

**Stillwater Town Board
Agenda Meeting
May 6, 2021 7:00 PM
Stillwater Town Hall**

Present: Councilman Chris D'Ambro
Councilwoman Vomacka
Councilwoman Valerie Masterson
Supervisor Ed Kinowski

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

Via Phone: Councilman Artie Baker

Supervisor Kinowski called the meeting to order and led everyone in the Pledge to the Flag.

Sue Cunningham, Stillwater Town Clerk took the roll call.

Adoption of Minutes: **Motion** by Councilwoman Masterson and seconded by Councilman D'Ambro. **Motion carried.**

Agenda items Resolution #34--#39

**Resolution #34 Authorizing the Highway Superintendent
To Purchase Equipment from State Contract**

Introduced by: Supervisor

WHEREAS, the Highway Superintendent has identified a need to purchase a 2021 Dodge Ram 1500 Tradesman Quad Cab 4 x 4 DS6L41 for the Building Department as provided in the 2021 budget; and

WHEREAS, the Highway Superintendent has located a 2021 Dodge Ram 1500 Tradesman Quad Cab 4 x 4 DS6L41 listed on the Onondaga Statewide Contract at a cost of approximately \$29,170.24; and

WHEREAS, the items selected off the Onondaga Statewide contract are 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 2021 Dodge Ram 1500 Tradesman Quad Cab 4 x 4 DS6L41 off the Onondaga Statewide Contract at a cost of \$29,170.24.

Motion by Councilman D'Ambro and seconded by Councilwoman Vomacka to Adopt Resolution No. 34 of 2021.

A roll call was taken on Resolution No. 34 of 2021 as follows:

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

Motion carried. Resolution No. 34 of 2021 was adopted unanimously.

Resolution #35 Creating EMS Mitigation and Traffic Mitigation Accounts

Introduced by: Supervisor

WHEREAS, the Town Board recently adopted amendments to the Stillwater Comprehensive Plan and a GEIS Update; and

WHEREAS, with the update, a new fee schedule was created and two new reserve accounts are necessary to collect fees, namely EMS Mitigation and Traffic Mitigation for Traffic Analysis Zones 4, 6 and 10;

Now, therefore, be it

RESOLVED, that the Town Board authorizes the creation of two new reserve accounts for the deposit of fees required by the Stillwater Comprehensive Plan Amendments and GEIS Update as follows:

1. EMS Mitigation Account
2. Traffic Mitigation Account for Traffic Analysis Zones 4, 6 and 10;

Motion by Councilman D’Ambro and seconded by Councilwoman Vomacka to Adopt Resolution No. 35 of 2021.

A roll call was taken on Resolution No. 35 of 2021 as follows:

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

Motion carried. Resolution No. 35 of 2021 was adopted unanimously.

Resolution #36 Authorizing Expenditures for NYSEG LED Street Light Conversion Program Implementation

Introduced by: Supervisor

WHEREAS, the Town of Stillwater would benefit by the conversion of certain street lights to LED Correlated Color Temperature (CCT) street lights of either 3000 Kelvin or 4000 Kelvin; and

WHEREAS, participation in the NYSEG LED Street Light Conversion Program has an unexpired life cost of \$10,989.55 to convert 203 cobra head street lights to LED street light replacements; and

WHEREAS, NYSEG has provided the Town with two options allowing the Town to manually select a LED fixture lumen level to replace certain existing non-LED fixtures as set forth in the attachment hereto.

Now, therefore, be it

RESOLVED, that the Town Board hereby approves the expenditure of \$10,989.55 to cover the cost to convert the 203 cobra head street lights to LED street lights under the NYSEG LED Light Conversion Program and authorizes the Supervisor to sign a letter Agreement with NYSEG substantially in compliance with the sample Agreement attached hereto.

Motion by Councilman D’Ambro and seconded by Councilwoman Vomacka to Adopt Resolution No. 36 of 2021.

A roll call was taken on Resolution No. 36 of 2021 as follows:

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

Motion carried. Resolution No. 36 of 2021 was adopted unanimously.

