

Clifton Park Town Board Meeting Minutes

April 8, 2002

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
Michael Shahan, Town Administrator

ANNOUNCEMENTS AND COMMUNICATIONS

Supervisor Barrett expressed appreciation to Shenendehowa Rotary Club and President Eric Anderson, and Dolly Jordan, as well as NYS Electric and Gas, for placing flags relating to Character Counts on poles along Clifton County Road.

Councilman Roth announced Ambassador-at-large Pierre Prosper will be in attendance at the April 15, 2002 Town Board meeting at which time Resolution No. 246 of 2001, adopted September 17, 2001, will be presented to him.

REPORTS

Reports for March from Parks, Recreation and Community Affairs and the Planning Departments were filed with the Town Clerk.

PUBLIC HEARING, 7:10 PM TO CONSIDER THE PROPOSED EXTENSION OF THE SHERWOOD FOREST PARK DISTRICT

The Town Clerk read the Notice of Public Hearing as published in The Daily Gazette on April 4, 2002.

Supervisor Barrett explained this would include new subdivisions in the Sherwood Forest Park District.

The public hearing was opened for comments from the audience at 7:13 p.m.

Everyone was given an opportunity to speak in favor of or against the proposed local law and no one wished to be heard.

Councilman Speckhard explained this policy would include new subdivisions, at their inception, into park districts and expressed appreciation to the Planning Board for incorporating this policy.

Supervisor Barrett declared the public hearing closed at 7:15 p.m.

Councilman Paolucci said he has heard there will be some significant taking of land regarding the Ushers Road project whereas the initial phase of the plan showed little disturbance to trees and very little taking of land. He said the town would like to come up with alternative plans to complete the trail network. Councilman Paolucci explained these projects were proposed under a federal and state program whereby the town would pay five percent of the cost. Town Administrator Shahan said Clough, Harbour & Associates, at the request of the town, redid the plans without the multi-use path and found, due to drainage requirements, there would be the same number of takings. He said a public hearing is necessary to receive comment from residents and, if negative, the town can go to the Capital District Transportation Commission who can tell the federal and state people the projects is not going to work. Councilman Paolucci said a trail network with the least amount of disturbance is needed in the Ushers Road area even if the roadwork isn't done.

PUBLIC HEARING, 7:20 PM
TO CONSIDER A LOCAL LAW AMENDING
LOCAL LAW NO. 11 OF 1983, THE GREEN MEADOWS PDD

The Town Clerk read the Notice of Public Hearing as published in The Daily Gazette on April 4, 2002.

Supervisor Barrett summarized the proposed local law explaining this involves two residential lots on Route 146 that were part of the original PDD. He said this is not a zoning change but is taking the restrictions off to allow the two parcels to revert to the underlying zoning of B-1. The Supervisor said several other properties in the area on Route 146 are residential properties that are being sold for business.

The public hearing was opened for comments from the audience at 7:25 p.m.

Everyone was given an opportunity to speak in favor of or against the proposed local law and no one wished to be heard. Supervisor Barrett declared the public hearing closed at 7:27 p.m.

PUBLIC PRIVILEGE ON RESOLUTIONS

Discussion from the floor ensued regarding lighting and hours of play on the soccer field. Supervisor Barrett said there will be no public address system. Councilman Speckhard said there would be no play on any weekdays during the fall season without permission of the Town Board. The fall season starts the weekend after Labor Day and goes for seven weeks. Statement from floor said there is a cost to the quality of life to people in Calico Colony. Councilman Speckhard reviewed the diagram showing location of soccer field and lights and noted the diagram shows no spillage beyond the fence and the lights themselves point directly onto the field. Supervisor Barrett said the town will also help with extra plantings if desired. He noted the field is closer to the arena than to homes. Question from the floor asked if there will be exceptions to the resolution for tournaments. Councilman Speckhard responded only if approved by the Town Board.

