

Clifton Park Town Board Meeting Minutes

June 7, 2004

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 arrived at 8:10 p.m.
Councilman Speckhard
Councilman Roth
Councilwoman Walowit
Supervisor Barrett
Town Clerk O'Donnell

Also Present: Town Attorney Trainor
Jason Kemper, Director of Planning
Michael O'Brien, Environmental Specialist
Michael Shahan, Town Administrator
Jeffrey Vedder, Transfer Station Supervisor

MOTION by Councilman Roth, seconded by Councilwoman Walowit, to approve the minutes of the May 10 and 17, 2004 meetings as presented.

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Paolucci

MOTION CARRIED

ANNOUNCEMENTS AND COMMUNICATIONS

Councilman Roth announced the Hazardous Collection Day is scheduled for October 2, 2004.

A moment of silence was held in honor of former President Ronald Reagan who died June 5, 2004.

Resolution No. 150 of 2004, a resolution welcoming the Reverend R. Bruce Johnson as

the new Pastor of the Clifton Park Center Baptist Church.

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

WHEREAS, on May 16, 2004, the Reverend R. Bruce Johnson was installed as the new Pastor of the Clifton Park Center Baptist Church, and

WHEREAS, the Clifton Park Center Baptist Church has had a significant impact on the history of the Town of Clifton Park, and

WHEREAS, Pastor Johnson has joined our community at an exciting time for both the Town of Clifton Park and the Clifton Park Center Baptist Church; now, therefore, be it

RESOLVED, that the Town Board, on behalf of the citizens of the Town of Clifton Park, hereby welcomes the Reverend R. Bruce Johnson to the Town and congratulates him on his recent installation as Pastor of the Clifton Park Center Baptist Church.

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

Resolution No. 151 of 2004, a resolution recognizing the placement of the Clifton Park Center Baptist Church and Cemetery on the National and State Registers of Historic Places.

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

WHEREAS, the Clifton Park Center Baptist Church and Cemetery are currently listed on the Clifton Park Town Register of Historic Places, and

WHEREAS, the Clifton Park Center Baptist Church and Cemetery are associated with the early settlement and subsequent development of the Town of Clifton Park, and

WHEREAS, according to the nomination form prepared by the New York State Division of Historic Preservation, "The brick Baptist Church building is a highly intact, representative example of mid-19th century, vernacular Greek Revival church architecture in southern Saratoga County", and

WHEREAS, the original church was established in 1794 and was replaced in 1837 by the present church which incorporates vernacular Greek Revival stylistic elements characteristic of rural New York building practice during this time, and

WHEREAS, the adjacent cemetery contains burials dating to the early nineteenth century, and is significant for its examples of funerary art and its early association with this early Baptist congregation, and

WHEREAS, on March 26, 2004 the Clifton Park Center Baptist Church and Cemetery was placed on the National and State Register of Historic Places; now, therefore, be it

RESOLVED, that the Town Board of the Town of Clifton Park wishes to recognize the placement of the Clifton Park Center Baptist Church and Cemetery on the National and State Register of Historic Places.

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

PUBLIC PRIVILEGE ON RESOLUTIONS

In response to a question from the floor as to why the amendment authorized in Resolution No. 287 of 2003 regarding the arena is being repeated, Town Attorney Trainor said that before the agreement with the 2003 change was signed, additional amendments were agreed upon and it was decided to combined all changes at one time.

Resolution No. 152 of 2004, a resolution authorizing McDonald Engineering to provide engineering services in connection with the Clifton Knolls Park District.

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

WHEREAS, the Town of Clifton Park wishes to have a deck installed around the Southwest Pond concrete dam/spillway area for maintenance and potential fishing in the Clifton Knolls Park District near Valencia Lane, and

WHEREAS, the Clifton Knolls Park District is in favor of this project; now, therefore, be it

RESOLVED, that McDonald Engineering is authorized to provide a field survey, cost estimate, concept drawing and layout, dam permit application submission, and any correspondence with NYSDEC regarding the process at a cost not to exceed \$2,000.00, to be paid as budgeted from SP3-7131-200 (Clifton Knolls-Equipment).

