

Clifton Park Town Board Meeting Minutes

August 4, 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
Deputy Town Clerk Brobston

Absent: Town Clerk O'Donnell

Also Present: Town Attorney Trainor
Louis Gerard, Superintendent of Highways

ANNOUNCEMENTS AND COMMUNICATIONS

Supervisor Barrett announced the upcoming Blood Drive to be held in Town Hall on Wednesday, August 13, 2003, Noon – 6pm. Call Town Clerk's Office for an appointment.

Councilman Roth reminded residents that the Town will hold a Hazardous Waste Collection Day on October 4, 2003, 10am-4pm. Registration forms are required. The Towns of Malta and Halfmoon will also participate.

Councilman Roth announced to the Board that he meet with Comptroller Heggen, Comptroller King from Malta, Engineer Jack MacDonald, Jim Mitchell from EDP and Robert VanPatten of C.K. Sanitary to go through the C.K. Sanitary information. It appears there is backup information for money spent for the first 2 years. Mr. VanPatten also submitted a schedule for the next several years.

Heather Myers, President of Electric City Clown Alley, presented the Town Board with stickers, noses, and balloon flowers. She shared how they go to nursing homes, camps, hospitals, etc. to help spread the smiles and laughter. She read their Clown Prayer.

PUBLIC PRIVILEGE ON RESOLUTIONS

No one wished to be heard.

Resolution No. 188 of 2003, a resolution honoring the memory of Joan P. Ireland.

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

WHEREAS, Joan Ireland, Town Bookkeeper from 1973 to 1990 and part time employee from 1992 to the present died on July 28, 2003, and

WHEREAS, as Town Bookkeeper, Joan Ireland was responsible for payroll, all aspects of accounting, investments, personnel, and health benefits, as well as being Town Budget Officer, and

WHEREAS, Mrs. Ireland served under six Supervisors, Messrs. VandeCar, McCloskey, Speckhard, Dailey, LeRoy and Barrett, and

WHEREAS, her work ethic, organizational skills, professionalism, dignity, and grace endeared her to all who knew her; now, therefore, be it

RESOLVED, that the Town Board of the Town of Clifton Park expresses their sympathy to the family of Joan P. Ireland and pauses in its deliberations to honor her memory.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

A moment of silence was observed.

Councilman Speckhard commented on the professionalism of Mrs. Ireland He noted in her years of bookkeeping she handled what five people are now doing.

Resolution No. 189 of 2003, a resolution proclaiming the first week of August 2003 as Clown Week.

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

WHEREAS, the President of the United States did proclaim that the first week of August would be recognized as International Clown Week, and that all Governors and local officials shall encourage such recognition by their citizens, and

WHEREAS, it is universally known that people recognize the importance of laughter in their lives, and

WHEREAS, clowning encourages laughter in people from young to old; rich to poor, and

WHEREAS, clowns can dissolve thoughts of prejudice, and intolerance of others, and

WHEREAS, clowns can make people forget their pain, sadness, illness, and distress; now, therefore, be it

RESOLVED, that the Town Board of the Town of Clifton Park, do hereby proclaim the week of August 1-7, 2003 as CLOWN WEEK and shall encourage all citizens to give fitting recognition to the clowns of the world.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 190 of 2003, a resolution authorizing the installation of additional security lights at the Clifton Gardens Park.

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

WHEREAS, the Clifton Gardens Park District has requested that additional security lights be installed at the Clifton Gardens Park, and

WHEREAS, the Town Board, acting as Commissioners of the Clifton Gardens Park District, agrees that additional security lights are warranted at the Clifton Gardens Park; now, therefore, be it

RESOLVED, that the Town Board, acting as Commissioners of the Clifton Gardens Park District, hereby authorizes Niagara Mohawk to install two additional security lights at the Clifton Gardens Park at a cost of \$591.00 to be paid from budget line item SP2- 7121-24 (Clifton Gardens-General Maintenance).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 191 of 2003, a resolution authorizing Municipal Cooperation-Household Hazardous Waste Collection Day.

