

Clifton Park Town Board Meeting Minutes

February 5, 2001

The regular meeting of the Town Board of the Town of Clifton Park was held in the Town Office Building at 7:00 p.m., Supervisor Barrett presiding.

PLEDGE OF ALLEGIANCE TO THE FLAG

Present: Councilman Paolucci
Councilman Speckhard
Councilman Roth
Councilwoman Walowit
Supervisor Barrett
Town Clerk O'Donnell

Also Present: Town Attorney Pelagalli
Jason Kemper, Director of Planning
Michael Shahan, Town Administrator

MOTION by Councilman Paolucci, seconded by Councilwoman Walowit, to approve the minutes of the January 8 and 16, 2001 meetings as presented.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Speckhard, Councilman Roth,
Councilwoman Walowit, Supervisor Barrett

Noes: None

MOTION CARRIED

ANNOUNCEMENTS AND COMMUNICATIONS

Supervisor Barrett announced public hearings scheduled for this evening regarding Section 8 Town of Clifton Park Annual Plan for 2001 and the requested rezoning from R-1 to PIR of the lands of Hahn on Clifton Park Center Road have been cancelled at the request of the applicants due to the inclement weather. With regard to the proposed zoning change, 500-foot notices will be sent to alert residents when the new date for the public hearing is determined.

Town Clerk O'Donnell announced the State Comptroller's Report of Examination has been filed in the Town Clerk's office.

REPORTS

Reports for January from Animal Control and Justice Court were filed with the Town Clerk.

REPORTS TO THE BOARD

Howard LaVine, speaking with regard to the computer update, reviewed the original proposal of \$36,000 and explained how he has been able to reduce it by \$22,000. He said the upgrade will have more growth capacity and an easy upgrade path.

OPEN SPACE PLAN PRESENTATION

Supervisor Barrett introduced the Co-Chairs of the Open Space Plan Committee, David Miller Hidden Valley Lane, Executive Director of the National Audubon Society of New York State, and Jim Romano, former member of the Planning Board.

Mr. Miller said one of the goals of the Committee is to bring together diverse stakeholders to move forward with a common theme and visioning process and open space planning process for the town to look at its natural resource assets.

Supervisor Barrett expressed appreciation to Mr. Miller and his staff and Mr. Romano for volunteering their time in working with the town and the Clifton Park Friends of Open Space. He said \$10,000 has been put aside in the 2001 budget to get the program started. He said there are a lot of ways to do this, among which is more tax incentives and tax abatements and other incentives for farmers. The Open Space Committee will explore and narrow down how to go about mapping environmentally sensitive areas in town.

Mr. Miller said they will be seeking state funds and grants.

Mr. Romano, Co-Chair of Open Space Plan Committee, reported the first meeting will be held February 28th, and said he feels his background of seven years on the Planning Board will be helpful. He said the real task is balancing what needs to be done and how.

Supervisor Barrett said members of the Open Space Plan Committee will be announced February 12th.

Allison Heaphy, Director of Land Use Policy for National Audubon Society, gave a presentation on the Town of Clifton Park Open Space, and expressed appreciation to all involved and for money appropriated. She reviewed open space in the town, including small farms, historical landscapes, 40 historical sites, woodlots and wetlands, as well as the Stoney Creek reservoir, recreation areas, beginnings of town wide trail system, and the Vischer Ferry Nature Preserve. She noted there are different kinds of open space and protected open space is government owned or public parks. Ms. Heaphy reported open space adds to quality of life in a community and tremendous opportunities for open space exist in the western part of town. She stressed the importance of protecting agricultural

land and reported there is currently 2000 acres of active farmland, which is a loss of 90 percent since 1950. Ms. Heaphy stated it is important to have all stakeholders involved in the process, as well as to protect ecological and agricultural resources. She said it is important to survey residents to find what the community values and if it is open space, then the commitment needs to be made to preserve it. In order to determine if the open space plan is right for Clifton Park a fiscal impact analysis to determine costs and benefits to the town needs to be done. She stressed the importance of public involvement. Ms. Heaphy said Friends of Clifton Park Open Space, Behan Planning Associates and SUNY Albany students have started the inventory process which needs to be completed. It is also important determine methods to evaluate resources to be able to set conservation priorities. The Plan needs to include recommendations and conservation targets, as well as how much and which land to protect. It needs to go through the SEQRA process, be published, adopted and incorporated into the town's Comprehensive Plan, as well as updated periodically.

