

April 11, 2011

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 Romano
Councilwoman Walowit
Supervisor Barrett
Town Clerk O'Donnell

Also Present: Town Attorney McCarthy
Myla Kramer, Director of Parks, Recreation and Community Affairs
Mark Heggen, Comptroller
Barbara McHugh, Director of Community Development
John Scavo, Director of Planning

MOTION BY Councilman Hughes, seconded by Councilman Romano, to approve the minutes of the April 4, 2011 meeting as presented.

ROLL CALL VOTE

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

Noes: None

MOTION CARRIED

ANNOUNCEMENTS AND COMMUNICATIONS

Supervisor Barrett congratulated Carol Hotaling for all her efforts in organizing the April 9th "Yellow Ribbon Day" in support of the troops.

Councilman Romano announced the Barney Road Golf Course will be open for public play on April 15th at 8:00 a.m. He noted there will be a grand opening later in the spring.

Councilman Hughes announced residents can pick up mosquito dunks in the town hall free of charge. He further reported seedlings will be distributed at the Sage Science and Health Discovery night at Shenendehowa at no charge.

Councilman Paolucci said he has a family commitment and will have to leave the meeting by 7:30 p.m.

Director of Planning Scavo updated the Board on the Ushers Woods Draft GEIS, noting originally the Town Board, as Lead Agency, declared comments would be accepted until March 31st. He reported due to the complexity of the document requests have been made to extend the comment period. Mr. Scavo recommended leaving the comment period open until May 11, 2011 and a notice in this regard will be published in the DEC Environmental Notice Bulletin extending the period. He said residents that have inquired have been notified of the extension.

PRESENTATION OF AWARD

Barbara Diesem, Executive Director of NYS Recreation and Park Society presented the Special Publication and Marketing Award to the Office of Parks, Recreations and Community Affairs for "Clifton Park Farm Fresh" and the Public Service Award to Supervisor Barrett.

PRESENTATION TO THE BOARD

Town Historian, John Scherer, presented his 2010 Town Historian's report, attached. Noting historical donations to the town, Supervisor Barrett would like to have a program that would recognize donors.

Councilman Paolucci left the meeting at 7:25 p.m.

PUBLIC PRIVILEGE ON RESOLUTIONS

No one wished to be heard.

Resolution No. 116 of 2011, a resolution authorizing the hiring of Adventure Challenge staff per Schedule A.

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

WHEREAS, it is necessary that Adventure Challenge staff be hired to conduct the 2011 Project Adventure Program within the Department of Parks and Recreation; now, therefore, be it

RESOLVED, that the individuals on the annexed Schedule A are appointed to said positions, effective immediately through November 1, 2011, at the salary amounts listed, to be paid from A-7621-E2360 (Project Adventure Staff) and A7621-E2350 (Project Adventure Coordinator).

ROLL CALL VOTE

Ayes: Councilman Hughes, Councilman Romano,
Councilwoman Walowit, Supervisor Barrett

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

Resolution No. 117 of 2011, a resolution authorizing the hiring of summer staff for the Parks and Recreation Department.

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

WHEREAS, an additional staff member is required to staff the Department of Parks and Recreation during the summer months, and

WHEREAS, the Director of Parks, Recreation and Community Affairs has recommended that Kelsey Miller, 45 Spruce Street, Clifton Park, be hired as a summer office staff member; now, therefore, be it

RESOLVED, that the Director of Parks, Recreation and Community Affairs is hereby authorized to hire Kelsey Miller as a member of the summer office staff, effective May 18, 2011 through August 1, 2011, at Grade 1, Step 1, \$12.75 per hour, to be paid from A7021-E4000 (Parks and Recreation-Administration).

ROLL CALL VOTE

Ayes: Councilman Hughes, Councilman Romano,
Councilwoman Walowit, Supervisor Barrett

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

Resolution No. 118 of 2011, a resolution hiring returning lifeguards, head guards and water safety instructors for the 2011 Season.

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

WHEREAS, it is necessary that returning staff be rehired by the Department of Parks and Recreation for the Country Knolls, Barney Road and Locust Lane pools, and

WHEREAS, Myla Kramer, Director of Parks, Recreation and Community Affairs, has recommended that the individuals listed in Schedule A, attached hereto, be rehired; now, therefore, be it

RESOLVED, that the individuals listed in Schedule A, attached hereto, shall be rehired as lifeguards, head guards and water safety instructors for the Country Knolls, Barney Road and Locust Lane pools, effective immediately through September 18, 2011, to be paid per attached Schedule A.

ROLL CALL VOTE

Ayes: Councilman Hughes, Councilman Romano,
Councilwoman Walowit, Supervisor Barrett

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

Resolution No. 119 of 2011, a resolution authorizing the hiring of Art and Athletic Specialists for the 2011 Summer Recreation Full and Half-Day Summer Camps.

