

October 15, 2007

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 Paolucci
Councilman Hughes
Councilman Roth
Councilwoman Walowit
Supervisor Barrett
Town Clerk O'Donnell

Also Present: Deputy Town Supervisor Speckhard
Town Attorney McCarthy
Mark Heggen, Comptroller
Myla Kramer, Director of Parks, Recreation and Community Affairs
Kathleen Maynard, Director of Planning
Steven Myers, Director of Building and Development
Michael Shahen, Town Administrator

MOTION BY Councilman Roth, seconded by Councilwoman Walowit, to approve the minutes of the October 1, 2007 meeting as presented.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth
Councilwoman Walowit, Supervisor Barrett

Noes: None

MOTION CARRIED

ANNOUNCEMENTS AND COMMUNICATIONS

Councilman Roth announced the Not So Common Players are presenting "Red Hot & Cole" the last weekend in October and first in November.

The Town Board adopted the following resolution in recognition of the Clifton Park White 8-Year Old All Stars. Team members were introduced by Coach Tom Huerter.

Resolution No. 290 of 2007, a resolution recognizing the 8 Year Old All Stars, Clifton Park White, for being the first Clifton Park 8 Year Old Team to win the 2007 Cal Ripken, Eastern New York State Championship.

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

WHEREAS, the 8 Year Old All Stars, Clifton Park White Baseball Team, had an overall all star season record of 20-2 and an all star season tournament record of 18-2, and

WHEREAS, in July the 2007 Eastern New York State Championship was hosted by the Town of Clifton Park and Clifton Park White won five consecutive games in the Tournament to win the Tournament, and

WHEREAS, in August the Town of Clifton Park hosted the Mid Atlantic Regional Tournament, and

WHEREAS, Clifton Park White played teams from New Jersey and the Bronx, as well as, other Clifton Park Teams and won all three games of the tournament, and

WHEREAS, the Clifton Park White Baseball Team represented youth baseball in its finest form and was a credit to the Town of Clifton Park; now, therefore, be it

RESOLVED, that the Town of Clifton Park recognizes the 8 Year Old All Stars on winning the Eastern New York State Championship and the Cal Ripken Mid Atlantic Regional Tournament; and be it further

RESOLVED, that the Town of Clifton Park does hereby recognize and commend the following members of the Clifton Park White Baseball Team and their coaches.

Players

Benjamin Anderson
Ian Anderson
Sam Belleville
Jake Bundy
Timothy Hansen
Kevin Huerter

Zack Hyland
Payton Johnson
Martin Mccrudden
Anthony Russo
Noah Sausville
Nolan Yowell

Coaches

Tom Huerter
Mike Hyland

Bob Anderson
Warren Bundy

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

HISTORIC PRESERVATION COMMISSION PRESENTATION

Mark Kamierczak, Chairman of Historic Preservation Commission, presented the Town of Clifton Park Annual Historic Preservation Award to Robert and Theresa Russell for the restoration of their 1850 home at 32 Vischer Ferry Road.

Mr. Kamierczak introduced Donna and Mel Lavender, members of The Mohawk Valley Grange Hall #1495. They presented the key to The Grange to Supervisor Barrett. The Lavenders reported The Grange began in 1925, seven members are left and membership has dwindled so it is now time to turn the building over to the Town of Clifton Park. Supervisor Barrett said The Grange was a pivotal part of the town for many years, and he will make sure the building continues to be an important part of the community.

REPORT FROM THE CHAMBER

Peter Aust, President of the Southern Saratoga Chamber of Commerce, expressed appreciation for the \$150 rebate stating it has a very significant economic impact. He reviewed the Chamber's Mission Statement and the organization's values. He gave a presentation on how the \$150 can impact the community. On behalf of the members of the Southern Saratoga Chamber of Commerce, he thanked the Town Board for their "insightful decision".

PUBLIC FORUM PROPOSED SENIOR HOUSING – WAITE ROAD AND ROUTE 146

Developer Andy Sciochetti said the proposed project will be developed by Rochester-based Conifer Realty. It is proposed for the corner of Waite Road and Route 146, is 100 percent

affordable senior housing, not market rate, and the funding is applied through state agency, Department of Housing and Community Renewal. Age and income requirements are mandated.

