

March 10, 2014

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
Councilwoman Standaert
Councilman Romano
Councilwoman Walowit
Supervisor Barrett
Town Clerk O'Donnell

Also Present: Town Attorney McCarthy
Mark Heggen, Comptroller
Richard Kukuk, Superintendent of Highways
Michael Handerhan, Supervisor of Buildings and Grounds
Myla Kramer, Director of Parks, Recreation and Community Affairs
Barbara McHugh, Director of Community Development
Steven Myers, Director of Building and Zoning
Michael O'Brien, Collection Systems Manager
John Scavo, Director of Planning
Walter Smead, Assessor

MOTION BY Councilman Romano, seconded by Councilwoman Walowit, to approve the minutes of the February 21, 2014 meeting as presented.

ROLL CALL VOTE

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

Noes: None

MOTION CARRIED

ANNOUNCEMENTS AND COMMUNICATIONS

Supervisor Barrett reported \$11,194,000 in sales tax revenue has been received for 2013, noting \$10,547,000 was budgeted. Budget for 2014 is \$11,045,000 in sales tax revenue.

The Supervisor announced the RFP has been prepared for naming rights of the ice arena. He explained this will be a minimum bid of \$20,000 for ten years, winning bid will be an automatic \$5000 sponsor of the July 4th Celebration and \$500 sponsor at the Barney Road Golf Course. Signage will be on the front and back of the arena as well as a sign near the entrance of the Clifton Common.

Supervisor Barrett said an ad for a Storm Water Management Technician, a position in the Planning Department, has been placed in the Times Union. This position is certified in Saratoga County.

PRESENTATION OF THE KEY TO THE TOWN OF CLIFTON PARK

Supervisor Barrett presented Louis Pasquarell, Jr. with the following resolution and the **Key to the Town of Clifton Park**, noting "the Jonesville Fire Department with Lou as a leader is beyond reproach" and his dedication to the community has been unwavering.

P.J. Champagne, Chief of Jonesville Fire Department, praised Mr. Pasquarell noting he is a great asset to the town, as well as to the Jonesville Fire Department and will be missed in the role of Chief.

Resolution No. 53 of 2014, a resolution honoring Louis Pasquarell, Jr. for his 45 years of dedicated service to the Town of Clifton Park.

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

WHEREAS, it is right and just to honor those individuals whose professional careers and civic endeavors serve to enhance the lives of our friends and family, our communities and the Town of Clifton Park, and

WHEREAS, joining in 1969, Lou Pasquarell, Jr. began an illustrious and dedicated career with the Jonesville Fire Department at the age of 16, and

WHEREAS, Lou Pasquarell, Jr. served the Jonesville Fire District and surrounding communities with distinction leaving a tradition focused on an environment of safety while passing on his vast knowledge of fire science and safety to the volunteers of the Jonesville Fire Department, and

WHEREAS, Mr. Pasquarell has played a vital role in the Town of Clifton Park, first serving in the town Building and Development Department in the capacity of Code Enforcement Officer in 2004, and being appointed to the position of Director of Safety and Security in 2013; now, therefore, be it

RESOLVED, in thanks and appreciation for Mr. Pasquarell's dedicated leadership with the Town of Clifton Park, the Jonesville Fire Department and the communities of Saratoga County, the Town Board pauses in its deliberations to present Louis Pasquarell, Jr. with the Key to the Town of Clifton Park in recognition of his 45 years of service to the residents of the Town of Clifton Park and his 25 years of leadership at Chief of the Jonesville Fire Department.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Supervisor Barrett acknowledged the 100th Birthday of Georgine Schielke with the following resolution.

Resolution No. 54 of 2014, a resolution honoring Georgine Schielke, on the celebration of her 100th Birthday.