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

WHEREAS, it is necessary that additional staff be hired by the Department of Parks and Recreation to operate the Town of Clifton Park 2011 Summer Recreation Full and Half-Day Camps, and

WHEREAS, Myla Kramer, Director of Parks, Recreation and Community Affairs, has recommended that the individuals listed in Schedule A, attached hereto, be hired to fill the positions of Art and Athletic Specialists; now, therefore, be it

RESOLVED, that the individual specialists listed in Schedule A, attached hereto, be hired to staff the Town of Clifton Park's Summer Recreation Full and Half-Day Camps, effective immediately through August 19, 2011.

ROLL CALL VOTE

Ayes: Councilman Hughes, Councilman Romano,
Councilwoman Walowit, Supervisor Barrett

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

Resolution No. 120 of 2011, a resolution re-hiring Amy Price as Coordinator for the CPR Grant and as a CPR Instructor for Summer Recreation Program staff.

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

WHEREAS, each year the Town of Clifton Park receives a CPR Grant from the New York State Office of Children and Family Services through the Saratoga Youth Bureau, and

WHEREAS, this matching grant provides for the Town to coordinate CPR courses through the Shenendehowa health classes, from grades nine through twelve, and

WHEREAS, the Grant also provides that the Town may hire a CPR Coordinator to oversee the annual CPR recertification of health teachers, maintain communication with the Shenendehowa Health Director and oversee supplies for each class including mannequins and mannequin supplies such as lungs and alcohol wipes, and

WHEREAS, Myla Kramer, Director of Parks, Recreation and Community Affairs, has recommended that Amy Price, 11 Silver Maple Drive, Clifton Park, be hired to fill the position; now, therefore, be it

RESOLVED, that authorization is hereby granted to hire Amy Price, Clifton Park, as a CPR Instructor at Grade 5, Step 4, (\$20.25) per hour, effective immediately, to be paid from A-7310-0001 (Summer Recreation-Training/Conference) and A-7320-001 (Summer Recreation Full Day –Training/Conference, and A-7309-83 (Community Programs-JR CPR Grant Expense); and be it further

RESOLVED, that fifty percent of Ms. Price’s salary is reimbursable through the Office of Children and Family Services Grant.

ROLL CALL VOTE

Ayes: Councilman Hughes, Councilman Romano,
Councilwoman Walowit, Supervisor Barrett

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

Resolution No. 121 of 2011, a resolution hiring returning camp counselors for the 2011 full day and half day Summer Day Camp Program.

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

WHEREAS, it is necessary that additional returning staff be rehired by the Department of Parks and Recreation for the Town of Clifton Park Summer Day Camp Program, and

WHEREAS, Myla Kramer, Director of Parks, Recreation and Community Affairs, has recommended that the individuals listed in the attached Schedule A be rehired; now, therefore, be it

RESOLVED, that the individuals listed in the attached Schedule A be rehired as staff for the Town’s 2011 Day Camp Program, effective immediately through August 19, 2011; and be it further

RESOLVED, that the returning camp counselors be paid as indicated on Schedule A.

ROLL CALL VOTE

Ayes: Councilman Hughes, Councilman Romano,
Councilwoman Walowit, Supervisor Barrett

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

Resolution No. 122 of 2011, a resolution appointing two members to the Community Arts and Culture Commission.

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

WHEREAS, due to the resignations of Cynthia Nagle and Thomas Heckert openings exist on the Community Arts and Culture Commission, and

WHEREAS, Alexandra Gutelius, 11 Thoroughbred Way, Clifton Park, and Sanford Roth, 52 Sweet Briar, Ballston Lake, have been recommended to fill the positions; now, therefore, be it

RESOLVED, that Alexandra Gutelius is hereby appointed to the Community Arts and Culture Commission to fill the unexpired term of Cynthia Nagle, term to expire December 31, 2013, and that Sanford Roth be appointed to fill the unexpired term of Thomas Heckert, term to expire December 31, 2011.

ROLL CALL VOTE

Ayes: Councilman Hughes, Councilman Romano,
Councilwoman Walowit, Supervisor Barrett

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

Resolution No. 123 of 2011, a resolution authorizing the Town's G.R.E.E.N. Committee to participate in the Shenendehowa Science Discovery Night on Thursday, April 28, 2011.

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

WHEREAS, on April 28, 2011 the 4th annual Science Discovery Night will take place at Gowana Middle School to help raise environmental awareness among our young people and to encourage them to take positive actions, and

WHEREAS, trees can reduce erosion of our precious topsoil by wind and water, lower our heating and cooling costs, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife, and

WHEREAS, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products, and

WHEREAS, trees in our Town increase property values, enhance the economic vitality of business areas, and beautify our community, and

WHEREAS, the Town's G.R.E.E.N. Committee has requested authorization to participate in the Shenendehowa Science Discovery Night to distribute free tree seedlings to

students with care and planting instructions, as well as trail maps and Open Space information; now, therefore, be it

RESOLVED, that the Town of Clifton Park's G.R.E.E.N. Committee is hereby authorized to participate in the Shenendehowa Science Discovery Night on April 28, 2011, at Gowana Middle School in recognition of Earth Day, April 22, 2011 and to distribute 600 tree seedlings from the New York State Tree Nursery to students at a cost not to exceed \$145, to be paid from A-8989-015 (Community Development).

