

July 21, 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
Richard Kukuk, Superintendent of Highways
Mark Heggen, Comptroller
Myla Kramer, Director of Parks, Recreation and Community Affairs
Barbara McHugh, Director of Community Development
John Scavo, Director of Planning

MOTION BY Councilman Whalen, seconded by Councilwoman Walowit, to approve the minutes of the July 7, 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 congratulated Councilman Whalen and his wife, Karen, on the birth of their daughter, Katherine Mary.

Supervisor Barrett congratulated the Not So Common Players on their production of "State Fair".

The Supervisor reported on the flooding in the Senior Center, mostly likely due to failed grinder pumps, and noted the center will be closed for a few days for repairs.

Supervisor Barrett acknowledged a note from Betty Lou Streeter thanking the Board for their support of the Relay for Life fundraiser.

Supervisor Barrett announced the 10th Annual National Night Out planned for August 5th, from 6:00 to 8 p.m., on the Clifton Common. He said the free throw contest is scheduled for ages 6 to 12 and sign ups can be made in the town hall.

The Supervisor announced the town blood drive is scheduled for August 13th from noon to 6:00 pm.

COMMUNITY ARTS AND CULTURE GRANT ANNOUNCEMENT

Sanford Roth, representing the Arts and Culture Commission, announced a \$500 grant is being given to the Clifton Park/Halfmoon Library for the November 16th musical program, "The Singing Anchors".

Jim Foster, representing the library, explained the program and thanked the Arts and Culture Commission for the grant.

Mr. Roth reminded residents of the 20th Annual Hazardous Waste Day scheduled for Saturday, September 6th.

PUBLIC HEARING, 7:00 PM (7:20)
TO CONSIDER AN APPLICATION FOR AN HISTORIC CONSERVATION EASEMENT
974 MAIN STREET

The Town Clerk read the Notice of Public Hearing as published in The Daily Gazette on July 7, 2014.

Supervisor Barrett reviewed the requirements for inclusion in the program.

The public hearing was opened for comments from the audience at 7:23 p.m.

Everyone was given an opportunity to speak in favor of or against the application and no one wished to be heard. Supervisor Barrett declared the public hearing closed at 7:25 p.m.

PUBLIC HEARING, 7:10 PM (7:26)
TO CONSIDER A LOCAL LAW AMENDING LOCAL LAW NO. 5 OF 2002
VAN PATTEN GOLF COURSE PDD

The Town Clerk read the Notice of Public Hearing as published in The Daily Gazette on July 10, 2014.

Town Attorney McCarthy summarized the proposed local law explaining there is a 12-acre lot on the north side that Mr. and Mrs. Van Patten would like to reconfigure on which to build their home. He continued authority is needed to change wording that references the emergency access road that begins across from the Jonesville fire house on Main Street. The original legislation confines that road to emergencies only, however, Mr. and Mrs. Van Patten would like to improve and use it as a residential driveway, as well as for emergency access. Mr. McCarthy said lot 1 is the golf course and the other 5 lots are separated out of the PDD. Mr. McCarthy suggested holding the public hearing open until next the meeting and if nothing comes up can be voted on at that time.

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

Sanford Roth, Sweet Brier Drive, asked if the Emergency Services Advisory Board has been advised of the change in the emergency road. Councilwoman Walowit responded this was discussed at the last ESAB meeting and comments have been integrated into the document.

Everyone was given an opportunity to speak in favor of or against the proposed local law and no one else wished to be heard.

Supervisor Barrett, with agreement from the Town Board and Town Attorney, declared the public hearing left open until the August 4th Town Board meeting in order to invite Mr. Van Patten's representative to attend and review the proposed amendment. (Clerk's note: see minutes of July 7th for presentation of Van Patten Golf Course PDD amendment).

PUBLIC PRIVILEGE ON RESOLUTIONS

No one wished to be heard.

Resolution No. 182 of 2014, a resolution authorizing the Community Arts and Culture Commission to award a \$500 grant to the Clifton Park-Halfmoon Public Library.