Gavin Vuillaume, Environmental Design Partnership, reviewed the proposal noting the project consists of 28 acres, 19 of which are designated wetlands. A single building consisting of 80 apartment units is proposed. He said approximately four acres will be built upon. Mr. Vuillaume said there will be two access points on Waite Road. He further said a small traffic narrative would be prepared if the Board feels it is necessary. Mr. Vuillaume said the developer would be willing to connect to trails but, as to interior trails, he doesn't feel an extensive amount would be necessary as there will be sidewalks around the building. He said this project would require a zoning change to Planned Unit Development.

Andy Bodewes, Conifer Realty, reviewed the history of the company and presented their proposal for the project. He reported the company has a total of 8100 apartment units, in four states, which the company owns and manages. He stated the company focuses on providing quality, safe and affordable senior housing. Mr. Bodewes reviewed the building design, including elevators, emergency call system, grab rails and wheelchairs rails and noted all units are handicapped accessible and adaptable. He reported the proposal calls for a 3-story building with one and two bedrooms. Mr. Bodewes reported a one bedroom would start around \$520 to \$640; two bedrooms would start at \$620 to \$750. Utilities are separate. Rents are based on a percentage of the area median income and there is no subsidy involved, however, there is an income restriction placed so the apartments will be geared to people who are at a 50 or 60 percent of the area median income. He noted the area median income is approximately \$66,000. He further stated if an individual makes over 60 percent of the area median income, he/she would not qualify to reside in the apartments. Mr. Bodewes said Conifer, as a professional management company, reviews all applications. The state does not review applications. Regarding the emergency call system, this could go to the monitoring service or directly to 911 as well.

Supervisor Barrett expressed appreciation to Councilman Roth and the Senior Housing Committee for reviewing various projects. He explained the process of sending the application to the Planning Board for review with recommendation back to the Town Board. If the project is acceptable, a public hearing date will be set to consider the zoning change.

Norman Goldman, London Square Drive, said he has been an advocate for affordable senior housing and this seems to "fit the bill". He would rather see a different location for the project other than the western part of town. In response to Mr. Goldman's question, the age requirement is 55.

Councilman Roth said he was in favor of limiting buildings to two floors in order to make emergency response time faster, however, he realizes there is an economics to doing these projects and a 3-story building is practical. He said he has insisted on elevators for a 3-story building. Councilman Roth said there aren't a lot of other places in town where a project such as this can be put. He further said at this point there are no other projects that are affordable.

Comment from the audience asked that trails be considered throughout the property. Councilman Roth agreed with the speaker. Mr. Bodewes said the corporation would be open to a trail.

Mr. Bodewes noted there are 90 parking spaces proposed.

Paul Goldman, attorney for the project, explained in order to drive the affordable rents Department of Housing and Community Renewal gives tax credits and their funding round is over at the end of February, therefore, it is important to show progress toward approval. He asked that the Town Board expedite the referral to the Planning Board. Mr. Goldman stated if the property is not rezoned with a PUD on or before February, the project is finished for another year.

Councilman Roth stated he would like to have this project referred to the Planning Board at the first Town Board meeting in November.

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PUBLIC PRIVILEGE ON RESOLUTIONS

No one wished to be heard.

Resolution No. 291 of 2007, a resolution scheduling a public hearing to consider the 2008 Preliminary Budget.

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

WHEREAS, the Town Board wishes to obtain comment regarding the 2008 Preliminary Budget; now, therefore, be it

RESOLVED, that a public hearing is hereby scheduled for Thursday, November 8, 2007 at 7:00 p.m. in the Wood Memorial Room at Town Hall, One Town Hall Plaza, Clifton Park, to consider the 2008 Preliminary Budget; and be it further

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

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 292 of 2007, a resolution expressing the intent of the Town of Clifton Park Town Board to encourage parents to limit the times that children will be trick or treating on Halloween to between the hours of 4:00 - 8:00 p.m.

