

December 19, 2016

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

Also Present: Town Attorney McCarthy
Dahn S. Bull, Superintendent of Highways
Mark Heggen, Comptroller
Steven Myers, Director of Building and Zoning

MOTION BY Councilman Romano, seconded by Councilwoman Walowit, to approve the minutes of the December 5, 2016 meeting as presented.

ROLL CALL VOTE

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

Noes: None

MOTION CARRIED

ANNOUNCEMENTS AND COMMUNICATIONS

Supervisor Barrett announced at a meeting December 15, 2016, the Board of Directors of the Senior Center turned the operation of the Center over to the Town of Clifton Park, explaining the difficulty they have been having and officially notified the town they no longer want to operate the Senior Center. The Board has been running the Center since the late 1980s. The Supervisor continued the town assumed responsibility of the operation of the center the morning of December 17th to insure programs would continue. The Board of the Center is referring a matter to law enforcement for investigation. Supervisor Barrett emphasized the Senior Center will continue to operate and is excited for the future of the Center. He said the Center will be merged with other town operations and will be a seamless transition. He further stated this will be a permanent change that will be good for the center in the long run. The Supervisor asked anyone interested in volunteering at the Senior Center to contact him.

**PUBLIC HEARING, 7:05 PM (7:13 pm)
TO CONSIDER APPROVAL OF HISTORIC CONSERVATION EASEMENT APPLICATION
3 OLD SCHAUBER ROAD, BALLSTON LAKE**

The Town Clerk read the Notice of Public Hearing as published in The Daily Gazette on December 8, 2016.

Supervisor Barrett explained the process for approval of the Historic Conservation Easement

The public hearing was opened for comments from the audience at 7:15 p.m.

Councilman Whalen said this is the 6th property placed on the Register of Historic Houses in the last couple of years. He thanked Leonard and Cindy Attanasio for their efforts conserving this historic home.

Everyone was given an opportunity to speak in favor of or against the application and no one else wished to be heard. Supervisor Barrett declared the public hearing closed at 7:16 pm.

PUBLIC PRIVILEGE ON RESOLUTIONS

No one wished to be heard.

Resolution No. 276 of 2016, a resolution scheduling the 2017 Organizational Meeting and the first 2017 Town Board Meeting for the Town of Clifton Park.

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

WHEREAS, the Town Board wishes to schedule the 2017 Organizational Meeting and the first 2017 Town Board Meeting; now, therefore, be it

RESOLVED, that the 2017 Organizational Meeting for the Town of Clifton Park shall be held on Tuesday, January 3, 2017, at 7:00 p.m. in the Wood Memorial Meeting Room, One Town Hall Plaza, Clifton Park, New York; and be it further

RESOLVED, that the first Town Board Meeting of 2017 will be held on Tuesday, January 3, 2017 immediately following the Organizational Meeting, in the Wood Memorial Room, One Town Hall Plaza, Clifton Park, New York.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 277 of 2016, a resolution authorizing budget transfers for calendar year 2016 as specified in Exhibit A.

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

WHEREAS, the Comptroller has recommended that certain budget adjustments, contained in Exhibit A, be made to address the needs of all funds as well as other miscellaneous expenditures, as set forth in Exhibit A; now, therefore, be it

RESOLVED, that the budget transfers specified, in Exhibit A, be adopted per the Comptroller's recommendations.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 278 of 2016, a resolution authorizing Schmaltz Brewing to use town roadways and trails for a 5K (3.1 mile) road race to benefit a charity, Helping Hands School.

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

WHEREAS, Schmaltz Brewing has requested the use of the town roadways and town trails, as specified in the attachment hereto, for the purpose of holding a 3.1-mile run on May 6, 2017, and

WHEREAS, the event has the approval of the Town's Highway Superintendent; now, therefore, be it

RESOLVED, that the Town Board of the Town of Clifton Park hereby authorizes Schmaltz Brewing to use town roadways and town trails, as specified in the attachment hereto, May 6, 2017, for the purpose of holding their 5K Charity Road Race; and be it further

RESOLVED, that this approval is expressly conditioned upon receipt prior to April 6, 2017, in the Office of the Town Attorney, of an insurance certificate in the amount of \$1,000,000 naming the Town of Clifton Park as an additional insured.

Superintendent of Highways Bull reported the Park District has been notified of the race and Schmaltz Brewing will be putting out signs six weeks prior, noting roads will be closed for two hours at the most. The Sheriff's Department will be notified.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 279 of 2016, a resolution authorizing the Town Supervisor to sign a Memorandum of Understanding with the Not So Common Players (NSCP) for the provision of continued support for the presentation of theatrical productions and musical presentations.

