorized to purchase a CAT 289D skid steer, off the New York State OGS contract at a cost not to exceed \$72,000.

Motion by Councilwoman Bruno and seconded by Councilwoman Vomacka to adopt Resolution No. 97 of 2016.

A roll call vote was taken on Resolution No. 97 of 2016 as follows:

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

Motion carried. Resolution No. 97 of 2016 was adopted unanimously.

Resolution #98 Budget Adjustments

WHEREAS, Colleen Zabielski, Director of Fiscal Management has recommended that the following budget transfers be accomplished:

Increase:	
Rev B1081 GF Pilot	\$14,000.00

Increase:	
App B1440.444 Attny Bldg	\$3000.00
B1620.463 Comm Ctr	\$4000.00
B3620.4 Bldg Dept Con	\$3000.00
B7140.2 Parks Equip	\$3000.00
B7140.4682 BB	\$1000.00

RESOLVED, that the above Budget Adjustment is hereby approved.

Motion by Councilwoman Bruno and seconded by Councilwoman Vomacka to adopt Resolution No. 98 of 2016.

A roll call vote was taken on Resolution No. 98 of 2016 as follows:

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

Motion carried. Resolution No. 98 of 2016 was adopted unanimously.

**Resolution #99 Declaring a Surplus Parcel on Railroad Avenue and
 Authorize the Auction for Surplus Parcel**

Introduced by: Town Supervisor

WHEREAS, the Supervisor has investigated and declared that the following parcel has no further useful life to the Town and therefore declares it to be “surplus” to the Town: Railroad Avenue, Stillwater, New York, a portion of Burns Bridge Road; and

WHEREAS, in accordance with State Law and the Town’s Procurement Policy, the surplus town parcel should be sold to the highest bidder at public auction, competitive bidding, advertisement, broker or other appropriate means;

Now, therefore, be it

RESOLVED, that the parcel located on a portion of Burns Bridge Road is hereby declared surplus and the Town Supervisor is authorized to conduct an auction for the sale of the surplus parcel the highest bidder, at public auction, by competitive bidding, advertisement, broker or other appropriate means; and it is further

RESOLVED, that pursuant to NYS Town Law section 64, this resolution is subject to a permissive referendum in accordance with NYS Town Law Article 7.

Motion by Councilwoman Bruno and seconded by Councilwoman Vomacka to adopt Resolution No. 99 of 2016.

A roll call vote was taken on Resolution No. 99 of 2016 as follows:

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

Motion carried. Resolution No. 99 of 2016 was adopted unanimously.

Public Input

Richard D inquired where the roads were located that the Town is accepting and status of lowering speed limit on County Rd 76 between the four corners and Grace Moore Rd. Supt Minick stated the roads the Town are in the development where the Lakeside Mobile Home Park was.

Supervisor Kinowski stated all info on reducing the speed limit is on the desk of the person in charge at the County.

Supervisor Kinowski spoke briefly on MS4 (Stormwater Management) and the effects it will have on development/builders.

Auditors Claims

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

General	\$1,717.17
Town Outside	\$2,638.51
Highway	\$16,655.23
Water & Sewer	\$3,413.96
Capital Projects	\$47,332.61
Trust & Agency	\$450.00

Motion carried.

Motion by Councilwoman Bruno and seconded by Councilwoman Vomacka to adjourn the Town Board meeting. **Motion carried.**

Respectfully submitted by

Sue Cunningham
Stillwater Town Clerk