

December 4, 2017

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.

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
Michael O'Brien, Collection Systems Manager
Walter Smead, Assessor

MOTION BY Councilman Romano, seconded by Councilwoman Walowit, to approve the minutes of the November 13 and 20, 2017 meetings 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 reminded Shenendehowa School District voters of the December 12th referendum on the 37 acres owned by the school district.

PUBLIC HEARING, 7:03 PM
TO CONSIDER A LOCAL LAW AMENDING
LOCAL LAW NO. 2 OF 2008
COLD WAR VETERANS EXEMPTIONS

The Town Clerk read the Notice of Public Hearing as published in The Daily Gazette on November 27, 2017.

Town Assessor Walter Smead explained when the state legislature adopted the Cold War Veterans' Exemption in 2007 it required the exemption to be renewed every 10 years, however the legislature decided this year to remove the 10 year term limit by allowing municipalities to make it permanent.

The public hearing was opened for comments from the audience at 7:04 p.m.

Everyone was given an opportunity to speak in favor of or against the proposed local law and no one wished to be heard. Supervisor Barrett declared the public hearing closed at 7:05.

PUBLIC HEARING, 7:05 PM
TO CONSIDER CLIFTON PARK SEWER DISTRICT NO. 1
EXTENSION NO. 4 – HATLEE ROAD

The Town Clerk read the Notice of Public Hearing as published in The Daily Gazette on November 24, 2017.

Collection Systems Manager O'Brien explained this extension is being driven by a four-lot subdivision on Hatlee Road. The developer, at his cost, is pulling the line up to the subdivision and these are the only homes to be put on at this point. He noted this is an opportunity for the town to get a pipe put in at no cost to the town and also benefits the developer. Councilman Romano asked if the houses across the street would be allowed to hook into the system. Mr. O'Brien responded once the line is constructed and becomes the town of Clifton Park's sewer line the town could entertain those homes as an outside user.

The public hearing was opened for comments from the audience at 7:07 p.m.

Everyone was given an opportunity to speak in favor of or against the proposed local law and no one wished to be heard. Supervisor Barrett declared the public hearing closed at 7:08 p.m.

PUBLIC HEARING, 7:09 PM
TO CONSIDER CLIFTON PARK SEWER DISTRICT NO. 1
EXTENSION NO. 5 - CRESTMONT DRIVE

The Town Clerk read the Notice of Public Hearing as published in The Daily Gazette on November 24, 2017.

Collection Systems Manager O'Brien, noting this is a unique situation, explained Saratoga County Sewer originally serviced these homes but during an audit of districts and boundaries found the houses were part of the old CK Sanitary System. The County will cease servicing the homes the end of the year. Mr. O'Brien stated this is just a transfer of responsibility and ownership and homeowners will now be charged by the Clifton Park Sewer District No. 1. unit charge and the Saratoga County charge. Mr. O'Brien said the county has different charges within the town depending upon location. Supervisor Barrett reported letters were sent to the eight homes affected by this change. Mr. O'Brien reported there has been no feedback from affected residents.

The public hearing was opened for comments from the audience at 7:14 p.m.

Everyone was given an opportunity to speak in favor of or against the proposed local law and no one wished to be heard. Supervisor Barrett declared the public hearing closed at 7:15 p.m.

PUBLIC PRIVILEGE ON RESOLUTIONS

No one wished to be heard.

Resolution No. 296 of 2017, a resolution authorizing certain highway budget transfers for calendar year 2017 as specified in Exhibit A.

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

WHEREAS, the Superintendent of Highways has recommended that certain budget adjustments be made to address the maintenance and repair needs to prepare plows for winter, as set forth in Exhibit A; now, therefore, be it

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

Superintendent of Highways Bull explained the transfers, noting \$50,000 going into the salt line and \$25,000- \$30,000 into parks and maintenance line. Supervisor Barrett stated this is only for the 2017 budget.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 297 of 2017, a resolution setting a public hearing to amend Local Law No. 2 of 2006, Chapter 70, Bingo, of the Town Code, regarding the regulation of Bingo prizes.

