

TOWN OF CLIFTON PARK

TOWN BOARD MEETING

November 21, 2016

I. Call to Order/7:00 P. M.

II. Pledge to Flag

III. Roll Call

IV. Approval of Town Board Minutes

V. Communications/Announcements

VI. Business

- **Public Hearing on renovations and improvements in Sherwood Forest Park District**
- **Public Hearing on an amendment to §171-6 of Town Code to eliminate a portion of the area restriction on window signs**
- **Resolutions for Consideration**
- **Other Business**

VII. Open Public Privilege

NOTE:

Each speaker shall state name and address prior to addressing the Board and shall be granted the floor for a single timeframe of up to five minutes. The Board asks that members of the public respect the opportunity of the speaker at the podium to be heard, and asks that the public refrain from conducting side meetings within the meeting room. In an effort to ensure that the widest number of community viewpoints are heard, the Board asks members of groups or the public to withhold comment, if their viewpoints have already been presented. The Board thanks everyone in attendance for their understanding, and also for their desire to actively participate in the Town decision making process.

VIII. Adjournment

TOWN OF CLIFTON PARK
COUNTY OF SARATOGA
STATE OF NEW YORK

NOTICE OF PUBLIC HEARING REGARDING
RENOVATIONS AND IMPROVEMENTS OF THE SHERWOOD FOREST PARK
WITHIN THE SHERWOOD FOREST PARK DISTRICT

Please take notice that the Town Board of the Town of Clifton Park will conduct a public hearing on the 21st day of November 2016 at 7:05 p.m. in the Wood Memorial Meeting Room in the Town Office Building, located at One Town Hall Plaza, Town of Clifton Park, County of Saratoga, State of New York to receive comments regarding the proposal to undertake the renovation and improvements of the Sherwood Forest Park within the Sherwood Forest Park District, including renovations and resurfacing of the tennis courts, nets, poles and fencing as well as engineering and estimates in connection with the improvements required (the Project) as described in the report prepared by John M. McDonald Engineering, P.C. dated October 14, 2016 which is on file in the Town Clerk's office. The total estimated maximum cost of the Project is \$86,000 to be funded through the proceeds of obligations issued by the Town, the debt service on which will be paid from assessments levied on properties within the Sherwood Forest Park District. The Town Board has scheduled a Public Hearing regarding the Project as required by Town Law Section 202-b.

Copies of the report are available for review in the Town Clerk's office during normal business hours.

Patricia O'Donnell, Town Clerk

TOWN OF CLIFTON PARK
COUNTY OF SARATOGA
STATE OF NEW YORK

NOTICE OF PUBLIC HEARING REGARDING AMENDING
SECTION 171-6C1 (a) and (b) REGULATION OF SIGN TYPES

Please take notice that the Town Board of the Town of Clifton Park will conduct a public hearing on the 21st day of November 2016 at 7:07 p.m. in the Wood Memorial Meeting Room in the Town Office Building, located at One Town Hall Plaza, Town of Clifton Park, County of Saratoga, State of New York to consider the adoption of a Local Law of 2016, a local law amending Chapter 171-6 Signs - Specific Regulations of Sign Types by deleting the following: Section 171-6C 1(a) there shall be no more than two window signs per building side of each enterprise and a maximum of two per business enterprise, and (b) the total area of all window signs on each building side shall not exceed 50 percent of the area of the window nor more than eight square feet, whichever is smaller.

Copies of the proposed local law are available for review in the Town Clerk's office during normal business hours.

Patricia O'Donnell, Town Clerk

Chapter 171

Signs

§ 171-6 Specific regulation of sign types.

Below are descriptions of signs varying in construction and type which must comply with the following additional conditions, unless otherwise specified elsewhere in a local law:

C. Other signs.

(1) Permanent window signs. [**Amended 10-26-1992 by L.L. No. 8-1992**]

- (a) [There shall be no more than two window signs per building side of each enterprise and a maximum of two per business enterprise.
- (b) The total area of all window signs on each building side shall not exceed 50% of the area of the window nor more than eight square feet, whichever is smaller.]
- (c) Changeable copy window signs shall not exceed three square feet.

