

# TOWN OF CLIFTON PARK TOWN BOARD MEETING

March 18, 2019

**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**

- **Recognition of Brigadier General John Andonic, NY Army National Guard**
- **Recognition of Clifton Park Elks NYS Hoop Shoot Champion Aiden Karo**
- **Presentation by Clifton Park Elks – Donation of a History of the American Flag Display**
- **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 time frame 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**

Resolutions for Consideration  
Clifton Park Town Board Meeting  
**March 18, 2019**

<u>SOURCE</u>	<u>RESOLUTION</u>	<u>CONTACT</u>
1. Supervisor	Recognize John Andonie upon his promotion to the rank of Brigadier General	J. Whalen
2. Supervisor	Recognize The Elks' 2019 New York State Hoop Shoot Champion, Aiden Karo	P. Barrett
3. Buildings & Grounds	Award a bid for exterior renovation of Town Hall to Bishop Beaudry Construction	P. Barrett
4. Transfer Station	Authorize the Transfer Station to extend hours for Spring and Fall Cleanup weekends	P. Barrett
5. Justice Court	Authorize the Court to increase revenues and expenses for a JCAP Grant for the purchase of security cameras and office equipment	P. Barrett
6. Assessor	Schedule a public hearing to consider renewing existing Term Easements	P. Barrett
7. Supervisor	Schedule a public hearing on a proposal to amend Town Code to define breweries and distilleries in a LI zone	P. Barrett
8. Supervisor	Approve a PILOT Agreement with Solitude Solar	P. Barrett
9. Supervisor	Authorize the hiring of Lifeguard Staff at the Town-owned pools for Summer 2019	P. Barrett
10. Parks & Recreation	Authorize the hiring of Sean Carroll as seasonal office staff	P. Barrett
11. Supervisor	Adopt Local Law __ of 2019 to amend the Verbeck Frank PDD for the Peregrine Senior Living Facility Expansion, Emma Lane	P. Barrett

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| 12. Building &<br>Development     | Authorize a 36 month lease with National Business Technologies for one Kyocera TASKalfa multi-function copier                          | P. Barrett |
| 13. Supervisor                    | Authorize the Supervisor to sign a 12-month lease agreement with Fruitful Vine Church for the top floor of the Burning Bush Club House | P. Barrett |
| 14. Senior<br>Community<br>Center | Authorize Colleen Mulligan to serve alcohol at a private event on April 27, 2019 from 1:00PM to 6:00PM                                 | P. Barrett |

Resolution No. \_\_\_\_\_ of 2019, a resolution recognizing John Andonie upon his promotion to the rank of Brigadier General.

Introduced by \_\_\_\_\_, who moved its adoption, seconded by \_\_\_\_\_.

WHEREAS, Brigadier General Andonie currently serves as the Chief of Staff for the New York Army National Guard and was promoted to the rank of Brigadier General on November 9, 2018, and

WHEREAS, Brigadier General Andonie is a graduate of the United States Military Academy at West Point who was commissioned as an Armor Officer in 1989, serving among other assignments at Fort Knox, Kentucky and as a squadron commander with the 11th Armored Cavalry Regiment at Fort Irwin, California, and

WHEREAS, Brigadier General Andonie relocated to the Capital Region in 1998 as an Assistant Professor of Military Science with the Mohawk Battalion at Siena College, and

WHEREAS, Brigadier General Andonie transitioned from active duty to reserve duty and joined the New York Army National Guard in October 2000, where he has served in numerous command and staff positions, most notably as the Chief of Plans, Deputy G3 and G3 for the 42nd Infantry Division, Deputy J3 and J3 for the New York National Guard, and Commander of the famed 1st Battalion, 69th Infantry Regiment - the famous "Fighting 69<sup>th</sup>," and

WHEREAS, Brigadier General Andonie deployed to Iraq in 2004 with the 42nd Infantry Division in support of Operation Iraqi Freedom, serving as the Deputy G3 in charge of the division's Tactical Command Post in Tikrit, Iraq, and

WHEREAS, Brigadier General Andonie holds a Master of Business Administration degree from Rensselaer Polytechnic Institute, is a graduate of the Army War College, and is the recipient of numerous awards including the Bronze Star, the Meritorious Service Medal, Iraqi Campaign Medal and the Parachutist Badge, and

WHEREAS Brigadier General Andonie has served as a leader and mentor for a generation of soldiers, and

WHEREAS, Brigadier General Andonie, his wife Kathy, and their daughters Rachel and Elizabeth have been proud to call Clifton Park home for twenty-one years; now, therefore be it

RESOLVED, that the Town Board of the Town of Clifton Park hereby congratulates Brigadier General John Andonie on his promotion to the rank of Brigadier General, and be it further

RESOLVED, that the Town Board thanks Brigadier General Andonie for his nearly thirty years of service to the people of the United States and the State of New York. We are honored to have him in our community.

