

May 13, 2013

The regular meeting of the Town Board of the Town of Clifton Park was held in the Historic Grooms Tavern 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
Richard Kukuk, Superintendent of Highways
Mark Heggen, Comptroller
Jeffrey Vedder, Convenience Transfer Station Supervisor

The Town Board meeting was held in Historic Groom Tavern in celebration of the town's 185th Anniversary of the first Town Board meeting in 1828. The Friends of Historic Grooms Tavern held an Open House prior to the Town Board meeting. Town Historian John Scherer appeared as James Groom and welcomed all to his home and tavern.

ANNOUNCEMENTS AND COMMUNICATIONS

None

PRESENTATION TO THE BOARD

Dr. Oliver Robinson, Superintendent of the Shenendehowa Central School District, reviewed the proposed 2013-2014 school budget, noting this budget has the lowest tax impact in four years. A copy of the budget is on file in the Town Clerk's office.

Isabel Prescott, Chairman of the Friends of Historic Grooms Tavern, presented the Annual Report of the Friends (attached). Supervisor Barrett thanked the Friends for all their work and progress in getting the building where it is today, noting it is a great collaborative effort.

James Grooms (aka Town Historian John Scherer), welcomed all to his home and relived the days when he was owner of Grooms Tavern and the events that took place. He noted he, James Grooms, was Town Clerk from 1832- 1835 and Town Supervisor from 1836-1837.

PUBLIC PRIVILEGE ON RESOLUTIONS

No one wished to be heard.

Resolution No. 122 of 2013, a resolution recognizing the 20th Anniversary of the Historic Preservation Commission and thanking community volunteers for their service.

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

WHEREAS, the Historic Preservation Commission was commissioned in 1993 to serve in an advisory capacity to the Town Board and the Planning Board, and

WHEREAS, the Commission helps determine the historic areas, buildings, and structures in the Town, and protects them by advising on any building or remodeling projects that affects designated sites, and

WHEREAS, the Historic Preservation Commission is comprised of community volunteers with a wide array of professional expertise, including architects, attorneys, real estate professionals, historians and owners of historic homes, and

WHEREAS, three current members of the Commission were founding members and other members have served for five years or more, and

WHEREAS, the Commission has worked diligently to survey and inventory all historic structures located in the Town of Clifton Park, and

WHEREAS, the Historic Preservation Commission will continue to represent the Town Board's desire to partner with homeowners and builders to preserve and protect the irreplaceable heritage alive today in our community; now, therefore, be it

RESOLVED, that the Clifton Park Town Board recognizes the 20th Anniversary of the Historic Preservation Commission and thanks the following volunteer members:

5 Years of Service: Pauline Boehm, Wally Nowik, Alexandra Verrigni; 10 Years of Service: Nancy Kiyonaga, Deanna Rubinger; 15 Years of Service: Gail Winters; 20 Years of Service: Ernie Haffner, John Scherer

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 123 of 2013, a resolution announcing 2013 Historic Preservation Annual Awards.

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

WHEREAS, the Historic Preservation Commission annually presents awards to owners of residential and commercial structures that exemplify the Commission's desire to preserve and protect our town's unique heritage, and

WHEREAS, the Lutheran Care Network and Coburg Village partnered with the Town of Clifton Park to restore the Historic Sylvanus Birch Tavern located at 294 Vischer Ferry Road near the corner of Vischer Ferry and Grooms roads, and

WHEREAS, the project entailed a complete replication of the building's façade, which included replacement of all windows, treatment, porches, chimneys and siding, and

WHEREAS, the external restoration will help ensure the preservation of the structure and increases the potential for an adoptive re-use of the building, and

WHEREAS, the D'Ambra family has preserved several historic structures in the Vischer Ferry Historic District, including a Greek Revival house on Ferry Drive, and

WHEREAS, the family has been one of the main benefactors for the town's restoration and adaptive reuse of the Historic Grooms Tavern located at 290 Sugarhill Road; now, therefore, be it

RESOLVED, that the Historic Preservation Commission and Clifton Park Town Board hereby award the 2013 Historic Preservation Awards to the Lutheran Care Network and the Tom and Connie D'Ambra family for their support of preserving and protecting our town's heritage.

Kathy Pinney, Lutheran Care Network, expressed appreciation to Chair of Historic Preservation Commission, Mark Kazmierczak and the Building Department for their assistance in the Sylvanus Birch project.

Supervisor Barrett thanked Tom and Connie D'Ambra for their generous donations and constant support, particularly of the Historic Grooms Tavern. Tom D'Ambra thanked the Town Board for the recognition, stating it has been a labor of love.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 124 of 2013, a resolution designating two structures located at 312 Riverview Road and 865 Riverview Road, Rexford, be placed on the Clifton Park Town Register of Historic Places.

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

WHEREAS, the Historic Preservation Commission has recommended that the Garrett Van Vranken House, 312 Riverview Road (SBL 288.-1-54) and the Alfred E. Verrigni House 865 Riverview Road (SBL 275.-1-13) be added to the Town Register of Historic Places, and

WHEREAS, structures placed on this register will be given historic status for purposes of town-wide recognition and as such shall be provided with appropriate marker and inclusion in a town brochure identifying all sites so designated; now, therefore, be it

RESOLVED, that the Town Board hereby adds the Garrett VanVranken House, 312 Riverview Road and the Alfred E. Verrigni House, 865 Riverview Road, Rexford, to the Town Register of Historic Places.