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

Resolution No. 153 of 2004, a resolution in connection with a block party to be held in the Settlers Hills Subdivision.

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

WHEREAS, the residents of the Settlers Hills Subdivision wish to conduct a block party within the subdivision on June 26, 2004, from 3:30 pm to 9:00 pm (rain date July 3, 2004) and have requested permission to use a portion of Aster Drive from Thyme Court to Goldfield 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 a portion of Aster Drive from Thyme Court to Goldfield Lane on June 26, 2004 (rain date July 3rd) from 3:30 pm to 9:00 pm 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 Speckhard, Councilman Roth, Councilwoman Walowit,
Supervisor Barrett

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

Resolution No. 154 of 2004, a resolution in connection with a block party to be held in the Sherwood Forest Subdivision.

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

WHEREAS, residents of the Sherwood Forest Subdivision wish to conduct a block party/ graduation party on June 25, 2004 and have requested permission to use Friar Tuck Court for their party activities from 4-9 pm; now, therefore, be it

RESOLVED, that the residents with the approval and advice of the Town Highway Superintendent, have permission to use Friar Tuck Court for their party activities on June 25, 2004 from 4-9 pm, 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 Speckhard, Councilman Roth, Councilwoman Walowit, Supervisor Barrett

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

Resolution No. 155 of 2004, a resolution appointing Rosemary Maguire to the position of part-time legal secretary.

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

WHEREAS, the summer vacation schedules of Town of Clifton Park clerical staff requires the hiring of a part-time legal secretary/summer intern to the Town Attorneys, and

WHEREAS, Rosemary Maguire, Clifton Park has been recommended for the position; now, therefore, be it

RESOLVED, that Rosemary Maguire, 7 Woodside Drive, Clifton Park, be appointed to the position of part-time legal secretary/summer intern to the Town Attorneys, Grade 5, Step 1, effective immediately, to be paid as budgeted from A-1420-E0431 (Legal-Legal Secretary).

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

Resolution No. 156 of 2004, a resolution authorizing Change Order No. 1, Contract No. 2-Electrical Work at the Locust Lane Clubhouse.

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

WHEREAS, Resolution No. 6 of 2004 awarded Contract No. 2 to K.T. Electric, Inc. for the Electrical Work for the Locust Lane Clubhouse in an amount of \$5,500.00, and

WHEREAS, a Change Order was prepared by McDonald Engineering which provides the breakdown of individual item costs, and

WHEREAS, the Change Order is a decrease of \$1,425.00 for Electrical Work, for the Locust Lane Clubhouse due to not using all of the allowance from the contract amount of \$5,500.00, arriving at a new contract amount of \$4,075.00; now, therefore, be it

RESOLVED, that Supervisor Barrett is hereby authorized to sign Change Order No. 1, dated April 28, 2004, to K. T. Electric, Inc. for Contract No. 2, Electrical Work at the Locust Lane Clubhouse; and be it further

RESOLVED, that the decrease amount of \$1,425.00 be released from A-1625-200 (Locust Lane Clubhouse-Equipment).

ROLL CALL VOTE

Ayes: Councilman Speckhard, Councilman Roth, Councilwoman Walowit,

Supervisor Barrett

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

Resolution No. 157 of 2004, a resolution appointing Kenneth Hassett to permanent status as a Part-time Security Officer per Civil Service certification.

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

WHEREAS, Kenneth Hassett, 1 Cabot Way, Clifton Park, was provisionally appointed to the position of Part-time Security Officer for the Town of Clifton Park, and

WHEREAS, Kenneth Hassett, successfully passed the Civil Service Exam for the position of Part-time Security Officer and was certified as a permanent employee on May 20, 2004; now, therefore, be it

RESOLVED, that Kenneth Hassett, 1 Cabot Way, Clifton Park, is hereby appointed to permanent status as a Part-time Security Officer for the Town of Clifton Park per Civil Service Certification as of May 20, 2004.