Supervisor Barrett thanked the Clifton Park Friends of Open Space for initial work done on open space and getting discussion started. Importance of farms should be one of the main goals. He said the proposed newsletter will include a survey regarding open space.

Ray Seymour, Nadler Road, member of Friends of Open Space, said some members of the group have been working on the open space concepts for almost fifteen years. He stated from the Friends of Open Space perspective in any plan, development or otherwise, open space should be the first consideration and not the last and it has been demonstrated many times that there can be a balance.

Supervisor Barrett said it is important to help the agriculture community. He stated any program the town sets forward will be completely voluntary to any landowner and it is the town's job to come up with incentives that people will want to buy into. He said Isabel Prescott and Kevin Bowman will be on committee.

PUBLIC PRIVILEGE ON RESOLUTIONS

From the floor a request to clarify the funding of the proposed water and sewer district to the Corporate Commerce zone.

Resolution No. 23 of 2001, a resolution honoring David Mietlicki for attaining the rank of Eagle Scout.

Introduced by Supervisor Barrett, who moved its adoption, seconded by the entire Town Board.

WHEREAS, David Mietlicki, 26 Heritage Lane, Clifton Park has attained the rank of Eagle Scout, and

WHEREAS, the Town of Clifton Park Town Board wishes to acknowledge and honor David Mietlicki's achievements, particularly his project which entailed beautifying the playground of Orenda Elementary School by repainting fifteen pieces of metal playground equipment, the repair and repainting of five picnic tables, and cleaning flower beds, garbage areas and the Orenda Exercise Trail; now, therefore, be it

RESOLVED, that David Mietlicki, 26 Heritage Lane, Clifton Park is hereby recognized and honored for having attained the rank of Eagle Scout.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Speckhard, Councilman Roth
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 24 of 2001, a resolution honoring Gregory D. Jones for attaining the rank of Eagle Scout.

Introduced by Supervisor Barrett, who moved its adoption, seconded by the entire Town Board.

WHEREAS, Gregory D. Jones, 8 Deer Run Hollow, Clifton Park has attained the rank of Eagle Scout, and

WHEREAS, the Town of Clifton Park Town Board wishes to acknowledge and honor Gregory D. Jones's achievements, particularly his project which entailed the planning and construction of a twelve-foot footbridge located near the Mohawk River; now, therefore, be it

RESOLVED, that Gregory D. Jones, 8 Deer Run Hollow, Clifton Park is hereby recognized and honored for having attained the rank of Eagle Scout.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Speckhard, Councilman Roth
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 25 of 2001, a resolution honoring Robert C. Vickery for attaining the rank of Eagle Scout.

Introduced by Supervisor Barrett, who moved its adoption, seconded by the entire Town Board.

WHEREAS, Robert C. Vickery, 14 Elm Place, Clifton Park has attained the rank of Eagle Scout, and

WHEREAS, the Town of Clifton Park Town Board wishes to acknowledge and honor Robert C. Vickery's achievements, particularly his project which entailed the planning and construction of two benches and improvement of a footpath located behind the Clifton Park Town Hall; now, therefore, be it

RESOLVED, that Robert C. Vickery, 14 Elm Place, Clifton Park is hereby recognized and honored for having attained the rank of Eagle Scout.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Speckhard, Councilman Roth
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 26 of 2001, a resolution authorizing an inter-municipal agreement between the Town of Hadley and the Town of Clifton Park for the bus transportation to the 2001 Association of Towns Meeting.

Introduced by Councilman Roth, who moved its adoption, seconded by Councilwoman Walowit.

