

July 16, 2007

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 Hughes
Councilman Roth
Supervisor Barrett
Town Clerk O'Donnell

Absent: Councilwoman Walowit

Also Present: Town Attorney McCarthy
Michael Handerman, Supervisor of Buildings and Grounds
Mark Heggen, Comptroller
Myla Kramer, Director of Parks, Recreation and Community Affairs
Steven Myers, Director of Building and Development
Michael Shahen, Town Administrator
Deputy Town Attorney Renzi

MOTION BY Councilman Roth, seconded by Councilman Paolucci, to approve the minutes of the July 2, 2007 meeting as presented.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth, Supervisor Barrett

Noes: None

Absent: Councilwoman Walowit

MOTION CARRIED

ANNOUNCEMENTS AND COMMUNICATIONS

Supervisor Barrett thanked all involved with the successful 4th of July celebration and noted due to rain fireworks were held the following evening.

Councilman Roth announced the town blood drive is scheduled for August 8th from noon to 6 p.m.

Councilman Hughes, Co-Chair with Councilman Paolucci, announced the Alternative Energy Committee is in the process of being formed. He explained the purpose is to take a leadership role at the town level in being "green" and to save taxpayers additional dollars in terms of cost savings and at the same time try to ramp up conservation efforts through common sense approaches in the town hall.

Councilman Paolucci said the committee will consist of town personnel, as well as residents, and will look at short and long term objectives.

Supervisor Barrett presented Brian Alexander with Resolution No. 4 of 2007 in recognition of attaining his rank of Eagle Scout. Brian explained his project of putting a multilingual library for children in Shriner's Hospital in Springfield, Massachusetts.

Joan Finck gave an update on the fundraiser held for Rose Grady whose home burned on May 25, 2007. She distributed a list of all businesses that contributed to the fundraiser, as well as fire and emergency squads that responded to the fire.

Saratoga Plan representative, Laura Wells, Saratoga Plan Conservation Program Manager, announced the award given to the Town of Clifton Park for help in the Karner Blue Habitat Improvement and Education Project at the Ushers Road Karner Blue Site and expressed appreciation for the work done by the Highway Department.

With regard to the resolution amending the Van Patten Golf Club PDD that refers the Independent Tower application to the Planning Board, Supervisor Barrett said the application does not meet Town Code with regard to the buffer law plus a letter has been received from the State Historic Preservation Office noting concerns that the tower would be erected in close proximity to historic places. Supervisor Barrett stated the application will receive a fair hearing and town experts will study the application, working with Town Attorney McCarthy. Rather than send the application to the Planning Board for review he proposed having a public hearing at the Town Board level on September 10th at which time engineer Dick Comi, expert in the field, and possibly a representative from Girven & Felazzo law firm will attend. Councilman Hughes agreed this would be the more appropriate venue.

PRESENTATION TO THE BOARD

Joe Grasso, Clough Harbour & Associates, reviewed the process of the Sherwood Dawson Trail along Route 146A, extending from Route 146 to Dawson Drive, noting it will be an 8 foot wide path and the second segment along Kinns Road from Nottingham Way North to Carlton Road. He reported Casale Excavating was the low bidder of four bids received. Construction is expected to start August 1st with completion towards the end of October. Councilman Paolucci reviewed the process of obtaining the rights-of-way.

PUBLIC HEARING, 7:10 PM TO CONSIDER A LOCAL LAW AMENDING CHAPTER 208 THE ZONING CODE OF THE TOWN OF CLIFTON PARK TO COMPLY WITH MS4 PERMIT REQUIREMENTS

The Town Clerk read the Notice of Public Hearing as published in The Daily Gazette on July 2, 2007.

Town Attorney McCarthy explained this legislation is based on a model law mandated by DEC.

Councilman Roth said it is important for people to know that Director of Building and Development Steve Myers is the town Stormwater Management Officer.

The public hearing was opened for comments from the audience at 7:53 p.m.

Nancy Bellamy, Eastside Drive, reported in the Town of Charlton a mailing was sent to every resident to report runoff and stormwater problems to the Building Department and she has given this information to Mr. Myers. She expressed appreciation to the Highway Department for cleaning up Eastside Drive after a heavy rain. She said municipalities are being encouraged to separate storm drains from sewer lines.

Jim Ruhl, Wood Dale Drive, reported a problem in Country Knolls with organic material collecting on storm grates and recommended this be routine maintenance.

Supervisor Barrett asked residents to call his or Highway Superintendent Kukuk's office to report clogged storm grates.

