

August 17, 2020

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.

Present: Supervisor Barrett
Councilman Whalen
Councilwoman Standaert
Councilman Romano
Councilwoman Walowit
Town Clerk Brobston

Also Present: Town Attorney McCarthy
Daniel Clemens, Supervisor of Buildings and Grounds
Myla Kramer, Director of Parks, Recreation
John Scavo, Director of Planning

MOTION BY Councilman Romano, seconded by Councilwoman Walowit, to approve the minutes of August 3, 2020 meeting as presented.

ROLL CALL VOTE

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

Noes: None

MOTION CARRIED

ANNOUNCEMENTS AND COMMUNICATION

Supervisor Barrett announced the outdoor concerts on the Clifton Common outdoor stage are scheduled and moving forward with the shows.

Supervisor Barrett announced the pool season is coming to an end and this would be the last week of full-day camp and sports camps. He thanked all those involved. He stated the town will continue to provide outdoor recreation for all residents.

**PUBLIC HEARING 7:05 PM, TO CONSIDER AMENDING CHAPTERS 152, 153 AND 92,
ISSUANCE OF CITATIONS FOR VIOLATIONS OF PROHIBITIONS.**

Town Clerk Brobston read the public hearing notice that was advertised the Daily Gazette on August 5, 2020.

Town Attorney McCarthy stated the primary change in the legislation is the re-categorization of the monetary penalty from the word fine to the word civil penalty and an explicit authorization for the courts to accept a written plea agreement from individuals. Current practice is to require people to come in to plea and pay in person. Authorized violations that town staff write accept a written plea also to recognize and authorize different types of signatures. He stated the goal is to remove all verbiage that looked like it was a quasit criminal offense, and to resolve the tickets in the most efficient manner as possible.

No one wished to comment.

Public Hearing closed at 7:14 P.M.

PRESENTATION ON A HONEYBEE PROJECT

Katarina and Ljubisa Stavanovic, Wintergreen Court, presented a bee pollinator project to be located at the Vischer Ferry Nature and Historic Preserve. Consists of placing a couple honeybee hives on the town owned Jacobsen property adjacent to the preserve along the Charlie Huiest Trail. She stated bee populations are declining and this would help with. She explained

the Jacobsen property is a field full of wildflowers that the bees could pollinate. Placing the hives would foster the existing ecological system that is already there. They would like to place the hives soon and leave till early October and return in early Spring next year for the season. There is a natural large barrier between the fields and spectators. Information will be posted on the website.

PRESENTATION OF THE EDISON CLUB PDD

Francis Cairo, Edison Club Board Member, explained the project was first presented in 2017. Since that time changes have been made as a result of many meetings and conversations. The golf course will be reduced to 18 holes and approximately 162.9 acres of the remaining golf course property would be protected by a conservation easement. In the original proposal, the clubhouse was to be demolished. The current proposal is to sell the clubhouse and create a senior health care facility. He explained another change is that they have engaged in a purchase and sale agreement with The Stewart's Shops corporation to sell them 1+/- acre to expand their property on the southwest corner of the Edison Club property. And the other change is that the site design of the development and the language of the actual legislative action to include a mix of housing products, condo's, quad's, twin's, large and small single family homes to be limited to 215 residences. He emphasized the point that this is a "not for profit" development.

Mr. Cairo explained the current club membership is 430 total members which has gone down from 530 over the years.

Attorney McCarthy stated the draft for the conservation easement would include golf, open space, and recreation which the town would be the owner of the rights.

Planning Director Scavo explained with the 18-hole golf course there is approximately 7 acres that is reserved for the clubhouse, tennis courts and pool. The remaining portion 197 acres will be open space conservation easement. Under CR Zoning its one home per 3 acres density but can bump up to 50% of land. They are well above the 50% threshold with the conservation easement. Mr. Scavo explained the CR Zoning and the next steps in the process.

PUBLIC PRIVILEGE ON RESOLUTIONS

No one wished to be heard.

Resolution No. 147 of 2020, a resolution appointing Paula Cooper as Zoning Board of Appeals Secretary for the Town of Clifton Park.

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

WHEREAS, by Resolution No. 85 of 2020, the Town Board appointed Paula Cooper as Interim Secretary for the Zoning Board of Appeals, and

WHEREAS, the Director of Building & Development recommends that Paula Cooper, 45 Old Route 146, Clifton Park, be appointed to fill the position on a permanent basis; now, therefore, be it

RESOLVED, that Paula Cooper is hereby appointed Secretary to the Zoning Board of Appeals, effective August 31, 2020; and be it further

RESOLVED, that the position be paid at a salary as budgeted, to be paid from A-8010-E2650 (General Fund - Zoning Board Secretary) in bi-weekly installments.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 148 of 2020, a resolution authorizing the Supervisor to sign an intermunicipal agreement between the County of Saratoga and the Town of Clifton Park for the provision of Animal Shelter services.

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

WHEREAS, pursuant to Section 119-0 of the General Municipal Law of the State of New York, the parties are authorized to enter into binding agreements for the cooperative performance of various municipal projects, contracts, and functions, and

WHEREAS, the County of Saratoga and the Town recognize the benefit to both municipalities that arise from the cooperative provision of service to their residents, and

WHEREAS, Saratoga County and Clifton Park wish to formalize an agreement whereby Saratoga County will provide shelter and other related services at fees as listed to be paid; now, therefore, be it

RESOLVED, that the Town Board approves extending the Intermunicipal Agreement between the County of Saratoga and the Town of Clifton Park for the provision of Animal Shelter and related services, per the attached agreement; and be it further

RESOLVED, that the Intermunicipal Agreement between the County of Saratoga and the Town of Clifton Park is hereby approved for the year, January 1, 2020 through December 31, 2020.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 149 of 2020, a resolution authorizing the Supervisor to sign an agreement with Ljubisa Stavanovic for a Bee Pollinator Project at the Vischer Ferry Nature and Historic Preserve.