Resolution No. \_\_\_\_\_ of 2019, a resolution recognizing the accomplishments of Aiden Karo, 2019 New York State Hoop Shoot Champion.

Introduced by \_\_\_\_\_, who moved its adoption, seconded by \_\_\_\_\_.

WHEREAS, The Benevolent and Protective Order of Elks invest in their communities through programs that help children grow up healthy and drug-free, meet the needs of today's veterans, and improve the quality of life; and

WHEREAS, for more than 46 years through the Elks Hoop Shoot Program, the Elks been developing and reinforcing grit—long before researchers and experts concluded that grit is so important for our children; and

WHEREAS, on Saturday, March 2, 2019, Clifton Park Elks Lodge #2466 hosted the New York State Finals of the annual precision shooting contest; and

WHEREAS, 10-year-old Aiden Karo of Clifton Park was once again representing our community in the state finals; and

WHEREAS, Aiden Karo currently plays on the Coast-to-Coast AAU basketball team and competes as part of the Clifton Park Travel Basketball program at the 10-year-old level; and

WHEREAS, Last year Aiden Karo earned his second trip to the tri-state regional and finished third in his age division; and

WHEREAS, at this year's state finals Aiden Karo earned a spot at the North East Central Regional in Wilkes-Barre held on Saturday, March 16, 2019; and

WHEREAS, at the North East Central Regional Aiden Karo made 23 of 25 free throw shots qualifying him for the National Elks Hoop Shoot Finals to be held in Chicago, Illinois on April 27, 2019; now, therefore, be it

RESOLVED that Phil Barrett, Town Supervisor and the entire Town Board of the Town of Clifton Park, New York, do hereby congratulate Aiden Karo on his accomplishments and wish him good luck at the Elk Hoop Shoots National Finals as he represents Clifton Park. We are honored to have him as a member of our community.

Resolution No. \_\_\_\_\_ of 2019, a resolution awarding the bid for the Clifton Park Town Hall exterior renovation project pursuant to General Municipal Law Section 103.

Introduced by \_\_\_\_\_, who moved its adoption, seconded by \_\_\_\_\_.

WHEREAS, The Department of Building and Grounds advertised bids for the renovation of the exterior of the Town Hall Building, with bid opening on March 5, 2019, and

WHEREAS, Bishop Beaudry Construction, Schenectady, New York submitted a bid in the amount of \$92,500 in response to the bid documents, and

WHEREAS, Bishop Beaudry recently concluded a contract for upgrades to the exterior doors at the Clifton Park Adult Community Center, and

WHEREAS, Dan Clemens, recommends that the contract be awarded to Bishop Beaudry as low bidder, and

WHEREAS, Bishop Beaudry has demonstrated qualifications and ability to satisfactorily perform work for the Town; now, therefore be it

RESOLVED, that the bid for the exterior renovations for the Town Hall Building be awarded to Bishop Beaudry Construction, 2885 Curry Road, Schenectady, on the basis of their bid, and the Supervisor is authorized to sign the attached contract in an amount not to exceed \$92,500; and be it further

RESOLVED that the comptroller is authorized to transfer \$92,500 from A-914 to A-1620-200 to offset costs of the work.

Resolution No. \_\_\_\_\_ of 2019, a resolution extending the hours of the Convenience Transfer Station for the annual Spring Clean Up/Green Up and Fall Clean Up Weeks.

Introduced by \_\_\_\_\_, who moved its adoption, seconded by \_\_\_\_\_.

