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

<u>Via Phone</u>: 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.

<u>Adoption of Minutes:</u> <u>Motion</u> by Councilwoman Masterson and seconded by Councilman D'Ambro. <u>Motion carried.</u>

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 DS6L41off the Onondaga Statewide Contract at a cost of \$29,170.24.

<u>Motion</u> 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
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;

<u>Motion</u> 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

In	troc	luced	by:	\underline{S}	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 covert 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.

<u>Motion</u> 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.

<u>Motion</u> 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

Introc	luced	l b	y:	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, that the Town Board has determined that the proposed Formation of Water District 6, Extension 2 is an Unlisted Action pursuant to 6 NYCRR Part 617 (SEQRA), has determined that the Town Board should be declared the lead agency, and 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.

<u>Motion</u> by Councilman D'Ambro and seconded by Councilwoman Vomacka to Adopt Resolution No. 38 of 2021.

A roll call was taken on Resolution No. 38 of 2021 as follows:

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

Motion carried. Resolution No. 38 of 2021 was adopted unanimously.

Resolution #39 Establishing Extension 2 to Consolidated Water District 6

Introduced by:	Supervisor

WHEREAS, a Map Plan and Report, ("MPR") dated November 20, 2020, revised January 6, 2021, signed and acknowledged by Lansing Engineering on behalf of Route 67 Holdings, LLC (the "Applicant"), the developer of the Kings Isle PDD Subdivision (the "Subdivision"), has been filed with the Town Clerk requesting the approval of a water district extension to be known as the Extension 2 to Consolidated Water District 6 (the "District") as more particularly described in the attached MPR; and

WHEREAS, a certified copy of the Notice of Public Hearing is attached hereto and incorporated herein and was duly published on notice by the Clerk as set forth in her Affidavit of Publishing and Posting; and

WHEREAS a Public Hearing was held at 7PM at Town Hall, 881 Hudson Avenue, Stillwater, New York on April 15, 2021 to consider the formation and environmental impact of the Extension 2, Consolidated Water District 6 pursuant to Article 12-A of the NYS Town Law as described in the attached Notice of Hearing, and

WHEREAS, on May 6, 2021, the Town Board determined that the action is an Unlisted Action pursuant to 6 NYCRR Part 617(SEQRA), determined that the Town Board should serve as Lead Agency, found pursuant to the criteria in Part 617.7 that the proposed action will not have an adverse environmental impact, and issued a negative declaration; and

WHEREAS, the formation of the Extension 2 to Consolidated Water District 6 is not subject to State Comptroller approval pursuant to §209-f of the New York State Town Law because the cost to the typical property falls below any applicable threshold; and

WHEREAS, the Town Board has given due deliberation to the comments of the public presented and has determined that the formation of the District is in the public interest;

Now, therefore, be it

RESOLVED, the Town Board finds that said MPR, dated November 20, 2020, revised January 6, 2021, for the extension of the Extension 2 to Consolidated Water District 6 Town is signed, approved, and acknowledged, as required by law, and is otherwise sufficient and complies with the provisions of Article 12-A of the New York Town Law; and it is further;

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.

<u>Motion</u> 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.

Police Commission

John Nett, Police Commissioner reported that the adjacent land next to police firing range has been sold. It is no longer feasible to for the police to shoot in that area. They have located another area in Town, the old landfill which would be suitable for a new firing range for the police. They will have an in-depth presentation on the new range at the May 20th meeting.

Parks

Councilman Baker requested a resolution to replace the backboard up at the Glen Hollow basketball ball court.

Brief discussion was held.

Resolution #40 Authorize the Expenditure for Basketball Backboard At Glen Hollow Park

Introduced by: Supervisor Kinowski

WHEREAS, the basketball backboard at Glen Hollow Park needs to be replaced; and

WHEREAS, several proposals were investigated and the cost is approximately \$1,200.00;

Now, therefore, be it

RESOLVED, that the Town Board hereby authorizes the Supervisor to expend up to \$1,200.00 to replace the basketball backboard at Glen Hollow Park.

<u>Motion</u> by Councilman Baker and seconded by Councilwoman Vomacka to Adopt Resolution No. 43 of 2021.

A roll call was taken on Resolution No. 43 of 2021 as follows:

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

Motion carried. Resolution No. 43 of 2021 was adopted unanimously.

Town Clean-up

Councilwoman Masterson reported that the spring clean-up went very well. She is looking into having an electronics day.

Executive session

Supervisor Kinowski requested an executive session to discuss a contractual matter **Motion** by Councilman D'Ambro and seconded by Councilwoman Masterson to enter into executive session to discuss Resolution #8 at 7:45 pm.

<u>Motion</u> by Councilwoman Masterson and seconded by Councilwoman Vomacka to reenter into the regular meeting.

Resolution #8 Authorize the Supervisor to Sign Proposal for Siding and Window Repair at Brown's Beach Restaurant

introduced by. Councillian Baker	Introduced by:	Councilman Baker
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WHEREAS, it has become necessary to replace siding and repair a window at the restaurant at Brown's Beach at the recommendation of Councilman Baker; and

WHEREAS, because these items fall under the monetary threshold required for competitive bidding under General Municipal Law § 103 and a proposal was received

from wh	no supplies the specific mulch needed;
Now, therefore, be it	
	s hereby authorized to accept the proposal submitted , to install siding and repair windows, in an amount
not to exceed \$, for the restaurant at Brown's Beach;
<u>Motion</u> by Councilman D'Ambro Resolution No. 8 of 2021.	and seconded by Councilwoman Vomacka to untable
A roll call was taken to untable Re	solution 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 unta Stillwater duly conducted on May	bled at a meeting of the Town Board of the Town of 6, 2021.
Motion by Councilman Baker and Resolution No. 8 of 2021.	seconded by Councilwoman Vomacka to Adopt
A roll call was taken to adopt Reso	olution 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 we	ere introduced.
	he Expenditure to Apply New Siding to the Beach Restaurant and Nest
Introduced by: Supervisor Kinow	<u>ski</u>
WHEREAS, it has become necessarestaurant building and the Nest; and	ary to apply new siding to the Brown's Beach
WHEREAS, the repairs are necess licensed; and	ary for the full utility of the building as currently
WHEREAS, these items fall under bidding under General Municipal I	the monetary threshold required for competitive Law § 103;
Now, therefore, be it	
-	is hereby authorized to apply new siding to the st not to exceed the amount of \$25,000.00.
Motion by Councilwoman Masters Resolution No. 41 of 2021.	son and seconded by Councilman Baker to Adopt
A roll call was taken on Resolution	No. 41 of 2021 as follows:

YES

Supervisor Kinowski

Councilman Baker YES
Councilman D'Ambro YES
Councilwoman Masterson
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.

<u>Motion</u> 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.

<u>Motion</u> 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

<u>Motion</u> 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.

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

Respectfully submitted by

Sue Cunningham Stillwater Town Clerk

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