Councilman Roth recommended Mr. Myers prepare something for the town website asking people to report clogged storm grates.

Everyone was given an opportunity to speak in favor of or against the proposed local law and no one else wished to be heard. Supervisor Barrett declared the public hearing closed at 7:57 p.m.

PUBLIC HEARING, 7:20 PM
TO CONSIDER A LOCAL LAW AMENDING CHAPTER 86
CONSTRUCTION AND DESIGN STANDARDS OF THE TOWN CODE
TO COMPLY WITH MS4 PERMIT REQUIREMENTS

The Town Clerk read the Notice of Public Hearing as published in The Daily Gazette on July 2, 2007.

The public hearing was opened for comments from the audience at 7:58 p.m.

Nancy Bellamy, Eastside Drive, said residents are concerned with the proposed subdivision for Route 146 and Blue Barns Road and stormwater run off. She recommended the Building Department look at the site.

Supervisor Barrett said he has looked at the site and the Planning Department will address any drainage issues.

Everyone was given an opportunity to speak in favor of or against the proposed local law and no one else wished to be heard. Supervisor Barrett declared the public hearing closed at 8:00 p.m.

PUBLIC HEARING, 7:30 PM
TO CONSIDER A LOCAL LAW AMENDING CHAPTER 169
SEWERS, ARTICLE III, USE OF PUBLIC SEWERS REQUIRED BY THE TOWN CODE
TO COMPLY WITH MS4 PERMIT REQUIREMENTS

The Town Clerk read the Notice of Public Hearing as published in The Daily Gazette on July 2, 2007.

Director of Building and Development Myers stated this will give the town the ability to enforce the law and fine people who are discharging into storm sewers.

The public hearing was opened for comments from the audience at 8:04 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 8:05 p.m.

PUBLIC HEARING, 7:40 PM
TO CONSIDER A LOCAL LAW AMENDING CHAPTER 208-95B
TELECOMMUNICATION TOWERS

The Town Clerk read the Notice of Public Hearing as published in The Daily Gazette on July 9, 2007.

Supervisor Barrett said this proposed legislation updates the fee schedule and increases the amount of money to be put in escrow

Town Attorney McCarthy explained currently the review costs are taken out of the \$2500 application fee on a time and materials basis. He doesn't feel the fee structure is adequate to cover the increasing cost of expert consultants and reviews that the ZBA, Planning Board and Town Board may need. McCarthy said it isn't fair for the taxpayers to be burden with the review of the applications for the commercial carriers.

Supervisor Barrett explained this will allow two separate fees – the application fee and money to be put in escrow and drawn down as the review is done.

The public hearing was opened for comments from the audience at 8:09 p.m.

Norm Goldman, London Square Drive, stated it would have been clearer if the word "fees" had been included in the description of this public hearing on the agenda.

Everyone was given an opportunity to speak in favor of or against the proposed local law and no one else wished to be heard. Supervisor Barrett declared the public hearing closed at 8:10 p.m.

REPORTS TO THE BOARD

Town Comptroller Heggen reviewed the June financial report, noting there were three payroll periods in June. Auditors from Cusack & Company have completed their 2006 financial review and a draft report is expected by the end of the month. Interviews have been held for the Assistant Comptroller position.

Town Administrator Shahen reported the town budget is now on the web. Budget forms will be distributed to Department Heads on August 1st and due back on September 4th. He thanked the State Police, Sheriff's Department, Emergency Squads and in particular the Buildings and Grounds staff for all the work put in on the Common for the 4th of July event. Mr. Heggen reported on a meeting held with Clough Harbour & Associates regarding the Glenridge Road/Maple Ave to Route 146 Improvement Project, noting DOT will widen the underpasses but will not change the height.

PUBLIC PRIVILEGE ON RESOLUTIONS

No one wished to be heard.

Resolution No. 215 of 2007, a resolution authorizing the Supervisor to submit a Saratoga County Farmland/Open Space Preservation Program grant application for the acquisition of approximately 54.56 acres for future Open Space/Parkland use.