WHEREAS, a proposal has been made that the Town of Hadley and the Town of Clifton Park enter into an inter-municipal agreement providing for bus transportation to the 2001 Association of Towns Meeting which is being held in New York City; now, therefore, be it

RESOLVED, that the Town of Hadley and the Town of Clifton Park enter into an agreement which provides that:

1. The Town of Hadley will provide bus seats to the 2001 Association of Towns Meeting for \$47.94 per reservation with the understanding that the seats are a non-refundable purchase. The bus will depart and return to pre-designated areas.
2. The Town of Hadley will provide receipts for paid reservations for bus transportation to the Association of Towns Meeting.

3. The Town of Hadley will pay for no other cost or amount or consideration.
4. The term of the agreement shall be from February 18 through February 21, 2001.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Speckhard, Councilman Roth
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 27 of 2001, a resolution authorizing the purchase of a Toro 580D, 16 foot lawn mower per State Contract.

Introduced by Councilwoman Walowit, who moved its adoption, seconded by Councilman Paolucci.

WHEREAS, Michael Handerhan, Supervisor of Buildings and Grounds has identified the need for a Toro 580D, 16 foot lawn mower for use by Buildings and Grounds, and

WHEREAS, Mr. Handerhan has recommended that a Toro 580D, 16 foot lawn mower be purchased per State Contract; now, therefore, be it

RESOLVED, that the Director of Buildings and Grounds be authorized to purchase a Toro 580D, 16 foot lawn mower as per State Contract TC56535, Group # 37000, at a cost not to exceed \$46,100 to be budgeted from A-7112-200 (Clifton Common-Equip./Bldg.).

Supervisor Barrett said this mower is vital to the Buildings and Grounds Department due to the added workload.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Speckhard, Councilman Roth
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 28 of 2001, a resolution authorizing the Director of Building and Zoning to purchase a Jeep Cherokee for the Building Department.

Introduced by Councilman Paolucci, who moved its adoption, seconded by Councilman Speckhard.

WHEREAS, Donald Clemens, Director of Building and Zoning has identified the need for a vehicle for use by the Bureau of Fire Prevention, and

WHEREAS, the Director of Building and Zoning, has requested authorization to purchase a Model Year 2001 Jeep Cherokee, 4x4 as described in Schedule A; now, therefore, be it

RESOLVED, that Donald Clemens, Director of Building and Zoning is hereby authorized to purchase a Model Year 2001 Jeep Cherokee as described in Schedule A as per State contract for the Building Department at a cost not to exceed \$19,061 with the funds to come from A-3620-200 (Building-Equipment).

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Speckhard, Councilman Roth
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 29 of 2001, a resolution authorizing the hiring of Joan Ireland as a part-time seasonal clerk in the Assessor's Office.

Introduced by Councilman Roth, who moved its adoption, seconded by Councilwoman Walowit.

WHEREAS, Walter Smead, the Sole Assessor for the Town of Clifton Park, has requested that a part-time seasonal clerk be hired to assist the Assessor's Office, and

WHEREAS, Mr. Smead has recommended that Joan Ireland, 15 Broadleaf Drive, Clifton Park, be hired for this position; now, therefore, be it

RESOLVED, that Joan Ireland, 15 Broadleaf Drive, Clifton Park, be hired as a part-time seasonal clerk in the Assessor's office at Grade 1, Step 3, \$9.54/hr. not to exceed \$2600 effective immediately through April 15, 2001; and be it further

RESOLVED, that this has been appropriated in the budget from STAR reimbursement money, Account A1355-EO74 (Assessor-Star Overtime).

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Speckhard, Councilman Roth
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 30 of 2001, a resolution appointing Ronald Ochrym to the Ethics Board.

Introduced by Councilman Roth, who moved its adoption, seconded by Councilman Paolucci.

WHEREAS, a vacancy on the Town of Clifton Park Ethics Board must be filled and the Town Board wishes to appoint Ronald Ochrym, 36 Huntington Parkway, Ballston Lake, to fill this vacancy; now, therefore, be it

RESOLVED, that Ronald Ochrym, 36 Huntington Parkway, Ballston Lake, is hereby appointed to fill the vacancy on the Town of Clifton Park Ethics Board for a term to expire December 31, 2003, effective immediately.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Speckhard, Councilman Roth
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 31 of 2001, a resolution amending Resolutions No. 1 of 2000 and No. 1 of 2001 correcting terms for Ethics Board members.

