

September 20, 2010

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 Romano
Councilwoman Walowit
Supervisor Barrett
Town Clerk O'Donnell

Also Present: Town Attorney McCarthy
Michael Shahan, Town Administrator
Mark Heggen, Comptroller
Myla Kramer, Director of Parks, Recreation and Community Affairs
Barbara McHugh, Director of Community Development

MOTION BY Councilman Romano, seconded by Councilwoman Walowit, to approve the minutes of the September 7, 2010 meeting as presented.

ROLL CALL VOTE

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

Noes: None

MOTION CARRIED

ANNOUNCEMENTS AND COMMUNICATIONS

Supervisor Barrett reminded residents of the Hazardous Waste Day scheduled for September 25th.

REPORTS TO THE BOARD

Town Administrator Shahan said the tentative budget will be filed with the Town Clerk on September 24th. The Town Clerk will present to the Town Board on October 4th. Budget workshops are scheduled for October 6 and 7. He reported on a water issue in the Green Meadows subdivision. The Army Corp of Engineers said the sediment could be taken out of the stream and suggested having the town engineer look at the situation. Mr. Shahan said it appears this can be with town personnel and it is recommended this be done in the winter. He said it is a stormwater management issue.

Town Comptroller Heggen reviewed the August financial report. He said 90 percent of the grant for the Dwaaskill was received September 20th. He reported sales tax is ahead of 2009. He explained a good portion of 2009 revenues were the federal monies for the 2008 ice storm cleanup. 2010 expenditures are on par with 2009.

PUBLIC PRIVILEGE ON RESOLUTIONS

No one wished to be heard.

Resolution No. 233 of 2010, a resolution proclaiming November 29, 2010 as “Be a Santa to a Senior Day.”

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

WHEREAS, Home Instead Senior Care, partners from non-profit organizations, other agencies and businesses who provide services to senior adults throughout the year, ask that efforts be combined each year for a community service project, “Be a Santa to a Senior”, and

WHEREAS, volunteers of the “Be a Santa to a Senior” intend to positively impact the community by providing holiday cheer and gift-giving to senior adults who are least likely to receive a present during the holiday season and are lonely and/or financially challenged, and

WHEREAS, “Be a Santa to a Senior” and its volunteers seek to eliminate the crush of holiday isolation felt by Clifton Park’s senior adults, and

WHEREAS, out of the approximately four-thousand sixty eight persons over the age of sixty-five living in Clifton Park over twenty percent live alone, and

WHEREAS, Home Instead Senior Care and the “Be a Santa to a Senior” partners have a shared belief that our senior adults should not be alone or forgotten during the holidays as they have been instrumental in defining our communities, and

WHEREAS, “Be a Santa to a Senior” participants intend to recognize and celebrate our Senior Adults and the invaluable contributions they continue to make to our Town, and

WHEREAS, citizens of Clifton Park, New York recognize that our diverse population is committed to improving the peace and wellbeing of our community and wish to focus on our lonely elders through “Be a Santa to a Senior”; now, therefore, be it

RESOLVED, that the Clifton Park Town Board hereby proclaims November 29, 2010 as “Be a Santa to a Senior Day” and asks the citizens of Clifton Park to join in its observance.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 234 of 2010, a resolution authorizing the appropriate disposal of Town-owned surplus computer equipment.

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

WHEREAS, the Town of Clifton Park has surplus computer equipment with no current resale value, per Exhibit “A”, and

WHEREAS, Barbara McHugh, Director of Community Development, has requested authorization to dispose of the Town-owned surplus equipment at Household Hazardous Waste Collection Day; now, therefore, be it

RESOLVED, that authorization is hereby given to Barbara McHugh to appropriately dispose and recycle the Town-owned surplus equipment at Household Hazardous Waste Day on Saturday, September 25, 2010.

Director of Community Development McHugh said all hard drives are scrubbed of information.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 235 of 2010, a resolution authorizing the hiring of an attendant for the Clifton Park Action Park.