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

WHEREAS, the Town of Clifton Park has sponsored and supported the Not So Common Players (NSCP) theater group since its inception in 2001, and

WHEREAS, the Town and the NSCP formalized the notice of the town's support and commitment to the NSCP by Memorandum of Understanding pursuant to NYSTL 64 (17) (B) in 2010, and

WHEREAS, the NSCP has been established as a 501(c)(3) Charitable Organization pursuant to the Internal Revenue Code, and as a charitable organization pursuant to rules established by the Charities Bureau of the New York State Department of Law, and

WHEREAS, the town wishes to renew the existing memorandum of understanding with the NSCP for another two year term through December 31, 2018, pursuant to paragraph 3 of the attached agreement; now, therefore, be it

RESOLVED, that the Town Board authorizes the Town Supervisor to sign the attached Memorandum of Understanding between the Town of Clifton Park and the Not So Common Players, subject to annual appropriation.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 280 of 2016 a resolution authorizing the installation of a street light at the entrance to the Rolling Meadows Subdivision, off of MacElroy Road.

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

WHEREAS, the Rolling Meadows Subdivision was approved by resolution by the Clifton Park Planning Board on November 28, 2006, per the approved subdivision plan, titled, "Rolling Meadows Residential Subdivision," and

WHEREAS, the Planning Department has determined that the installation of the street light is warranted at this time; now, therefore, be it

RESOLVED, that authorization is hereby granted for the installation of a street light at the entrance to the Rolling Meadows Subdivision, at the intersection of Rolling Meadows Lane and MacElroy Road; and be it further

RESOLVED, that said street light shall be charged to the Clifton Park Lighting District No. 1 and that a copy of this authorization shall be forwarded to the National Grid utility company.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 281 of 2016, a resolution authorizing the installation of a street light at the entrance to the Preston Court Subdivision, off of Main Street, Jonesville.

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

WHEREAS, the Preston Court Subdivision was approved by resolution by the Clifton Park Planning Board on March 28, 2008, per the approved subdivision plan, titled, "Subdivision of the Lands of Michael Dickinson," and

WHEREAS, the Planning Department has determined that the street light is warranted at this time; now, therefore, be it

RESOLVED, that authorization is hereby granted for the installation of a street light at the entrance to the Preston Court Subdivision, at the intersection of Main Street and Prospect Point Lane; and be it further

RESOLVED, that said street light shall be charged to the Clifton Park Lighting District No. 1 and that a copy of this authorization shall be forwarded to the National Grid utility company.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 282 of 2016, a resolution hiring two temporary part-time clerks at the Shenendehowa Adult Community Center.

Introduced by Councilwoman Walowit, who moved its adoption, seconded by Councilwoman Standaert.

WHEREAS, Supervisor Barrett has identified a need for two part-time clerk to work the adult community center, and

WHEREAS, Supervisor Barrett has recommended that Deborah Conti, P.O. Box 4479, Clifton Park, and Shirley Roberts, 40 Damask Dr., Clifton Park, fill these part-time positions; now, therefore, be it

RESOLVED, that Deborah Conti and Shirley Roberts, Clifton Park, be appointed to fill the positions of temporary part-time clerks, each at \$11.00 per hour, to be paid from A-6772-E4000 (Community Support-Senior Van-Express Dispatch), effective December 19, 2016.

Supervisor Barrett explained these individuals were volunteers at the reception desk at the Sr. Center and now will be town employees. The Buildings and Grounds Department is providing assistance to the center and Security Officer have been opening and closing the facility. The Supervisor reported a budget is being assembled with a new line item.

Town Comptroller Heggen reported adjustments will be made at the first meeting of the year.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 283 of 2016, a resolution authorizing the postponement of a public hearing to be held regarding the repair or demolition of an unsafe structure at 778 Plank Road, Clifton Park (Tax Parcel No.: 265.-2-42), owner of record Mary Ann Schmeelke.

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

WHEREAS, Chapter 77 of the Clifton Park Town Code provides that the Town Board may order, after notice and hearing, the repair, demolition, or removal of a building upon its finding that the building is unsafe, dangerous or unfit for the purpose for which it may lawfully be used, and

WHEREAS, Steven Myers, Director of Building and Zoning, submitted a written report pursuant to Town Code Chapter 77-4, and reported that it is his opinion that a residential

structure at 778 Plank Road is in extremely poor condition and is without potable water or heat, and

WHEREAS, pursuant to Resolution No. 270 of 2016, the board had scheduled a hearing for December 19, 2016 and based on feedback from the homeowner, the Town Board wishes to postpone the public hearing; now, therefore, be it

RESOLVED, that the owners of 778 Plank Road are hereby ordered to show cause at a hearing before the Town Board on January 9, 2017, at 7:05 p.m. in the Wood Memorial Meeting Room in the Clifton Park Town Hall, why the building at that location should not be condemned as uninhabitable pending appropriate repairs within 30 days of service of the notice contained in Exhibit "A"; and be it further

RESOLVED, that the Code Enforcement Officer is hereby directed to serve the notice contained in Exhibit "A", not later than 5 days before the hearing in accordance with the provisions of Chapter 77 of the Town Code and to file the notice with the Saratoga County Clerk.

Supervisor Barrett explained the public hearing scheduled for this evening has been postponed. Town Attorney McCarthy and Director of Building and Zoning Myers have met with the owner of the property and are working with County Social Services Department.

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.

Supervisor Barrett thanked the entire Town Hall team for a great job in 2016, as well as all the volunteers in town.

MOTION by Councilwoman Walowit, seconded by 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 7:35 p.m.

Patricia O'Donnell
Town Clerk