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

Resolution No. 158 of 2004, a resolution creating a Riverfront Oversight Committee in the Town of Clifton Park.

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

WHEREAS, as a river community, the Town of Clifton Park should have a citizen committee to provide the Town Board with information, ideas, and budget considerations for the enhancement and preservation of the Town of Clifton Park Riverfront, and

WHEREAS, in addition to the Town of Clifton Park, other Riverfront Communities have identified the riverfront as a critical component to both the natural and economic well being of the community, and

WHEREAS, the Town of Clifton Park Riverfront is a place of historic, economic and natural significance located within Mohawk Towpath Scenic Byway that requires additional attention as the Town continues to develop in the future; now, therefore, be it

RESOLVED, that the Town Board hereby creates a Riverfront Oversight Committee as a Town Committee to serve at the pleasure of the board providing information, ideas, and budget considerations for the enhancement and preservation of the Town of Clifton Park Riverfront, and be it further

RESOLVED, that the Riverfront Oversight Committee will coordinate with neighboring riverfront communities to provide the Town Board with a comprehensive status report of local Riverfront enhancement, preservation, and development projects, and be it further

RESOLVED, that by this resolution the Town Board has recognized the historic, economic, and natural significance of the Riverfront, and further encourages and supports the Committee in its efforts to work towards a long-term plan for the future of the Town of Clifton Park Riverfront; and be it further

RESOLVED, that the Town Board hereby appoints members to the Committee per Schedule A.

Councilman Speckhard thanked Environmental Specialist O'Brien for his work involving the riverfront. Supervisor Barrett would like the Riverfront Committee to work with the Open Space Committee. He has spoken with members of the Vischer Ferry Fire Department to see if there is a way to get them access to the river. Mr. O'Brien said he is working with the Fire Department. Supervisor Barrett asked Mr. O'Brien to work with the Riverfront and Open Space Committees to make sure there is discussion between the two.

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

Resolution No. 159 of 2004, a resolution authorizing the hiring of a summer laborer for the Transfer Station.

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

WHEREAS, a need exists for a summer worker at the Transfer Station, and

WHEREAS, Jeffrey Vedder, Transfer Station Supervisor, has recommended that Zachary David Blanchet, 5 Nadler Road, Clifton Park, be hired to fill this position; now, therefore, be it

RESOLVED, that Zachary David Blanchet is hereby hired as summer staff for the Transfer Station, at \$7.50 per hour, to be paid as budgeted from A-8160-E4000 (Transfer Station-Part-time Laborer) effective June 8, 2004.

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

Resolution No. 160 of 2004, a resolution authorizing the hiring of a summer worker for the Buildings and Grounds Department.

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

WHEREAS, a need exists for summer workers in the Buildings and Grounds Department, and

WHEREAS, Michael Handerhan, Buildings and Grounds Supervisor, has recommended that Jay M. Russell, 44 Sweet Brier, Ballston Lake, be hired to fill this position; now, therefore, be it

RESOLVED, that Jay M. Russell is hereby hired as summer staff for the Buildings and Grounds Department, at \$7.50 per hour, to be paid as budgeted from A7110-E4000, (Buildings and Grounds Summer Hire) effective June 8, 2004.

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

Resolution No. 161 of 2004, a resolution hiring summer help for the Stoney Creek II Park District.

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

WHEREAS, a need has been identified for summer help at the Stoney Creek Park District No. II to do weeding and light landscaping chores, and

WHEREAS, Zac Suriano, 35 Gloucester Street, Clifton Park, NY, has been recommended to be hired for this position; now, therefore, be it

RESOLVED, that the Town Board, acting as Commissioners of the Stoney Creek Park District No. II, hereby authorizes the summer hiring of Zac Suriano for the Stoney Creek Park District No. II, at \$7.00 per hour, effective June 24, 2004, to be paid from SPO-7120-24 (Stoney Creek II Park District Maintenance), not to exceed a total of seventy-one hours between the two summer hires, for the Stoney Creek II Park District.