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

WHEREAS, on May 21, 2007, by Resolution No. 162 of 2007, the Town Board approved the purchase of 54.56 acres of land to be dedicated for future Open Space/Parkland use, from Emmor and Ann Caldwell, and

WHEREAS, the Town is currently in contract with Emmor and Ann Caldwell for said parcel of land, which the Town desires to dedicate for Open Space/Parkland purposes, and

WHEREAS, Saratoga County has announced a request for proposals for its 2007 Farmland/Open Space Preservation Program for up to a 50% county matching grant assistance for open space/parkland acquisition projects, with a submittal deadline of July 31, 2007 and the Owner has agreed willingly to participate in the County grant program, and

WHEREAS, the Town of Clifton Park Open Space Plan, developed by the Town of Clifton Park Open Space Advisory Committee, and adopted by the Clifton Park Town Board in 2003, identified acquisition of open space and park lands as one of its five major plan concepts, and the acquisition of the approximately 54.56 acres will help meet the goal of establishing and enhancing a large town park in the western part of Town as stated in the 2003 Open Space Plan, and

WHEREAS, the purchase of said 54.56 acres for open space and parklands use in the Town of Clifton Park is in accordance with the Town of Clifton Park Open Space Plan, the Town of Clifton Park Comprehensive Plan, the Western Clifton Park Land Conservation Plan and the Generic Environmental Impact Statement, and

WHEREAS, Open Space Coordinator Jennifer Viggiani has recommended submission of an application for a Saratoga County Farmland/Open Space Preservation Grant upon her preliminary review of the County Program and determines that the Project meets minimum qualifications under the Program; now, therefore, be it

RESOLVED, that the Town Board of the Town of Clifton Park authorizes the Town Supervisor to oversee the execution and filing of the 2007 grant application for matching funds from Saratoga County in accordance with the provisions of the Saratoga County Farmland/Open Space Preservation Program and is authorized to conduct related matters pursuant to the Grant, subject to town board approval; and upon approval of said grant request to enter into and execute a project agreement with the County for such financial assistance to the Town of Clifton Park for the purchase of 54.56 acres in the Town of Clifton Park; and be it further

RESOLVED, that the Town Board of the Town of Clifton Park authorizes and directs the Town Supervisor to take such steps as necessary to progress the grant project, subject to Town Board approval.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth, Supervisor Barrett

Noes: None

Absent: Councilwoman Walowit

DECLARED ADOPTED

Resolution No. 216 of 2007, a resolution authorizing the hiring of summer help for the Dwaaskill Park District.

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

WHEREAS, a need exists for summer help at the Dwaaskill Park District, and

WHEREAS, Dominick Brown, 714 Bruno Road, Clifton Park, has been recommended to fill the position; now, therefore, be it

RESOLVED, that the Town Board, acting as Commissioners of the Dwaaskill Park District, hereby authorizes the summer hiring of Dominick Brown, 714 Bruno Road, Clifton Park, for the Dwaaskill Park District, effective immediately, at \$7.50 per hour, not to exceed \$1500 for the summer, to be paid from SP47135-24 (Dwaaskill Park District-Maintenance).

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth, Supervisor Barrett

Noes: None

Absent: Councilwoman Walowit

DECLARED ADOPTED

Resolution No. 217 of 2007, a resolution extending Records Management Clerk Mark Kazmierczak's employment through December 31, 2007 and authorizing the transfer of funds to cover the additional salary.

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

WHEREAS, the Building and Development Department received a Grant of \$58,897 from the New York State Archives Management Improvement Fund, to fund the position of temporary Records Management Clerk and to pay Town support cost, and

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WHEREAS, Resolution No. 340 of 2006 authorized the hiring of Mark Kazmierczak as a temporary Records Management Clerk until July 31, 2007 or until the Grant Allowance of \$18,200 for the position was expended, and

WHEREAS, the voluminous nature of the records to be scanned, integrated, and transferred, as well as the technical challenges encountered relative to both the software and hardware necessary to computerize and catalog Building Department records has required more time than anticipated, and

WHEREAS, per New York State law Mark Kazmierczak's salary cannot be paid beyond July 31, 2007 from Grant Funds available through the New York State Archives Record Management Program; now, therefore, be it

RESOLVED, that authorization is given to extend Mark Kazmierczak's employment, as Records Management Clerk until December 31, 2007; and be it further

RESOLVED, that \$11,500 be transferred from Undesignated Fund Balance to A-3620-E4000 (Building Department-Employee, Part-time) to cover the additional salary through December 31, 2007.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth, Supervisor Barrett

Noes: None

Absent: Councilwoman Walowit

DECLARED ADOPTED

Resolution No. 218 of 2007, a resolution scheduling a public hearing to consider a Local Law of 2007, a local law amending Chapters 138 and 208-7, of the Town Code, Junkyards.