Introduced by Councilman Roth, who moved its adoption, seconded by Councilman Paolucci.

WHEREAS, the Town Board of the Town of Clifton Park wishes to encourage parents to limit the hours that their children will trick or treat for safety reasons; now, therefore, be it

RESOLVED, that the Town Board encourages families residing within the Town of Clifton Park to limit trick or treating to between the hours of 4:00 - 8:00 p.m. on Halloween.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 293 of 2007, a resolution scheduling a public hearing regarding the Town of Clifton Park's Annual Plan for 2008 for the Section 8 Housing Choice Voucher Program.

Introduced by Councilman Roth, who moved its adoption, seconded by Councilman Paolucci.

WHEREAS, the Town of Clifton Park operates a Section 8 Housing Assistance Payments Program funded by the U. S. Department of Housing and Urban Development, and

WHEREAS, the Town of Clifton Park is required by the U. S. Department of Housing and Urban Development to prepare and adopt a written Annual Plan that establishes local

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policies for administration of the Section 8 Housing Assistance Payments Program in accordance with regulations of the U. S. Department of Housing and Urban Development, and

WHEREAS, a public hearing is required for the purpose of receiving comments from the public prior to considering adoption of the Annual Plan Establishing local policies for the administration of the Section 8 Housing Assistance Payments Program; now, therefore, be it

RESOLVED, that a public hearing to consider adoption of the Annual Plan establishing local policies for administering the Town of Clifton Park Section 8 Housing Assistance Payments Program is hereby set forth and scheduled for December 10, 2007 at 7:10 p.m. in the Wood Memorial Room, One Town Hall Plaza, Clifton Park, and the Town Clerk is directed to publish notice of same.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 294 of 2007, a resolution referring a Conservation Easement Application for farming purposes to the Planning Board and Environmental Specialist for review and comment for property at 61 Appleton Road, Rexford.

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

WHEREAS, an application has been received by the Town Clerk for a Conservation Easement for farming purposes for property at 61 Appleton Road, Rexford, owned by Carl and Marianne Springel, and

WHEREAS, the Planning Board and Environmental Specialist shall investigate the area to determine if the proposal would be of benefit to the people of the Town of Clifton Park; now, therefore, be it

RESOLVED, that the Town Board hereby refers the Conservation Easement Application, for property at 61 Appleton Road, Rexford, owned by Carl and Marianne Springel, to the Planning Board and Environmental Specialist for review and comment and to report back to the Town Board within forty five days.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 295 of 2007, a resolution in connection with a Halloween party to be held on October 27, 2007.

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

WHEREAS, the Jonesville Fire Company has requested to close Dyer Drive and a portion of Main Street on October 27, 2007 from 4:30 - 5:30 p.m. to accommodate a Halloween Parade; now, therefore, be it

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RESOLVED, that the Town Highway Superintendent is authorized to close Dyer Drive and a portion of Main Street to Jonesville's Station #1 on October 27, 2007 from 4:30 - 5:30 p.m. to facilitate a local social event of the Jonesville Fire Company, and be it further

RESOLVED, that the Fire Company, with the approval and advice of the Highway Superintendent, shall block the roadway off but shall open it immediately in case of emergency service needs such as fire, police or ambulance protection, and be it further

RESOLVED, that the Jonesville Fire Company shall be responsible for all clean-up activities on Town property or on the street right-of-way resulting from the social activity; and be it further

RESOLVED, that a copy of this resolution be sent to the Jonesville Fire Department, the Ballston Lake Ambulance Corps., Sheriff's Department and the State Police.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 296 of 2007, a resolution in connection with a Halloween Parade to be held on October 28, 2007.

