

**Stillwater Town Board Meeting
December 19, 2020 7:00 PM
Stillwater Town Hall**

Present: Councilwoman Ellen Vomacka
Councilwoman Valerie Masterson
Supervisor Ed Kinowski

Also Present: Sue Cunningham Town Clerk
Joe Lanaro, Engineer for the Town
James Trainor, Attorney for the Town
Matt Harris, Highway Supt

Via Phone: Councilwoman Artie Baker
Via Zoom: Councilman Chris D'Ambro

Supervisor Kinowski called the meeting to order and led everyone in the Pledge to the Flag. (Due to weather conditions meeting started at 7:45 pm)

Sue Cunningham, Town Clerk took the roll call.

Adoption of Minutes: Motion by Councilwoman Vomacka and seconded by Councilman Baker to adopt the minutes of December 3, 2020. **Motion carried.**

Special Presentation

A representative for Scannell Properties gave a brief presentation on a proposed amendment to the Luther Forest PDD.

Agenda Items Resolutions #85--#87

**(Amended) Resolution #85 Scheduling a Public Hearing Regarding
The CDBG 2018 West Street Project (1116PW128-18)**

Introduced by: Supervisor

WHEREAS, the Town of Stillwater has submitted a CDBG grant application for the West Street Project; and

WHEREAS, the Town of Stillwater was awarded CDBG funding for the West Street Project (CDBG No. 1116PW128-18); and

WHEREAS, Section 570.486, Subpart I of the CFR and the Housing and Community Development Act of 1974, as amended, require that the Town hold a second public hearing for the purpose of providing further information about the progress of the ongoing CDBG project and obtaining public comments; and,

Now, therefore be it

RESOLVED, that a Public Hearing to consider the CDBG Grant Application for the West Street Project is hereby scheduled for January 21, 2021 at 7PM at Town Hall, 881 Hudson Avenue, Stillwater, New York; and be it further

RESOLVED that the Town Clerk is directed to publish appropriate notice of the Public Hearing at least 7 days but no more than 20 days before the Public Hearing date of January 21, 2021 in the Town's official newspaper.

Motion by Councilwoman Masterson and seconded by Councilman Baker to adopt Resolution No. 85 of 2020.

A roll call was taken on Resolution No. 85 of 2020 as follows:

Supervisor Kinowski	YES
Councilman Baker	YES
Councilman D'Ambro	YES
Councilwoman Masterson	YES
Councilwoman Vomacka	YES

Motion carried. Resolution No. 85 of 2020 was adopted unanimously.

**Resolution #86 Issuing Positive Declaration and Determining Adequacy
of Draft Generic Environmental Impact Statement
with regard to the Adoption of the
Town of Stillwater Comprehensive Plan Update**

WHEREAS the Town Board of the Town of Stillwater identified the need to update the Comprehensive Plan as a result of the Town of Stillwater's growth and change since the adoption of the 2007 Comprehensive Plan; and

WHEREAS, the Town Board formed a Comprehensive Plan Committee on February 16, 2017 and charged it with creating a Comprehensive Plan Update; and

WHEREAS, with much public input and with much time and effort, the Comprehensive Plan Committee has recommended to the Town of Stillwater a draft Comprehensive Plan Update to replace the current 2007 Comprehensive Plan; and

WHEREAS, said draft Comprehensive Plan Update is available on the Town's website for examination and review by the public; and

WHEREAS, the Town Board, on behalf of the Comprehensive Plan Committee, held a public hearing on the draft Comprehensive Plan on December 3, 2020; and

WHEREAS, as per the regulations implementing the New York State Environmental Quality Review Act (SEQRA), the adoption or update of a Comprehensive Plan Update is classified as a Type I Action; and

WHEREAS, pursuant to Title 6, Part 617 of the New York Code, Rules and Regulations of the State of New York ("NYCRR"), the Town may waive the requirement for an Environmental Assessment Form ("EAF") if a DGEIS is prepared or submitted under 6 NYCRR 617.6(a)(4); and