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

WHEREAS, Steven Myers, Director of Building and Development has recommended that Chapters 138 and 208-7, of the Town Code, Junkyards, be amended, and

WHEREAS, on June 18, 2007 at 7:10 P.M. a public hearing was conducted to obtain comments from the Town's residents regarding the proposed changes, and

WHEREAS, additional changes have been made to the above proposed amendments to the above referenced Chapters, and

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

RESOLVED, that a public hearing be held on Monday, August 6, 2007 at 7:10 pm, in the Wood Memorial Room, Town Hall, Clifton Park, New York, to consider a Local Law amending Chapters 138 and 208-7, of the Town Code, Junkyards; and be it further

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

Director of Building and Development Myers explained the current law only states "unregistered". This proposed legislation also refers to fencing and the license fees for junkyards.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth, Supervisor Barrett

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Noes: None

Absent: Councilwoman Walowit

DECLARED ADOPTED

Resolution No. 219 of 2007, a resolution referring the proposed Independent Tower application, amending the Van Patten Golf Course PDD, to the Planning Board for consideration.

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

WHEREAS, an Independent Tower application has been made to the Town Board to consider a proposed amendment to the Van Patten Golf Course PDD, and

WHEREAS, Section 208-72 of the Town Code provides for a review of PDD applications by the Planning Board at the Town Board's discretion; now, therefore, be it

RESOLVED, that the proposed Independent Tower application, amending the Van Patten Golf Course PDD, is hereby referred to the Town Planning Board for a full factual inquiry consistent with the Town Code, State Law and Federal Communications Act; and be it further

RESOLVED, that the Planning Board report back to the Town Board within ninety days.

Supervisor Barrett referred to his previous comments regarding the Town Board holding the public hearing on September 10th.

Councilman Paolucci, noting that he works for Verizon Communications and to avoid any potential apparent conflict, stated he will abstain from voting on this resolution.

ROLL CALL VOTE

Ayes: None

Noes: Councilman Hughes, Councilman Roth, Supervisor Barrett

Abstain: Councilman Paolucci

Absent: Councilwoman Walowit

RESOLUTION DEFEATED

Resolution No. 220 of 2007, a resolution in connection with a block party to be held in the Peacock Glen Subdivision.

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

WHEREAS, the residents of the Peacock Glen Subdivision plan to conduct its annual summer block party within the subdivision on August 18, 2007, from 1:00 P.M. to 10:30 P. M. and have requested permission to use a portion of Blue Jay Way between Chickadee Lane and Bluebird 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 close a portion of Blue Jay Way between Chickadee Lane and Bluebird Lane on August 18, 2007 from 1:00 P.M. to 10:30 P.M. 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

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RESOLVED, that a copy of this resolution be sent to the applicable Fire Department, Ambulance Corps., Sheriff's Department and State Police.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth, Supervisor Barrett

Noes: None

Absent: Councilwoman Walowit

DECLARED ADOPTED

Resolution No. 221 of 2007, a resolution in connection with a block party to be held in the Oaks Subdivision.

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

WHEREAS, the residents of the Oaks Subdivision wish to conduct a block party within the subdivision on July 21, 2007, from 3:00 P.M. to 9:00 P.M. and have requested permission to use the Avenue of the Oaks between Davenport Circle and Cheshire Ridge 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 the Avenue of the Oaks between Davenport Circle and Cheshire Ridge on July 21, 2007 from 3:00 P. M. to 9:00 P.M. 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, Ambulance Corps., Sheriff's Department and State Police.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth, Supervisor Barrett

Noes: None

Absent: Councilwoman Walowit

DECLARED ADOPTED

Resolution No. 222 of 2007, a resolution in connection with a block party to be held in the Clifton Knolls Subdivision.

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

WHEREAS, the residents of the Clifton Knolls Subdivision plan to conduct its summer block party within the subdivision on August 11, 2007, from 4:00 P.M. to 9:00 P. M. and have requested permission to use Birchwood Drive 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 close Birchwood Drive on August 11, 2007 from 4:00 P.M. to 9:00 P.M. 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, Ambulance Corps., Sheriff's Department and State Police.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth, Supervisor Barrett

Noes: None

Absent: Councilwoman Walowit

DECLARED ADOPTED

Resolution No. 223 of 2007, resolution awarding a services contract for the Special Collection Day 2007.