Introduced by Councilman Paolucci, who moved its adoption, seconded by Councilman Speckhard.

WHEREAS, the terms of appointments to the Town of Clifton Park Ethics Board are for a three year period, and

WHEREAS, Neil Weiner and Barton Firsty were appointed to the Ethics Board by Resolution No. 1 of 2000 for a two year term to expire December 31, 2001 and William Pomeroy and Marc Goldstein were appointed to the Ethics Board by Resolution No. 1 of 2001 for a two year term to expire December 31, 2002; now, therefore, be it

RESOLVED, that Resolution No. 1 of 2000 is hereby amended so that Neil Weiner, 18 Tamarack Lane, Clifton Park, and Barton Firsty, 16 Southbury Road, Clifton Park, are hereby appointed to the Ethics Board for three year terms to expire December 31, 2002 and Resolution No. 1 of 2001 is hereby amended so that William Pomeroy, 12 Eastwood Drive, Ballston Lake, and Marc Goldstein, 29 Orchard Park, Clifton Park, are hereby appointed to the Ethics Board for three year terms to expire December 31, 2003.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Speckhard, Councilman Roth
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 32 of 2001, a resolution authorizing the hiring of Kathleen Boni as Account Clerk Typist with the Office of Parks, Recreation and Community Affairs.

Introduced by Councilwoman Walowit, who moved its adoption, seconded by Councilman Paolucci.

WHEREAS, the position of Account Clerk Typist within the Office of Parks, Recreation and Community Affairs is currently vacant, and

WHEREAS, Patricia Haffner, Director of the Office of Parks, Recreation and Community Affairs has recommended that Kathleen Boni be hired to fill this position; now, therefore, be it

RESOLVED, that authorization is hereby granted to Patricia Haffner, Director of the Office of Parks, Recreation and Community Affairs, to hire Kathleen Boni, 220 Moe Road, Clifton Park, as Account Clerk Typist with the Office of Parks, Recreation and Community Affairs at Grade 4, Step 3 effective immediately, as budgeted with funds to be taken from Account A7021-E510 (Parks & Recreation Account Clerk Typist).

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Speckhard, Councilman Roth
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 33 of 2001, a resolution hiring Gail Mayle to the position of Junior CPR Coordinator and Health Director for 2001.

Introduced by Councilwoman Walowit, who moved its adoption, seconded by Councilman Paolucci.

WHEREAS, a need exists for a coordinator for the Junior CPR program, and

WHEREAS, said position is a budgeted item in the 2001 fiscal plan; now, therefore, be it

RESOLVED, that authorization is hereby granted to hire Gail Mayle, Riverview Road, Rexford, as Junior CPR Coordinator and Health Director in the Department of Parks, Recreation and Community Affairs, at Grade 5, Step 5, part time matrix, effective January 1, 2001, as budgeted from lines A7309-83 (Community Programs-Jr. CPR Grant Exp.) and A7310-E4500 (Summer Rec.-Staff/Counselors).

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Speckhard, Councilman Roth
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 34 of 2001, a resolution regarding Sewer Service to the Corporate Commerce Zone.

Introduced by Councilman Speckhard, who moved its adoption, seconded by Councilman Roth.

WHEREAS, in 1991 and 1997 the Town Board created the presently existing Route 146 Corporate Commerce Zone, and

WHEREAS, both public health and quality of life issues clearly suggest the need for additional sewer services in portions of the western part of Town, and

WHEREAS, future development of the zone depends upon the availability of suitable sewer services; now, therefore, be it

RESOLVED, that the Town Board accepts, approves and adopts the attached projected proposal prepared by McDonald Engineering for extending sewer service to the Route 146 Corporate Commerce Zone.

Councilman Speckhard noted this resolution approves the moving ahead toward the creation of a district. He said the sewer funding will be from the \$250,000 designated from the County surplus money and there is no anticipation of going beyond the Corporate Commerce zone with sewer.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Speckhard, Councilman Roth
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 35 of 2001, a resolution accepting, approving and adopting the attached projected proposal as Phase I.

