

February 9, 2009

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  
Councilwoman Walowit  
Supervisor Barrett  
Town Clerk O'Donnell

Also Present: Town Attorney McCarthy  
Michael Shahen, Town Administrator  
Mark Heggen, Comptroller  
John Scavo, Director of Planning  
Jude Hazard, Information Specialist

**ANNOUNCEMENTS AND COMMUNICATIONS**

Councilman Roth said the proposed senior housing project on Waite Road is in the final stages of review by the state. He reported letters have been sent to NYS Department of Housing noting the Town of Clifton Park is very much in favor of the senior apartments.

Councilman Roth read his memo to the Town Board, dated February 9<sup>th</sup>, attached, regarding an Arts & Culture Center in the town and asking for a transfer of \$1,000,000 from Undesignated Surplus to an account to be designated as Arts & Culture Center Reserve Fund. He lists three possible locations for a Center. He asked the Town Board to review the information attached to his memo over the next month and advise whether he should proceed or not.

Supervisor Barrett stated it would be nice to be able to utilize The Grange since it has played a role in the town for so many years, however, due to the fact there is no parking in the area it does not seem a likely possibility. Councilman Roth noted a resident in the area might be interested in having the town obtained some of his land.

Mr. Heggen explained the differences between a specific and a general capital reserve fund, noting these are legally established. He also explained the Town Board can set aside funds from the undesignated fund balance for a specific purpose. He stated there is a higher level of standard for a legally established reserve.

Councilman Hughes announced registrations are being received for the summer day camp program and applications are on line. He further reported town counselors are now trained with epi-pens.

He reminded residents that property tax exemption forms are due in the town on March 2, 2009.

Councilwoman Walowit reported on the success of Winterfest. Supervisor Barrett thanked all who took part in the event.

Councilwoman Walowit presented the following resolution to representatives of the American Heart Association.

Resolution No. 28 of 2009, a resolution recognizing American Heart Association Wear Red Day to raise awareness of Heart Disease.

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

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WHEREAS, diseases of the heart are the nation's leading cause of death and stroke is the third leading cause of death, and

WHEREAS, cardiovascular disease claims the lives of nearly 455,000 American females each year, approximately one death per minute, and

WHEREAS, each year 53% of all deaths due to cardiovascular disease and 61% of stroke deaths occur in females, and

WHEREAS, in 2008 the direct and indirect cost of cardiovascular diseases in the U.S., including stroke, is estimated to be \$475.3 billion, and

WHEREAS, more women die of heart disease, stroke, and all other cardiovascular diseases than the next five leading causes of death combined, including all cancers, and

WHEREAS, only 21% of women consider cardiovascular disease their greatest health risk, and

WHEREAS, February is designated as American Heart Month, and

WHEREAS, "Go Red for Women" is the American Heart Association's national call to increase awareness about heart disease—the leading cause of death for women—and to inspire women to take charge of their heart health, and

WHEREAS, the American Heart Association Go Red for Women Heart Check-up enables women to assess their personal risk for heart disease, and

WHEREAS, making the right choices relating to proper nutrition, physical activity, doctor visits, and other lifestyle methods is essential to living a heart healthy life; now, therefore, be it

RESOLVED, that the Clifton Park Town Board in recognition of the importance of the ongoing fight against heart disease and stroke, does hereby proclaim Thursday, February 12, 2009 to be **WEAR RED DAY** in the Town of Clifton Park and urges all citizens to show their support for women and the fight against heart disease by commemorating this day by the wearing of the color red; and be it further

RESOLVED, that by increasing awareness and empowering women to reduce their risk for cardiovascular disease we can save thousands of lives each year.

#### ROLL CALL VOTE

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

Noes: None

#### DECLARED ADOPTED

#### REPORTS TO THE BOARD

Laura W. Andruski, Chairman of the Community Arts and Culture Commission, presented the Commission's Annual Report for 2008, attached. She expressed appreciation to the Town Board for establishing the Commission by which the town recognizes the vital role that arts and culture play in enhancing economic development and the quality of life for its citizens.