Resolutions for Consideration
Clifton Park Town Board Meeting

November 21, 2016

<u>SOURCE</u>	<u>RESOLUTION</u>	<u>CONTACT</u>
1. Historic Preservation	A resolution placing the structure located at 3 Old Schauber Road on the Town Register of Historic Places	J. Whalen
2. Supervisor	Authorize the Town Board to declare the Sherwood Forest Park renovation and improvement project is a Type II Action pursuant to SEQRA.	P. Barrett
3. Supervisor	Authorize the Supervisor to sign an amended Intermunicipal Agreement with the Town of Halfmoon for the Crescent Road Bike and Pedestrian Improvements Project	P. Barrett
4. Sewer	Authorize the hiring of Joshua Matthews as Part-time Laborer in the Sewer Department	P. Barrett
5. Supervisor	Appoint Dahn S. Bull to fill vacancy in office of Town Superintendent of Highways	P. Barrett
6. Supervisor	Authorize the Supervisor to sign the Acknowledgement and Consent of the assignment of the Power Purchase Agreement and Lease associated with the Solar Project at the Town's capped landfill	P. Barrett

Resolution No. _____ of 2016, a resolution placing the structure located at 3 Old Schauber Road, on the Clifton Park Town Register of Historic Places.

Introduced by _____, who moved its adoption, seconded by _____.

WHEREAS, the Historic Preservation Commission has recommended the David and Maphlet Schauber House, ca. 1806, located at 3 Old Schauber Road, Ballston Lake be added to the Town Register of Historic Places; and

WHEREAS, structures placed on this Register will be given historic status for purposes of Town-wide recognition and as such shall be provided with appropriate marker and inclusion in a Town brochure identifying all sites so designated; now, therefore be it

RESOLVED, that the Town Board hereby adds the Schauber House, 3 Old Schauber Road, owned by Cindy Folmsbee and Len Attanasio to the Town Register of Historic Places.

Resolution No. of 2016, a resolution determining that the proposed Sherwood Forest Park renovation and improvement project is a Type II Action for purposes of the New York State Environmental Quality Review Act.

Introduced by _____ who moved its adoption, seconded by _____.

WHEREAS, the Town Board of the Town of Clifton Park, Saratoga County, New York, (the "Town") is considering undertaking the renovation and replacement of Tennis Courts and related equipment, and the repair and replacement of fencing at Sherwood Forest Park described in the report prepared by John M. McDonald Engineering, P.C. which is on file in the Town Clerk's office; and

WHEREAS, pursuant to the New York State Environmental Quality Review Act (the "SEQR Act") and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State of New York, being 6 NYCRR Part 617, as amended (the "Regulations"), the Town desires to comply with the SEQR Act and the Regulations with respect to the Project; and

WHEREAS, the proposed Sherwood Park Tennis Court renovations and improvements are supported by Town Recreation Plan 2010; now, therefore, be it

RESOLVED, by the members of the Clifton Park Town Board as follows:

1. The Project constitutes a "Type II Action" under 6 NYCRR § 617.5(c)(2), as it constitutes the replacement, rehabilitation or reconstruction of equipment, in kind, on the same site, and no further action under the SEQR Act and the Regulations is required.
2. The Town Board hereby adopts the Short Environmental Assessment Form, attached.
3. This Resolution shall take effect immediately.

Resolution No. _____ of 2016, a resolution approving the amendment of an Inter-Municipal Agreement with the Town of Halfmoon for the local match associated with the Crescent Road Trail Project.

Introduced by _____, who moved its adoption, seconded by _____.