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

Resolution No. 162 of 2004, a resolution accepting a conveyance of a strip of land on Bruno Road.

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

WHEREAS, as a condition of approval of the subdivision of lands of Kenneth and Beth Cozzy, located on 608 Bruno Road in the Town of Clifton Park, the Town of Clifton Park Planning Board required that the landowner convey certain strip of land along Bruno Road to the Town of Clifton Park; now, therefore, be it

RESOLVED, that the Town Board accepts the conveyance of the following easements briefly described as follows:

Type Name of Owner

10' Strip of Land Kenneth G. Cozzy and Beth Cozzy

and be it further

RESOLVED, that this conveyance is expressly conditioned upon receipt of an approval by the Town Attorney, Highway Superintendent and Town Engineer of all necessary documents, provision of a title report which is acceptable to the Town Attorney, and upon payment of all taxes and assessments, and be it further

RESOLVED, that there be appended to the within resolution a copy of the recorded conveyance after it has been returned from the Saratoga County Clerk; and be it further

RESOLVED, that the Town Superintendent of Highways be and he is authorized to post all necessary regulatory signs if any.

Director of Planning Kemper explained whenever a subdivision or site plan is located in an area that is either identified in the Trails Master Plan or the road right-of-way is narrower than usual the Planning Board asks for those strips of land.

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

Resolution No. 163 of 2004, a resolution accepting a conveyance of a strip of land on Clifton Country Road.

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

WHEREAS, as a condition of approval of the subdivision of lands of Clifton Country Road Associates located on Clifton Country Road in the Town of Clifton Park, the Town of Clifton Park Planning Board required that the landowner convey a certain strip of land along Clifton Country Road to the Town of Clifton Park; now, therefore, be it

RESOLVED, that the Town Board accepts the conveyance of the following easements briefly described as follows:

Type Name of Owner

Strip of land on the southerly side Clifton Country Road Associates
of Clifton Country Road
(a portion of 272-1-33.3)

and be it further

RESOLVED, that this conveyance is expressly conditioned upon receipt of an approval by the Town Attorney, Highway Superintendent and Town Engineer of all necessary documents, provision of a title report which is acceptable to the Town Attorney, and upon payment of all taxes and assessments, and be it further

RESOLVED, that there be appended to the within resolution a copy of the recorded conveyance after it has been returned from the Saratoga County Clerk; and be it further

RESOLVED, that the Town Superintendent of Highways be and he is authorized to post all necessary regulatory signs if any.

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

Resolution No. 164 of 2004, a resolution accepting a conveyance of a strip of land on Taylor Drive.

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

WHEREAS, as a condition of approval of the subdivision of lands of Jane F. Connell located on Taylor Drive in the Town of Clifton Park, the Town of Clifton Park Planning Board required that the landowner convey a certain strip of land to the Town of Clifton Park; now, therefore, be it

RESOLVED, that the Town Board accepts the conveyance of the following easements briefly described as follows:

Type Name of Owner

A portion of land Jane F. Connell
283-1-49

and be it further

RESOLVED, that this conveyance is expressly conditioned upon receipt of an approval by the Town Attorney, Highway Superintendent and Town Engineer of all necessary documents, provision of a title report which is acceptable to the Town Attorney, and upon payment of all taxes and assessments, and be it further

RESOLVED, that there be appended to the within resolution a copy of the recorded conveyance after it has been returned from the Saratoga County Clerk; and be it further

RESOLVED, that the Town Superintendent of Highways be and he is authorized to post all necessary regulatory signs if any.

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

Resolution No. 165 of 2004, a resolution accepting a conveyance of a strip of land on Waite Road.