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

WHEREAS, the Town of Clifton Park has established a successful household hazardous waste collection program, and

WHEREAS, the Town of Malta and the Town of Halfmoon has contacted the Town of Clifton Park regarding possible inter-municipal cooperation for collection and disposal of household hazardous waste of the Towns, and

WHEREAS, the Town of Clifton Park has agreed to allow Town of Malta and Town of Halfmoon residents to participate in the Town of Clifton Park household hazardous waste collection program with the Town of Malta and the Town of Halfmoon being responsible for their fair share of the program's net cost; now, therefore, be it

RESOLVED, the Town Board of the Town of Clifton Park does hereby authorize the Town of Malta and the Town of Halfmoon to enter into a municipal cooperation agreement with the Town of Clifton Park relating to the collection and disposal of household hazardous waste based upon the following understanding:

- Town of Clifton Park will be responsible for the proper administration of the program and will be responsible for the registration process.
- Town of Malta and the Town of Halfmoon will reimburse the Town of Clifton Park its fair share of the net cost based upon the number of Malta and Halfmoon residents participating to the total participants.
- In addition to the hazardous waste disposal costs, the Town of Malta and the Town of Halfmoon agrees to pay a \$15 administration fee per registered participants to be paid to the Town of Clifton Park.
- Town of Malta agrees to provide approximately 10 volunteers the day of the program.
- Town of Clifton Park will set aside approximately fifty "slots" for Town of Malta residents.
- Town of Clifton Park will set aside approximately sixty "slots" for Town of Halfmoon residents.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 192 of 2003, a resolution honoring Theodore Cangero for attaining the rank of Eagle Scout.

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

WHEREAS, Theodore Cangero, 5 Pepper Hollow, Clifton Park, of Boy Scout Troop 45, Twin Rivers Council, has attained the rank of Eagle Scout, and

WHEREAS, the Town of Clifton Park Town Board wishes to acknowledge and honor Theodore Cangero's achievements, particularly his project designing and erecting skateboard equipment for the Temple Baptist Church's Skateboard Park and for designing and distributing safety flyers to the youngsters using the park; now, therefore, be it

RESOLVED, that Theodore Cangero, 5 Pepper Hollow, Clifton Park, of Boy Scout Troop 45, Twin Rivers Council, 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. 193 of 2003, a resolution in connection with a block party to be held in the Village Green Subdivision.

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

WHEREAS, the residents of the Village Green Subdivision wish to conduct a block party within the subdivision on September 13th (raindate September 14th) and have requested permission to use Woodhall Lane for their party activities; now, therefore, be it

RESOLVED, that the residents with the approval and advice of the Town Highway Superintendent, have permission to use Woodhall Lane for their party activities, but must not block off the street and make sure emergency vehicles can gain access to the street if needed, 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 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. 194 of 2003, a resolution adopting Local Law No. 4 of 2003, a local law amending Local Law Nos. 6 of 1995, 5 of 1997, 9 of 1999, and Local Law No. 8 of 2001 entitled Comprehensive Plan of the Town of Clifton Park.

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

WHEREAS, the Comprehensive Plan Review Committee met, as required by law, and heard recommendations for amendments to the Comprehensive Plan, and

WHEREAS, a public hearing was held on July 21, 2003 to consider the adoption of said proposed local law; now, therefore, be it

RESOLVED, that the Town Board of the Town of Clifton Park hereby adopts Local Law No. 4 of 2003, a local law amending Local Law Nos. 6 of 1995, 5 of 1997, 9 of 1999, and 8 of 2001 entitled the Comprehensive Plan of the Town of Clifton Park, a copy of which is attached hereto as Exhibit A; and be it further

RESOLVED, that the Town Clerk file said local law with the New York State Department of State as required by law.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Councilman Speckhard read a portion of XIII, G, Open Space Protection Strategies of the Comprehensive Plan that some residents had questions on which states “It has been, and will continue to be the intent of the Town Board that all open space protection strategies will be implemented only if the landowner voluntarily agrees to these strategies”.

Supervisor Barrett pulled a resolution concerning Intermunicipal Cooperation Agreement with the Town of Ballston for extension to the Burnt Hills-Ballston Lake Water District No. 2. He explained he did not receive the exact names of the residents going into the District. Other questions and concerns need to be worked out with the Town of Ballston before the resolution is considered.

