

**Clifton Park Town Board Meeting Minutes
March 14, 2005**

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
Michael Shahan, Town Administrator
John Scherer, Town Historian

MOTION by Councilman Roth, seconded by Councilman Paolucci, to approve the minutes of the February 28, 2005 meeting as presented.

ROLL CALL VOTE

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

Noes: None

MOTION CARRIED

ANNOUNCEMENTS AND COMMUNICATIONS

Supervisor Barrett announced registrations are being accepted for the full day summer camp. The camp has been extended to seven weeks at \$85 per week and includes lunch 3 days a week and 5 or 6 field trips.

Town Historian John Scherer presented his annual report, attached.

PUBLIC PRIVILEGE ON RESOLUTIONS

No one wished to be heard.

Resolution No. 59 of 2005, a resolution extending the Transfer Station hours for the annual Spring Clean Up/Green Up Week.

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

WHEREAS, Jeffrey Vedder, Transfer Station Supervisor, has requested authorization to extend the Transfer Station hours for the Spring Clean Up/Green Up Week and open on Sunday April 24, 2005 and Sunday May 1, 2005; now, therefore, be it

RESOLVED, that the Transfer Station Supervisor is authorized to extend the Transfer Station hours of operation during Spring Clean Up/Green Up Week and open on Sunday April 24, 2005 and Sunday May 1, 2005 as per the attached schedules of hours of operation and overtime costs, to be paid from A-8160-74 (CTS-Overtime); and be it further

RESOLVED, that the Sunday hours will be from 10:00 AM to 4:00 PM for collection of leaves and brush only.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 60 of 2005, a resolution setting a Public Hearing to consider a Local Law No. ___ of 2005, amending Local Law No. 7 of 2003, a local law imposing a moratorium on development in the western part of Town and extending the moratorium for an additional thirty-five days.

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

WHEREAS, the Town of Clifton Park has entered upon a review of the portion of the Town located generally west of Vischer Ferry Road, Rt. 146a, Main Street and Hatlee Road and such other and further property which is identified through the Generic Environmental Impact Study (GEIS), and

WHEREAS, the Town of Clifton Park Planning Board passed a resolution on August 12, 2003 requesting the Town Board to do a Generic Environmental Impact Study for the Western portion of Clifton Park, and

WHEREAS, on September 2, 2003 a resolution was passed hiring Clough, Harbour, & Associates LLP, to conduct a GEIS in the western part of Town, and

WHEREAS, on September 15, 2003 a Public Hearing was conducted to solicit public comment on the proposed moratorium and local law, and

WHEREAS, on October 6, 2003 Local Law No. 7 of 2003 was adopted imposing a twelve month moratorium on development in the Western part of Town, and

WHEREAS, Local Law No. 7 of 2003 also authorized the Town Board to extend the moratorium for an additional six (6) months if necessary without an additional Public Hearing, and

WHEREAS, on October 4, 2004 the moratorium was extended for an additional six months until April 6, 2005, and

WHEREAS, it is necessary to extend the moratorium for an additional thirty-five days to allow the Town Board to implement the findings of the GEIS Study through legislation; now, therefore, be it

RESOLVED, that a Public Hearing shall be held on April 4, 2005 at 7:20 pm in the Wood Memorial Room of Town Hall, One Town Hall Plaza, Clifton Park, to consider Local Law No. __ of 2005, a local law amending Local Law No. 7 of 2003 to extend the moratorium on development of the aforementioned properties for an additional thirty five days through May 9, 2005.

Town Attorney Trainor stated this proposed extension begins April 6, 2005. Supervisor Barrett said the Findings will be implemented into law.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 61 of 2005, a resolution authorizing the transfer of funds from Contingency Funds for repairs to the heating system at the Public Safety Building.

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

Councilwoman Walowit.

WHEREAS, due to a problem with the heating system at the Public Safety Building repairs were needed, and

WHEREAS, the cost to repair the heating system by Carrier Corporation amounted to \$7,868, and

WHEREAS, the needed repairs to the heating system increased the Public Safety Building General Maintenance Budget; now, therefore, be it

RESOLVED, that due to an increase in the budget, \$7,868 be transferred from Contingency Funds to A-1621-24 (Public Safety Building General Maintenance) to pay for the needed repairs to the heating system at the Public Safety Building.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 62 of 2005, a resolution authorizing the hiring of a part-time Data Entry Clerk to process bill payments for the Town of Clifton Park Sewer District No.1.