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

WHEREAS, a need exists for an attendant for the Clifton Park Action Park, and

WHEREAS, Myla Kramer, Director of the Office of Parks, Recreation and Community Affairs, has recommended that Kevin Scotti, 28 Sitterly Road, Clifton Park, be hired to fill the position; now, therefore, be it

RESOLVED, that authorization is hereby given to hire Kevin Scotti as an attendant for the Clifton Park Action Park, effective immediately, at a rate of \$8.50 per hour, to be paid from A-7200-E4000 (Action Park-Part time Employee), retroactive to September 15, 2010 through November 5, 2010.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 236 of 2010, a resolution authorizing the hiring of a group leader and an assistant for the Fall 2010 Fitness Counts Program.

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

WHEREAS, the Fall 2010 Fitness Counts Program will be conducted September 14 - 30, 2010, and

WHEREAS, it is necessary to hire a group leader and an assistant for the program, and

WHEREAS, Myla Kramer, Director of Parks and Recreation and Community Affairs, has recommended that Doreen Basile, 4 Sundial Place, Clifton Park, be hired as a Group Leader for the program; and Daniel Shockley, 20 Evergreen Avenue, Clifton Park, as an Assistant; now, therefore, be it

RESOLVED, that authorization is given to hire Doreen Basile, Clifton Park, at a rate of \$20 per session not to exceed \$120 and Daniel Shockley, Clifton Park, at a rate of \$12 per session not to exceed \$72, for the Fall 2010 Fitness Counts Program, maximum amount of \$192 for both to be paid from A-7309-87 (Community Programs-Character Counts), retroactive to September 14, 2010 through September 30, 2010.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 237 of 2010, a resolution scheduling a public hearing to consider a local law amending Chapter 208, Zoning, Article XII, Corporate Commerce District (B5), Section 208.51 & 208.54 and Article IX, Light Industrial District (L-I), Section 208.62 and 208.64A, as amended.

Introduced by Councilman Paolucci, who moved its adoption, seconded by Councilman Romano

WHEREAS, the Town of Clifton Park wishes to update the Corporate Commerce Zone(B-5) and the Light Industrial Zone (L1 &L2) language in the Town’s Zoning Code, and

WHEREAS, the proposed changes to the Town Code would reflect the Town’s interest in attracting to these commercial zones some high tech companies and businesses who are locating in the Capital District in support of Global Foundries project in Saratoga County, and

WHEREAS, the Town Board wishes to solicit public comment on a proposal that would allow for additional uses such as research, information, communication services, and light manufacturing, and

WHEREAS, Planning Department has recommended amendments to the Corporate Commerce and Light Industrial Zones in light of nearby economic development activity; now, therefore, be it

RESOLVED, that a public hearing is scheduled for October 18, 2010 at 7:10 p.m. in the Wood Memorial Room, One Town Hall Plaza, Clifton Park, to consider a local law amending Chapter 208, Zoning, Article XII, Corporate Commerce District (B5), Section 208.51 & 208.54, and Article IX, Light Industrial District (L-I) Section 208.62 and 208.64 A, as amended; and be it further

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

Director of Planning Scavo explained with the interest of business coming into Saratoga County there have been questions about what zoning allows and doesn’t allow and it is necessary to clarify legislation since there may be dealings with international companies looking at specific locations. Supervisor Barrett said it is important to make zoning clear so there is an ability to attract quality companies. He stated these are not huge changes. Mr. Scavo explained this is a clarification of new terms in research and development.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 238 of 2010, a resolution authorizing the final phase of the highway sign inventory project and authorizing the Comptroller to transfer funds to cover the cost of the professional services.

