

March 19, 2012

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 Whalen  
Councilman Hughes  
Councilman Romano  
Councilwoman Walowit  
Supervisor Barrett  
Town Clerk O'Donnell

Also Present: Town Attorney McCarthy  
Barbara McHugh, Director of Community Development  
Walter Smead, Assessor

**ANNOUNCEMENTS AND COMMUNICATIONS**

Supervisor Barrett announced, with the warm weather, the Barney Road Golf Course will be opening for the season this week and continue to stay open as long as the weather holds.

The Supervisor said he is forming the Buildings and Grounds Committee, consisting of himself, Councilman Romano, Supervisor of Buildings and Grounds Handerhan, Director of Planning John Scavo and Director of Building and Zoning Myers, to review town assets, e.g. buildings and land used for town business. Two immediate goals to be discussed are future use of town properties adjacent to town hall on Vischer Ferry Road and a discussion about the Public Safety building. He noted when Maxwell Road Extension was constructed, the four and a half property where the public safety building sits became much more valuable. Supervisor Barrett continued though the town wants to have an operation in the Exit 9 area perhaps it doesn't necessarily need to be at that particular site. He said he would like to craft an RFP put out to anyone interested in acquiring that property. He stated a place is needed for the Justice Court, town needs to keep a commitment to the NYS Troopers and CAPTAIN, however, there may be a way to do this somewhere else. Supervisor Barrett said after the process it may turn out there are no viable offers or options. He said the Committee is open to any ideas from the community.

**PUBLIC PRIVILEGE ON RESOLUTIONS**

No one wished to be heard.

Resolution No. 80 of 2012, a resolution increasing budget line A1110-200 (Justice Ct.-Equipment) by \$3,895 and increasing the New York State revenue line by the same amount.

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

WHEREAS, the Clifton Park Town Court has received a grant of \$3,895 from the Justice Court Assistance Program; now, therefore, be it

RESOLVED, that budget line A1110-200 (Justice Ct.-Equipment) be increased by \$3,895 from the Justice Court Assistance Program; and be it further

RESOLVED, that budget line A1110-200 (Justice Ct.-Equipment) be increased by \$3895, and budget line A-3089 (NYS Government Revenue) is also increased by \$3,895.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 81 of 2012, a resolution scheduling a public hearing to consider renewing existing term easements pursuant to Section 125-10 Conservation Easements of the Town Code.

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

WHEREAS, the town initiated a Term Conservation Easement Program in 1996, with term easements issued with a minimum 15 year term thereafter, and

WHEREAS, the first term conservation easements issued pursuant to Town Code Chapter 125, expired in 2011, and

WHEREAS, on February 6, 2012, the Town Board adopted Local Law No. 1 of 2012 providing for the streamlining of the process for holders of existing term conservation easements to re-apply for terms of their choice, and

WHEREAS, applications were received from holders of existing conservation easements to renew their existing conservation easements, and

WHEREAS, pursuant to Chapter 125-10 (C) the Town Board is required to hold a single public hearing on all applications for renewal annually, and act upon all applications for renewal of existing term conservation easements by April 10<sup>th</sup> now, therefore, be it

RESOLVED, the Town Board hereby schedules a public hearing on April 2, 2012 at 7:20 P.M. in the Wood Memorial Room, One Town Hall Plaza, Clifton Park, New York, to consider all applications submitted for renewing existing expiring, conservation easements, pursuant to Chapter 125-10 (C) of the Town Code, and be it further

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

Town Assessor Smead reported out of 27 renewal applications mailed, 21 responded positively. He said he and Sr. Assessment Clerk, Kelly Miller, have spoken to all holders, some of which are descendents of the original applicants. He said two opted out of the program and one family, that held four pieces and where property was left to the children, never responded. Supervisor Barrett noted this is a high percentage of renewals. Mr. Smead said anyone who didn't renew at this time could always sign up again as new.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 82 of 2012, a resolution requesting connection with the Town of Ballston for the purchase of water for the proposed Ballston Lake Water District.

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

WHEREAS, the Town Board has been asked by landowners, businesses and residences along Route 146A to undertake the formation of a water district from the Ballston town line to the area encompassing properties just north of Ashdown Road, and

WHEREAS, the Town Board has received widespread support for the proposed district from a majority of landowners affected, and

WHEREAS, McDonald Engineering has undertaken preliminary cost analysis and engineering studies to map and plan the proposed district and recommends a connection with water supplies operated and maintained by the Town of Ballston to the immediate north of the proposed district area, and

WHEREAS, the Town Board supports the proposal to form the district and wishes to proceed with negotiations with the Town of Ballston for a connection at the area at Mill Road; now, therefore, be it

RESOLVED, that the Town Board supports the proposal to form a water district consistent with the district boundary map prepared by McDonald Engineering in February 2012, and authorizes the Supervisor to enter negotiations with the Town of Ballston for an Intermunicipal Agreement to provide for the purchase and sale of public water from the Town of Ballston for the supply of water for the proposed district.

Supervisor Barrett said residents, Ballston Lake Ambulance and Ballston Lake Fire Department have asked for assistance in getting public water. The area under discussion is basically from the Ashdown Road/Route 146A intersection down Route 146A to the Town of Ballston line. He explained the district would be purchasing water from the Town of Ballston and providing it to that area of town. The Supervisor said 100 percent of the responses are favorable. McDonald Engineering is completing the Map, Plan and Report to finalize the proposed district lines and cost associated with running the lines. He said the Clifton Park Water Authority will be responsible for operation and maintenance of the district. It is hoped construction can start in the fall.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 83 of 2012, a resolution increasing budget line A-8060-015 (Highway Safety Committee-other contractual) by \$4,800 and increasing the New York State Revenue line by the same amount.

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

WHEREAS, the Highway Traffic Safety Committee has received a grant of \$4,800 from the New York State Highway Safety Program; now, therefore, be it

RESOLVED, that budget line A-8060-015 (Highway Safety Committee-other contractual) be increased by \$4,800 from the New York State Highway Safety Program, and be it further

RESOLVED, that budget line A-8060-015 (Highway Safety Committee-other contractual) be increased by \$4,800, and budget line A-3089 (NYS Government Aid-Grants) is also increased by \$4,800.

Supervisor Barrett reported the town is partnering with Shenendehowa Schools and CAPTAIN for a program targeted to children in grades 3-5 entitled "Bike Safe, Walk Smart" and will

involve bicycle and pedestrian poster art and essay contest, distribution of coloring books, videos and reflective items to teachers, parents and students.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

PUBLIC PRIVILEGE

Beverly Czub, Miller Road, commented she would like to speak with the Highway Traffic Safety Committee about Maxwell Road.

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 7:30 p.m.

Patricia O'Donnell  
Town Clerk