Councilman Speckhard questioned why it is a proposed extension to the water district rather than those residents being outside users of the district? Discussion was held on the different ways to approach this.

Resolution No. 195 of 2003, a resolution honoring Jared Desrochers for attaining the rank of Eagle Scout.

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

WHEREAS, Jared Desrochers, Clifton Park, of Boy Scout Troop 42, has attained the rank of Eagle Scout, and

WHEREAS, the Town of Clifton Park Town Board wishes to acknowledge and honor Jared’s achievements, particularly his project which entailed the assistance with installation of bridges and raised walkways in the parklands in Country Knolls in Clifton Park; now, therefore, be it

RESOLVED, that Jared Desrochers, Clifton Park, of Boy Scout Troop 42, 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. 196 of 2003, a resolution appointing Marcia Abele and Carl Decesare to the Grooms Tavern Preservation Committee.

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

WHEREAS, the Grooms Tavern Preservation Committee has recommended that Marcia Abele and Carl Decesare both at 28 Heather Drive, Clifton Park, be appointed to the Committee; now, therefore, be it

RESOLVED, that Marcia Abele and Carl Decesare both at 28 Heather Drive, Clifton Park, be appointed to the Grooms Tavern Preservation Committee.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Supervisor Barrett stated the resolution establishing a general Capital Reserve fund for Open Space Preservation was pulled. Discussion on the type of fund to be set up was held.

Resolution No. 197 of 2003, a resolution setting a public hearing to consider Local Law No. ___ of 2003, a Local Law implementing a zoning change along Moe Road from R-1 to PIR.

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

WHEREAS, The Board of Trustees of the Shenendehowa Public Library have requested that the Town Board consider changing the zoning along a certain portion of Moe Road from R-1 to PIR in order to accommodate the construction of a new library building there, and

WHEREAS, the environmental significance of the proposed Local Law will be reviewed by the Town Board as part of said Public Hearing, and

WHEREAS, the proposed local law implementing the change is attached hereto and the proposed zoning change map and list of affected parcels are on file at the Town Planning Department and/or the Town Clerk's Office; now, therefore, be it

RESOLVED, that a Public Hearing be scheduled for August 18, 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 a portion of Moe Road from R-1 to PIR; and be it further

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

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

PUBLIC PRIVILEGE

Norman Goldman, London Square Dr., stated on the Agenda sheet the heading “PUBLIC HEARING/PUBLIC FORUM/PUBLIC PRIVILEGE” no longer applies. It should be removed. He also questioned if the Senior Van dispatchers kept a record of the van users that could not be satisfied and suggested keeping track of any senior calls that could not be helped.

Supervisor Barrett stated he was not aware of any problems with the Senior Van.

Mr. Goldman questioned how many tickets, testing, prosecutions have been done pertaining to the Noise Ordinance.

Supervisor Barrett stated he is not aware of those statistics. He will check with the Town Administrator.

Chris Spriegel, Blue Jay Way, representing the neighbors in that area, express concerns for non-existent drainage in the front and back of homes. Water continues to build up in front of driveways that are now covered with mud. He submitted to the Board copies of correspondence with Masullo Brothers Builder, Inc., Better Business Bureau, Inc. and Suburban Contracting. He first contacted Masullo Brothers in October 2002 and got no response. This past Spring when the problems started again Masullo Brothers told him Suburban Contracting was the contractor responsible for these issues. Suburban Contracting is sending the issue back to Masullo Brothers . He then contacted the Better Business Bureau. Masullo Brothers then committed that the work will be done within the July timeframe but nothing has been done. A video tape of multiple storms showing the issues was also submitted to the Town Board. Three inches of stagnant water remains almost year round and issues of West Nile and mosquito carrying diseases as well as safety are a concern. He said an ambulance would not be able to get down the road on a day like today with all the rain. There is virtually 2” of standing mud and dirt when it dries and the dust is awful. He will submit still photos. He ask for assistance with this

issue. His home is on a new section on Blue Jay Way and the actual road was probably put in November-December 2001. He moved into his house July, 2002.

Supervisor Barrett stated he will talk with Director of Planning, Jason Kemper, as to what needs to be done.

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

Motion carried at 8:25 p.m.

Teresa J. Brobston
Deputy Town Clerk