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

WHEREAS, as a condition of approval of the subdivision of lands of Roger S. Caldwell and Sharon R. Caldwell located on Waite Road in the Town of Clifton Park, the Town of Clifton Park Planning Board required that the landowner convey a certain strip of land along Waite Road to the Town of Clifton Park; now, therefore, be it

RESOLVED, that the Town Board accepts the conveyance of the following easements briefly described as follows:

Type Name of Owner

Strip of Land along southwesterly side Roger S. Caldwell and
of Waite Road (a portion of 264.-2-28) Sharon R. Caldwell

and be it further

RESOLVED, that this conveyance is expressly conditioned upon receipt of an approval by the Town Attorney, Highway Superintendent and Town Engineer of all necessary documents, provision of a title report which is acceptable to the Town Attorney, and upon payment of all taxes and assessments, and be it further

RESOLVED, that there be appended to the within resolution a copy of the recorded conveyance after it has been returned from the Saratoga County Clerk; and be it further

RESOLVED, that the Town Superintendent of Highways be and he is authorized to post all necessary regulatory signs if any.

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

Resolution No. 166 of 2004, a resolution accepting a conveyance of a strip of land on Waite Road.

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

WHEREAS, as a condition of approval of the subdivision of lands of Emmor B. Caldwell and Ann W. Caldwell located on Waite Road in the Town of Clifton Park, the Town of Clifton Park Planning Board required that the landowner convey a certain strip of land along Waite Road to the Town of Clifton Park; now, therefore, be it

RESOLVED, that the Town Board accepts the conveyance of the following easements briefly described as follows:

Type Name of Owner

0.48' Strip of Land on the southwesterly side Emmor B. Caldwell and of Waite Road (a portion of 270-1-7) Ann W. Caldwell

and be it further

RESOLVED, that this conveyance is expressly conditioned upon receipt of an approval by the Town Attorney, Highway Superintendent and Town Engineer of all necessary documents, provision of a title report which is acceptable to the Town Attorney, and upon payment of all taxes and assessments, and be it further

RESOLVED, that there be appended to the within resolution a copy of the recorded conveyance after it has been returned from the Saratoga County Clerk; and be it further

RESOLVED, that the Town Superintendent of Highways be and he is authorized to post all necessary regulatory signs if any.

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Paolucci
DECLARED ADOPTED

Resolution No. 167 of 2004, a resolution authorizing the Capital Bicycle Racing Club to utilize Riverview Road.

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

WHEREAS, the Capital Bicycle Racing Club has requested the use of approximately 2.5 miles of Riverview Road for the purpose of holding a series of bicycle time trial races, and

WHEREAS, the event has run smoothly in the past and has the approval of the Town's Highway Superintendent; now, therefore, be it

RESOLVED, that the Town Board of the Town of Clifton Park hereby authorizes the Capital Bicycle Racing Club to utilize 2.5 miles of Riverview Road from the Halfmoon Town line to one mile west of the junction with Van Vranken Road, just before the hamlet of Vischer Ferry from 6:00 p.m. to 8:00 p.m. on July 21, and be it further

RESOLVED, that this approval is expressly conditioned upon receipt prior to July 21, 2004, in the office of the Town Clerk of an insurance certificate in the amount of \$1,000,000.00 naming the Town of Clifton Park as an additional insured; and it is further

RESOLVED, that this approval is expressly conditioned upon the road not being closed but club members are permitted to temporarily stop traffic at each end of the course in the

event both a vehicle and cyclist arrive at the same time.

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

Resolution No. 168 of 2004, a resolution in connection with a block party to be held in Crescent Estates South.

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

WHEREAS, residents of Crescent Estates South wish to conduct a block party on June 19, 2004 and have requested permission to use a portion of Tom's Way to the intersection of Archer Drive, for their party activities from 3-9 pm; now, therefore, be it

RESOLVED, that the residents with the approval and advice of the Town Highway Superintendent, have permission to use a portion of Tom's Way to the intersection of Archer Drive for their party activities on June 19, 2004 from 3-9 pm, but must not block off the street and must 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 and 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 Speckhard, Councilman Roth, Councilwoman Walowit,
Supervisor Barrett

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

Resolution No. 169 of 2004, a resolution transferring \$500,000 from Undesignated, Unreserved Surplus to the Board designated Tax Stabilization Reserve Fund.