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

WHEREAS, the Community Arts and Culture Commission provides small arts grant opportunities with the goal of increasing the preservation and enhancement of public arts and culture awareness, and

WHEREAS, the Community Arts and Culture Commission has recommended that the 2014 Grant in the amount of \$500 be awarded to the Clifton Park-Halfmoon Library for “The Singing Anchors” musical program, a free, public performance to be held on November 16, 2014; now, therefore, be it

RESOLVED, that authorization is given to the Community Arts and Culture Commission to award the Clifton Park-Halfmoon Public Library a \$500 grant for “The Singing Anchors” musical program, to be held on November 16, 2014 at the library, to be paid from A-7750-045 (Community Arts and Culture Commission-materials and events.)

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 183 of 2014, a resolution permitting Timothy Ward and “Dig Deep” to serve alcohol during a fundraising softball tournament at Veteran’s Memorial Park on August 30, 2014.

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

WHEREAS, Timothy Ward and “Dig Deep”, 10A Summerwind Lane, Ballston Lake, has requested a waiver of the town’s “No Alcohol” policy for the consumption of alcohol during a charity softball tournament at Veteran’s Memorial Park on August 30, 2014, and

WHEREAS, it is the town’s policy to require the using agency to monitor the consumption of alcohol, be responsible for the group’s activities, and to provide the town with appropriate evidence of insurance to indemnify the town; now, therefore, be it

RESOLVED, that Timothy Ward and “Dig Deep” is authorized to consume alcohol during a fundraising softball tournament on August 30, 2014 from 1:30 - 7:30 pm at Veterans Memorial Park providing that they provide the town with a certificate of insurance in the amount of \$1,000,000, naming the Town of Clifton Park as an insured, so as to indemnify the town for any incidents which may result with the waiver of the “No Alcohol” policy for the event.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 184 of 2014, a resolution authorizing the hiring of LeeAnn Krause as Secretary for the Community Arts and Culture Commission.

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

WHEREAS, an opening exists for a secretary for the Community Arts and Culture Commission, and

WHEREAS, LeeAnn Krause, 875 Main Street, Clifton Park, has been recommended to fill the position, and

WHEREAS, Ms. Krause's appointment as Secretary to the Community Arts and Culture Commission will confer a benefit to the residents of the Town of Clifton Park; now, therefore, be it

RESOLVED, that the Town Board authorizes the hiring of LeeAnn Krause, 875 Main Street, Clifton Park, as Secretary for the Community Arts and Culture Commission, effective immediately through December 31, 2014, to be paid at Grade 1, Step 1, \$13.93 per hour from A-7750-E2200 (Community Arts and Culture Commission).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 185 of 2014, a resolution hiring Kelsey Barbour and Grace Morrissey as private swim instructors.

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

WHEREAS, a need exists for a private swim instructor for the summer swim program, and

WHEREAS, Myla Kramer, Director of Parks, Recreation and Community Affairs, has recommended that Kelsey Barbour, 6 West Sky Lane, Clifton Park, and Grace Morrissey, 75 Robinwood Drive, Clifton Park, be hired as private swim instructors for the 2014 season; now, therefore, be it

RESOLVED, that Kelsey Barbour, Clifton Park, and Grace Morrissey, Clifton Park, are hereby hired for the 2014 season as private swim instructors, to be paid \$9.00 per lesson, \$18 per hour, from A-7310-E4575 (Summer Rec.-Swim Instructors) effective retroactive from July 12, 2014 through August 31, 2014.

Councilman Standaert reported parents have been requesting private swim lessons. Director of Parks and Recreation Kramer stated this is a pilot program with eight participants at present with a fee of \$15 per half hour. Ms. Kramer said this could be extended to adults as well.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 186 of 2014, a resolution referring an application for a Planned Development District titled "Clifton Corporate Park" to the Planning Board for review.

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

WHEREAS, a Planned Development District (PDD) application on behalf of DCG Development Company and prepared by Environmental Design Partnership, LLP was received by the Town Clerk on May 2, 2014, and

WHEREAS, the proposed PDD would allow for the construction of 220⁺ multi-family residential units with accessory uses, and

WHEREAS, the Town Board wishes to refer the application to the Planning Board for review and recommendations regarding the application's compliance with the existing long term planning goals for the town; now, therefore, be it

RESOLVED, that pursuant to §208-73 and §208-126 of the Town Code, the application to create a Planned Development District is referred to the Planning Board for their review and recommendation, and be it further

RESOLVED that the recommendation be returned to the Town Board within 62 days of confirmation that the applicant has completed the 500' property owner notification requirement as prescribed by §208-72(2)(a)(b)(c) of the Town Code, and be it further

RESOLVED, that pursuant to §208-112 of the Town Code the application shall also be referred to the County Planning Board for a recommendation.