Resolution No. 88 of 2002, a resolution appointing Joan Ireland as part-time clerk for the Board of Assessment Review.

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

WHEREAS, Walter Smead, the Sole Assessor for the Town of Clifton Park has requested that Joan Ireland be appointed as a part-time clerk for the Board of Assessment Review to process grievances during the Board of Review process time; now, therefore, be it

RESOLVED, that Joan Ireland, 15 Broadleaf Drive, Clifton Park, be appointed as a part-time clerk for the Board of Assessment Review from May 1, 2002 through June 15, 2002, at Grade 1, Step 3, to be budgeted from A1355-014 (Board of Assessment Review).

Councilman Speckhard asked that the record reflect that the Board has selected one of the most talented, gifted and capable people available for the job.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 89 of 2002, a resolution approving the installation of lighting at the Clifton Common.

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

WHEREAS, the Clifton Park Soccer League desires to install lighting on a soccer field at

the Clifton Common entirely at its own cost in order to expand the hours of play and allow more games and opportunities for youngsters to play, and

WHEREAS, an environmental impact study has determined there to be no adverse environmental impacts and the Soccer League has agreed to limit the hours of use of the lights, if installed, for the field; now, therefore, be it

RESOLVED, that the Town Board hereby approves the installation of lighting at the designated soccer field on the Clifton Common in the form of a four pole configuration with fixtures and lights as approved by John M. McDonald Engineering, Inc.; and be it further

RESOLVED that the lights be turned off no later than 10:00 p.m. Monday through Saturday during spring and summer and no later than 9:30 p.m. Friday and Saturday in the fall and that no public address systems shall be used at the soccer fields at the Common; and be it further

RESOLVED, that there shall not be any illuminated soccer play on Sundays; and be it further

RESOLVED, that there shall not be any illuminated soccer play Sunday through Thursday during the fall.

See comments under “Public Privilege on Resolutions”

MOTION BY Supervisor Barrett, seconded by Councilman Paolucci, to amend the resolution per Town Attorney Trainor’s recommendations as follows: second Whereas remove “and public address system”; second Resolved remove “without the permission of the Town Board” and add “at the soccer fields at the Common”; and add the following: “RESOLVED, that there shall not be any illuminated soccer play on Sundays; and be it further RESOLVED, that there shall not be any illuminated soccer play Sunday through Thursday during the fall.”.

ROLL CALL VOTE ON MOTION

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

Noes: None

MOTION CARRIED

ROLL CALL VOTE ON RESOLUTION

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

Noes: None

DECLARED ADOPTED

Resolution No. 90 of 2002, a resolution authorizing the Town Supervisor to sign an agreement with Tams-Witmark Music Library, Inc. for the rights and material for the play "Crazy for You".

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

WHEREAS, the "Not So Common Players" plan on performing the musical show "Crazy for You" July 10 - 14, 2002 on the Clifton Common, and

WHEREAS, it is necessary to sign an agreement with Tams-Witmark Music Library, Inc. for the rights and material to perform the show "Crazy for You"; now, therefore, be it

RESOLVED, that the Clifton Park Town Board hereby authorizes the Town Supervisor to sign an agreement with Tams-Witmark Music Library, Inc. for the rights and material for performing the show "Crazy for You" at a cost of \$690, \$200 of which is a refundable deposit, all as budgeted from A-7550-58 (Recreation Programs-Summer Plays).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

PUBLIC PRIVILEGE

Frank Berger, Officer of Soccer Club and speaking on behalf of the Soccer Club, expressed appreciation to the Town Board for allowing the club to install lights on the soccer field, noting the reason behind this is the popularity of the sport in town and that the ability of the club to make spots for all youths is being strained for lack of fields. He said lighting of the field will allow the club to accommodate many more children and not have a waiting list.

Supervisor Barrett said he wants to make sure all youths have an opportunity to play.

MOTION by Councilman Paolucci, 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 8:00 p.m.

Patricia O'Donnell
Town Clerk