ROLL CALL VOTE

Ayes: Councilman Hughes, Councilman Romano,
Councilwoman Walowit, Supervisor Barrett

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

Resolution No. 124 of 2011 a resolution authorizing the hiring of new counselors and lifeguards for the 2011 Season.

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

WHEREAS, it is necessary that additional counselors and lifeguards be hired by the Department of Parks and Recreation for the 2011 Season, and

WHEREAS, Myla Kramer, Director of Parks, Recreation and Community Affairs, has recommended that the individuals listed in Schedules "A" and "B", attached hereto, be hired for such purpose; now, therefore, be it

RESOLVED, that the individuals listed in Schedules "A" and "B", attached hereto, shall be hired as counselors and lifeguards for the 2011 Season, effective immediately through September 18, 2011.

ROLL CALL VOTE

Ayes: Councilman Hughes, Councilman Romano,
Councilwoman Walowit, Supervisor Barrett

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

Resolution No. 125 of 2011, a resolution scheduling a public hearing to consider adoption of a local law amending Chapter 208-7 (2), Definition of Family in the Town Code.

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

WHEREAS, the Zoning Code defines the term Family for purposes of Residential Zones, and

WHEREAS, the Town Board has been asked to consider amendments to the Zoning Code to comply with certain judicial interpretations, and

WHEREAS, the Town Board wishes to schedule a public hearing to obtain comment from the public regarding proposed changes to Chapter 208-7, (2) Definitions; now, therefore, be it

RESOLVED, that a public hearing is scheduled for April 18, 2011 at 7:10 p.m. in the Wood Memorial Room, One Town Hall Plaza, Clifton Park, New York to consider adoption of a local law amending Chapter 208-7 (2), Definition of Family” in the Town Code, and be it further

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

Supervisor Barrett explained residents attended a Town Board meeting to express concern with a group of unrelated people living together in a residential zone. The Supervisor stated he feels if the issue arose the town will be able to stop it from happening, however, with new case law occurring and new precedents set, it gives the town an opportunity to refine the language within the code. He stated he realizes this public hearing is scheduled during vacation week and Passover but wants to keep this date and keep the public hearing open until the first meeting in May so people have opportunity to speak.

Town Attorney McCarthy said the information distributed by residents is good case law to the extent that municipalities can zone in this area under the federal fair housing law and other federal court decisions. He cited a challenge downstate that was upheld.

ROLL CALL VOTE

Ayes: Councilman Hughes, Councilman Romano,
Councilwoman Walowit, Supervisor Barrett

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

Resolution No. 126 of 2011, a resolution honoring Clifton Park resident Michael Bloss for serving as President of the New York State Elks Association.

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

WHEREAS, Michael Bloss served as President of the New York State Elks Association for the year 2010 – 2011, and

WHEREAS, Mr. Bloss was the first Clifton Park resident ever elected as president of the State Elks Association, and

WHEREAS, Mr. Bloss has been a member of the Clifton Park Lodge 2466 since February 1977 and since that time he has demonstrated his leadership and commitment to Elkdom in many ways, and

WHEREAS, during his tenure as President, Mr. Bloss traveled throughout the state to encourage lodges to become more active in their communities, increase their involvement in Elk programs and attract new members, and

WHEREAS, Mr. Bloss visited over 100 of the 125 Elk Lodges in New York State and traveled over 10,000 miles in the process, and

WHEREAS, Mr. Bloss represented the New York State Elks Association at the Grand Lodge Convention in Orlando, Florida in July 2010, and

WHEREAS, Michael Bloss is a role model of community service to all Clifton Park residents; now, therefore, be it

RESOLVED, that the Town Board pauses its deliberations to honor Michael Bloss for serving as President of the New York State Elks Association and to thank him for his many contributions to the community.

ROLL CALL VOTE

Ayes: Councilman Hughes, Councilman Romano
Councilwoman Walowit, Supervisor Barrett

Noes: None

Absent: Councilman Paolucci

DECLARED ADOPTED

PUBLIC PRIVILEGE

Jim Baisley, Barkwood Drive, expressed concern with anonymous statements being made in the newspaper, stating it is an injustice to single people out.

Frank Berlin, Main St. Jonesville, reviewed the walk at Garnsey Park and asked citizens to become stewards of the town parks.

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 8:12 p.m.

Patricia O'Donnell
Town Clerk