Supervisor Barrett explained this request is to transform four office buildings on Rout146 into apartments. Director of Planning Scavo reported this application will be on the Planning Board agenda for August 12th but may require the applicant to come back to a September meeting to answer any questions.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 187 of 2014, a resolution authorizing the Southern Saratoga County YMCA to use town roadways for their annual 5K Run/3K Walk/Kid's Fun Run event August 8, 2014.

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

WHEREAS, the Southern Saratoga YMCA is holding its annual 5KRun/3K Walk/ Kids Fun Run event on Friday, August 8, 2014 and is requesting use of the Clifton Park roadways for this event from 5:30 pm until the last runner/walker arrives back at the YMCA; and

WHEREAS, the event will begin at the YMCA, proceed through Hollandale into Clifton Gardens and back to the YMCA; now, therefore, be it

RESOLVED, that authorization is given for the Southern Saratoga YMCA to use town roadways for a 5K Run/3K Walk/Kids Fun Run event; and be it further

RESOLVED, that the Saratoga County Sheriff's Department, local fire departments and YMCA volunteers will be on the course to provide traffic control and direct the race participants in the right direction.

Supervisor Barrett asked that signs be out a few days ahead of time.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 188 of 2014, a resolution increasing Town Court revenue and expenditures due to receiving a \$7,300 Justice Court Administration Grant (JCAD).

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

WHEREAS, the Clifton Park Town Court has received \$7,300 from the Justice Court Administration Grant for the replacement of court room doors, windows and a printer; now, therefore, be it

RESOLVED, that revenues (A-3089) be increased by \$7,300 and expenditures (A-01621-200) windows and doors be increased by \$6,557, and expenditures (A-01110-200) printer, be increased by \$743.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 189 of 2014, a resolution accepting an application for inclusion in the Conservation Easement Historic Preservation program of a parcel of land located at 865 Riverview Road, Rexford.

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

WHEREAS, a public hearing was held on July 7, 2014 to receive public comment regarding an application for a conservation easement for inclusion of a parcel of land at 865 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 865 Riverview Road, Rexford, (SBL 275.-1-13) owned by Alexandra G. Verrigni, 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, Councilwoman Standaert, Councilman Romano,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 190 of 2014, a resolution accepting an application for inclusion in the Conservation Easement Historic Preservation program of a parcel of land located at 32 Vischer Ferry Road, Rexford.

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

WHEREAS, a public hearing was held on July 7, 2014 to receive public comment regarding an application for a conservation easement for inclusion of a parcel of land at 32 Vischer Ferry 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 32 Vischer Ferry Road, (SBL 287.12-1-2) owned by Craig and Corinne Berndt, 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, Councilwoman Standaert, Councilman Romano, Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 191 of 2014, a resolution authorizing the Supervisor to apply to New York State Department of Agriculture and Markets for up to four Farmland Incentive Payment Projects.

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

WHEREAS, the State of New York has enacted a farming incentive program to assist working farms through a joint state-local lease payment program, and

WHEREAS, the program provides for the lease of development rights from active farms, ensuring that agricultural properties in applicant communities remain viable, and

WHEREAS, annual lease payments to each agricultural property would be based on a maximum of 1.5% of the land only value of the assessed value, and

WHEREAS, the Town Board wishes to apply to the NYS Department of Agriculture and Markets to support the submission of up to four eligible projects, each for a term of five years; now, therefore, be it

RESOLVED, that the Town Board authorizes the Supervisor to apply for up to four farmland incentive payment projects with a local cost of up to \$12,100 annually for five years.

