

Clifton Park Town Board Meeting Minutes

June 18, 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 Trainor
Louis Gerard, Superintendent of Highways
Mark Heggen, Comptroller
Jason Kemper, Director of Planning
Walter Smead, Assessor

MOTION by Councilman Roth, seconded by Councilwoman Walowit, to approve the minutes of the June 4, 2001 meeting as presented.

ROLL CALL VOTE

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

Abstain: Councilman Paolucci

Noes: None

MOTION CARRIED

ANNOUNCEMENTS AND COMMUNICATIONS

Supervisor Barrett reviewed the summer Town Board schedule, noting meetings will be held July 2nd and 16th and August 6th and 20th.

Councilman Roth reported the Towns of Malta and Halfmoon and the Saratoga County Farmers will participate in the Special Collection Day.

Councilman Paolucci reported an Adult Entertainment Zoning Program will be presented by the New York State Department of State in the Wood Room on July 19th at 7:00 p.m.

PUBLIC HEARING, 7:10 PM
TO CONSIDER ESTABLISHMENT OF THE
CORPORATE COMMERCE ZONE WATER DISTRICT

Councilman Speckhard summarized the proposed water district establishment and reviewed the history of the Corporate Commerce Zone. He said this is a step to hooking the water line into the Rexford Water District by 2005, which would then bring emergency water backup to the district but also provide potential water to people who need it in the western part of town. He noted the State of New York is helping to fund the district with a grant of \$250,000. Councilman Speckhard said when completed the Water District will be turned over to the Clifton Park Water Authority. He said the question will come up regarding outside users and recommended the Town Board develop an outside user policy as it would be better for them to hook in as the pipes are put down.

Town Administrator Shahan reported it is proposed to run pipe from the intersection of Vischer Ferry Road and Route 146A west.

The Town Clerk read the Notice of Public Hearing as published in The Daily Gazette on June 8, 2001.

The public hearing was opened for comments from the audience at 7:20 p.m.

Youssef Ballout, Torrero Drive, said the extension of water and sewer lines to the western part of town is an obvious and deliberate invitation for development and will change the character of that part of town. He asked if this is the intention of the Town Board and, if so, why. He stated the rural character of the town should be preserved.

Councilman Speckhard said the largest piece of the Corporate Commerce zone was created in the late 1980s and extended in the mid 90s and can't imagine how a Corporate Commerce zone could be developed without water and sewer available to it. He said the idea of a Corporate Commerce zone is an excellent one as it provides long-term tax security. He noted Rural Residential zoning requires two acres and bringing water and sewer to the western part of town may encourage some additional residential building but would not be very dense. He said any other development such as commercial retail would require a PUD or rezoning and this Town Board would not allow it. The whole question of growth is firmly implanted at the level of the Town Board except for the rural residential zone. Councilman Speckhard said the need for water in the western part of town is desperate in some places and asked if this need overruns potential limited residential development. He stated the sewer district proposed is only for the Corporate Commerce zone and will not facilitate any other support or growth and will be entirely under the control of the Town Board. Councilman Speckhard said he doesn't think extending water will result in any dramatic growth but will result in some dramatic benefits in terms of water to the western part of town.

Jan Lemon, Esopus Drive, said the reason Corporate Commerce zone was created in the 1980s was due to the fact a building already existed on the property. She said it was designed to include small, unobtrusive buildings, incubator industries and be well landscaped. Ms. Lemon stated wherever utilities go growth will follow and hopes that the Corporate Commerce zone, as designed and planned, will remain that way for the benefit of the rural part of town. Ms. Lemon questioned the annual debt service payment and expressed concern as to who will benefit.

Councilman Speckhard referred to the debt service cost stated in Resolution No. 148 of 2001, stating this is outside user hookup costs and it is anticipated the outside user will not pay the debt service of the proposed District.

