

December 1, 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
Town Clerk O'Donnell

Also Present: Assistant Town Attorney Peller
Richard Kukuk, Superintendent of Highways
Mark Heggen, Comptroller
Michael O'Brien, Collection Systems Manager

MOTION BY Councilman Romano, seconded by Councilwoman Walowit, to approve the minutes of the November 10 and 17, 2014 meetings as presented.

ROLL CALL VOTE

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

Noes: None

MOTION CARRIED

ANNOUNCEMENTS AND COMMUNICATIONS

Supervisor Barrett announced the town Blood Drive is scheduled for December 10th from noon to 6:00 p.m.

The Supervisor announced the Clifton Park Community Chorus will present "Home for Christmas" on December 13th at 7:00 p.m. at the Shenendehowa Methodist Church.

Supervisor Barrett acknowledged a letter from Janine Cammarota thanking the town for its partnership with "Nick's Fight to be Healed" road race and noting donations totaling \$40,000 were received with 750 runners and walkers taking part.

The Supervisor acknowledged a letter from Girl Scout Troop 1560 thanking the town for allowing the collection of Halloween costumes, noting a total of 200 costumes were collected overall.

The Supervisor reported receiving a grant that covers half the cost for the third senior van.

Councilman Whalen announced the Friends of Grooms Tavern are hosting an Open House at the Tavern on December 7th.

Supervisor Barrett presented the following resolution to Nicholas Johnson-Hewitt.

Resolution No. 293 of 2014, a resolution honoring Nicholas Johnson-Hewitt for attaining the rank of Eagle Scout.

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

WHEREAS, Nicholas Johnson-Hewitt, a member of Troop 30, Twin Rivers Council, was awarded the rank of Eagle Scout, the highest award that a Boy Scout can earn; and

WHEREAS, in order to earn this rank Nicholas had to earn numerous merit badges, show leadership in the troop and organize and complete his project to benefit the local community, and

WHEREAS, Nicholas's Eagle Scout Project focused on improving the aesthetics, athletics and surroundings of the Halfmoon Senior Center, located in the Town of Halfmoon, with the construction of a community Bocce Court, and

WHEREAS, the project completed at the Halfmoon Senior Center included the creation of a Bocce Court, adding to the long tradition of communities in Southern Saratoga County offering a wide variety of activities for its seniors, and

WHEREAS, Nicholas's dedication to the Boy Scout Oath, while using his time and energy to give back to his community will serve to prepare him for a meaningful, productive role in society; now, therefore, be it

RESOLVED, that the Clifton Park Town Board honors and recognizes Nicholas Johnson-Hewitt for attaining the rank of Eagle Scout and contributing to the intrinsic value of our community.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Nicholas Johnson-Hewitt explained the process of preparing and completing his project and noted current and past Scouts, as well as his family assisted in the project.

PRESENTATION BY SARATOGA COUNTY CLERK HAYNER – THE FAVOR PROGRAM

Saratoga County Clerk Hayner explained the program (Find.Assist.Veterans.Of.Record) noting it is dedicated to educating and assisting Veterans in the importance of recording their original DD-214 discharge document with the County Clerk's office. Veterans will receive a discount card which is accepted at hundreds of participating businesses in Saratoga County.

AWARDS PRESENTATION FOR THE ARTS & CULTURE/OPEN SPACE COMMITTEE
2015 CALENDAR

Councilman Whalen said the calendar was a partnership between the Community Arts and Culture Commission and the Open Space, Trails and Riverfront Committee.

Sanford Roth, member of the Arts & Culture Commission, thanked the Town Board and Open Space Committee for working with the Arts and Culture Commission on this project. He reported there were over 60 submissions for the contest.

David Miller, Co-Chair of the Open Space Committee, expressed appreciation of being a part of the project. He distributed the Goals of Open Space Committee for 2014. He thanked the Town Board and town staff for their assistance throughout the year.

Mr. Roth displayed the photos chosen for the calendar. Councilman Whalen and Supervisor Barrett presented certificates to the winning photographers and thanked all who submitted.

PUBLIC PRIVILEGE ON RESOLUTIONS

No one wished to be heard.

Resolution No. 294 of 2014, a resolution appointing John Marzola as a member of the Community Arts and Culture Commission.

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

WHEREAS, Local Law No. 9 of 2014 added two associate members who will represent Southern Saratoga County on the Community Arts and Culture Commission, and

WHEREAS, an openings exists on the Commission for Associate Members, and

WHEREAS, John Marzola, 6 Bedford Circle, Halfmoon, New York, has been recommended to fill one of the positions, and

WHEREAS, John Marzola's appointment will confer a benefit to the Commission; now, therefore, be it

RESOLVED, that John Marzola is hereby appointed to the Community Arts and Culture Commission as an Associate Member, for a three year term, term to expire December 31, 2017.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 295 of 2014, a resolution authorizing the promotion of Motor Equipment Operator James Ryan to Working Supervisor in the Highway Department.