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

WHEREAS, proposals have been submitted for professional services related to packaging, labeling, transport, and disposal of household hazardous waste to be collected at the thirteenth annual Special Collection Day on September 29, 2007 based on the 2006 data, and

WHEREAS, the Town Environmental Specialist has reviewed the proposals submitted for such professional services and recommends that the proposal of Environmental Products and Services of Glenmont, New York, be accepted because it is the lowest conforming proposal; now, therefore, be it

RESOLVED, that the contract to perform professional services related to the packaging, labeling, transport and disposal of household hazardous waste to be collected at the Town of Clifton Park's thirteenth annual Special Collection Day on September 29, 2007, is hereby awarded to Environmental Products and Services at a cost for services not to exceed \$45,000 after reimbursement, with such funds to come from A-8989-00150 (Community Development-Special Collection Day); and be it further

RESOLVED, that the contractor agrees to provide twenty employees to assist with the program.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth, Supervisor Barrett

Noes: None

Absent: Councilwoman Walowit

DECLARED ADOPTED

Resolution No. 224 of 2007, a resolution authorizing the hiring of current Lifeguards as Water Safety Instructors.

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

WHEREAS, it is necessary to hire Water Safety Instructors for the Town of Clifton Park 2007 Learn to Swim Program, and

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WHEREAS, Myla Kramer, Director of Parks, Recreation and Community Affairs, has recommended that current Lifeguards, identified per Schedule "A", be hired for such purpose; now, therefore, be it

RESOLVED, that authorization is hereby given to hire current Lifeguards, as identified on Schedule "A", as Water Safety Instructors, effective retroactively from July 2, 2007, through August 10, 2007, to be paid from A-7310-E4575 (Summer Recreation Programs-Swim Lesson Program).

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth, Supervisor Barrett

Noes: None

Absent: Councilwoman Walowit

DECLARED ADOPTED

Resolution No. 225 of 2007, a resolution awarding the bid for the construction of the Sherwood Dawson and Kinns Road Multi-use Trails project.

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

WHEREAS, on June 28, 2007 bids were received for the construction of the Sherwood Dawson and Kinns Road Multi-use Trails project, and

WHEREAS, the lowest most responsible bidder was Casale Excavation Inc., 551 Main Avenue, Wyantskill, New York, in the amount of \$437,972, and

WHEREAS, Clough Harbour & Associates has reviewed the bids and were pleased with the bid results, as the low bidder is within 5.5% of their estimated construction costs and has therefore recommended that the total bid of Casale Excavation Inc., in the amount of \$437,972 be accepted; now, therefore, be it

RESOLVED, that the bid for the construction of the Sherwood Dawson and Kinns Road Multi-use Trails project is hereby awarded to Casale Excavation, Inc., 551 Main Avenue, Wyantskill, New York, in the amount of \$437,972 and that an amount not to exceed \$80,500 be budgeted authorizing Clough Harbour & Associates to proceed with administering construction phase services, total of \$518,472 to be paid from Undesignated Unreserved Fund Balance.

Councilman Paolucci said this trail has been in the planning stage for more than three years and is a key piece that will get individuals from the northern part of town to the center of town without having to go on any major roads.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth, Supervisor Barrett

Noes: None

Absent: Councilwoman Walowit

DECLARED ADOPTED

Resolution No. 226 of 2007, a resolution authorizing the hiring of staff for the 2007 Skate Camp Program.

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

WHEREAS, the Skate Camp at the Clifton Park Action Park provides Skate Boarders with new opportunities to learn safe techniques, recreational skating and skate boarding, and

WHEREAS, the popularity of Skate Camps has demonstrated the need for additional staff, and

WHEREAS, it is necessary that additional staff be hired by the Department of Parks, Recreation and Community Affairs to operate the 2007 Skate Camp Program, and

WHEREAS, Myla Kramer, Director of the Office of Parks, Recreation and Community Affairs, has recommended that Colton Zepka, 13 Arbor View Drive, Ballston Lake, be hired for the position; now, therefore, be it

RESOLVED, that authorization is hereby given to the Parks, Recreation and Community Affairs Department to hire Colton Zepka as staff for the 2007 Skate Camp Program, effective July 16, 2007 through August 17, 2007, at \$10.15 per hour, to be paid from A-7200-E-70000 (Action Park-Lessons).

Director of Parks, Recreation and Community Affairs Kramer reported this is the first year for the Skate Camp and it has been very successful.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth, Supervisor Barrett

Noes: None

Absent: Councilwoman Walowit

DECLARED ADOPTED

Resolution No. 227 of 2007, a resolution awarding the bid for the installation of a Sprinkler System at Longkill Park.