County Supervisor Anita Daly updated the Board on various activities associated with the Saratoga County Board of Supervisors.

PUBLIC PRIVILEGE ON RESOLUTIONS

No one wished to be heard.

Resolution No. 29 of 2009, a resolution authorizing the Supervisor to sign an arrangement letter with Cusack & Co. for auditing services on 2008 Financials.

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

WHEREAS, the Town Board desires that an outside audit of the Town's financial activities for the fiscal year 2008 be conducted, and

WHEREAS, an acceptable proposal for the audit of the 2008 fiscal year activities of the Town of Clifton Park has been submitted by Cusack & Company, Latham, NY; now, therefore, be it

RESOLVED, that the Clifton Park Town Board hereby authorizes the Supervisor to sign an arrangement letter with Cusack & Co. for auditing services on 2008 financial statements, at a total cost of \$16,800, to be paid from A-1320-19 (Auditor –auditing expense), with a transfer of \$800 from A-1315-17 (Comptroller-payroll service) to A-1320-19 (Auditor-auditing expense).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 30 of 2009, a resolution scheduling a public hearing to consider a Local Law No. of 2009, a local law amending Chapter 208, The Zoning Code of the Town of Clifton Park, relating to simplifying and streamlining procedures for Lot Line Adjustments Between Contiguous Parcels.

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

WHEREAS, the Town Board has received input supportive of amending Chapter 208 of the Town Code as it relates to simplifying and streamlining procedures for lot line adjustments between contiguous parcels, and

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

RESOLVED, that a public hearing to consider a Local Law of 2009, a local law amending Chapter 208, Zoning Code of the Town of Clifton Park, as amended, is hereby scheduled for February 23, 2009, at 7:20 p.m. in the Wood Memorial Room at One Town Hall Plaza, Clifton Park; and be it further

RESOLVED, that the Town Clerk publish notice of same.

Planning Director Scavo explained this will streamline the process to allow for approval of a property boundary line being moved as long as it is signed off by technical staff and meets the code. He said the current procedure of going through a subdivision process incurs costs to the applicant, e.g. design consultant fees and engineering review fees. He reported New York State has allowed for lot line adjustments to be adopted in local zoning codes. Councilman Hughes spoke in favor of this proposed legislation.

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ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 31 of 2009, a resolution donating two slots of ice time for the 2009 Clifton Park Youth Hockey Association (CPYHA) Pee Wee B2 Tournament.

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

WHEREAS, the CPYHA Pee Wee B2 Tournament will be held February 27, 28 and March 1, 2009 at the Clifton Park Arena, and

WHEREAS, CPYHA has requested that the Town of Clifton Park donate two sheets of ice time that the teams will play on during the first night of the Tournament, and

WHEREAS, the Clifton Park Youth Hockey Association is a volunteer organization that supports local athletic competition and the donation of the two sheets of ice will help offset the costs associated with the Tournament, and

WHEREAS, three of the six participating teams will be staying at local hotels in Clifton Park conferring a benefit to local businesses as well as to the community as a whole; now, therefore, be it

RESOLVED, that the Town of Clifton Park will donate two slots of ice time for the 2009 CPYHA Pee Wee B2 Tournament to be held at the Clifton Park Arena February 27, 28 and March 1, 2009.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

PUBLIC PRIVILEGE

No one wished to be heard.

MOTION BY Councilwoman Walowit, seconded by Councilman Roth, to move into Executive Session for the purpose of discussion of land negotiation and a report on candidate interviews for the Environmental Specialist position. Motion unanimously carried at 7:58 p.m.

In Attendance: Supervisor Barrett, Councilman Paolucci, Councilman Hughes, Councilwoman Walowit, Councilman Roth, Town Attorney McCarthy, Town Administrator Shahan, Town Clerk O'Donnell.

No action taken.

MOTION BY Councilwoman Walowit, seconded by Councilman Paolucci, to return to the regular meeting. Motion unanimously carried at 8:14 p.m.

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

Motion carried at 8:15 p.m.

Patricia O'Donnell  
Town Clerk