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

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 the Undesignated, Unreserved Surplus for future tax stabilization purposes; now, therefore, be it

RESOLVED, that the amount of \$500,000 be transferred from Undesignated, Unreserved Surplus to the Board designated Tax Stabilization Reserve Fund (A-880).

Supervisor Barrett explained this money comes out of the 2003 \$3 million surplus. He noted after approval of this resolution the fund will total \$2 million.

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

Resolution No. 170 of 2004, a resolution hiring a substitute Senior Van Driver.

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

WHEREAS, a need exists for a substitute Senior Van Driver, and

WHEREAS, Patricia Haffner, Director of Parks, Recreation and Community Affairs has recommended that Shannon LiPorace, 263 Sugar Hill Road, Rexford be hired to fill the position; now, therefore, be it

RESOLVED, that Shannon LiPorace, Rexford is hereby hired as a substitute Senior Van Driver at Grade 1, Step 1, \$10.20 per hour, effective immediately.

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

Resolution No.171 of 2004, a resolution awarding a contract for construction of the
Miller Rd.-Cortland Manor Trail.

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

WHEREAS, quotes were received by the Planning Department for the construction of the
Miller Rd.-Cortland Manor Trail, and

WHEREAS, the lowest conforming quote for the work to be done was presented by Bob
Talham, Inc. at a cost of \$19,499.00; now, therefore, be it

RESOLVED, that the Town Board hereby awards the contract to Bob Talham, Inc., Troy,
N.Y. 12180 for the construction of the Miller Rd.-Cortland Manor Trail., to be budgeted
from A-7629-0135 (Trails-Engineering).

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

Resolution No. 172 of 2004, a resolution authorizing the Supervisor to sign a contract
with the County of Saratoga.

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

WHEREAS, the Saratoga County Farmland/Open Space Preservation Program was
established for a matching fund grant program to purchase development or other rights or
outright ownership of productive agriculture and open space land, and

WHEREAS, the Saratoga County Board of Supervisors by Resolution 186 of 2003, has
awarded to the Town of Clifton Park the sum of \$35,750.00 to be contributed toward the
purchase of 15 acres of land adjacent to the Vischer Ferry Preserve upon the condition

the Town contributes \$49,300.00 towards said purchase, and

WHEREAS, the Town has purchased the property for \$15,000 less than the original price, which reduces the County contribution under the Program's guideline's to \$28,250.00; now, therefore, be it

RESOLVED, that the Supervisor be authorized to sign an agreement with the County of Saratoga, and that the County will issue its check payable to the Town of Clifton Park in the amount of \$28,250.00 for the purchase by the Town of the 15 acre parcel of land, as set forth in its grant application for Farmland/Open Space Program Funding.

Supervisor Barrett explained the 15 acres of land is the VanVranken property.

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

Resolution No. 173 of 2004, a resolution awarding a public work's contract for the reconstruction of the Highway Department storage building roof.

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

WHEREAS, a need exists to reconstruct the Highway Department storage building roof,
and

WHEREAS, quotes were received and the lowest conforming quote was that of Bast Hatfield in the amount of \$16,320 including installation, and

WHEREAS, McDonald Engineering has reviewed the quotes and has recommended that the quote of Bast Hatfield be accepted in the amount of \$16,320.00; now, therefore, be it

RESOLVED, that the quote of Bast Hatfield, in the amount of \$16,320.00, including installation, is hereby accepted for the public works contract for reconstruction of the Highway Department storage building, to be paid from AO5132-024 (Garage Repair).

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

Resolution No. 174 of 2004, a resolution authorizing the Supervisor to sign a revised contract amendment with Arena Management Group LLC.

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

WHEREAS, the Management Agreement between the Town and Arena Management Group LLC was signed on May 21, 2001, and

WHEREAS, recommendations were made to the Town Board by independent accountants to amend the existing agreement, and

WHEREAS, Resolution No. 287 of 2003 authorized the Supervisor to sign a proposed Amendment No. 1 but language has since been added; now, therefore, be it

RESOLVED, that the Supervisor be authorized to sign a revised Amendment to the Management Agreement which extends the sixty day period for a written report of operations and financial performance to ninety days after fiscal year end, provides for the provision of the Arena's annual audited financial statements and payment of net profit at the same time, commences payment by the Town to the Arena for the ice resurfer on September 1, 2004, adjusts the formula used for the management fee, and requires emergency equipment repair notification to the Town Board.

