

September 10, 2012

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 Whalen
Councilman Hughes
Councilman Romano
Councilwoman Walowit
Supervisor Barrett
Town Clerk O'Donnell

Also Present: Town Attorney McCarthy
Richard Kukuk, Superintendent of Highways
Mark Heggen, Comptroller
Steven Meyers, Director of Building and Zoning

ANNOUNCEMENTS AND COMMUNICATIONS

Supervisor Barrett thanked all involved in Hazardous Household Waste Day.

The Supervisor reported Safety Officer Lou Pasquarell has been researching upgrading the town's radio system. The FCC's narrow banding process has caused the town to move forward on getting new frequencies approved. Based on those changes, many of the radios used in the town will be obsolete. He stated this will be a significant investment and will go out to bid.

A moment of silence was held in memory of victims of September 11, 2001 terrorist attacks.

PUBLIC PRIVILEGE ON RESOLUTIONS

No one wished to be heard.

Resolution No. 216 of 2012, a resolution authorizing Sheryl Reed, Chief of the Bureau of Fire Prevention, to attend the Capital District Building Officials 20th Annual Educational Conference to be held in Albany, New York, October 15 - 17, 2012.

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

WHEREAS, conferences are designed to give their members the needed hours to complete the New York State twenty-four hours requirement for in service education for all code enforcement officers per year to maintain their certification, and

WHEREAS, attendance at these seminars would provide a benefit to the residents of the town and is necessary to maintain building officials credentials; now, therefore, be it

RESOLVED, that the Building Department is authorized to send Sheryl Reed to the Capital District Building Officials 2012 Annual Educational Conference from October 15 - 17, 2012 in Albany, New York, at a cost of \$265, to be budgeted from A-3620-001(Training and Conferences).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 217 of 2012, a resolution authorizing the hiring of John Esposito as a part-time Security Officer on an as-needed basis.

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

WHEREAS, a need has been identified for a part-time Security Officer, and

WHEREAS, John Esposito, 18 Guilder Place, Ballston Lake, New York, has been recommended to fill the position; now, therefore, be it

RESOLVED, that authorization is hereby granted to hire John Esposito as a part-time Security Officer on an as-needed basis, at Grade 5, Step 4 of the part-time Matrix, (\$20.86 per hour), effective immediately, to be budgeted from A-3120-E2200 (Security-Staff Salary).

Supervisor Barrett congratulated Mr. Esposito on his retirement and wished him well.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 218 of 2012, a resolution establishing an on-call stipend for part-time Clifton Park Sewer Department and Animal Control staff.

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

WHEREAS, part-time staff of the town Sewer and Animal Control Departments are required to be on-call and available to respond to emergency calls, and

WHEREAS, the town derives a benefit from having trained part-time staff available on an on-call basis for emergencies; now, therefore, be it

RESOLVED, that an on-call stipend of \$50 be paid to part-time Sewer Department staff for each week Monday -Friday or portion of each week served on call; and be it further

RESOLVED, that an on-call stipend of \$50 be paid to part-time Animal Control staff for each week-end served on call (Saturday, Sunday).

Supervisor Barrett explained this is a means to compensate part-time staff in the Sewer Department and Animal Control that are on call on a consistent basis and also gives additional incentive. Sewer Department part-time staff rotate on-call every three weeks and will be paid for time out on call, as well as the stipend of \$50. Animal Control part-time staff also rotates every three week and will be paid for time out on-call, as well as the stipend of \$50. The Supervisor said these employees are very responsive. He noted it will not be necessary to adjust the 2012 budget.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 219 of 2012, a resolution appointing Andrew Cannito to permanent status as a full-time Security Officer per Civil Service Certification.

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

WHEREAS, Andrew Cannito, 45 State Route 9P, Malta, was provisionally appointed to the position of part-time Security Officer in October of 2011, and

WHEREAS, Andrew Cannito successfully passed the Civil Service Exam for the position of Security Officer and was certified as eligible for permanent status on September 10, 2012, and

WHEREAS, due to the retirement of John Esposito a need exists for a full-time Security Officer; now, therefore, be it

RESOLVED, that Andrew Cannito, 45 State Route 9P, Malta, is hereby appointed to permanent status as Security Officer for the Town of Clifton Park per Civil Service Certification, effective immediately, at Grade 5, Step 2 (\$39,317 per year), to be budgeted from full-time matrix.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

PUBLIC PRIVILEGE

Nancy Bellamy, Eastside Drive, reminded residents there will be no primary in the Town of Clifton Park.

Richard Harlow, Grooms Road, said he is retreating from the daytime noise issue and will concentrate on noise specifically from recreational off-road vehicles. He proposes three items: 1) daytime noise limit of 65 decibels; 2) requirement that vehicle stay 100 feet inside of property; 3) riders have written permission to be on property that is not their own. Councilman Hughes asked what the normal decibel would be for an off road ATV. Mr. Harlow responded he doesn't know and doesn't know "what normal means". Mr. Harlow asked if anyone on the Board would meet with him to draft a reasonable piece of legislation that the Board might approve. Supervisor Barrett asked if this would include snowmobiles. Mr. Harlow responded he didn't know. Councilman Hughes questioned if 65 decibels ruled out recreational vehicles, would it stand up to a court challenge. Councilman Hughes asked if dirt bikes and motor bikes would also fall under the ban. Mr. Harlow replied absolutely. Councilman Whalen said this ban could have a negative impact on farms in town. Mr. Harlow said he is not talking about outlawing ATVs, just putting mufflers on the vehicles. He further stated it has been relatively quiet. Supervisor Barrett said it seems since the issue has been taken care of during the night time hours, a lot of problems have been solved. Councilman Hughes said the proposal would allow a lawnmower, which is well over 65 decibels, but would ban an entire class of recreational vehicles, which are legal.

Nancy Bellamy asked the town to look at the house located across the road from the Ballston Lake Fire House, noting it is in poor shape and has a tree growing out the roof.

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 7:40 p.m.

Patricia O'Donnell, Town Clerk