Supervisor Barrett explained this is a new state grant program. Open Space Coordinator Viggiani explained the specifics of the lease program, noting this is an incentive for farmers to continue farming. Sixty property owners who are enrolled in the agricultural district have been contacted and over a dozen have responded. Four properties have been designated for this application that total 684 acres. Ms. Viggiani said the town has laid some good ground work in protecting

farms, notably 41 acres at King Crest farm, 87 acres at Riverview Orchards and 59 acres at Cloverdale farm. Supervisor Barrett noted the state would pay 75 percent and the town 25 percent. Grant submission date is August 4th.

Tony Wilkinson member of the Open Space/Trails Committee, spoke in agreement with the resolution, noting this program is in fitting with what the town has done over the last 10-12 years to help maintain the rural character of the town and assist farmers.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 192 of 2014, a resolution authorizing the purchase of two vehicles for use by the Buildings and Grounds Department and two vehicles for use by Security and Safety Departments.

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

WHEREAS, Michael Handerhan, Supervisor of Buildings and Grounds, has identified a need for two vehicles for use by the Buildings and Grounds Department and Louis Pasquarell, Director of Safety and Security, has identified a need for two vehicles and they wish to expedite the process by purchasing the same trucks that the Town of Middletown and Hamilton County purchased from Carbone Auto Group in Utica, New York, and

WHEREAS, per General Municipal Law Section 103, as amended in 2011, allows one municipality to “piggy-back” off the contracts of another municipality as long as that contract was let in a manner that constitutes competitive bidding consistent with state law and made available for use by other government entities, (GML 103) (16), and

WHEREAS, per a copy of the bid from the Town of Middletown that went out in the fall of 2013, Carbone Auto Group submitted a bid for \$31,889 for a 2014 GMC 1500 4x4 double cab, and

WHEREAS, per a copy of the bid from Hamilton County that went out in the fall of 2013, Carbone Auto Group submitted a bid for \$34,099 for a 2015 Chevrolet 2500 4x4 regular cab, and

WHEREAS, Mr. Handerhan and Mr. Pasquarell recommend that authorization be given for the Buildings and Grounds Department and the Security and Safety Departments to be authorized to “piggy-back” from the Town of Middletown and Hamilton County bid; now, therefore, be it

RESOLVED, that the Buildings and Grounds Department and the Security and Safety Departments are authorized to “piggy-back” from the Town of Middletown to purchase three 2014 GMC 1500 truck at a total cost of \$95,667 for three trucks (\$31,889 per truck), and be it further

RESOLVED, that the Buildings and Grounds Department is authorized to “piggy-back” from Hamilton County to purchase one 2015 Chevrolet 2500 truck at a cost of \$34,099, and be it further

RESOLVED, that there is \$58,500 currently available in budget line A-7110-200 (Buildings and Grounds – Equipment/Building) and the balance of \$7,498 to be transferred from A-7112-200 (Clifton Common-Equipment/Building) to A-7110-200, and be it further

RESOLVED, that currently there is \$24,000 available in A-3120-200 (Law Enforcement-Equipment) and there is \$25,000 currently available in A-3010-200 (Safety Office-Equipment), and be it further

RESOLVED, that \$14,778 be transferred from A-3120-15 (Law Enforcement-Police Contract), \$7,889 to be transferred to A-3120-200 and \$6,889 to be transferred to A-3010-200.

Supervisor Barrett said these are budgeted items.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 193 of 2014, a resolution declaring the town lead agency for SEQRA review for an amendment to the Planned Development District No.36, Lodge 2466 Benevolent and Protective Order of the Elks, as amended.

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

WHEREAS, the Planning staff have completed a short Environmental Assessment Form regarding Planned Development District No. 36, Lodge 2466 Benevolent and Protective Order of the Elks, as amended, and

WHEREAS, the Town of Clifton Park is declared lead agency for SEQRA purposes; now, therefore, be it

RESOLVED, that the Town Board, as lead agency, hereby accepts the environmental assessment completed by the Town's Planning Director, finds the proposed action to be unlisted pursuant to SEQRA, and hereby issues a negative declaration regarding the same.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 194 of 2014, a resolution adopting Local Law No. 4 of 2014 amending Local Law No. 5 of 1993, Planned Development District No. 36, Lodge No. 2466, Benevolent and Protective Order of the Elks, as amended.