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

WHEREAS, the Clifton Knolls/Mill Creek Civic Association has requested authorization to have a Halloween Parade on Sunday, October 28, 2007, beginning at 1:00 pm at the Barney Road Clubhouse, utilizing Barney Road, Secada Drive, Par Del Rio, Madrid Court, Locust Lane, and ending at the Locust Lane Clubhouse, and

WHEREAS, members are being encouraged to construct small floats on utility trailers, no larger than 5ft. by 10 ft. long, to enhance the parade festivities; now, therefore, be it

RESOLVED, that authorization is given to the Clifton Knolls/Mill Creek Civic Association to conduct a Halloween Parade on Sunday, October 28, 2007, beginning at the Barney Road Clubhouse, utilizing Barney Road, Secada Drive, Par Del Rio, Madrid Court and Locust Lane ending at the Locust Lane Clubhouse, and be it further

RESOLVED, that the Clifton Knolls/Mill Creek Civic Association shall be responsible for all clean-up activities on Town property or on the street right-of-way resulting from the Parade activity; and be it further

RESOLVED, that a copy of this resolution be sent to the Clifton Park Fire Department, the Jonesville Fire Department, the Vischer Ferry Fire Department, the Clifton Park-Halfmoon Ambulance Corps., Sheriff's Department and the State Police.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

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Resolution No. 297 of 2007, a resolution adopting Local Law No. 11 of 2007, a local law establishing the Community Arts and Culture Commission and adding Chapter 35 to the Town Code.

Introduced by Councilman Roth, who moved its adoption, seconded by Councilman Paolucci.

WHEREAS, in order to continue the enhancement of public arts and culture awareness Deputy Town Supervisor Roy Speckhard has recommended that Chapter 35, establishing a Community Arts and Culture Commission, be added to the Town Code, and

WHEREAS, on October 9, 2007, at 7:10 p.m. a public hearing was conducted to obtain comment from the public regarding adding Chapter 35 to the Town Code; now, therefore, be it

RESOLVED, the Clifton Park Town Board hereby adopts Local Law No. 11 of 2007, a local law adding Chapter 35 to the Town Code, establishing the Community Arts and Culture Commission, per the attached, and be it further

RESOLVED, that the Town Clerk file said local law with the New York State Department of State as required by law; and be it further

RESOLVED, that this local law shall take effect immediately upon its adoption.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 298 of 2007, a resolution awarding the bid for the Algonquin Road Drainage Repairs.

Introduced by Councilman Roth, who moved its adoption, seconded by Councilman Paolucci.

WHEREAS, on October 15, 2007 bids were received for the above referenced contract, and

WHEREAS, the low bidder for the Algonquin Road Drainage Repairs is Stephen Miller General Contractors, Inc. in the amount of \$34,904, and

WHEREAS, as per letter from McDonald Engineering, dated October 15, 2007, McDonald Engineering has reviewed the bids and has recommended to the Town Supervisor that Stephen Miller General Contractors, Inc. be accepted as the lowest most responsible bidder; now, therefore, be it

RESOLVED, that the Town Board hereby accepts and awards the above referenced bid in the amount of \$34,904 to Stephen Miller General Contractors, Inc., to be paid with a transfer from A-909 (Undesignated Fund Balance) to A-8540-200(General Fund-Drainage Equipment).

Supervisor Barrett explained when Crescent Estates South was built the town took ownership of a ravine area and now the sides of the ravine are starting to give way and affecting private property owners.

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ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 299 of 2007, a resolution urging Governor Spitzer to reconsider the Executive Order requiring Local Officials to issue New York State Drivers Licenses to illegal aliens.

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

WHEREAS, Governor Spitzer has recently issued an Executive Order that would require County Clerks to issue valid New York State Driver's Licenses to illegal aliens, reversing policies that have been in place since the tragedy of September 11, 2001, and

WHEREAS, New York State Drivers Licenses are often accepted as picture IDs to gain entry to airports, federal buildings and other sensitive areas and have become commonly accepted as a dependable and secure form of photo identification, and

WHEREAS, the New York State County Clerk's Association under the direction of Saratoga County Clerk Kathy Marchione, has strongly opposed the new policy and has petitioned the Governor to rescind his Executive Order, and

WHEREAS, County Clerk Marchione and many other County Clerks have determined that, notwithstanding the Governor's order, they will not issue a New York Driver's License to any illegal alien, and