Mark Kazmierczak, Chairman of the Historic Preservation Commission reviewed the history of the houses, attached, and presented historic markers.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 125 2013, a resolution accepting an application for inclusion in the Conservation Easement (Historic Preservation) program of a parcel of land located at 214 Riverview Road, Rexford.

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

WHEREAS, a public hearing was held on May 6, 2013 to receive public comment regarding an application for a conservation easement for inclusion of a parcel of land at 214 Riverview Road into the conservation easement program, in accordance with Chapter 125 of the Town Code, as amended, and

WHEREAS, the Town Board has considered the application and the comments received; now, therefore, be it

RESOLVED, that the application for a parcel of land located at 214 Riverview Road, Rexford, owned by Nancy and James Douglass (SBL 293.-1-2-1), is hereby accepted and is granted a conservation easement in accordance with the provisions of Article XIII of Chapter 208-78 of the Town Code; and be it further

RESOLVED, that said applicant whose parcel has been granted a conservation easement shall execute an agreement provided by the Town of Clifton Park.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 126 of 2013, a resolution authorizing the rehiring of a part-time summer laborer at the Convenience Transfer Station.

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

WHEREAS, a need exists for a part-time summer laborer at the Transfer Station, and

WHEREAS, Jeffrey Vedder, Transfer Station Supervisor, has recommended that Jared Benway, 705 Carlton Road, Clifton Park, be rehired to fill the position, and

WHEREAS, Jared Benway has been a part-time employee at the Transfer Station for the past five years; now, therefore, be it

RESOLVED, that authorization is hereby given to rehire Jared Benway, Clifton Park, as a part-time summer laborer at \$10 per hour, effective immediately, to be paid from A-08160-E-4000, (General Fund-Convenience Transfer Station-Part-Time Laborers)

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 127 of 2013, a resolution authorizing the Highway Superintendent to attend the 2013 Association of Towns Highway School in Ithaca, New York.

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

WHEREAS, Highway Superintendent Richard Kukuk has requested authorization to attend the 2013 Highway School at Ithaca College in Ithaca, New York, June 3-5, 2013, at a cost not to exceed \$675, and

WHEREAS, Mr. Kukuk's attendance at the conference would provide a benefit to the town; now, therefore, be it

RESOLVED, that Richard Kukuk is hereby authorized to attend the 2013 Association of Town's Annual Highway School in Ithaca, New York, June 3-5, 2013, at a cost not to exceed \$675, to be paid from A05010-00001 (Highway Admin.-Training & Conferences).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 128 of 2013, a resolution approving a utility easement for Bruce A. and Martina Kaiser for a water line and connection to Clifton Park Water Authority.

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

WHEREAS, the town owns a certain strip of land between 6 Settler's Lane (SBL 258.12-2-22) and 23 Patroon Place (SBL 258. 12-1-47) in Dutch Meadows, and

WHEREAS, Resolution No. 120 was adopted on May 6, 2013 approving a utility easement for Alberto and Nevia Carlos for a water line and connection through a certain strip of land owned by the Town of Clifton Park, and

WHEREAS, Bruce A. and Martina Kaiser have petitioned the Town Board with a request to access the same easement area on the unimproved strip of town land for the purpose of constructing, owning and maintaining a water line for connection to public water through the Clifton Park Water Authority, and

WHEREAS, an easement to the Kaisers will utilize the same strip within the town land, and the same infrastructure contemplated by Resolution No. 120 of 2013, and

WHEREAS, the Town Board supports the expansion of the use of public water wherever feasible in the interest of public health and safety, and

WHEREAS, the easement area is not necessary for municipal or highway purposes; now, therefore, be it

RESOLVED, that the Supervisor is authorized to sign the attached easement agreement with Bruce A. and Martina Kaiser, 623 MacElroy Road, Clifton Park, New York, for an easement 15.9 feet wide as described in Exhibit A to the easement, and be it further

RESOLVED, that the homeowner will be responsible for the acquisition of any necessary environmental permits for the construction and maintenance of the water line, and be it further

RESOLVED, this resolution is subject to a Permissive Referendum pursuant to New York State Law 64 (2).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

PUBLIC PRIVILEGE

Mark Kazmierczak, Chairman of the Historic Preservation Commission, announced a representation of SHPO will hold a workshop on State and National Registers of Historic Places at the May Historic Preservation Commission meeting.

Connie D'Ambra, Riverview Road, recommended having the bulk pickup the end of August in order for students returning to college to find furniture they may need.

Larry Maylock, 1 Tern Court, reported a storm sewer is backing up onto his property and if the Highway Department doesn't fix it, he would like to hire someone to take care of the problem at the town's expense as he feels this is due to a repair made three years ago to homes up the road from his home. Supervisor Barrett said this has been looked at and if the town did something to affect the pipe then it will be fixed. Highway Superintendent Kukuk reported due to aquatic grasses, water levels and vegetation, Swan and Tern streets have trouble draining. Supervisor Barrett said the terrain may be affecting this. Superintendent Kukuk recommended Mr. Maylock install a check valve on his sump drain pipe. He said a crew will be sent over in the morning to look at the situation.

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 8:33 p.m.

Patricia O'Donnell
Town Clerk