WHEREAS, the DGEIS may be treated as an EAF for the purpose of determining significance of the action; and

WHEREAS, the Town Board has caused the preparation of the Draft Generic Environmental Impact Statement evaluating the cumulative impacts of growth on the community, is the only involved agency for the purpose of this project, and was declared SEQR Lead Agency for the review of the proposed action on October 15, 2020; and

WHEREAS, the draft Comprehensive Plan Update incorporates a DGEIS, which was submitted to the Town Board on September 17, 2020 and the Town Board has reviewed the same in order to determine the potential for significant adverse environmental impacts and the adequacy of the DGEIS pursuant to SEQR;

Now, therefore be it

RESOLVED that the Town Board determines that the Comprehensive Plan Update may have the potential for significant adverse impacts and directs that a Positive Declaration be prepared, filed, and published on its behalf, as required in 6 NYCRR Part 617 State Environmental Quality Review; and be it further

RESOLVED that the Town Board determines the DGEIS is adequate for public review and directs that a Notice of Completion of the DGEIS be prepared, filed, and published on its behalf, as required in 6 NYCRR Part 617 State Environmental Quality Review; and be it further

RESOLVED that a public hearing to receive public comment on the DGEIS and Comprehensive Plan Update be duly noticed and scheduled for January 21, 2021 at 7 PM; and be it further

RESOLVED that the written comment period will continue until close of business day on January 31, 2021 or ten (10) days after the close of the public hearing, whichever is later.

Motion by Councilwoman Masterson and seconded by Councilman Baker to adopt Resolution No. 86 of 2020.

A roll call was taken on Resolution No. 86 of 2020 as follows:

Supervisor Kinowski	YES
Councilman Baker	YES
Councilman D'Ambro	YES
Councilwoman Masterson	YES
Councilwoman Vomacka	YES

Motion carried. Resolution No. 86 of 2020 was adopted unanimously.

Resolution #87 Adopt Year End Budget Transfers and Corrections

Introduced by: Supervisor _____

WHEREAS, certain year end budget transfers and corrections to contingent appropriations should be undertaken to maximize the use of 2020 appropriated funds; and

WHEREAS, the Office of Fiscal Management will work with the Supervisor to finalize all transactions for fiscal close-out, ensure the necessary transfer and use of unexpended balances to balance the 2020 budget, make corrections to contingent appropriations with the 2020 budget, adjust the distribution of sales tax revenues between B and DB Funds, as required by the board, and encumber the necessary funds to pay unpaid 2020 obligations;

Now, therefore, be it

RESOLVED, that the Town Board hereby approves the described year end budget transfers, corrections to contingent appropriations and adjustments to the distribution of sales tax revenues; and be it further

RESOLVED that the Town Board hereby directs the Office of Fiscal Management to work with the Supervisor to make the appropriate transfers and corrections and annotate the same in the Town's financial records.

Motion by Councilwoman Masterson and seconded by Councilman Baker to adopt Resolution No. 87 of 2020.

A roll call was taken on Resolution No. 87 of 2020 as follows:

Supervisor Kinowski	YES
Councilman Baker	YES
Councilman D'Ambro	YES
Councilwoman Masterson	YES
Councilwoman Vomacka	YES

Motion carried. Resolution No. 87 of 2020 was adopted unanimously.

Audited Claims

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

General	\$9,741.20
Town Outside	\$2,097.87
Highway	\$9,837.43
Water & Sewer	\$10,749.96
Trust & Agency	\$769.54

Motion carried.

Motion by councilwoman Vomacka and seconded by Councilwoman Masterson to adjourn into executive session at 8:15 pm to discuss litigation. (Note: The Stillwater Town Board will not resume the regular meeting).

Respectfully submitted by

Sue Cunningham
Stillwater Town Clerk