WHEREAS, the Town Board of the Town of Clifton Park agrees that driving is a privilege that should be reserved to law abiding residents and legal immigrants who have gone through the process to gain entry to the United States of America legally; now, therefore, be it

RESOLVED, that the Town Board of the Town of Clifton Park urges Governor Spitzer to recognize the legitimate security concerns that arise as a consequence of relaxing the safeguards in place since the aftermath of September 11, 2001 regarding the issuance of Drivers Licenses to illegal immigrants, and be it further

RESOLVED, that the Town Board of the Town of Clifton Park petitions the Governor to reconsider his Executive Order and limit the issuance of drivers licenses to law abiding citizens and legal immigrants; and be it further

RESOLVED, that a copy of this resolution be forwarded to Governor Eliot Spitzer, Senator Joseph Bruno and Assemblyman Bob Reilly.

Councilman Paolucci feels the Executive Order affects the safety and security of the residents of Saratoga County and the Town of Clifton Park. He said the Town Board is tasked with the health, safety and welfare of the residents of the Town of Clifton Park.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

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Resolution No. 300 of 2007, a resolution authorizing the implementation and funding of a State “Marchiselli” Program-aid eligible transportation federal-aid Project to fully fund the local share of federal and state aid eligible and ineligible Project costs and appropriating funds therefore.

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

WHEREAS, a Project for the Mohawk Towpath National Scenic Byway: Byway Informational Kiosks Improvements Project, P.I.N., SB 11.03.321 (the Project), is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs, such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds, and

WHEREAS, the Town of Clifton Park desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of design and installation for the Project or portions thereof, with the federal share of such costs to be applied directly by the New York State Department of Transportation (“NYSDOT”) pursuant to Agreement;

NOW, THEREFORE, the Town Board, duly convened does hereby

RESOLVE, that the Town Board hereby approves the Project; and it is hereby further

RESOLVED, that the Town Board hereby authorizes the Town of Clifton Park to pay in the first instance the full non-federal share of the cost of design and installation work for the Project or portions thereof; and it is further

RESOLVED, that the sum of \$7,930 (Seven thousand, nine hundred thirty dollars and no cents) is hereby appropriated from A-7629-135 (Trails Contractual-Engineering), and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, that in the event the full federal and non-federal share of the costs of the Project exceeds the amount appropriated above, the Town Board of the Town of Clifton Park shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the Town Supervisor of the Town of Clifton Park be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the Town of Clifton Park with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality’s first instance funding of the non-federal share of Project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED, this Resolution shall take effect immediately.

Town Comptroller Heggen explained there will be some in-kind costs and additional costs that the town will incur and this is the funding mechanism in order to capture federal funds. Councilman Paolucci reported this will be for three informational kiosks along the byway.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 301 of 2007, a resolution authorizing the hiring of Janice Semanek as Assistant Comptroller and rescinding Resolution No. 256 of 2007.

Introduced by Councilman Roth, who moved its adoption, seconded by Councilman Paolucci.

WHEREAS, Resolution No. 256 of 2007 authorized the hiring of an Assistant Comptroller, and

WHEREAS, the appointee decided to decline the job, and

WHEREAS, an opening exists for an Assistant Comptroller, and

WHEREAS, Michael Shahan, Town Administrator and Mark Heggen, Comptroller, having undertaken an interview process and have recommended to the Town Board that Janice Semanek, 14 Majorca Lane, Clifton Park, be hired as Assistant Comptroller; now, therefore, be it

RESOLVED, that the Town Board hereby authorizes the hiring of Janice Semanek, 14 Majorca Lane, Clifton Park, as Assistant Comptroller at Grade 9, Step 3, as budgeted, effective immediately, salary for the balance of 2007 to be paid with a transfer of \$10,000 from A-1315-E235 (Comptroller's Office) to A-1315-xxx (Staff Salary); and be it further

RESOLVED, that Resolution No. 256 of 2007 authorizing the hiring of an Assistant Comptroller is hereby rescinded.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 302 of 2007, a resolution authorizing the installation of a streetlight at the entrance to the Barberry Fields Subdivision at the intersection of Rosemary Court and Moe Road.