WHEREAS, a request has been made by Jeffrey Vedder, Transfer Station Supervisor, for authorization to extend the hours of the Convenience Transfer Station for the annual Spring Clean Up/Green Up Week to include Sundays, April 28<sup>th</sup> and May 5<sup>th</sup>, 2019, and

WHEREAS, Jeff Vedder, Transfer Station Supervisor, has also requested that the Transfer Station be open on Sundays, October 27<sup>th</sup> and November 3<sup>rd</sup>, 10<sup>th</sup>, and 17<sup>th</sup> between the hours of 10 am and 4 pm, for Fall Cleanup of leaves and brush only; and

WHEREAS, authorization for overtime costs for the extended hours is required; now, therefore be it

RESOLVED, that the Transfer Station Supervisor is hereby authorized to extend the hours of the Convenience Transfer Station for the annual Spring Clean Up/Green Up Week and the Annual Fall Clean Up Week to include Sundays as noted above, with the extended hours to be as set forth in the attached Schedule A; and be it further

RESOLVED, that the Sunday hours will be for the collection of leaves and brush only while all other items will be taken during the regular hours from Tuesday through Saturday.



Resolution No. \_\_\_\_\_ of 2019, a resolution increasing Justice Court revenues and expenditures by \$4,620 for security cameras and office equipment purchased with funds received from a Justice Court Assistance Program Grant.

Introduced by \_\_\_\_\_, who moved its adoption, seconded by \_\_\_\_\_.

WHEREAS, the Town Board passed Resolution No. 215 of 2018 authorizing the Honorable James F. Hughes and Honorable Robert A. Rybak to apply for a Justice Court Assistance Program Grant towards the purchase and installation of security cameras and office equipment, and

WHEREAS, the Clifton Park Justice Court was awarded \$4,620 from the Justice Court Assistance Program Grant; now, therefore be it,

RESOLVED, that the Comptroller is hereby authorized to increase Justice Court Revenues (A-3089) by \$4,620, and also to increase Expenditures (A-1110-6) by \$4,620.

Resolution No. \_\_\_\_\_ of 2019, a resolution scheduling a public hearing to consider renewing existing Term Easements pursuant to Section 125-10 Conservation Easements of the Town Code.

Introduced by \_\_\_\_\_, who moved its adoption, seconded by \_\_\_\_\_.

WHEREAS, the town initiated a Term Conservation Easement Program in 1996, with Term Easements issued with a minimum 15 year term thereafter, and

WHEREAS, the first term Conservation Easements issued pursuant to Town Code Chapter 125 expired in 2011, and

WHEREAS, on February 6, 2012, the Town Board adopted Local Law No. 1 of 2012 providing for the streamlining of the process for holders of existing Term Conservation Easements to re-apply for terms of their choice, and

WHEREAS, an application was received from a holder of an existing Conservation Easement to renew their existing Conservation Easement, and

WHEREAS, pursuant to Chapter 125-10 (C) the Town Board is required to hold a single public hearing on all applications for renewal annually, and act upon all applications for renewal of existing term conservation easements by April 10th; now, therefore, be it

RESOLVED, the Town Board hereby schedules a public hearing on April 8, 2019 at 7:00 P.M. in the Wood Memorial Room, One Town Hall Plaza, Clifton Park, New York to consider all applications submitted for renewing existing expiring Conservation Easements, pursuant to Chapter 125-10 (C) of the Town Code; and be it further

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

Resolution No. \_\_\_\_\_ of 2019, a resolution scheduling a public hearing on a proposal to amend Town Code to define breweries and distilleries in a Light Industrial (LI) zone.

Introduced by \_\_\_\_\_, who moved its adoption, seconded by \_\_\_\_\_.

WHEREAS, Breweries and Distilleries are allowed uses within the town's Light Industrial zone, and

WHEREAS, Pursuant to certain NYS Licenses issued by the State Liquor Authority, categories of Breweries and Distilleries are allowed to provide tasting rooms and/or taprooms consistent with and accessory to their existing licenses, and

WHEREAS, the Town Board wishes to schedule a public hearing on a proposal to more clearly define the Brewery and Distillery uses allowed within the Light Industrial District and to provide for the accessory uses consistent with State Licensing requirements, as attached, now therefore, be it

RESOLVED, that a Public Hearing is hereby scheduled for April 1, 2019, at 7:05 P.M. in the Wood Memorial Room on a proposal to add definitions for distilleries, Breweries, taprooms and tasting rooms, as attached, and to streamline to definition of Accessory uses throughout the Zoning code; and be it further

RESOLVED, that the Town Clerk is directed to publish notice of the proposal, attached.