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

WHEREAS, it is right and just to honor those individuals who are celebrating monumental achievements, including the celebration of the life and experiences of a Centenarian, and

WHEREAS, born in New York City, on March 20, 1914, Georgine Schielke excelled in athletics and her education, receiving a B.A. in Biology as well as a M.A. in Biology Education from New York University, where, during her time in college, she surpassed her peers in field hockey, basketball and Tennis, earning acknowledgement in the NYU Women's Sports Hall of Fame; and,

WHEREAS, following college, Georgine Schielke worked for the New York City Department of Welfare as a social worker and following this, she became an educator, teaching sixth grade in Elmont, New York for 25 years; and

WHEREAS, at the beginning of her tenure, Georgine Schielke assisted in the development of early multidisciplinary approach to education, assisting children in finding new and exciting avenues to experience education; and

WHEREAS, Georgine Schielke is a proud member of both the Mayflower Society and the Daughters of the American Revolution, tracing her ancestry to Mary Cushman, the oldest living survivor of the Mayflower, and Moses Craft, an ancestor who took up arms in the American Revolution, fighting in the Battle of Saratoga; and

WHEREAS, with her husband Fred, Georgine was blessed with a son, Paul and later two wonderful grandchildren, Erika and Dan, as well as a great granddaughter and soon will be blessed with the arrival of two great grandchildren; now, therefore, be it,

RESOLVED, in celebration and congratulations of this amazing milestone, the Clifton Park Town Board pauses in its deliberations to honor Georgine Schielke on her 100th Birthday and wish for her continued love and admiration from family, friends and an admiring community.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

BEST SOUP CONTEST - WINTERFEST

Supervisor Barrett presented a plaque to Cory Armstrong of Wheatfields Restaurant in recognition of winning the Best Soup Contest for the restaurant's corn chowder offering at the town's Winterfest Celebration.

PUBLIC HEARING, 7:00 PM
REGARDING THE DEMOLITION AND REMOVAL OF THE UNSAFE STRUCTURE AT
2042 Route 9 CLIFTON PARK

The Town Clerk read the Notice of Public Hearing as published in The Daily Gazette on February 28, 2014.

Director of Building and Zoning Myers said he has had no contact with the owners but everything is the same as to what is depicted in photos. Mr. Myers reported a business, that was never permitted, has been on-going at the site. Supervisor Barrett noted the property is scheduled for county auction. He said the owner of the property is in attendance this evening.

The public hearing was opened for comments from the audience at 7:30 p.m.

Mary Jo Lanahan, Burlington Avenue, Round Lake, read a letter from John Hansen of Churchill Associates, attached.

Lawrence Ruggles, owner of property at 2042 Route 9, said he agrees the structure needs to be demolished but is waiting to hear from Mr. Hansen if he should settle yea or nay on the insurance claim.

Town Attorney McCarthy asked whether it mattered if the insurance claim was settled before or after demolition.

It was noted the fire occurred December 13, 2012.

Mr. Ruggles said it is a total loss but he needs clarification from the insurance company. He said he would like to rebuild using the current footprint.

Mr. McCarthy asked if there is a business in the garage. Mr. Ruggles responded the business has been closed since the fire.

Mr. Myers said when the house was built the Building Department received a letter from Mr. Ruggles that there would be no business in the building, only residential, however, there is sign over the door noting a business. He reported he visited the site last month and saw heavy foot traffic in the snow, coats inside and the wood stove running and, therefore, assumes the business is running illegally.

Mr. Ruggles said there is just storage in the garage and a place for him "to hide out". In response to Mr. McCarthy's question, Mr. Ruggles acknowledged there had been a heating and air conditioning business in the garage.

Mr. McCarthy asked if there is anything physical about the garage that the Building Department has any concerns over. Mr. Myers responded it was built with a permit and no building compliance problems of which he is aware.

Mr. Myers said he is not sure the residence can be rebuilt on the site as it is zoned Light Industrial. It was noted the site doesn't meet current required setbacks.

Mr. Ruggles said he wants to sell the property. He said the property consists of 2.23 acres.

Mr. Myers said the back half of the property is unusable as it is all wetlands.

Everyone was given an opportunity to speak in favor of or against the proposed demolition of the unsafe structure and no one else wished to be heard. Supervisor Barrett declared the public hearing closed at 7:40 p.m.

PUBLIC PRIVILEGE ON RESOLUTIONS

No one wished to be heard.

Resolution No. 55 of 2014, a resolution awarding the bid for a Hip End Shelter Pavilion to be located at Collins Park.