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

WHEREAS, the area of said Planned Development District No. 36, Lodge No. 2466 consists of approximately 24.407 acres of land, and

WHEREAS, the amendment to the PDD will include the construction and maintenance of a wireless communications facility as an allowed use, and

WHEREAS, a 100 foot by 100 foot portion of the area will be set aside for a wireless communications facility, and

WHEREAS, the amendment supersedes the setback requirements in Section 208-95 of the Town Code, and

WHEREAS, the sketch plan has been reviewed and approved by the Planning Board, and

WHEREAS, on July 7, 2014 a public hearing was conducted by the Town Board to obtain input regarding the proposed changes, and

WHEREAS, the public was given the opportunity to speak in favor of or against the proposed changes to the Planned Development District; now, therefore, be it

RESOLVED, that the Town Board hereby adopts Local Law No. 4 of 2014 amending Local Law No. 5 of 1993, Planned Development District No. 36, Lodge No. 2466, Benevolent and Protective Order of the Elks, as amended; and be it further

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

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 195 of 2014, a resolution authorizing the hiring of Stephanie Drenchko as Assistant Comptroller.

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

WHEREAS, due to the retirement of Janice Semanek an opening exists for an Assistant Comptroller, and

WHEREAS, the search team, having undertaken an interview process, has recommended to the Town Board that Stephanie Drenchko, 9 Knollwood Drive, Ballston Lake, be hired as Assistant Comptroller; now, therefore, be it

RESOLVED, that the Town Board hereby authorizes the hiring of Stephanie Drenchko, Ballston Lake, as Assistant Comptroller at Grade 9, Step 3, \$33.98 per hour, effective August 14, 2014, salary for the balance of 2014 to be paid with a transfer of \$ 24,024 from A-1315-E-98 (Comptroller-Asst. Comptroller Salary) to A-1315-xxx (Comptroller-Staff Salary).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 196 of 2014, a resolution proclaiming August 5, 2014 as “Shoot Out on the Common Night”.

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

WHEREAS, annual “National Night Out” provides a unique opportunity for Clifton Park to join forces with thousands of other communities across the country in promoting cooperative police-community crime prevention efforts and emergency preparedness, and

WHEREAS, town and community volunteers play a vital role in assisting the state police and sheriff’s department through joint crime, drug, violence prevention and emergency preparedness efforts in the Town of Clifton Park, and

WHEREAS, the Town Board encourages all citizens of Clifton Park to be aware of the importance of their support of crime prevention and emergency preparedness programs and the impact that their participation can have on our quality of life in Clifton Park, and

WHEREAS, police-community partnerships, neighborhood safety, awareness preparedness and cooperation are important themes of the “National Night Out” program, and

WHEREAS, through our commitment to a healthy emergency services-community partnerships, fostered by interaction and sharing, the Town of Clifton Park’s Parks and Recreation Department will be organizing a youth free throw contest and free basketball skills drills on the Clifton Common, at 6:00 PM on August 5, 2014, with celebrity guests to bring our community out in support of National Night Out; now, therefore, be it

RESOLVED, that we, the Clifton Park Town Board, do hereby call upon all citizens to join us and the National Association of Town Watch in supporting annual “National Night Out” on August 5, 2014, and be it further

RESOLVED, that the Clifton Park Town Board hereby proclaims August 5, 2014 as “Shoot Out on the Common Night”.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 197 of 2014, a resolution adopting Local Law No. 5 of 2014, a local law amending Local Law No. 1 of 1991, Planned Development District No. 34, Leonard Geriatric Planned Development District, as amended.

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

WHEREAS, on March 19, 2014, the Town Board received an application from Seton Health at Schuyler Ridge Health Care Facility, 1 Abele Boulevard, Clifton Park, to amend the Leonard Geriatric Planned Development District pursuant to Section 208-71 under the town’s requirements for a Planned Development District, and

WHEREAS, by Resolution No. 87 of 2014, the Town Board referred the application to the Planning Board for review and recommendations regarding the application’s compliance with the existing long term planning goals and documents previously approved by the Town Board, and

WHEREAS, at the April 22, 2014 Planning Board meeting the Planning Board members approved a motion to offer a positive recommendation to the Town Board for approval of the applicant’s request to amend the existing Planned Development District, and