With regard to the proposed Clifton Park Water Authority-Rexford Water District interconnection, Ms. Lemon asked why it is part of this report and where is that money coming from. Councilman Speckhard said it is a long-term plan and part of the Master Plan for the Rexford Water District and the Water Authority has agreed to go out to the Rexford Water District. He stated the source of the money is undetermined as yet but could either come from Rexford Water District, state grants or another source. It was noted the \$467,317 is not part of the proposal. Ms. Lemon questioned Exhibit 2A of the report. She expressed concern that the creation of the water district will foster huge growth and stated the Water Authority was never meant to have a district within it.

Todd Kerner, Spruce Street, asked, with regard outside users, who would pay for the line to be brought from the district to a residence. Councilman Speckhard responded the person who wants to hook into the pipes.

Warren Hockaday, Tanner Road, said he is on a well and has run out of water for three or four months at a time and asked what the possibility is of Tanner Road residents getting water. Supervisor Barrett said this would be the first step. Mr. Hockaday said there are quite a few residents on Tanner Road that are interested in having water.

Beverly Czub, Miller Road, asked how the debt service will be levied. She is concerned property owners will not be able to pay their debt service. Mr. Shahan explained the elements of the payment.

Councilwoman Walowit said the Town Board is responding to the need of residents and to the Rexford Water District.

Supervisor Barrett said he agrees with the Corporate Commerce zoning.

Bert Bertrand, Tanner Road, noted his property is part of the plan. He said everyone is talking about value of land and asked what about value of life for property owners in western part of town. He said right now he is basically living without water. Mr. Bertrand stated people need water and talking about keeping the rural character is dictating to him what to do with his property and why shouldn't property owners in the western part of the

town have the same services as other parts of the town.

Supervisor Barrett said backup and possible intermunicipal connections both for quality of water as well as water pressure and emergency situations are also important aspects.

Wayne Wagner, property owner in Corporate Commerce zone, expressed appreciation to the Town Board for bringing needed utilities to the area. He said he has owned property in the Corporate Commerce zone for 22 years. He said bringing sewer and water to the western part of town is a health and safety issue.

Todd Kerner said there are a few parcels that will benefit directly from the creation of the water district and recommended, since there is state funding, expanding the district to residents on Tanner Road. Councilman Paolucci responded there are residences within the district that will be served.

Supervisor Barrett stated unless the services get out there, there is no opportunity for those residents to benefit.

Everyone was given an opportunity to speak in favor of or against the proposed local law and no one else wished to be heard. Supervisor Barrett declared the public hearing closed at 8:03 p.m.

OPEN SPACE COMMITTEE UPDATE

David Miller, Hidden Valley Lane, Co-Chair of Open Space Committee, Director of National Audubon Society for New York, reviewed the history and membership of the Open Space Committee, stating the Committee is shaping the vision of the town 25 to 50 years from now and creating a greenprint. He reported a Public Outreach Committee will be going to different groups to get input regarding the open space needs of the town and a natural resource inventory is in progress. It is anticipated a draft plan will be ready by Spring 2002 and a completed plan by the end of Summer 2002. Mr. Miller reviewed added resources needed over the next 12 to 18 months and asked the Town Board to consider hiring Behan Associates to bring further professional services into the plan. He commended the Town Board on the impending purchase of the Round Lake reservoir and noted its educational and passive recreation value.

Councilman Roth agrees the Behan Associates proposal would be worthwhile for the Town Board to consider in moving forward in the commitment to open space.

Supervisor Barrett said any programs the town offers or improves upon will be voluntary and will not hinder anyone's property values. He noted there are 2000 acres currently in the Conservation Easement Program.

Mr. Miller said the Committee will put together the plan and Behan Associates will provide services to assist. He reported Behan Associates helped form Friends of Clifton Park Open Space. The total cost is estimated to be around \$60,000 which will include

fiscal impact analysis, assistance at committee meetings, public outreach, survey work, analysis of the inventory, design of the greenprint printed materials, as well as design of publications and outreach material. He noted this is about one third of what it would normally cost if the other things weren't already in place.