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

WHEREAS, sealed bids were received and opened on February 4, 2014 for a Hip End Shelter Pavilion to be installed at Collins Park, and

WHEREAS, the lowest bid was submitted by Bast Hatfield Construction LLC, 1399 Crescent Vischer Road, Clifton Park, for a total amount of \$44,445 for the 24' x 44' hip end shelter, including installation, and

WHEREAS, Michael Handerhan, Supervisor of Buildings and Grounds, has recommended that the total bid submitted by Bast Hatfield Construction for an amount not to exceed \$44,445 be accepted; now, therefore, be it

RESOLVED, that the Town Board accepts the bid of Bast Hatfield Construction LLC in the amount of \$44,445 (\$34,445 for the Hip End Shelter Pavilion and \$10,000 for installation), \$28,500 to be paid from A7113-200 (Collins Park) and with a transfer of \$15,945 from Contingency Fund to A-7113-200.

Superintendent of Buildings and Grounds Handerhan distributed photos of the shelter. He noted the current concrete pad will be used.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 56 of 2014, a resolution authorizing the acceptance of sealed bids for equipment declared surplus by the Town Board.

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

WHEREAS, the Clifton Park Town Board adopted Resolution No. 19 of 2014 authorizing the Town Clerk to advertise and accept sealed bids for the sale of equipment declared surplus, and

WHEREAS, said bid was advertised in the Daily Gazette on February 7, 2014 soliciting bids for this sale, and

WHEREAS, all bids were opened and publicly read on February 18, 2014; now, therefore, be it

RESOLVED, that the Clifton Park Town Board accepts the highest bids for the following items declared surplus from the Buildings and Grounds Department;

<u>Description</u>	<u>Serial/VIN number</u>	<u>Name</u>	<u>Amount</u>
1996 Outdoor Travel Trailer	47CT20R20T1072793	Ralston	\$ 50.00
1999 Chevrolet Lumina	2G1WL52K1X9226568	Dado Inc.	\$ 156.00
1998 Chevrolet Flatbed Truck	1GBJK34J1WO14745	Dado Inc.	\$ 526.00
2001 Chevrolet S10	1GCDT19W91K153052	Dabbagh	\$ 228.00
2007 Chevrolet Tahoe	1GNFK03027R413518	Asia Motors	\$3395.00

and be it further,

RESOLVED, that the Clifton Park Town Board accepts the sole bid from Ken Rolston for \$50 for the following items declared surplus by the Clifton Park Sewer Department:

<u>Clifton Park Sewer District No. 1</u>	<u>Quantity</u>
Empty Tool Box	1
Old NEMA Boxes for Mahoney Alarm Panels	2
Indoor Alarm Panel Boxes with Dialer	3
100 Amp Safety Switch	1 100A 600 Volt
E-One Control Panels	2
100 Amp Disconnect	1 240 VAC 250 VDC

Olde Nott Farm Sewer District

Portable Flow Chart Recorder	1
Roots Blower Motors	5
Dayton Motor	1
Baldor Motor	1
Super E 3 Phase Motor	2 3ph 200v
World Motors	2 208-3hp

Supervisor Barrett stated no vehicles will be released until checks clear.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 57 of 2014, a resolution promoting John McDonough to the position of full-time Security Officer.

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

WHEREAS, an opening exists for a full time Security Officer for the Town of Clifton Park, and

WHEREAS, John McDonough, 58 Chatsworth Way, Clifton Park, is currently employed by the Town of Clifton Park as a part-time Security Officer, and

WHEREAS, Supervisor Barrett and Director of Safety & Security Louis Pasquarell have recommended the promotion of John McDonough, Clifton Park, to fill this position as full time Security Officer, and

WHEREAS, Mr. McDonough’s prior experience in law enforcement will confer a benefit to the residents of the town; now, therefore, be it

RESOLVED, that John McDonough, 58 Chatsworth Way, Clifton Park, is hereby promoted to the full-time position of Security Officer, at Grade 5, Step 1, estimated salary through the end of 2014 \$35,500, to be paid with a transfer of \$35,500 from A-3120-E0654 (Cannito) to A-3120-E0088 (General Security Fund-McDonough), effective immediately.