Introduced by Councilman Roth, who moved its adoption, seconded by Councilman Paolucci.

WHEREAS, the Barberry Fields Subdivision was previously approved by the Town of Clifton Park Planning Board and the installation of a street light is depicted on the approved subdivision plan and the streetlight is warranted at this time; now, therefore, be it

RESOLVED, that authorization is hereby granted for the installation of a streetlight by Cillis Builders, Inc. at the intersection of Rosemary Court and Moe Road in the Town of Clifton Park; and be it further

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

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 303 of 2007, a resolution authorizing the installation of a streetlight at the entrance to the Buttonwood Manor Subdivision at the intersection of Buttonwood Manor and Moe Road.

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

WHEREAS, the Buttonwood Manor Subdivision was previously approved by the Town of Clifton Park Planning Board and the installation of a street light is depicted on the approved subdivision plan and the streetlight is warranted at this time; now, therefore, be it

RESOLVED, that authorization is hereby granted for the installation of a streetlight by Cillis Builders, Inc. at the intersection of Buttonwood Manor and Moe Road in the Town of Clifton Park; and be it further

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

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 304 of 2007, a resolution authorizing the Town Supervisor to sign a 2007-2008 Agri-Tourism Project Grant put forth by the New York State Department of Agriculture and Markets.

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

WHEREAS, the many farms located in the Town of Clifton Park collectively represent a regionally significant agricultural marketing and promotional opportunities, and

WHEREAS, it is the expressed policy of the Town Board that Farming is an essential activity within our Town, and

WHEREAS, the Town of Clifton Park Agri-Tourism Marketing and Educational Project will utilize the Town's experience in developing and promoting programs and events, combining with it the agricultural resources and investment made by the many local farmers, and

WHEREAS, the Town of Clifton Park Agri-Tourism Marketing and Educational Project will:

- Establish a Clifton Park agriculture brand which will help build a strong customer base
- Create and distribute a high-quality booklet highlighting local farms, farm markets, restaurants which support and feature locally grown products, farming history and other educational components
- Create and publicize a website to support the booklet to serve as a visitor guide, to include self-directed farm "trails or scenic farm tour routes," efforts supporting viability of locally owned farms including farmland protection and conservation easements programs and educational lectures and literature
- Create an interactive online map (and static version for booklet) to indicate active farmlands and farm resources, on-the-farm farm markets and seasonal farm markets
- Develop a 1-hour educational lecture/program for youth and community groups on local farming history and importance of utilizing and supporting local

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agriculture resources, referring to/acknowledging the state-wide Pride of New York program, and

WHEREAS, the Town wishes to create the Town of Clifton Park Agri-Tourism Project to support Agri-Tourism development and regional competitiveness as outlined above at a total cost of \$28,150, and

WHEREAS, the New York State Department of Agriculture and Markets Matching Grants available for qualifying communities would provide State Grant Funds to offset 50 % of the cost of the Clifton Park Agri-Tourism Marketing and Educational project; now, therefore, be it

RESOLVED, that the Town Board authorizes the Town Supervisor to sign a 2007-2008 Agri-Tourism Project Matching Grant in an amount of \$14,075 with the New York State Department of Agriculture and Markets for the creation of the Town of Clifton Park Agri-Tourism Project.

Director of Parks, Recreation and Community Affairs, Myla Kramer, reported individual farms didn't think they could get too far with this grant; therefore, the town is supporting the local farms by pooling resources. She noted this is an opportunity for town involvement and to help increase revenues for the local farmers.

Councilman Hughes stated this is a nice extension of the open space and farmland protection efforts and hopefully will draw more tourism.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 305 of 2007, a resolution appointing Frederic J. Pineau and Brian H. Glick to the Environmental Conservation Commission.

Introduced by Councilman Roth, who moved its adoption, seconded by Councilman Paolucci.