Recommendation from the floor to bid out the services.

Mr. Miller responded at this point, bidding out to other engineering firms it would cost more money as Behan Associates is familiar with the process and worked with the Friends Group. He said using another firm would delay the work another three or four months and the town would end up paying more. Mr. Miller said the presentation in February outlined some of the services needed to complete a credible open space plan.

Supervisor Barrett stated the most important part of the process is the public input and outreach.

Town Administrator Shahan gave his monthly update and reviewed memberships at the three pools. He further reviewed the results of Cost Control Associates, the company hired to look at possible billing discrepancies in utility bills. He noted by hiring this firm, the town has saved \$45,531 with future savings of \$5575 per year. He reported meetings have been held with NY State Police, Sheriff's Department, Jonesville Fire Department and Clifton Park Halfmoon Ambulance regarding traffic control for the 4th of July.

Town Comptroller Heggen reviewed the financial report for May. He explained the reason for the change in the Investment Policy on the agenda tonight is due to the tax levy and amount of tax dollars in the account in January, February and March.

PUBLIC PRIVILEGE ON RESOLUTIONS

With regard to lights on the Clifton Common, Councilman Speckhard explained the soccer league requested a lighted field, adjacent to Vischer Ferry Road, about six or seven years ago to allow youths to play on a lit field and to attract other kinds of competition. He stated the town is committed to giving the soccer league lights somewhere. McDonald Engineering has done a lighting impact study which was presented to residents at an open forum in June and tonight's resolution is requesting an environmental impact statement be done. He said there has also been a request from the baseball league to put lights on the "14 year old" near the basketball courts field in order to increase the number of games to be played. Councilman Speckhard said the two proposals are not linked but the impact statement will look at the total effect of both of them. A public forum will be held to discuss any impacts.

Resolution No. 154 of 2001, a resolution authorizing water rent rolls for Rexford Water District No. 2 and Rivercrest Water District No. 1.

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

Paolucci.

WHEREAS, the Town Comptroller has compiled the water rent rolls for the Rexford Water District No. 2 and the Rivercrest Water District No. 1 per the Exhibits attached hereto and the Town Board acts as the Commissioners for those districts, and

WHEREAS, it is necessary to approve the water rent rolls so that the Town Comptroller may bill and collect money for water services in those districts; now, therefore, be it

RESOLVED, that the Town Board acting as Commissioners for the Rexford Water District No. 2 and Rivercrest Water District No. 1 hereby approve of the water rent rolls attached and the Comptroller is authorized to bill and collect money for water services in those districts.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 155 of 2001, a resolution amending Resolution No. 212 of 1997, a resolution regarding the Town of Clifton Park's investment policy to place a cap or maximum amount upon funds to be deposited with banks and trust companies.

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

WHEREAS, the Town of Clifton Park wishes to amend the Town's investment policy by setting a cap or maximum amount to be deposited with banks and trust companies; now, therefore, be it

RESOLVED, that the Town of Clifton Park's investment policy is hereby amended, per Exhibit "A", to set a cap or maximum amount to be deposited with banks and trust companies as per the attached investment policy.

Exhibit "A"

Section 7 – Deposits- No single banking institution, as authorized by the Town Board shall have more than [\$6 million] \$15 million in deposits at any one time and that no more than twenty-five per cent of available funds to be held in deposit shall be placed with financial institutions other than banks with a presence in Clifton Park per Resolution No. 52 of 1995.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 156 of 2001, a resolution scheduling a public hearing to consider adoption of Local Law No. _____ of 2001, a local law amending Local Law No. 6 of 1995, as amended by Local Law Nos. 5 of 1997 and 9 of 1999, regarding the Comprehensive Plan of the Town of Clifton Park.