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

WHEREAS, an opening exists in the Highway Department for a Working Supervisor, and

WHEREAS, Highway Superintendent Richard Kukuk has recommended that Motor Equipment Operator James Ryan, 42 Cemetery Road, Clifton Park, be promoted to Working Supervisor, and

WHEREAS, Mr. Ryan has been employed in the Highway Department since 1997 and has proven his ability to move up into the Working Supervisor position; now, therefore, be it

RESOLVED, that the Town Board hereby authorizes the promotion of James Ryan to Working Supervisor at Grade 7, Step 2, \$51,427 yearly, \$24.63/hour, effective December 2, 2014, to be paid from DA-5142-E-1500 (Highway MEO-Employee) and DA5110-E-1500 (Highway WS-Employee).

Superintendent of Highways Kukuk said Mr. Ryan has demonstrated his ability, is reliable and has the respect of his fellow crew members. He added he has also had good experience with the fire department.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 296 of 2014, a resolution appointing Stephanie Drenchko as a member of the Deferred Compensation Committee.

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

WHEREAS, an opening exists for a member of the Deferred Compensation Committee, and

WHEREAS, Stephanie Drenchko, Assistant Comptroller, has been recommended to fill the position on the Deferred Compensation Committee, and

WHEREAS, Ms. Drenchko's background and experience would confer a benefit to the committee; now, therefore, be it

RESOLVED, that Stephanie Drenchko, Assistant Comptroller, is hereby appointed to the Deferred Compensation Committee to fill the unexpired term of Janice Semanek, term to expire December 31, 2014.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 297 of 2014, a resolution altering the boundaries description of the Water Supply District known as Clifton Park Consolidated Hydrant District No. 1, as adopted by Resolution No. 248 of 1992, and as amended by Resolution No. 176 of 1995 and Resolution No. 299 of 2003.

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

WHEREAS, by Resolution No. 248 of 1992, the Town Board consolidated several pre-existing Fire Hydrant Zones in the Jonesville Fire District, Vischer Ferry Fire District, Clifton Park-Halfmoon Fire District and the West Crescent Fire District, and

WHEREAS, the consolidation of the four Hydrant Zones into a Water Supply District is authorized by New York State Town Law 198 (8), and

WHEREAS, the supply district was subsequently termed a Consolidated Hydrant District by Resolution No. 176 of 1995, and

WHEREAS, the district supplies water from the Clifton Park Water Authority through fire hydrants at various locations throughout the town for the purpose of fire protection and suppression, and benefits homes and businesses within 500 feet of each hydrant, and

WHEREAS, the supply district has been expanded from time to time as water supply has expanded to existing homes and neighborhoods, and as the town has grown, and

WHEREAS, at the consolidation of the Hydrant Zones, certain engineer's plans, reports and legal descriptions were adopted establishing the District, with illustrative maps, and

WHEREAS, the Clifton Park Water Authority (CPWA) contracted with John M. McDonald Engineering to prepare an additional map, plan and report with legal descriptions sufficient to expand the existing boundaries of the District, and

WHEREAS, on November 17, 2014, a public hearing was held on a proposed expansion of the District based on the most recent report from John M. McDonald Engineering, and

WHEREAS, the public was given an opportunity to speak in favor of or against the proposed alteration of the boundaries of the consolidated District and no comments were received, and

WHEREAS, the creation and expansion of the District is authorized by NYSTL 198 (8); now, therefore, be it

RESOLVED, that the properties described in Exhibit "A" are hereby included in the Water Supply District.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 298 of 2014, a resolution approving an outside user connection to the Clifton Park Sewer District No. 1 for property located at 10 Katherine Terrace, Clifton Park.

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

WHEREAS, the Clifton Park Town Board, as Commissioners of the Clifton Park Sewer District No. 1, has received a request to extend service to 10 Katherine Terrace, land owned by 10 Katherine Terrace Trust, Suite 185, Clifton Park, New York (SBL 277.7-4-6), and

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

WHEREAS, the Clifton Park Sewer District No. 1 has been approved by the New York State Comptroller's Department of Audit and Control, 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 Clifton Park Sewer District No. 1, hereby approves an outside user connection to the District's facilities for property located at 10 Katherine Terrace; and be it further

RESOLVED, that connection fee of \$1,000 shall apply pursuant to Town Code §169-103.

Collection Systems Manager O'Brien said this is an area of town without sewer. The property in question is a single lot with two homes and the new owner is interested in running sewer line down to the property so he can subdivide it. Supervisor Barrett said this will open an opportunity for all homeowners along Katherine Terrace to get public service at a reduced price. Mr. O'Brien said when this was discussed at an earlier date, the costs were prohibitive. The developer

is willing to upsize the pipe to two inch at his cost, which would be big enough to satisfy sewer needs for all homes on the court. Supervisor Barrett noted there will be hook up costs.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 299 of 2014, a resolution accepting the dedication of a sewer service line.