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

WHEREAS, the Town of Clifton Park was awarded a \$14,940 reimbursement grant from the Governor's Traffic Safety Committee obtained by the Highway Safety Committee to conduct a traffic sign inventory, and

WHEREAS, Resolution No. 14 of 2010 increased the Traffic Safety budget line A-3310-15 by \$14,940 to reflect anticipated revenues for 2010 from a reimbursement grant award from the Governor's Traffic Safety Committee, and

WHEREAS, the goal of the State program is to reduce the number of traffic accidents, injuries and deaths on New York roads, and

WHEREAS, Phase I of the Sign Inventory was completed which included assessing existing technology and data collection systems and conducting pilot data collection, and

WHEREAS, Phase II was completed in 2010 which involved designing a traffic sign inventory survey that was submitted to Town Highway Superintendents and conducted online in order to benchmark best practices, and

WHEREAS, Phase I and Phase II were completed at a cost of approximately \$200, and

WHEREAS, the final step of the grant scope is to do the physical inventory survey of the traffic signs in the Town of Clifton Park; now, therefore, be it

RESOLVED, that the Clifton Park Town Board authorizes the Town Supervisor to execute a contract with Greenman - Petersen, Inc., Babylon, New York, to conduct the final phase of the sign inventory and analysis project at a cost not to exceed \$14,900, and be it further

RESOLVED; that the Comptroller is authorized to transfer \$200 from A8060-013 (Highway Safety Budget-Other Contractual) to A3310-015 (Highway Safety); and be it further

RESOLVED; that \$14,900 be paid from the Highway Safety budget line item A3310-15 (Highway Safety) for Greenman - Petersen, Inc. to conduct the final phase of the sign inventory.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 239 of 2010, a resolution adopting Local Law No. 7 of 2010, a local law amending Local Law No. 5 of 2005, Section 208-43.14 Incentive Zoning Fee Structure and adding Section 208-43.17, Sunset Provision.

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

WHEREAS, on May 9, 2005, the Town Board adopted Local Law No. 5 of 2005 establishing Open Space Incentive Zoning as a tool to achieve additional open space conservation in Western Clifton Park, as part of a greater comprehensive plan and set of zoning policies, and

WHEREAS, the incentive zoning was initiated to provide some relief to landowners who were subject to a zoning change and to provide a source of funds for the Town to protect additional open space in Western Clifton Park, and

WHEREAS, the Town Board wished to solicit public comment on a proposal for a more defined and practicable fee schedule for Incentive Zoning fees which considered the points of income generation for residential development projects, and

WHEREAS, Planning Department recommended amendments to the Space and Bulk Standards of the Conservation Residential Zone to eliminate inconsistencies within the Town Code, and

WHEREAS, June 7, 2010 at 7:10 p.m. a Public Hearing was conducted to consider the proposed changes to the local law and all who wished to speak were given the opportunity to; now, therefore, be it

RESOLVED, that Local Law No. 7, of 2010, amending Local Law No. 5 of 2005, Section 208-43.14 (3) Incentive Zoning Fee Structure and adding Section 208-43.17, Sunset Provision, per Exhibit "A" is hereby adopted; and be it further

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

Mr. Scavo explained this allows for a fee based payment schedule being broken down into one-third payments with a sunset provision that within 5 years the total amount becomes callable. County Planning has reviewed the proposed legislation and offered no significant impacts to the County so they recommended approval as proposed.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 240 of 2010, a resolution extending the Transfer Station hours for fall cleanup.

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

WHEREAS, Jeffrey Vedder, Transfer Station Supervisor, has requested that the Transfer Station be open on Sundays, October 24th, 31st and November 7th, and 14th, 2010 between the hours of 10 AM and 4 PM, for fall cleanup of leaves and brush only, and

WHEREAS, the Transfer Station Supervisor has proposed the attached schedule to support the extended hours of operation; now, therefore, be it

RESOLVED, that the Transfer Station will be open for extended hours on Sundays October 24th, 31st and November 7th, and 14th, 2010 (weather permitting), for fall cleanup of leaves and brush only, and that the Comptroller is authorized to expend funds for the same per the attached schedule, overtime to be paid from budget line item A-8160-074.(Transfer Station-Overtime).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

PUBLIC PRIVILEGE

Norman Goldman, London Square Drive, expressed concern he wasn't allowed to speak a second time during the public hearing and of the five minute limit at public privilege.

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

Motion carried at 7:40 p.m.

Patricia O'Donnell
Town Clerk