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

WHEREAS, it is both necessary and appropriate to update the Town's Comprehensive Plan from time to time, and

WHEREAS, several modifications have been proposed, and it is appropriate to obtain comments from the public regarding the same; now, therefore, be it

RESOLVED, that a public hearing is hereby scheduled to consider the adoption of Local Law No. _____ of 2001, a local law amending Local Law No. 6 of 1995 as amended by Local Law Nos. 5 of 1997 and 9 of 1999, regarding the Comprehensive Plan of the Town of Clifton Park to be held in the Wood Memorial Room, One Town Hall Plaza, Clifton Park on July 2, 2001 at 7:10 p.m. and the Town Clerk is directed to publish appropriate notice of the same.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 157 of 2001, a resolution in connection with a block party to be held in Meadow Estates subdivision.

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

WHEREAS, the residents of the Meadow Estates subdivision wish to conduct a block party within the subdivision on June 23, 2001 and have requested permission to close a portion of Michelle Drive for this purpose; now, therefore, be it

RESOLVED, that the Town Highway Superintendent is authorized to close a portion of Michelle Drive on June 23, 2001 from 4:00 to 9:00 p.m. to facilitate a local social event in the Meadow Estates subdivision, and be it further

RESOLVED, that the residents with the approval and advice of the Highway Superintendent, shall block the roadway off but shall open it immediately in case of emergency service needs such as fire, police or ambulance protection, and be it further

RESOLVED, that the residents shall be responsible for all clean-up activities on Town property or on the street right-of way resulting from the social activity; and be it further

RESOLVED, that a copy of this resolution be sent to the applicable fire department, the Clifton Park/Halfmoon Ambulance Corps., the Sheriff's Department and the State Police.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 158 of 2001, a resolution appointing Christine Hughes to the position of half-time Account Clerk.

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

WHEREAS, the Town has identified a need for a half-time Account Clerk to be used in departments as needed, and

WHEREAS, Christine Hughes, 96 Werner Road, Clifton Park has been recommended to fill this position; now, therefore, be it

RESOLVED, that Christine Hughes, 96 Werner Road, Clifton Park is hereby appointed to the half-time position of Account Clerk, Grade 1, Step 3 with funds to be transferred from A-01330-E0495 (General Fund-Tax Collector-C. Hughes) \$1,924 and A-9999 (General Fund – Contingency-Other Contractual) \$2,576 to A-1620-E2200 (General Fund-Town Hall Operations-C. Hughes) for \$4,500.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 159 of 2001, a resolution hiring additional staff for the summer recreation programs.

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

WHEREAS, it is necessary that additional staff be hired by the Department of Parks and Recreation to operate the Town of Clifton Park summer recreation programs; now, therefore, be it

RESOLVED, that the individuals listed in Schedule A attached hereto shall be hired to staff the Town of Clifton Park's summer recreation programs effective immediately to August 24, 2001 to be budgeted from A7310-E9000 (Summer Rec. Site Supervisor) and A7310-E4500 (Summer Rec. Staff Counselor).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 160 of 2001, a resolution authorizing the promotion of certain individuals to Head Lifeguard.

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

WHEREAS, the Director of Parks, Recreation and Community Affairs has recommended that Michael Coughlin be promoted to Head Lifeguard at Country Knolls Pool and that Mary Fay and Ryan Morrissey be promoted to Head Lifeguard at the Locust Lane Pool per Schedule A; now, therefore, be it

RESOLVED, that Michael Coughlin, Mary Fay and Ryan Morrissey be promoted to Head Lifeguard for the Town of Clifton Park for the Summer of 2001 per Schedule A.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 161 of 2001, a resolution authorizing the Environmental Specialist for the Town of Clifton Park to evaluate the environmental impacts of the proposed lighting at the Clifton Common.

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

WHEREAS, a short environmental assessment form and any other documentation necessary to evaluate the proposed lighting, shall be filled out by the Environmental Specialist for the Town of Clifton Park, and

WHEREAS, the authorization of the Environmental Specialist for the Town of Clifton Park to evaluate this proposed project will provide a benefit to the Town of Clifton Park; now, therefore, be it

RESOLVED, that the Environmental Specialist for the Town of Clifton Park is hereby directed to evaluate the environmental impacts of the proposed lighting at the Clifton Common forthwith.