**Resolution #37 Waiving the Local Fee for Marriage Licenses
 Provided to Active Duty Military**

Introduced by: Supervisor

WHEREAS, in 2019 the State of New York passed an amendment to the Domestic Relations Law prohibiting towns from collecting the State portion of the marriage license fee when one or both persons of the couple are active duty military; and

WHEREAS, the State Law amendment also allows individual towns to waive the portion of the marriage license fee which the Town would otherwise be entitled to collect from an active duty military couple;

Now, therefore, be it

RESOLVED, that the Town Board hereby authorizes and directs the Town Clerk to waive the portion of the statutory marriage license fee which the Town would otherwise be entitled to collect whenever one or both persons of the couple to be married provide adequate proof of being on active duty military service.

Motion by Councilman D'Ambro and seconded by Councilwoman Vomacka to Adopt Resolution No. 37 of 2021.

A roll call was taken on Resolution No. 37 of 2021 as follows:

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

Motion Resolution No. 37 of 2021 was adopted unanimously.

**Resolution #38 Making a SEQRA determination regarding the
 Formation of Water District #6 Extension 2**

Introduced by: Supervisor

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 Full Environmental Assessment Form previously prepared by Lansing Engineering when the PDD application was submitted in 2019, a copy which is on file in the Town Planner's Office; and

WHEREAS, the Map, Plan and Report dated March 10, 2021 indicates no significant environmental impacts since 2019 as a result of the proposed extension formation; and

WHEREAS, a Public Hearing was conducted at the Town Board meeting on April 15, 2021 at which time the environmental impacts of the project were presented and discussed; and

Now, therefore, be it

RESOLVED, the Town Board finds that all of the property, property owners and interested persons within said proposed district are benefited thereby, and that all property or property owners benefited are included therein, and that no property or property owners or interested persons benefited thereby have been excluded therefrom, and it is further;

RESOLVED, that the Extension 2 to Consolidated Water District 6 be established in the Town, and will include those parcels of property set forth in the map and description annexed hereto as Schedule "A"; and it is further;

RESOLVED, that the expense of constructing the infrastructure to be operated by the District shall be borne by Route 67 Holdings, LLC, and it shall install all improvements to the Town's satisfaction prior to relinquishing control of the water infrastructure to the Town; and it is further

RESOLVED, that once the water infrastructure has been constructed by Route 67 Holdings LLC and turned over to the Town, the cost for operating the District shall be assessed, levied and collected from the several lots and parcels of land within the said district in proportion as nearly may be to the benefit which each lot or parcel of land in said district will derive therefrom; and it is further

RESOLVED that this Resolution is subject to a permissive referendum pursuant to Article 7 and §209-e of the New York Town Law and the Town Clerk is directed to post and publish a Notice of Adoption of this Resolution in the Express within 10 days.

Motion by Councilman D'Ambro and seconded by Councilwoman Vomacka to Adopt Resolution No. 39 of 2021.

A roll call was taken on Resolution No. 39 of 2021 as follows:

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

Motion carried. Resolution No. 39 of 2021 was adopted unanimously.

Public Input

Dick D commented on County Rd 75 going up Viall Ave Hill where the cones and Barrell are placed along the side of the road.

Supervisor Kinowski stated that this has been an ongoing issue with the County and City of Mechanicville. He said he would initiate a letter to both to see if something can be done.

Presentation Stillwater Area Community Center

Justin McFarlane and two members of the SACC were here to present the Board with the 2020 financials of the Community Center. Justin gave a brief overview of 2020 and reported that they are open & back on track, they have COVID restrictions in place, child care has increased, and expanding fund raisers.

Discussion was held on the building in regard to what has been upgraded and what still needs to be done.

Supervisor Kinowski requested that when they notice something in need of repair to inform them immediately so it can be taken care of.

Councilwoman Masterson inquired about having a specialist look at the building so they can have an exact knowledge of repairs needed and costs.

Discussion was held on past structural reports was held.

from _____ who supplies the specific mulch needed;

Now, therefore, be it

RESOLVED, that the Supervisor is hereby authorized to accept the proposal submitted by _____, to install siding and repair windows, in an amount not to exceed \$ _____, for the restaurant at Brown's Beach;

Motion by Councilman D'Ambro and seconded by Councilwoman Vomacka to untable Resolution No. 8 of 2021.

