

August 18, 2014

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  
 Councilwoman Standaert  
 Councilman Romano  
 Councilwoman Walowit  
 Supervisor Barrett  
 Deputy Town Clerk Brobston

Also Present: Town Attorney McCarthy  
 Richard Kukuk, Superintendent of Highways  
 Mark Heggen, Comptroller

MOTION BY Councilman Romano, seconded by Councilwoman Walowit, to approve the minutes of the August 4, 2014 meeting as presented.

**ROLL CALL VOTE**

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

Noes: None

**MOTION CARRIED**

**ANNOUNCEMENTS AND COMMUNICATIONS**

Sanford Roth, town liaison for the ECC, reminded residents of the 20<sup>th</sup> Annual Household Hazardous Waste Day to be held on Saturday, September 6 from 8 a.m. – 4 p.m. at 22 Ray Road. Registration is available online at [cliftonpark.org](http://cliftonpark.org). Registration forms are also available at Town Hall and the Clifton Park Halfmoon Public Library.

Supervisor Barrett explained, at recent Town Board meetings, there have been unwarranted accusations directed towards the Ethics Board particularly relating to a phone call that was made to Robert Freeman, Executive Director of Department of State Committee on Open Government. Supervisor Barrett stated he contacted Mr. Freeman to inquire about a conversation he may have had with the folks from the Ethics Board since that was being questioned if that conversation ever happened. Supervisor Barrett read a letter from Mr. Freeman confirming that a conversation with Linda Campion, Clifton Park Ethics Board member, did take place on May 27, 2014.

Supervisor Barrett announced that the Shenendehowa Adult Community Center will re-open Tuesday, August 19. Walls, carpet, bathrooms and flooring have been reconstructed and replaced due to recent flooding. He thanked Quick Response, contractors and Selective Insurance for their help.

**PUBLIC PRIVILEGE ON RESOLUTIONS**

No one wished to be heard.

Resolution No. 209 of 2014, a resolution authorizing Judge James F. Hughes to attend a training program in Syracuse, New York, September 21-24, 2014.

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

WHEREAS, there have been many changes in state law which affect the Justice Court, and

WHEREAS, Town Judges are required to attend yearly training, and

WHEREAS, the New York State Magistrates Association will be conducting magistrates training, September 21-24, 2014 at the Sheraton Hotel, Syracuse, New York, and

WHEREAS, Judge Hughes has requested authorization to attend the magistrates training; now, therefore, be it

RESOLVED, that the Town Board hereby authorizes Judge James F. Hughes to attend magistrates training in Syracuse, New York, September 21-24, 2014, at a cost not to exceed \$647, to be budgeted from A1110-0007 (Justice Courts-Training & Conferences).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 210 of 2014, a resolution scheduling a public hearing to consider adoption of a local law amending Chapter 13-3 of the Town Code, Membership: Terms for Environmental Conservation Commission members.

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

WHEREAS, it has been recommended that a revision be made to Chapter 13-3 of the Town Code, Membership: Terms, for Environmental Conservation Commission members, and

WHEREAS, the Town Board wishes to schedule a public hearing to obtain input regarding the proposed changes to the Town Code; now, therefore, be it

RESOLVED, that a public hearing is scheduled for September 2, 2014 at 7:00 p.m. in the Wood Memorial Room, One Town Hall Plaza, Clifton Park, New York to consider a local law amending Chapter 13-3 of the Town Code, Membership: Terms, for Environmental Conservation Commission members; and be it further

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

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 211 of 2014, a resolution to accept a proposal for the rental of four tents and sixteen tables to be used on Household Hazardous Waste Day.

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

WHEREAS, proposals have been received for the rental of tents and tables to be used on Household Hazardous Waste Day, September 6, 2014, and

WHEREAS, after reviewing the proposals received, Stormwater Management Technician Scott Reese has recommended that the low proposal of Whalen and Sons for an amount of \$1,531 for the rental of four tents and sixteen tables be accepted; now, therefore, be it

RESOLVED, that the proposal of Whalen and Sons, 5 North Street, Troy, New York, is hereby accepted for an amount not to exceed \$1,531 for the rental of four tents and sixteen tables to be used on Household Hazardous Waste Day, to be paid from A-8989-150. (Special Collections Day)

#### ROLL CALL VOTE

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

Noes: None

#### DECLARED ADOPTED

Resolution No. 212 of 2014, a resolution approving an outside user connection to the Riverview Landing Sewer District No. 1 for property located at 701 Riverview Road.

Introduced by Councilwoman Standaert, who moved its adoption, seconded by Councilwoman Walowit.

WHEREAS, the Clifton Park Town Board, as Commissioners of the Riverview Landing Sewer District No. 1, has received a request to extend service to land owned by Rostislav K. Benes, 701 Riverview Road (SBL 276.-1-44), and

WHEREAS, the real property is located outside the service area of the sewer district, and

WHEREAS, the Riverview Landing Sewer District No. 1 has been approved by the New York State Comptroller's Department of Audit and Control, and

WHEREAS, the applicant wishes to create two separate lots from the property at 701 Riverview Road through a two lot subdivision process and wishes to have sewer service available to both resulting lots, should that subdivision be approved, and

WHEREAS, the Town Board recognizes the environmental, planning and policy objectives met by approving sanitary sewer service over alternative plans for new septic systems; now, therefore, be it

RESOLVED, that the Town Board, as Commissioners of the Riverview Landing Sewer District No. 1, hereby approves an outside user connection to the district's facilities for property located at 701 Riverview Road, and be it further

RESOLVED, that connection fee of \$1,000 applies pursuant to Town Code §169-103; and be it further

RESOLVED, that the outside user agreement shall be assigned to the home to be constructed and connected to the Riverview Landing Sewer District No. 1 facilities pursuant to site plan approval.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 213 of 2014, a resolution authorizing the Highway Superintendent to attend the New York State Association of Town Superintendents of Highways Conference September 16-19, 2014.

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

WHEREAS, Highway Superintendent Richard Kukuk has requested authorization to attend the New York State Association of Town Superintendents of Highway Conference in Callicoon, New York, September 16-19, 2014, at a cost not to exceed \$1000, and

WHEREAS, Superintendent Kukuk's attendance at the conference would provide a benefit to the town; now, therefore, be it

RESOLVED, that Highway Superintendent Richard Kukuk is hereby authorized to attend the NYS Association of Town Superintendents of Highways Conference at Villa Roma Resort and Conference Center in Callicoon, New York, September 16-19, 2014, at a cost not to exceed \$1000, to be paid from A05010-0001 (Highway-Training-Conferences).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

PUBLIC PRIVILEGE

No one wished to be heard.

MOTION by Councilwoman Walowit, seconded 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 7:30 p.m.

Teresa J. Brobston  
Deputy Town Clerk