See comments under Public Privilege on Resolutions

Supervisor Barrett reported a public meeting was held with residents bordering the Clifton Common and another will be held at a Town Board meeting. He said as sports groups have grown it is time to start looking to the future both in getting the most out of the existing fields but to also look to expand for other recreational opportunities and parklands in other parts of town.

Councilman Roth said the meeting with the residents was very informational and some concerns were expressed regarding activity after hours on the Common and the hours the lights are on.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 162 of 2001, a resolution setting a public hearing to consider adoption of Local Law No. ____ of 2001, a local law amending Local Law No. 6 of 1983 as amended and amending Local Law No. 5 of 1994 and No. 6 of 1998 entitled “Local Law Relating to the Zoning of the Town of Clifton Park Providing for the Creation of a Planned Unit Development District No. 24, to be known as Northcrest Park (Executive Woods)”.

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

WHEREAS, DCG Development has requested that an amendment be made to its PUD to include food service as per Exhibit A, and

WHEREAS, the PUD was referred to the Planning Board on May 21, 2001 for its review and consideration, and

WHEREAS, the Planning Board on June 12, 2001 provided their recommendations regarding the PUD expansion, and

WHEREAS, a Public Hearing is needed to solicit comments from the public regarding the expansion of the PUD; now, therefore, be it

RESOLVED, that a Public Hearing is scheduled for July 2, 2001 at 7:20 p.m. in the Wood Memorial Meeting Room, 1 Town Hall Plaza, Clifton Park to consider the adoption of Local Law No. _____ of 2001, a local law amending Local Law No. 6 of 1983 as amended and amending Local Law No. 5 of 1994 and No. 6 of 1998 entitled "Local Law Relating to the Zoning of the Town of Clifton Park Providing for the Creation of a Planned Unit Development District No. 24, to be known as Northcrest Park (Executive Woods)" and that the Town Clerk is directed to publish appropriate notice of the same.

Supervisor Barrett said the builder is putting up a fence along the back perimeter of the property and the residents of Tallow wood are agreeing to a restaurant on the property.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 163 of 2001, a resolution transferring \$300,000 from current unallocated General Fund Balances to the Board designated Tax Stabilization Reserve Fund.

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

WHEREAS, the Town of Clifton Park has established a board designated Tax Stabilization Reserve Fund, and

WHEREAS, it is the practice of the Town, from time to time to designate monies from unallocated General Fund Balances for future tax stabilization purposes; now, therefore,

be it

RESOLVED, that the amount of \$300,000 be transferred from current unallocated General Fund Balances (A-909) to the Board designated Tax Stabilization Reserve Fund (A-880).

Councilman Speckhard reviewed the history of the tax stabilization fund, which was originally set at \$400,000 and increased in 1999 to \$700,000. With \$25,000 budgeted this year, this will bring the fund up to \$1 million. He emphasized this is not a tax reduction fund but a stabilization fund which is insurance for the future. He noted the interest earned from this fund goes into the general fund. Supervisor Barrett said the town relies very heavily on sales tax distribution and this transfer of funds is very important.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 164 of 2001, a resolution authorizing a budget transfer of \$375,000 to pay off the Recreation 2000 Bond Anticipation Note.

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

WHEREAS, certain budgeted transfers of funds from the Town's undesignated fund balance are necessary to cover the cost of paying off the Recreation 2000 Bond Anticipation Note; now, therefore, be it

RESOLVED, that the Town Comptroller is hereby authorized to make a budget transfer of \$375,000 from the Town's undesignated fund balance account to A-9710-114 (Other Town Debt-Recreation 2000 Principle) to pay off the Recreation 2000 Bond Anticipation Note.

