

November 8, 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 arrived at 7:10 p.m.
Councilman Hughes
Councilman Romano
Councilwoman Walowit
Supervisor Barrett
Town Clerk O'Donnell

Also Present: Town Attorney McCarthy
Michael Shahan, Town Administrator
Mark Heggen, Comptroller

ANNOUNCEMENTS AND COMMUNICATIONS

Supervisor Barrett reported the American Legion is donating a monument to the Town of Clifton Park in honor of all veterans but in particular veterans that have served in the war in Iraq and Afghanistan. A ceremony is scheduled on Veteran's Day at the monument of the Clifton Common.

PUBLIC PRIVILEGE ON RESOLUTIONS

No one wished to be heard.

Resolution No. 266 of 2010, a resolution authorizing the Town Supervisor to file commitment documents with Saratoga County for collection of the Town's share of the 2011 sales tax revenues.

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

WHEREAS, the Town of Clifton Park is required to file commitment papers regarding the collection of sales tax revenue for 2011; now, therefore, be it

RESOLVED, that the Clifton Park Town Board hereby authorizes the collection of sales tax revenue, to be paid in cash for 2011, from Saratoga County, and be it further

RESOLVED, that the Town Supervisor is hereby authorized to file the appropriate documents of commitment with Saratoga County.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 267 of 2010, a resolution appointing George F. McNulty as a member of the Historic Preservation Commission.

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

WHEREAS, an opening exists for a member to the Historic Preservation Commission, and

WHEREAS, George F. McNulty, 4 Barry Spur, Clifton Park, has been recommended to fill the position, and

WHEREAS, Mr. McNulty's background will confer a benefit to the Historic Preservation Commission and to the residents of the Town; now, therefore, be it

RESOLVED, that George F. McNulty is hereby appointed as a member of the Historic Preservation Commission to serve at the pleasure of the Town Board.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 268 of 2010, a resolution appointing Gail Winters as secretary to the Historic Preservation Commission.

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

WHEREAS, an opening exists for a secretary to the Historic Preservation Commission, and

WHEREAS, Gail Winters, 966 Main Street, Clifton Park, has been recommended to fill the position; now, therefore, be it

RESOLVED, that Gail Winters is hereby appointed as secretary to the Historic Preservation Commission retroactive to July 1, 2010 as Ms. Winters has been performing the secretarial duties since then, to be paid at a salary as budgeted.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 269 of 2010, a resolution authorizing the Supervisor to sign a deed exchange with Todd E. and Bethann Silaika to exchange 8700± square foot Parcel "A" for 8700± square foot Parcel "B" in the Addison Estates subdivision per Town Law, Section 64 (2), subject to a thirty (30) day permissive referendum.

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

WHEREAS, Todd E. and Bethann Silaika, 39 Addison Way, Rexford, have requested a parcel exchange with the Town of Clifton Park exchanging 8700± square foot Parcel "A" for 8700± square foot Parcel "B" subject to a thirty (30) day permissive referendum, and

WHEREAS, John Scavo, Director of Planning, has reviewed the attached plat and legal descriptions provided by a professional surveyor for the exchange of the lands between Mr. &

Mrs. Salaika and the Town of Clifton Park and found the descriptions and plan acceptable and consistent with the overall subdivision and zoning for the area, and

WHEREAS, in addition to the parcel exchange, Mr. & Mrs. Salaika have offered to make a \$1,500 donation to the Town of Clifton Park Open Space Capital Reserve account after the expiration of the permissive referendum; now, therefore, be it

RESOLVED, that the Supervisor is authorized to sign a deed exchange with Todd E. and Bethann Silaika to exchange 8700± square foot Parcel "A" for 8700± square foot Parcel "B" subject to a thirty (30) day permissive referendum, and be it further

RESOLVED, that upon the expiration of the thirty (30) day Permissive Referendum, Mr. & Mrs. Salaika will contribute \$1,500 to the Town of Clifton Park Open Space Capital Reserve account, and be it further

RESOLVED, that the Town of Clifton Park Town Attorney will hold the deeds in escrow pending expiration of the thirty (30) day permissive referendum and receipt of the donation to the Town of Clifton Park Open Space Capital Reserve account.