Introduced by Councilman Speckhard, who moved its adoption, seconded by Councilman Paolucci.

WHEREAS, both public health and quality of life issues clearly suggest the need for additional water resources in portions of the western part of Town, and

WHEREAS, the Town Board acting as Commissioners of the Rexford Water District has agreed to provide the district with a twenty-four hour emergency reserve capacity, and

WHEREAS, in 1991 and in 1997 the Town Board created the presently existing Route 146 Corporate Commerce Zone, and

WHEREAS, the future development of the Corporate Commerce Zone depends upon the availability of sufficient water resources; now, therefore, be it

RESOLVED, that the Town Board reaffirms its commitment to provide enhanced water services to the western part of Clifton Park; and be it further

RESOLVED, that the Town Board as Commissioners of the Rexford Water District reaffirms its commitments to secure a twenty-four hour emergency reserve capacity for the district; and be it further

RESOLVED, that the Town Board desires to provide the Route 146 Corporate Commerce Zone with sufficient water resources; and be it further

RESOLVED, that the Town Board accepts, approves and adopts the attached projected proposal as Phase I of its commitment to achieve the overall objectives stated above.

Councilman Speckhard explained the funding for the water district will be 1) a \$250,000 grant from the New York State Senate, 2) the creation of the water district which will support a major part of this Phase I, 3) Rexford Water District funding and additional funds. Councilman Speckhard explained the water going to Rexford Water District is basically for a 24-hour emergency backup which is required in the agreement with Glenville. A water tank had been considered but this is a less expensive way and will bring water to other areas of the western part of Town. Councilman Speckhard said in order for Glenville to allow outside user hookups the 24-hour backup must be in place by 2005. He noted A draft GEIS has been done on the zone and a public hearing will need to be held.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Speckhard, Councilman Roth
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 36 of 2001, a resolution calling for a public hearing in the matter of the proposed amendment of the Stony Creek #2 Park District.

Introduced by Councilman Speckhard, who moved its adoption, seconded by Councilman Paolucci.

WHEREAS, a map, plan and report relating to the proposed amendment of the Stony Creek #2 Park District prepared by the Planning Department, in such manner and in such detail as has been determined by the Town Board, has been filed with the Town Clerk of the Town of Clifton Park, in accordance with Article 12-A of the Town Law, and

WHEREAS, a description of the boundaries of the proposed amendment of said district is set forth in Exhibit "A" hereof, and

WHEREAS, this amendment to the district involves removing the Summerhill subdivision from the Stony Creek #2 Park District, and

WHEREAS, the service proposed is rendering park district service, and

WHEREAS, the proposed method of financing the cost of said service is by taxes levied against the real property located within the district; now, therefore, be it

RESOLVED, that a public hearing be held by the Town Board of the Town of Clifton Park on February 26, 2001 at 7:10 p.m. in the Wood Memorial Meeting Room, 1 Town Hall Plaza, Clifton Park, New York, to consider said map, plan and report and to hear all persons interested therein and to take such action thereon as required.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Speckhard, Councilman Roth
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 37 of 2001, a resolution authorizing the purchase of a projector.

Introduced by Councilman Paolucci, who moved its adoption, seconded by Councilwoman Walowit.

WHEREAS, there is a need for a multimedia projector for various Town of Clifton Park purposes, and

WHEREAS, the Town wishes to purchase an Apollo No. VP 835 multimedia projector; now, therefore, be it

RESOLVED, that authorization is hereby granted to purchase an Apollo No. 835 Multimedia Projector at a cost of \$4,600 with the funds to be transferred from the Contingency Fund to Town Hall Account 1620-200 (Town Hall-Equipment).

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Speckhard, Councilman Roth
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

PUBLIC PRIVILEGE

No one wished to be heard.

MOTION by Supervisor Barrett, seconded by Councilman Roth, to adjourn the meeting to the next regular meeting or any other meeting necessary for the conduct of Town business.

Motion carried at 8:45 p.m.

Patricia O'Donnell
Town Clerk