Resolution No. \_\_\_\_\_ of 2019, a resolution approving an agreement for payment in lieu of taxes with Solitude Solar LLC., dba U.S. Light Energy, 830 Loudon Road, Latham, NY 12110 NY.

Introduced by \_\_\_\_\_, who moved its adoption, seconded by \_\_\_\_\_.

WHEREAS, Section 487 (9) of the New York State Real Property Tax law authorizes Municipalities to enter into Payment in Lieu of Tax Agreements (PILOT) with Solar Energy developers within each taxing jurisdiction, under certain circumstances, and

WHEREAS, Solitude Solar, dba U.S. Light Energy, 830 Loudon Road, Latham, N.Y. has Subdivision and Site Plan approval, and has been issued a Special Use Permit for the construction of a 4.75 MW (AC) Solar Energy project at 164 Sugar Hill Road, Rexford, and

WHEREAS, the Town Board wishes to enter into a PILOT Agreement with Solitude Solar LLC., dba U.S. Light Energy, for a solar project and related improvements at 164 Sugar Hill pursuant to RPTL § 487(9) ; now therefore be it

RESOLVED that the Supervisor is authorized to execute the attached PILOT agreement with Solitude Solar for \$5100 per MW of capacity (AC), with annual escalations, per Exhibit B to the attached agreement.

Resolution No. \_\_\_\_\_ of 2019, a resolution hiring seasonal Lifeguards and Head Lifeguards for the 2019 Summer Season for Barney Road, Country Knolls and Locust Lane Pools.

Introduced by \_\_\_\_\_, who moved its adoption, seconded by \_\_\_\_\_.

WHEREAS, the Town Board wishes to hire Lifeguards and Head Lifeguards to maintain a safe environment at the town pools, as well as assist in the management of those pools at Barney Road, Country Knolls and Locust Lane Pools, and

WHEREAS, the Supervisor has recommended that the attached list of individuals be hired on the stated start dates as Lifeguards and Head Life Guards at the attached rates; now, therefore be it

RESOLVED, that the individuals attached shall be hired as Life Guards and Head Lifeguards for the Barney Road, Locust Lane and Country Knolls Pools for the 2019 season, to be paid at the rates as attached.

Resolution No. \_\_\_\_\_ of 2019, a resolution authorizing the hiring of summer staff for the Parks, Recreation and Community Affairs Office.

Introduced by \_\_\_\_\_, who moved its adoption, seconded by \_\_\_\_\_.

WHEREAS, an additional staff member is required to staff the Office of Parks, Recreation and Community Affairs during the summer months; and

WHEREAS, Myla Kramer, Director of Parks, Recreation and Community Affairs has recommended that Sean Carroll, 13 Windmill Court, Ballston Lake, be hired as a summer office staff member; now therefore be it

RESOLVED, that the Director of Parks, Recreation and Community Affairs is hereby authorized to hire Sean Carroll as a member of the summer office staff, effective March 25, 2019 through August 2, 2019, at Grade 1, Step 1, \$15.08 per hour, to be paid from A7021-E4000 (Parks and Recreation-Administration).

Resolution No. \_\_\_\_\_ of 2019, a resolution adopting Local Law No. \_\_ of 2019, to amend and rename the Verbeck Frank Planned Development District, by Amending Local Law No. 2 of 1967, as amended by Local Law No. 10 of 1996, of the Town Code, entitled “Local Law Relating to Zoning for the Town of Clifton Park,

Introduced by \_\_\_\_\_, who moved its adoption, seconded by \_\_\_\_\_.