Town Attorney McCarthy explained the Silaikas laid a concrete pad in order to build a garage and the pad was "a good 20 feet" over the line onto town property. It was discovered by Code Enforcement. The Silaikas said it was their fault that they had not had it adequately surveyed before the pad went down. They have since had a new survey, have met with Messrs. McCarthy and Scavo and the deed exchange was agreed upon. The Silaikas also offered a donation of \$1500 to the town's open space fund. Mr. McCarthy said this was a mistake and not intentional. All expenses and filing fees will be taken care of by the Silaikas.

Supervisor Barrett said the Silaikas did reach out to the town and he feels this is a fair decision for all sides.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 270 of 2010, a resolution authorizing the Comptroller to transfer \$15,000, \$10,000 toward Shenendehowa Senior Adult Community Center and \$5,000 to the Carelinks program, for Fiscal Year 2011.

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

WHEREAS, Carelinks Interfaith Community Caregiver Program was established in 1996 and provides visitation and transportation services to senior citizens in need of help, companionship and assistance, and

WHEREAS, the Shenendehowa Adult Community Center provides various valuable services to our seniors, and

WHEREAS, Conifer Realty LLC has provided donated funds to assist in the delivery of seniors and adult services, and to increase the availability of transportation services to the community as part of the approval process for the senior housing project on Waite Road, and

WHEREAS, the Town has placed these funds in a dedicated account for the provision of senior and adult services and transportation services throughout the community, and

WHEREAS, the Town wishes to contribute a portion of these donated funds toward the Shenendehowa Adult Community Center and to the Carelinks program for fiscal year 2011; now, therefore, be it

RESOLVED, that the Comptroller is authorized to transfer \$15,000 from TA-705 (Escrow) to A-2140 (Other Receipts) and increase expenses in A-2140 by \$15,000; and be it further

RESOLVED, that the Comptroller is authorized to transfer \$10,000 from A-2140 to A-6772-89 (Shenendehowa Senior Grant) and to transfer \$5,000 from A-6772-15 (General Fund-Senior Support-other contractual).

Supervisor Barrett explained through the project with Conifer Realty there is a public benefit in the amount of \$70,000 that was granted for senior services to support the transportation system that the town provides for senior. He still foresees this happening, however, some other needs have come to light, one being the ongoing pressure the senior center finds itself in in the way of funding and the other being Carelinks. He noted it is great for the community that Carelinks has a "new life". The Supervisor said this funding had been discussed at the budget public hearing and explained the Town Board is able to help the two organizations and have significant money left over. He said the Town Board needs to begin discussions in the near future about helping bolster the transportation needs for senior now and in the long-term. The Supervisor said he is not sure the town is in a position to expand service to an additional van but would like to see the funds support the ongoing services and fulfill the needs of the senior population. He further said looking at the life span of the vans it may be time to take stock in what we have now and put money aside for a new van.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

PUBLIC PRIVILEGE

Beverly Czub, Miller Road, asked the status of the signage to be erected on Clifton Park Center Road by the Addison Estates subdivision. Mr. Shahan responded there are utility issues. She expressed appreciation for the town's due diligence in the budget preparation.

Jim Baisley, Barkwood Drive, thanked the Town Board for their support of the troops.

MOTION BY Councilwoman Walowit, seconded by Councilman Hughes, to moved into Executive Session to discuss personnel issues. Motion unanimously carried at 7:28 p.m.

In attendance: Supervisor Barrett, Councilmen Paolucci, Hughes, Romano, Councilwoman Walowit.

Town Administrator Shahan and Town Attorney McCarthy were invited in during the session.

MOTION BY Councilman Paolucci, seconded by Councilwoman Walowit to return to the regular meeting. Motion unanimously carried at 8:31.

Supervisor Barrett stated there was no action taken.

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

Motion carried at 8:32 p.m.

Patricia O'Donnell, Town Clerk