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

WHEREAS, New York State regulates the administration of Bingo and other games of chance for charitable purposes under §479 of the New York State General Municipal Law, and

WHEREAS, GML §479 has recently been amended to increase the amount of payouts allowed for such games administered by authorized organizations to \$5,000 in any single game and \$15,000 in any series of games per occasion, and

WHEREAS, the current Town Code limits payouts to \$1,000 per game and \$3,000 per series of games on one occasion, and

WHEREAS, the Town Board wishes to schedule a public hearing on a proposal to amend Chapter 70 of the Town Code regarding maximum payouts allowed in Bingo games administered by authorized organizations; now, therefore, be it

RESOLVED, that the Town Board will hold a public hearing on December 18, 2017 at 7:05 PM to consider adoption of a local law amending Local Law No. 2 of 2006, Chapter 70, Bingo regarding payout limitations contained in Article 14-H of the New York State General Municipal Law.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 298 of 2017, a resolution authorizing Change Order No. 1 to the contract for the removal and replacement of the liner to the wading pool at the Country Knolls pool to Patterson-Stevens, Inc.

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

WHEREAS, Resolution No. 247 of 2017 awarded the contract for replacing the pool liner at the Country Knolls pool to Patterson-Stevens, Inc., and

WHEREAS, the original contract stated that the project would be substantially completed by November 13, 2017, and

WHEREAS, the contractor has requested a no cost extension of the completion date until May 21, 2018 due to long lead times for materials and a concern about cold weather affecting the installation, at no extra cost to the town, and

WHEREAS, the contractor has also requested an extension of the final payment date to June 4, 2018, with no extra cost to the town; now, therefore, be it

RESOLVED, that the Supervisor is authorized to sign Change Order No. 1 to extend the completion date and final payment date as stated.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 299 of 2017, a resolution hiring Rosemarie DiMarco as a temporary part-time clerk at the Clifton Park Senior Community Center.

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

WHEREAS, Supervisor Barrett has identified a need for a part-time clerk to work at the front desk of the Clifton Park Senior Community Center, and

WHEREAS, Supervisor Barrett has recommended that Rosemarie DiMarco, 18 Oak Brook Commons, Clifton Park, fill this part-time position; now, therefore, be it

RESOLVED, that Rosemarie DiMarco, 18 Oak Brook Commons, Clifton Park, be appointed to fill the position of temporary part-time clerk, at \$15.00 per hour, to be paid from A-6773-E4000 (Senior Center-Part-Time Employee), effective November 15, 2017.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 300 of 2017, a resolution authorizing the Receiver of Taxes to retain de minimis overages collected from taxpayers up to a maximum of two dollars (\$2.00) over the amount due.

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

WHEREAS, the Receiver of Taxes is authorized to collect and deposit real property tax payments on behalf of the County of Saratoga and special districts established within town, and

WHEREAS, on occasion, the payments received exceed the taxes owed by small amounts, including payments from taxpayers who “round up” check amounts for their tax payments, and

WHEREAS, the Receiver of Taxes has endeavored to refund such overages whenever possible, and

WHEREAS, increases in postage costs as well as administrative costs associated with the refund of overpayments exceeds the benefits to the public; now, therefore, be it

RESOLVED, that the Receiver of Taxes is authorized to retain de minimis amounts received in tax payments above the taxes due up to a maximum of \$2.00 over the amount due; and be it further

RESOLVED, that overages collected and retained shall be deposited into the general fund.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 301 of 2017, a resolution authorizing an amendment to the Intermunicipal Agreement with the Town of Halfmoon for funding of the Crescent Road Trail Project.

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

WHEREAS, by Resolution No. 199 of 2017, the Town Board approved certain change orders increasing authorized expenditures for engineering and construction inspection costs associated with the Crescent Road Trail Project, and

WHEREAS, the Town Board wishes to amend the existing Intermunicipal Agreement with the Town of Halfmoon to reflect shared local match costs associated with the final amounts invoiced by M.J. Engineering and Land Surveying, P.C.; now, therefore, be it

RESOLVED, that the Supervisor is authorized to sign the attached amendment to the Intermunicipal Agreement with the Town of Halfmoon.

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 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 7:32 p.m.

Patricia O'Donnell
Town Clerk