

Clifton Park Town Board Meeting Minutes

February 10, 2003

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
Jason Kemper, Director of Planning
Barbara McHugh, Director of Community Development
Michael Shahan, Town Administrator

MOTION by Councilman Paolucci, seconded by Councilman Roth, to approve the minutes of the February 3, 2003 meeting as presented.

ROLL CALL VOTE

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

Noes: None

MOTION CARRIED

ANNOUNCEMENTS AND COMMUNICATIONS

Councilman Roth said he is requesting approximately \$300 from monies allocated for the 175th Anniversary for the Clifton Park Community Chorus to cover the cost of additional music dedicated solely to the town's 175th Anniversary.

Councilman Speckhard announced the review process for the Comprehensive Plan has begun. It is hoped it will be ready for review by the end of May and adoption by July. He feels this year and next are transition years for the town and actions taken by the Board are going to affect the town for many decades to come.

Councilman Speckhard stated Niagara Mohawk Power Corporation has won their lawsuit

regarding being excluded from the Corporate Commerce Zone Water and Sewer District and the question has come up as to whether or not to appeal that the court's decision or begin the public hearing process. He asked that the Board go into Executive Session

MOTION BY Councilman Speckhard, seconded by Councilman Paolucci, to go into Executive Session to discuss the outcome of the Niagara Mohawk lawsuit regarding the Corporate Commerce Sewer and Water Districts.

Motion unanimously carried at 7:08 p.m.

Attendance: Councilman Paolucci, Councilman Speckhard, Councilman Roth, Councilwoman Walowit, Supervisor Barrett, Town Attorney Trainor, Town Administrator Shahan, Town Clerk O'Donnell

A discussion ensued as to whether or not to appeal the decision handed down in Niagara Mohawk Power Corporation's favor.

MOTION BY Councilman Speckhard, seconded by Councilwoman Walowit, to not appeal the court's decision and to start the public hearing process with Niagara Mohawk Power Corporation being excluded from the district.

ROLL CALL VOTE

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

Noes: None

MOTION CARRIED

MOTION by Councilman Roth, seconded by Councilman Paolucci to return to the regular meeting.

Motion unanimously carried at 7:25 p.m.

Councilman Speckhard announced that the Town Board has decided not to appeal the decision in the Niagara Mohawk Power Corporation's lawsuit against the town regarding their inclusion in the Corporate Commerce zone Water and Sewer Districts and to begin the process of going out to the Corporate Commerce zone with water and sewer. It is hoped to set a public hearing in March.

PUBLIC PRIVILEGE ON RESOLUTIONS

No one wished to be heard

Resolution No. 36 of 2003, a resolution appointing Anthony Simmons to the position of

MEO Light at the Convenience Transfer Station.

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

WHEREAS, Convenience Transfer Station Supervisor Jeffrey Vedder has recommended that Anthony Simmons, 20 Hemlock Dr., Clifton Park, be appointed to the position of MEO Light, and the Town Board has considered his qualifications for the position; now, therefore, be it

RESOLVED, that Anthony Simmons, 20 Hemlock Dr., Clifton Park, be appointed to the position of MEO Light, Grade 4, Step 1, \$25,748, at the Convenience Transfer Station effective immediately to be paid from account A-8160-E, (Convenience Transfer Station –MEO Light).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 37 of 2003, a resolution authorizing the Town Administrator and Director of Community Development to attend the Technical & Economic Drivers of Chip Fabrication seminar in Albany on March 5, 2003.

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

WHEREAS, it is the intention of the Clifton Park Town Board to have Michael Shahen, Town Administrator and Barbara McHugh, Director of Community Development, attend a one day seminar “Technical & Economic Drivers of Chip Fabrication” in order to prepare for and understand the industry and its implications as Sematech, Univ. of Albany and the Luther Forest Tech project are bringing the industry and associated issues to our community, and

WHEREAS, the Town Administrator and Director of Community Development’s attendance at this seminar will confer a benefit upon the Town and its residents; now, therefore, be it

RESOLVED, that the Town Administrator and Director of Community Development are hereby authorized to attend the Technical & Economic Drivers of Chip Fabrication seminar in Albany, March 5, 2003 at a cost of \$250 to be budgeted \$125.00 from A-1220-001 (Supervisor-Training & Conference), and \$125.00 from A-8989-001

(Community Development-Training & Conferences).

Councilman Speckhard noted this is a good reason to get the Corporate Commerce zone up and running.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 38 of 2003, a resolution reducing the rate for ice time for a CPYHA Hockey tournament.

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

WHEREAS, the Clifton Park Youth Hockey Association will be hosting the Northern Zone Peewee Pre Sectional Tournament February 14th-16th at the Clifton Park Arena, and

WHEREAS, CPYHA has requested that the Town of Clifton Park reduce the ice time fee for the February 14th session, and

WHEREAS, the hosting of this event in the Town of Clifton Park will confer a benefit to local businesses; now, therefore, be it

RESOLVED, that the total ice time usage fee be reduced up to \$350 for the weekend tournament.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 39 of 2003, a resolution setting a public hearing to consider the Open Space Plan.

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

Paolucci.

WHEREAS, the Town Board has received an Open Space Plan prepared by Behan Planning Associates, LLC with the Town of Clifton Park Open Space Committee, and

WHEREAS, the Town Board wishes to obtain comments from the public in this regard; now, therefore, be it

RESOLVED, that a public hearing to consider the Open Space Plan is hereby set for March 10, 2003 at 7:15 p.m. in the Wood Memorial Room at One Town Hall Plaza, Clifton Park; and be it further

RESOLVED, that the Town Clerk publish appropriate notice of same.

Supervisor Barrett expressed appreciation to Open Space Co-chairs Messrs. Romano and Miller and their Committee, as well as those who responded to the surveys and attended informational meetings, noting this Plan will be a tremendous planning tool and will definitely shape the way the town will look in the future.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 40 of 2003, a resolution setting a public hearing to consider Local Law No. of 2003, a Local Law implementing a zoning change along Route 9 from B3 to B4.

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

WHEREAS, the Director of Building and Zoning and the Zoning Board of Appeals have recommended that the Town Board consider changing the zoning along certain portions of NYS Route 9 to be more compatible with the existing and future uses of properties in that area of the Town, and

WHEREAS, the proposed local law implementing the change and the Director of Building and Zoning's rationale for recommending the change are attached hereto and the proposed zoning change map and list of affected parcels are on file at the Town Clerk's office; now, therefore, be it

RESOLVED, that a Public Hearing be scheduled for February 24, 2003 at 7:10 p.m. in the Wood Memorial Room at One Town Hall Plaza, Clifton Park to consider the

proposed zoning change along portions of NYS Route 9 from B3 to B4, and be it further

RESOLVED, that the Director of Planning and the Town Clerk mail and publish, respectively, appropriate notice of said hearing.

It was noted that landowners have requested this change.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

PUBLIC PRIVILEGE

Bob Gauvreau, Oakwood Blvd., read a statement expressing concern as to how statements or opinions are received during the Public Privilege portion of the Town Board Meeting.

Norman Goldman, London Square Drive, distributed his summary comparing agreements between the town and the Shenendehowa Senior Citizen and CAPTAIN and between the town and Arena Management Association. Regarding the Open Space Plan, he would like to see a map showing parcels that are developed or improved and a map showing areas that are not already protected by State Law and the Town's Land Conservation zone.

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

Motion carried at 8:05 p.m.

Patricia O'Donnell
Town Clerk