WHEREAS, by Resolution No. 147 of 2009, the Town Board approved an Inter-Municipal Agreement with the Town of Halfmoon to approve the respective local match funds necessary to accept State and Federal Grant funding for the design and construction of the Crescent Road multi-use trail, and

WHEREAS, The design and costs of the project evolved through the design and bid phases, and ultimate project costs grew substantially above initial estimates, and

WHEREAS, the design and construction of the project are complete, and

WHEREAS, the Town Board wishes to update and amend the Inter-Municipal Agreement with the Town of Halfmoon to accurately reflect final costs of the project, with the resultant local match funding, now, therefore, be it

RESOLVED, that the Supervisor is authorized to execute the attached Inter-Municipal Agreement with the Town of Halfmoon.

Resolution No. _____ of 2016, a resolution authorizing the hiring of a part-time Laborer for the Clifton Park Sewer District No. 1.

Introduced by _____, who moved its adoption, seconded by _____.

WHEREAS, Michael O'Brien, Collection Systems Manager, has identified a need for a part-time Laborer in the Clifton Park Sewer District No. 1, and

WHEREAS, Michael O'Brien has recommended that Joshua Matthews, 2745 West Old State Road, Schenectady, NY 12303, be hired to fill the position; now therefore be it

RESOLVED, that the Town Board acting as Commissioners of the Clifton Park Sewer District No. 1 hereby authorizes the hiring of Joshua Matthews, as a part-time Laborer for the Clifton Park Sewer District No. 1, at Grade 3, Step 1, (\$17.50) effective immediately to be budgeted from G7-8110-E4000.

Resolution No. _____ of 2016, a resolution appointing Dahn Spencer Bull to the office of Town Superintendent of Highways.

Introduced by _____, who moved its adoption, seconded by _____.

WHEREAS, a vacancy exists in the Office of the Town Superintendent of Highways due to the resignation of Rick Kukuk, effective November 27, 2016, and

WHEREAS, pursuant to Section 64(5) of the New York State Town Law, the Town Board is authorized to fill a Vacancy in Office of any Town Office through the appointment of a qualified individual, now, therefore be it

RESOLVED, that Dahn S. Bull, 42 Meyer Road, Clifton Park, is hereby appointed Town Superintendent of Highways effective November 27, 2016, Grade 12 Step 1, with compensation at \$76,131 annually, and be it further

RESOLVED, that the Comptroller is authorized to transfer \$7,292.24 from A5010-E0400 to A5010-E0086, for the balance of the 2016 Budget year for the compensation of the Town Superintendent of Highways.

Resolution No. _____ of 2016, a resolution approving the assignment of a solar project within the Town of Clifton Park.

Introduced by _____, who moved its adoption, seconded by _____.

WHEREAS, by Resolution No. 305 of 2014, the Town Board entered a Power Purchase Agreement (PPA) with Global Resource Options, dba GroSolar, White River Junction, VT; and

WHEREAS, the PPA provided for the construction, financing, maintenance and operation of a 995KW solar energy project with remote net metering credits and interconnection to National Grid power grid infrastructure; and

WHEREAS, by Resolution No. 20 of 2015, the Town Board approved a lease on a portion of the capped landfill located at the Town's Transfer station at 217 Vischer Ferry Road, to provide for the use and occupancy of the property for the construction and maintenance of the solar project on the premises; and

WHEREAS, both the PPA and Lease provided that they may be assigned to a Special Purpose Entity or financing party consistent with GroSolar's financing arrangements for the project, on consent of the Town Board, and

WHEREAS, construction and testing of the solar project and facilities is complete, and GroSolar has transferred its ownership interest in the project to ONYX Asset Service Group LLC (OASG), and has notified the Town of its intent to assign the PPA and Lease to OASG pursuant to Article 18 of the PPA, Article 13 of the Lease; and

WHEREAS, the Town Board consents to the assignment of both the PPA and lease relative to the Clifton Park Solar Project to OASG; now therefore be it

RESOLVED that the Supervisor is authorized to execute the attached acknowledgement and consent to the assignment, and the related System Operations Agreement, which provide for the operation and maintenance of the Clifton Park Solar Project by ONYX Asset Services Group.