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

WHEREAS, it is necessary to process numerous bill payments into the Town of Clifton Park Sewer District No. 1 billing system, and

WHEREAS, the Town Board approves the qualifications of Emily Kasky, 12 Garrison Lane, Ballston Lake, as a part-time Data Entry Clerk to process the payments; now, therefore, be it

RESOLVED, that authorization is given to hire Emily Kasky, 12 Garrison Lane, Ballston Lake, for the week of March 14 - 18, 2005 to process the payments into the billing system, at a rate of \$7.50 per hour, not to exceed \$300, to be paid from G7-811-15 (Clifton Park Sewer District No. 1-Other contractual).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 63 of 2005, a resolution authorizing two people from the Department of Building and Development to attend a two day training workshop pertaining to Fire Sprinkler Systems.

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

WHEREAS, a two day workshop pertaining to Fire Sprinkler Systems is being held on May 23 - 24, 2005 at the New York State Academy of Fire Science in Montour Falls, New York, and

WHEREAS, it is necessary for code enforcement personnel to complete twenty-four hours of in-service training annually; now, therefore, be it

RESOLVED, that Department of Building and Development Code Enforcement Officers, Robert Adams and Shaun Bertok, are hereby authorized to attend a two day workshop on May 23 - 24, 2005 at the New York State Academy of Fire Science in Montour Falls, New York, at a cost not to exceed \$230 for both Code Enforcement Officers, to be paid from A-03620-001 (Travel and Conferences).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 64 of 2005, a resolution authorizing the Chief of Fire Prevention to attend a two day training workshop pertaining to Fire Sprinkler Plans Review.

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

WHEREAS, a two day workshop pertaining to Fire Sprinkler Plans Review is being held on June 1 - 2, 2005 at the New York State Academy of Fire Science in Montour Falls, New York, and

WHEREAS, it is necessary for code enforcement personnel to complete twenty-four hours of in-service training annually; now, therefore, be it

RESOLVED, that Sheryl Reed, Chief of Fire Prevention, is hereby authorized to attend a

two day workshop on June 1 - 2, 2005 at the New York State Academy of Fire Science in Montour Falls, New York, at a cost not to exceed \$165, to be paid from A-03620-001 (Travel and Conferences).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 65 of 2005, a resolution issuing the Notice of Completion for the Western Clifton Park Final Generic Environmental Impact Statement (FGEIS).

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

WHEREAS, the Town Board established itself as Lead Agency on December 15, 2003, through coordinated review with involved agencies, to address the potential future cumulative impacts of growth in the western portion of Town, and

WHEREAS, the Town Board issued a Positive Declaration to require the preparation of a DGEIS in accordance with 6 NYCRR 617.7, and

WHEREAS, the Town Board determined the DGEIS complete for public review on December 20, 2004, and held a public hearing on same on January 18, 2005, and held the public comment period open until January 28, 2005, and

WHEREAS, the Town Board has reviewed the comments received during the comment period and has provided responses to these comments within a FGEIS, through the assistance of its consultant; now, therefore, be it

RESOLVED, that the FGEIS is complete for public review and the Town Board, acting as Lead Agency, authorizes the issuance of the attached Notice of Completion.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

MOTION BY Councilman Paolucci, seconded by Councilman Roth, to remove Resolution No. 41 of 2004 from the table.

ROLL CALL VOTE ON MOTION

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

Noes: None

MOTION CARRIED

Resolution No. 41 of 2005, a resolution setting a public hearing to consider adoption of Local Law No. _____ of 2005, a local law amending various Chapters of the Town Code as they relate to Penalties for Violations of the Town Code.

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

WHEREAS, the Town Board is considering amending various Chapters of the Town Code relating to Penalties for Violations of the Town Code, and

WHEREAS, the Town Board wishes to solicit the comments of the Town's citizens regarding the proposed changes; now, therefore, be it

RESOLVED, that a public hearing is hereby scheduled for April 4, 2005, at 7:10 PM in the Wood Memorial Room, One Town Hall Plaza, Clifton Park, to consider the adoption of Local Law No. _____ of 2005, a local law amending various Chapters of the Town Code regarding Penalties for Violations of the Town Code, as per the attached Exhibit A and the Town Clerk is directed to publish notice of the same.

Supervisor Barrett said both Town Justices have said this amendment is needed.

Councilman Speckhard said he does not want this proposed legislation to be accepted at the April 4th meeting as there are areas that need more discussion and consideration by the Town Board.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

PUBLIC PRIVILEGE

No one wished to be heard.

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

Motion carried at 7:50 p.m.

Patricia O'Donnell
Town Clerk