Supervisor Barrett explained the agreement changes the way the expenses will be partitioned out as recommendations were made during the last audit to make the expenses more clear. He reported the arena "rainy day fund" is almost \$30,000. Councilman Roth said Councilman Paolucci had concerns with some of the numbers in the agreement, however, information was given in a September 11, 2003 memo from Supervisor Barrett to Councilmen Roth and Paolucci and Marvin & Co. CPA Darryl Purinton regarding the Councilman's questions. Councilman Speckhard thanked Supervisor Barrett and Councilman Roth for their work on the arena which has impacted positively on events in town. Due to Councilman Paolucci's absence, Councilman Speckhard made a motion to table the resolution, however, the Councilman arrived at this time and discussion ensued. Councilman Paolucci questioned if the cost of the town-owned Zamboni shouldn't be shared since Mr. Bobrow can use it as a back up for his arena. Councilman Roth reported if Mr. Bobrow is using the town Zamboni, his arena would pay for any repairs that may be necessary. Councilman Speckhard withdrew his motion to table, seconded by Councilman Roth. Motion unanimously carried.

ROLL CALL VOTE ON RESOLUTION

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

Noes: None

DECLARED ADOPTED

Supervisor Barrett reported County Waste has offered free pickup at town dumpsters located at the Town Hall, Highway Department, Public Safety Building, Locust Lane, Barney Road, Country Knolls pools, Clifton Common and Collins Park for a period of three years beginning June 1, 2004 and ending May 31, 2007. Supervisor Barrett thanked Waste Management for allowing the town to get out of the current contract and for their excellent service. The town is now paying just under \$11,000 per year for trash pickups at the above locations. He noted Waste Management was not interested in offering free pickup at town dumpsters.

MOTION BY Supervisor Barrett, seconded by Councilman Speckhard to authorize the Supervisor to sign a Letter of Agreement with County Waste for the free pickup service at the above noted town dumpsters.

ROLL CALL VOTE

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

Noes: None

MOTION CARRIED

PUBLIC PRIVILEGE

Michelle Kravitz, Pico Road, Shenendehowa Crew, expressed support of the appointment of a Riverfront Committee and offered to help in any way.

Norman Goldman, London Square Drive, speaking with regard to a February 23, 2004 Freedom of Information request, distributed prepared comments he made at the March 15, 2004 Town Board meeting. He asked if the boards at the arena are going to be replaced since it was stated by Mr. Bobrow at one time that they were dangerous and now he understands that they are being painted.

Gabriel Giambroni, 1316 Huntridge Drive, Foxwood Apts., reported his apartment is infested with cockroaches. He distributed correspondence between himself and the landlord and asked if there are any local laws that can force the landlord to give his family the healthy environment for which he is paying. Mr. Shahen will contact Mr. Clemens to ask him to get in touch with Mr. Giambroni and possibly the Health Officer.

Mike Abele, Crescent Road, again asked the Town Board to reenact the resolution authorizing the Clifton Park Water Authority to supply water to his six lot subdivision on Boyack Road in the Town of Halfmoon.

Abraham Blum, Parkland Court, reported that an area on Grooms Road to the east of Moe Road is again being used as a “used car lot” and asked if the Board could enact some legislation to prohibit this activity. Mr. Shahan will have Town Security look into the situation.

MOTION BY Supervisor Barrett, seconded by Councilman Roth to go into Executive Session for the purpose of discussing a legal matter. Motion carried at 8:35 p.m

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

MOTION BY Councilman Paolucci, seconded by Councilwoman Walowit to return to the regular meeting. Motion carried at 9:10 p.m.

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 9:11 p.m.

Patricia O’Donnell
Town Clerk