WHEREAS, an application has been presented to the Town Board for an amendment to the existing Verbeck Frank Planned Development District by adding capacity to the existing square footage requirements for the primary structure, and by adding parking capacity to allow for an expansion of the facility to meet patient needs and demand for services, and

WHEREAS, on January 22, 2019, the Planning Board provided an advisory opinion to the Town Board, supporting the application and recommending approval of legislation to provide for the expansion, and approve the application for the Zoning change, and

WHEREAS, the Town Board conducted a Public Hearing on the proposed legislation on March 11, 2019, to receive comment for and against the proposal, and

WHEREAS, the Town Board accepts the recommendation of the Planning Board pursuant to Section 208-74 of the Town Code, and finds that the proposed amendment is consistent with the Town’s Comprehensive planning documents, and

WHEREAS, the Planning Staff have reviewed the application and recommends classifying the proposed legislation as an unlisted action under SEQRA and issuing a negative declaration under 6 NYCRR 617.2, and 617.7, now, therefore be it

RESOLVED, that the Town Board determines that the proposal is consistent with the goals of the Town’s comprehensive plan and with the objectives of Section 208-71 A of the Town Code, and be it further,

RESOLVED, that the Town Board classifies the legislation as an unlisted Action and issues a negative declaration pursuant to SEQRA regulations, and be it further,

RESOLVED, that Local Law No. \_\_ of 2019, a Local Law Amending Local Law No. 2 of 1967, as amended by Local Law No. 10 of 1996 of the Town Code, expanding the authorized capacity of the Peregrine Memory care facility on Emma Lane from 30,000 square feet to 40,000 square feet, adding parking capacity from 30 cars to 40 cars, adjusting the setback requirements for the building, as measured from Route 146, and renaming the Zoning District as the Emma Lane Planned Development District, as attached, is hereby adopted, and be it further

RESOLVED, that the Town Clerk file said notice with the New York State Department of State as required by law.

Resolution No. \_\_\_\_\_ of 2019, a resolution authorizing the Supervisor to sign a Lease Agreement with National Business Technologies, for a Digital Copying system for use by the Department of Building & Zoning.

Introduced by \_\_\_\_\_, who moved its adoption, seconded by \_\_\_\_\_.

WHEREAS, Steve Myers, Director of Building & Zoning has requested that a new Digital Copier/Printer be leased for use by the Department; and

WHEREAS, the proposed cost for leasing the copier has been budgeted per the attached schedule; and

WHEREAS, quotes were received with National Business Technologies submitting the lowest quote of \$104.46 per month for thirty-six months; now, therefore be it

RESOLVED, that the Town Supervisor is authorized to enter into a Lease Agreement with National Business Technologies, for a Kyocera TASKalfa 3552ci Copier/Printer System, for thirty-six (36) months, at a cost not to exceed \$104.46 per month, plus \$.006 for black and white copies and \$.05 for color copies, to be paid from A-3620-003.



Resolution No. \_\_\_\_\_ of 2019, a resolution authorizing the Supervisor to sign a Lease Agreement with Fruitful Vine Christian Church, for rental of the top floor of the Burning Bush Clubhouse.

Introduced by \_\_\_\_\_, who moved its adoption, seconded by \_\_\_\_\_.

WHEREAS, pursuant to Town Law 64 2 (a) the Town Board is authorized to lease Town owned property; and

WHEREAS, Fruitful Vine Christian Church wishes to rent the top floor of the Burning Bush Clubhouse for a term of twelve (12) months, lease to expire on March 19, 2020, at an annual rent of \$21,600; and

WHEREAS, the Tenant may elect to remain in possession of the property after March 19, 2020 as a month to month Tenant for up to twelve (12) consecutive months; now therefore be it

RESOLVED, that the Town Supervisor is hereby authorized to sign the attached Lease Agreement with Fruitful Vine Christian Church for rental of the top floor of the Burning Bush Clubhouse, provided that the Town is provided a Certificate of Insurance in the amount of \$1,000,000 naming the Town of Clifton Park as additionally insured.

Resolution No. \_\_\_\_\_ of 2019, a resolution authorizing alcoholic beverages to be served at a gathering to be held at the Clifton Park Senior Community Center on April 27, 2019.

Introduced by \_\_\_\_\_, who moved its adoption, seconded by \_\_\_\_\_.

WHEREAS, Colleen Mulligan is hosting a bridal shower on April 27, 2019, and

WHEREAS, a request has been received for permission to serve alcohol in the form of beer and/or wine at the event; now, therefore, be it

RESOLVED, that Colleen Mulligan is hereby authorized to serve beer and/or wine at a gathering at the Clifton Park Senior Community Center on April 27, 2019, from 1:00 P.M. to 6:00 P.M. consistent with the terms of the permit application received in the office of the Clifton Park Senior Community Center.