WHEREAS, the proposed amendments to the Leonard Geriatric Planned Development District provide for the construction of an additional building to provide expanded services,

expand the skilled nursing facility, to provide additional beds, to expand the provision of long term care and to include the provision of additional health care at the site, and

WHEREAS, on July 7, 2014 a public hearing was conducted by the Town Board to obtain input regarding the proposed changes, and

WHEREAS, the public was given the opportunity to speak in favor of or against the proposed changes to the Planned Development District amendments; now, therefore, be it

RESOLVED, the Town Board hereby adopts Local Law No. 5 of 2014, a local law amending Local Law No. 1 of 1991, Planned Development District No. 34, Leonard Geriatric Planned Development District, as amended, and be it further

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

Dave Wendt, St. Peter's Health Partners, explained this project is a 66,000 square foot, 2-story skilled nursing facility with 80 units.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 198 of 2014, a resolution authorizing the licensing of naming rights for Prestige Services Arena at the Clifton Common.

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

WHEREAS, on March 10, 2014, the town released a Request for Proposals for public-private partnership for sponsorship at the town's ice arena complex and Barney Road golf course, and

WHEREAS, on May 5, 2014, the Town Board accepted the proposal from Prestige Services, Inc. in the amount of \$30,000 per year for ten years, and

WHEREAS, an agreement has been prepared for naming rights and sponsorship at the ice arena complex and Clifton Common, including contributions by Prestige Services toward significant upgrades to the existing message sign at the Vischer Ferry Road entrance to the Clifton Common, and

WHEREAS, the message center at the Common will enable the town to more readily display messages and promotions for town events and initiatives, youth sports events and tournaments, and to promote the town's partnership with Prestige Services, Inc., and

WHEREAS, the proposed agreement includes signage at the Barney Road golf course; now, therefore, be it

RESOLVED, that the attached ten year license agreement for sponsorship and naming rights at the ice arena complex and Barney Road golf course is hereby approved; and be it further

RESOLVED, that the Supervisor is authorized to execute the attached agreement as well as documents necessary for the acquisition and construction of a message center LED sign at the entrance to the Clifton Common and signage at Barney Road golf course.

Supervisor Barrett reported the \$30,000 will be split with 70 percent to the town and 30 percent to Scott Bobrow's group. Agreement also authorizes placement of vending machines by the

soccer building with 15 percent of the revenue going to the Soccer Club. The Supervisor said other sports organizations may also be interested but he has not heard back from them. He continued this agreement commits Prestige Services to pay the first \$20,000 for a new electronic sign at the entrance to the Common, though recently Prestige Services has verbally agreed to pay for the entire sign. Supervisor Barrett thanked both bidders, Collision Experts and Prestige Services for the submissions. He said Prestige Services will automatically be a major sponsor for the July 4th Celebrations as well as a “Tee” sponsor for the Barney Road golf course for ten years.

Councilman Whalen said earlier this year the town allocated \$1 million to the town ice arena without increasing taxes or bonding and this partnership is a great way to build reserve funds and maintain infrastructure at the Common.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

PUBLIC PRIVILEGE

Paul Shock, Garrison Lane, Director of Sipsy, an outreach center at RPI, speaking with regard to the Robotics Camp, expressed appreciation for the partnership with the town.

Anne Friedman, Leonardo Drive, spoke regarding an issue she has with the Ethics Board noting she submitted information to the Chairman who acknowledged her inquiry would be looked into. She and her husband attended an Ethics Board meeting on June 24th and were not happy with the information received. She said she has called and emailed a member of the Ethics Board (distributed email messages) on the member’s home phone and email but has not heard back. She said she was told an Ethics Board member has spoken to Robert Freeman, Director of Open Government but Mr. Freeman does not recall the phone call. Ms. Friedman reported Mr. Freeman said he only is involved in Freedom of Information Laws not ethics. She also distributed correspondence between Mr. Friedman and the Chair of the Ethics Board. Ms. Friedman said she hopes the Town Board will look into this matter.

Jim Baisley, Barkwood Lane, said he thinks the town Ethics Law has been touted as one of the best and hopes the town Ethics Law isn’t “going out the door”.

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 8:46 p.m.

Patricia O’Donnell
Town Clerk