A roll call was taken to untable Resolution No. 8 of 2021 as follows:

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

Resolution No. 8 of 2021 was untabled at a meeting of the Town Board of the Town of Stillwater duly conducted on May 6, 2021.

Motion by Councilman Baker and seconded by Councilwoman Vomacka to Adopt Resolution No. 8 of 2021.

A roll call was taken to adopt Resolution No. 8 of 2021 as follows:

Supervisor Kinowski	NO
Councilman Baker	NO
Councilman D'Ambro	NO
Councilwoman Masterson	NO
Councilwoman Vomacka	NO

Motion carried. Resolution No. 8 of 2021 was **not** approved.

The following three resolutions were introduced.

Resolution #41 Authorize the Expenditure to Apply New Siding to the Brown's Beach Restaurant and Nest

Introduced by: Supervisor Kinowski

WHEREAS, it has become necessary to apply new siding to the Brown's Beach restaurant building and the Nest; and

WHEREAS, the repairs are necessary for the full utility of the building as currently licensed; and

WHEREAS, these items fall under the monetary threshold required for competitive bidding under General Municipal Law § 103;

Now, therefore, be it

RESOLVED, that the expenditure is hereby authorized to apply new siding to the Brown's Beach Restaurant and Nest not to exceed the amount of \$25,000.00.

Motion by Councilwoman Masterson and seconded by Councilman Baker to Adopt Resolution No. 41 of 2021.

A roll call was taken on Resolution No. 41 of 2021 as follows:

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

Motion carried. Resolution No. 41 of 2021 was adopted unanimously.

Resolution #42 Authorize the Expenditure to Install New Windows to the Brown's Beach Restaurant and Nest

Introduced by: Supervisor Kinowski

WHEREAS, it has become necessary to install new windows at the Brown's Beach restaurant building and the Nest; and

WHEREAS, the repairs are necessary for the full utility of the building as currently licensed; and

WHEREAS, these items fall under the monetary threshold required for competitive bidding under General Municipal Law § 103;

Now, therefore, be it

RESOLVED, that the expenditure is hereby authorized to install new windows to the Brown's Beach Restaurant and Nest not to exceed the amount of \$33,000.00.

Motion by Councilwoman Masterson and seconded by Councilman Baker to Adopt Resolution No. 42 of 2021.

A roll call was taken on Resolution No. 42 of 2021 as follows:

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

Motion carried. Resolution No. 42 of 2021 was adopted unanimously.

Resolution #43 Authorize the Expenditure to Install New Exit and Entry Doors to the Brown's Beach Restaurant and Nest

Introduced by: Supervisor Kinowski

WHEREAS, it has become necessary to install new exit and entry doors at the Brown's Beach restaurant building and the Nest; and

WHEREAS, the repairs are necessary for the full utility of the building as currently licensed; and

WHEREAS, these items fall under the monetary threshold required for competitive bidding under General Municipal Law § 103;

Now, therefore, be it

RESOLVED, that the expenditure is hereby authorized to install new windows to the Brown's Beach Restaurant and Nest not to exceed the amount of \$24,000.00.

Motion by Councilwoman Masterson and seconded by Councilman Baker to Adopt Resolution No. 42 of 2021.

A roll call was taken on Resolution No. 42 of 2021 as follows:

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

Motion carried. Resolution No. 42 of 2021 was adopted unanimously.

Audited Claims

Motion by Councilwoman Masterson and seconded by Councilman D'Ambro to pay the audited claims.

General	\$21,495.87
Town Outside	\$20,066.57
Highway	\$27,345.51
Water & Sewer	\$2,330.70
Capital Projects	\$23,283.88

Motion carried.

Motion by Councilman D'Ambro and seconded by Councilwoman Vomacka to adjourn into executive session to discuss litigation and contract. **Motion carried.** (Note: The Town Board will not resume the regular scheduled meeting).

Respectfully submitted by

Sue Cunningham
Stillwater Town Clerk