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

WHEREAS, Michael O'Brien, Collection System Manager, has identified a small, one and a half inch service line servicing property at 445 Moe Road which has been placed in the public right of way, but remains privately owned, and

WHEREAS, the homeowner wishes to dedicate the service line to the Clifton Park Sewer District No. 1, and

WHEREAS, McDonald Engineering recommends accepting the dedication of this service line to the sewer district, and

WHEREAS, acceptance of the sewer service line will facilitate the acceptance of additional customers and users who may connect to the service line from Katherine Terrace; now, therefore, be it

RESOLVED, that the Town Board, as Commissioners of Clifton Park Sewer District No. 1, accepts dedication of the existing one and a half inch low pressure service line from the southwest corner of the parcel at SBL 271.191-1-68, along Moe Road to the intersection with Kingswood Drive; and be it further;

RESOLVED, that the Supervisor is authorized to sign the attached agreement for the dedication of sewer infrastructure.

Collection Systems Manager O'Brien explained with the town taking ownership of this line, it will allow the homeowner at 10 and 10 A Katherine Terrace to tie into a line owned by the town. The owner of the sewer line will be receiving relief from what is basically a liability. This will provide a public benefit.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 300 of 2014, a resolution accepting the conveyance of a sanitary sewer easement and right of way from Derek Gray and Cindy Gray and from Kain Development, LLC in the Parkside Trail subdivision.

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

WHEREAS, as a condition of the approval of the Parkside Trail subdivision, the Town of Clifton Park Planning Board required that the applicants convey a sanitary sewer easement and right of way to the Town of Clifton Park; now, therefore, be it

RESOLVED, that the Town Board hereby accepts the conveyance of the following:

<u>Name of Owner</u>	Derek Gray and Cindy Gray Kain Development, LLC
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Sanitary sewer easement and right of way along the northerly boundary of Parkside Trail (Street No. 10); a portion of SBL 250.17-2-17

and be it further

RESOLVED, that this conveyance is expressly conditioned upon receipt of an approval by the Town Attorney of all necessary documents including review of the recorded deed in the Saratoga County Clerk’s Office, provision of the title report, provisions for payment of all taxes, recording fees, and assessments which are acceptable to the Town Attorney, and be it further

RESOLVED, that there be appended to the within resolution a copy of the recorded conveyance after it has been filed with the Saratoga County Clerk.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 301 of 2014, a resolution accepting the conveyance of Elizabeth Court, Lussier Drive, and a 25 foot sanitary sewer easement in the Lussier Drive cluster subdivision from John Paul Builders, LLC doing business as Hodorowski Homes.

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

WHEREAS, as a condition of the approval of the Lussier Drive cluster subdivision, the Clifton Park Planning Board required that the applicant convey roadways known as Elizabeth Court and Lussier Drive together with a 25 foot sanitary sewer easement to the Town of Clifton Park; now, therefore, be it

RESOLVED, that the Town Board hereby accepts the conveyance of the following:

<u>Name of Owner</u>	<u>Property</u>
John Paul Builders, LLC	Elizabeth Court, Lussier Drive and

25’ sanitary sewer easement along westerly boundary of Elizabeth Court between Lot 6 and the pocket pond parcel of the subdivision,

and be it further

RESOLVED, that this conveyance is expressly conditioned upon receipt of an approval by the Town Attorney of all necessary documents including review of the recorded deed in the Saratoga County Clerk’s Office, provision of the title report, provisions for payment of all taxes, recording fees, and assessments which are acceptable to the Town Attorney; and be it further

RESOLVED, that there be appended to the within resolution a copy of the recorded conveyance after it has been filed with the Saratoga County Clerk.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

PUBLIC PRIVILEGE

Sanford Roth, Sweet Briar Drive, gave an update on the progress of the training for Youth Court and thanked Supervisor Barrett and Councilwoman Standaert for their support of this project. He said the training sessions went very well with over 100 students are participating. He further thanked Director of Communications and Technology, Dahn Bull, for recording the sessions. Mr. Roth said it is anticipated Youth Court trials will start early in 2015 and hopes the Youth Court will give someone a second chance after making a “stupid” mistake.

Supervisor Barrett thanked the expert volunteers for their commitment and for the commitment from the students. He thanked Councilwoman Standaert for managing the program. The Supervisor reported the first mock trial went very well. Councilwoman Standaert thanked Mr. Roth for being the driving force in making sure everything goes well.

Beverly Czub, Miller Road, thanked the Board for the new senior van and for replacing the floor in the studio at the Senior Center. She reminded residents that the Women’s Auxiliary of the Jonesville Fire District will be holding “Sundaes With Santa” on December 7th.

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 8:18 p.m.

Patricia O’Donnell
Town Clerk