Councilman Paolucci explained in 1998 the town took out \$500,000 in short term debt with the anticipation of changing to long-term in the future. However, since the money is available, rather than converting to long-term debt, the town will be saving approximately \$170,000 by paying it off. Supervisor Barrett spoke in agreement.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 165 of 2001, a resolution calling for a public hearing in the matter of the proposed amendment of the Clifton Knolls Park District.

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

WHEREAS, a map, plan and report relating to the proposed amendment of the Clifton Knolls 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 involves removing the Wyncrest and Enders subdivisions from the Clifton Knolls 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 July 2, 2001 at 7:30 p.m. in the Wood Memorial Room, 1 Town Hall Plaza, Clifton Park, to consider said map, plan and report and to hear all persons interested therein and to take such action thereon as required.

Councilman Paolucci explained residents in the Wyncrest and Enders subdivisions asked the town last year for a way to get their parkland mowed and they were put into the Clifton Knolls Park District. He said though the areas butt up against each other there is no access to the Clifton Knolls developments. The residents of the Wyncrest and Enders subdivision now think a better solution is to be on their own. Town Attorney Trainor said the question is how the tax monies already collected will be allocated. It is his understanding the effective date can be the end of the tax year or else come up with a formula that prorates the amounts collected versus amounts benefited by. Councilman Paolucci recommended having this be effective the end of the year.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 166 of 2001, a resolution appointing William Lehman as a part-time Animal Control Officer.

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

WHEREAS, the position of additional part-time Animal Control Officer is warranted and the Town Board wishes to fill this position; now, therefore, be it

RESOLVED, that William Lehman, 14 Herlihy Road, Round Lake, New York is hereby appointed to the position of part-time Animal Control Officer at Grade 3, Step 1, \$11.07 per hour, to be budgeted from a transfer of \$6500 from A-3510-E107 (Assistant Animal Control Officer).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

PUBLIC PRIVILEGE

Youssef Ballout, Torrero Drive, stated services for the Open Space Plan should be put out to bid as this could also bring new ideas. He recommended the Board check with the Friends of Open Space for their opinion on working with Behan Associates. Mr. Ballout asked if the Town Board has considered a moratorium on rezoning. Supervisor Barrett said the Town Board has control of rezoning and could impose a moratorium but it is important to give anyone their due at a hearing. He said he doesn't feel an official moratorium is necessary and the Town Board will carefully scrutinize every proposal that comes before the Board as part of a rezoning package. Councilman Paolucci stated he doesn't believe the Board has any designs on changing zoning and if a moratorium is set it might lead the Board to not hear ideas that could be beneficial to the town.

Jan Lemon, Esopus Drive, said she believes any resident in town that has a problem with a well and needs water should get water. She stated the Water Authority was established to service the residents and they should run lines to those areas in need and everyone should share in the cost. She stated special water districts should not be created. Ms. Lemon questioned Mr. Trainor regarding the deed for Maxwell Road. Mr. Trainor asked Ms. Lemon to submit a request so he will know what information she is asking for. Ms. Lemon questioned the reduction of speed on Woodin Road, stating a Town Board resolution is required. Ms. Lemon said she will submit a Freedom of Information request asking where money is coming from regarding the Somerset Estates road paving project.

Supervisor Barrett said money has been received back from the developer to fix roads that were substandard. Ms. Lemon said the money received back from the developer will be short of what is needed and suggested if there are still buildable lots, that that builder not get certificate of occupancies until the town is paid whatever the shortfall is. Supervisor Barrett said this has been discussed with the Planning Department.

Councilman Speckhard said the Water Authority has been reluctant to simply put a pipe out to the Corporate Commerce as they felt it identified a project that they didn't want to identify with and from the very beginning the Town Board's and Water Authority's goal is the Rexford hookup.

Norman Goldman, London Square Drive, expressed concern that additional resolutions are added at a late time.

Todd Kerner, Spruce St., said the town has power over the Water Authority in that they appoint the members.

MOTION by Councilwoman Walowit, 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 9:45 p.m.

Patricia O'Donnell
Town Clerk