WHEREAS, due to recent resignations openings exist on the Environmental Conservation Commission, and

WHEREAS, Frederic J. Pineau, 4 Woods Way, Clifton Park and Brian H. Glick, 65 Southbury Road, Clifton Park, have been recommended to fill the position; now, therefore, be it

RESOLVED, that Frederic J. Pineau, 4 Woods Way and Brian H. Glick, 65 Southbury Road, Clifton Park, are hereby appointed to the Environmental Conservation Commission, terms to expire December 31, 2007.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

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Resolution No. 306 of 2007, a resolution authorizing Director of Building & Development Steven Myers to perform emergency procedures pursuant to Section 77-4 et seq of the Town Code.

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

WHEREAS, the Building Inspector is charged by the Town Code with code enforcement of the Unsafe Buildings Law, and

WHEREAS, the Building Inspector has reported a condition resulting from a house fire on October 14, 2007, and which, in his professional opinion, warrants immediate action in order to prevent imminent harm to the general public and to property owners at and immediately adjacent to Boyack Road, Clifton Park, and has duly reported those facts to the Board pursuant to Clifton Park Town Code Section 77-4; now, therefore, be it

RESOLVED, that the Building Department is hereby authorized to invoke the procedures outlined in the Town's Unsafe Buildings Law, Section 77-4 et seq., to provide a notice to the building's owner pursuant to Section 77-6, and to undertake such invasive investigations that are necessary and proper to fully secure the remaining structure from the elements and to determine the nature and extent of damage within the structure of 23 Boyack Road, Clifton Park, and to report back to the Board upon those findings.

Mr. Myers explained the homeowner needs assistance in getting repairs done. He reported the house is a hazard in the neighborhood but has been secured against weather and vandalism. He said this resolution will authorized him to investigate and see what needs to be done.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 307 of 2007, a resolution scheduling a public hearing to consider adoption of Local Law No. _____ of 2007, a local law amending Chapter 208-107 K, regarding expiration of Building Permits in the event that Permitted Projects are not substantially complete.

.Introduced by Councilman Roth, who moved its adoption, seconded by Councilman Paolucci.

WHEREAS, the Director of Building and Development has recommended that Chapter 208-107 K, regarding expiration of Building Permits in the event that Permitted Projects are not substantially completed should be amended, and

WHEREAS, the Town Board wishes to solicit the comments of the Town's citizens regarding the proposed changes to the Town Code; now, therefore, be it

RESOLVED, that a public hearing be scheduled for Monday, November 5, 2007, at 7:10 pm, in the Wood Memorial Room, Town Hall, Clifton Park, New York, to consider Local Law No. _____ of 2007, a local law amending Chapter 208-107 K, regarding expiration of Building Permits in the event Permitted Projects are not substantially completed, and be it further

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

10/15/2007

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

REPORTS TO THE BOARD

Town Comptroller Heggen reported sales tax is slightly ahead of 2006 numbers.

Town Administrator Shahen said the 2008 Preliminary Budget, with any approved changes, will be adopted at the November 13, 2007 Town Board meeting.

PUBLIC PRIVILEGE

Norman Goldman, London Square Drive, displayed documents and continued to express concern with the appointment of the Executive Assistant to the Planning Department in the fall of 2006.

Todd Kerner, Spruce Street, also expressed concern with the appointment of the Executive Assistant to the Planning Department in the fall of 2006.

Nancy Bellamy, East Side Drive, asked if Board members review qualifications of appointees.

David Karasz, attorney, Grooms Road, explained he is working with the state on a new concept of assisted living which will be a model for all of New York State which will be more medically oriented and staffed by a medical staff. Supervisor Barrett recommended Mr. Karasz speak with Councilman Roth.

Arthur VanderVoort, Gloucester Street, stating he is the Democratic Candidate for Supervisor, said people have a right to answers.

Mr. Goldman continued to review documents.

Mr. Kerner stated people have a right to answers.

Supervisor Barrett speaking with regard to the Executive Assistant appointment, said when the changes were made, explanations were given at that time that the Planning Board designation was incorrect and should have been Department.

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

Motion carried at 9:34 p.m.

Patricia O'Donnell
Town Clerk