Supervisor Barrett noted Mr. McDonough has had a long career in police work.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 58 of 2014, a resolution adopting Local Law No. 1 of 2014, a local law repealing Local Law No. 5 of 1994 that established Northcrest Park Planned Unit Development District and establishing Northcrest Park II Planned Unit Development District.

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

WHEREAS, St. Peter's Health Partners and Affiliated Management Services/DCG Development Company has applied to repeal and replace the existing Northcrest Planned Unit Development District at 1-3 Tallow Wood Drive and 853-855 Route 146, and

WHEREAS, the Planning Board reviewed the application at its December 10, 2013 meeting and unanimously recommended that the Town Board approve the application, and

WHEREAS, on February 24, 2014 at 7:00 P.M. the Town Board conducted a public hearing to obtain comment from the public regarding the Planned Unit Development District application submitted by St. Peter's Health Partners and DCG Development Company and all comments were heard, and

WHEREAS, the proposal provides for the reconfiguration of an existing development within the zoning district to provide for the expansion of health services within the town by creating synergies between the two affected parcels without substantially impacting existing boundaries or surrounding uses, and

WHEREAS, the proposed legislation provides for approved signage necessary to communicate the location of the various medical providers and servicers within the complex as depicted in exhibits to the application, and

WHEREAS, the application would facilitate significant improvements to the properties and expanded services to residents of the town and surrounding communities; now, therefore, be it

RESOLVED, that Local Law No. 5 of 1994, which established Northcrest Park Planned Unit Development District, is hereby repealed, and be it further

RESOLVED, that Local Law No. 1 of 2014, a local law establishing Northcrest Park II Planned Unit Development District and replacing the former legislation is hereby adopted per the attached legislation; and be it further

RESOLVED, that the zoning officer is authorized to approve signage at the zoning district consistent with the legislation and exhibits to the application.

Supervisor Barrett said photos of the proposed signage have been provided. This will be a \$7.5 million investment by St. Peters Health Partners. Joel Bianchi, MJ Engineering reported he anticipates this application being before the Planning Board on April 22, 2014.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 59 of 2014, a resolution hiring returning Golf Course Supervisor and Attendants for the Barney Road Golf Course for the 2014 Season .

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

WHEREAS, openings exist for staff for the Barney Road Golf Course, and

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

RESOLVED, that authorization is hereby given to hire the returning individuals listed on the attached Schedule "A" as staff for the Barney Road Golf Course, effective March 30, 2014 through November 16, 2014 at a salary as indicated on Schedule "A."

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 60 of 2014, a resolution authorizing the hiring of returning staff for the Clifton Park Action Park.

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

WHEREAS, openings exist for attendants for the Clifton Park Action Park, and

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

RESOLVED, that authorization is hereby given to hire the returning staff listed on attached Schedule "A" as attendants for the Clifton Park Action Park, effective March 29, 2014 through October 31, 2014 at a salary as indicated on Schedule "A".

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 61 of 2014, a resolution hiring returning lifeguards and water safety instructors for the 2014 season.

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

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 hereto be rehired; now, therefore, be it

RESOLVED, that the individuals listed in Schedule A, attached hereto, shall be rehired as lifeguards and water safety instructors for the Country Knolls, Barney Road and Locust Lane pools, effective April 5, 2014 through September 28, 2014, to be paid per attached Schedule A.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 62 of 2014, a resolution hiring returning camp counselors for the 2014 full day and four half day Summer Day Camp Program.

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

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 2014 Summer Day Camp Program, effective June 1, 2014, through August 22, 2014; and be it further

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

Mrs. Kramer said there may be approximately 16-18 positions open for camp counselors.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 63 of 2014, a resolution authorizing the hiring of art and athletic specialists for the 2014 summer recreation full and half-day summer camps.

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

WHEREAS, it is necessary that additional staff be hired by the Department of Parks and Recreation to operate the Town of Clifton Park 2014 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, shall be hired to staff the Town of Clifton Park's summer recreation full and half-day camps, effective April 1, 2014 through August 22, 2014, per Schedule A.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

PUBLIC PRIVILEGE

No one wished to be heard.

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

Motion carried at 8:08 p.m.

Patricia O'Donnell
Town Clerk