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

WHEREAS, on July 6, 2007 bids were received for the installation of a Sprinkler System at Longkill Park, and

WHEREAS, the lowest most responsible bidder was Rainbow Sprinklers, 18 Fonda Road, Cohoes, in the amount of \$15,900 plus \$1,500 for alternate bid, and

WHEREAS, Buildings and Grounds Supervisor Michael Handerhan has reviewed the bids and has recommended that the lowest conforming bid of Rainbow Sprinklers in the amount of \$15,900 plus \$1,500 for alternate bid be accepted; now, therefore, be it

RESOLVED, that the bid of Rainbow Sprinklers, Cohoes, New York, for the installation of a Sprinkler System in the amount of \$15,900 plus \$1,500, for a total bid of \$17, 400, be accepted, to be paid from SP5-7123-200 (Longkill Park District)

Supervisor of Buildings and Grounds Handerhan said this is the second field to be done and the alternate bid is to put dust down heads on the original field.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth, Supervisor Barrett

Noes: None

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Absent: Councilwoman Walowit

DECLARED ADOPTED

PUBLIC PRIVILEGE

Margaret Catellier, Royal Oak Drive, asked the town to take a leadership role by passing a resolution that demands energy savings buildings for all commercial structures as well as large residential developments, by applying for grants, tie all IDA loans to Leadership in Energy and Environmental Design (LEED) certification, as well as passing town laws that save the town environment, resources, and money.

In response to Norman Goldman's questions: Supervisor Barrett responded Rose DiMarco is the legal secretary; Mr. Shahan responded the town has never paid for an individual's Masters Degree but has paid for educational courses be it a seminar or an accredited college course. Mr. Goldman recommended that the town develop an ethics course for employees. Mr. Goldman asked how the Town Board was going to get full factual inquiry regarding the Independent Tower application since the resolution was defeated. Mr. McCarthy responded the Town Board will hold a public hearing. Mr. Goldman asked what the implications are since comments have been made against the proposal. Supervisor Barrett responded the application will get a fair hearing.

Jim Ruhl, Wood Dale Drive, commended the Board and Councilman Paolucci in particular for approving the Sherwood Dawson Trail and the Kinns Road extension.

Bill Mackesey, South Hollow Drive, thanked the Town Board for approving the Sherwood Dawson Trail. He said meetings have been held and plans discussed for the Grissom Road Trail. He reported two ball fields at Longkill Park will have sprinklers and the third field, primarily a softball field, will be also have a sprinkler system and be rehabbed and usable for town residents. He expressed appreciation to Buildings and Grounds Department for their efforts regarding the ball fields. Supervisor Barrett thanked Mr. Mackesey for his volunteer work on behalf of town residents.

Youseff Ballout, Torrero Drive, spoke in favor of the Sherwood Dawson Trail. Mr. Ballout asked for clarification of the town's policy on political campaigning on the Clifton Common. Town Attorney McCarthy said he has not seen a written policy but the First Amendment would apply.

Nancy Bellamy, Eastside Drive, reported tractor trailers are using Ashdown Road in order to avoid the roundabouts at Exit 12. She asked if there is a way trucks can be made to use Schaubert Road to Route 146A rather than Ashdown Road.

Todd Kerner, Spruce St., asked why response to his foil for payroll records will take until September. Town Attorney McCarthy responded that five years worth of records had been requested, including date of hire and separation, work address, and title for every employee, including seasonal, and the 90 day timeframe is reasonable. He said records contain confidential information that is excludable.

Mr. Goldman expressed concern with traffic congestion in the Exit 9 area. He asked if the town is taking advantage of "green electric power", noting there is an extra charge. Supervisor Barrett responded he doesn't believe so. Town Comptroller Heggen said approximately \$8000 was saved when the town went out to bid for the supply portion of electrical service.

MOTION BY Councilman Paolucci, seconded by Councilman Roth, to go into Executive Session to discuss litigation. Motion unanimously carried at 9:35 p.m.

Attendance: Supervisor Barrett, Councilman Paolucci, Councilman Hughes, Councilman Roth, Town Attorney McCarthy, Deputy Town Attorney Renzi, Town Clerk O'Donnell. Absent: Councilwoman Walowit

No action was taken.

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MOTION BY Councilman Paolucci, seconded by Councilman Hughes to return to the regular meeting. Motion carried at 9:27 p.m.

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 9:58 p.m.

Patricia O'Donnell
Town Clerk