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

WHEREAS, Katarina and Ljubisa Stavanovic have requested permission for the placement and maintenance of a beehive habitat along the Charlie Huiest Trail, on town owned property, adjacent to the Vischer Ferry Nature and Historic Preserve; now, therefore, be it

RESOLVED, that the Supervisor is authorized to sign the attached agreement with Ljubisa Stevanovic to provide for the placement of a Langstroth hive on the town owned Jacobsen property adjacent to the Vischer Ferry Nature and Historic Preserve, term to be valid through Summer and Fall of 2021, as outlined in the attached agreement.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 150 of 2020, a resolution authorizing Sealcoating Services of Clifton Park to resurface the tennis courts at 593 Clifton Park Center Road in the Clifton Knolls/Mill Creek Park District.

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

WHEREAS, the Town Board, as commissioners of the Clifton Knolls/Mill Creek Park District, wish to authorize improvements to the tennis courts at 593 Clifton Park Center Road, and

WHEREAS, the Department of Buildings and Grounds solicited quotes for resurfacing the ball courts at the park, and

WHEREAS, Sealcoating Services of Clifton Park submitted the lowest quote to resurface and repaint the courts in an amount not to exceed \$19,450; now, therefore, be it

RESOLVED, that the Supervisor is authorized to sign the 2020 estimate for resurfacing the tennis courts at 593 Clifton Park Center Road, not to exceed \$19,450, to be paid from SP3-7131-200 (Clifton Knolls Park District – Capital Improvement), and be it further

RESOLVED, that the Comptroller is authorized to transfer \$7,000 from SP3-7131-24 (Clifton Knolls Park District – General Maintenance) and \$7,450 from SP3-7131-E4000 (Clifton Knolls Park District – PT Laborer) to SP3-7131-200 (Clifton Knolls Park District – Capital Improvement).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 151 of 2020, a resolution authorizing the hiring of Emerald Doin and Zachery Trump as Adventure Challenge Assistants for the 2020 Project Adventure season.

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

WHEREAS, the Town Board wishes to hire Adventure Challenge staff to conduct the 2020 Project Adventure Program within the Department of Parks & Recreation, and

WHEREAS, the Director of Parks, Recreation and Community Affairs has recommended that Emerald Doin, 325 Old West Road, Gansevoort and Zachery Trump, 7 Mapleline Road, Ballston Lake, be hired as Adventure Challenge Assistants; now, therefore, be it

RESOLVED, that Emerald Doin and Zachery Trump are appointed to said positions, effective August 10 through October 31, 2020, at \$15.00/hour, to be paid from A7621-E2360 (Adventure Challenge - Staff).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 152 of 2020, a resolution scheduling a public hearing on a proposal to repeal and replace the Edison Club Planned Development District.

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

WHEREAS, by Local Law No. 8 of 1999, the Town Board adopted legislation establishing a Planned Development District for the Edison Club Golf Club and related facilities, and

WHEREAS, in December of 2018, Edison Club, Inc. applied for an amendment to the existing development district legislation to provide for the construction of up to 215 residential housing units, a convenience store with gas pumps, and the adaptive re-use of the existing club house, banquet facility and pro-shop through a conversion to senior care facility housing, and

WHEREAS, the proposal includes reducing the existing 27-hole golf course to an 18-hole facility to accommodate housing units on the periphery of the remaining golf grounds, and the preservation of the remaining golf course area as permanently protected golf/recreational open space, and

WHEREAS, the Town Board wishes to schedule a public hearing to solicit public input on the proposal to amend or replace the Edison Club Planned Development District; now, therefore, be it

RESOLVED, that a public hearing on the proposal to amend the Edison Club Planned Development District to allow for residential housing, senior care facility housing and a convenience store is scheduled for September 21, 2020, at 7:05pm, at the Clifton Park Senior Community Center, 6 Clifton Common, Clifton Park; and be it further

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

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Supervisor Barrett congratulated Bob Leonard on his 80th birthday. Mr. Leonard has been an active member of the community and previous employee of the town.

PUBLIC PRIVILEGE

Rich Lacey, Highland Oaks, questioned the use of the Clifton Commons grounds. He explained student athletes have been using the grounds have occurred because the school campus grounds are closed off. He explained over the last few weeks negative advancements towards the kids that have been on the Common grounds and parents are concerned about that kind of negativity by soccer coaches towards 17-year-old students. He stated this is happening when no one else is using the Common fields at 8 a.m. He questioned if residents are allowed to use the public property.

Supervisor Barrett stated there was some bad feelings about what was done to the grass on the fields by the students.

Mr. Lacey does not think it is fair for the kids to be harassed, and how can it be resolved.

Supervisor Barrett stated the football players have a space for their workouts on the Common located by the Senior Center and are very happy with it. He stated the town has an agreement with the Soccer club that gives them preference over the fields. Communication with the town is needed with structured activity.

Mr. Lacey explained it is not a structured activity. The kids are just getting together for workouts.

Jeff Goldman, Blue Jay Way, stated the students are using a ladder for drills to quicken their steps. The damage to the grass was not on a soccer field. He stated on Fridays the area suggested to used by the Senior Center is not large enough for the kids to run their 110-yard dashes, they need a long field. He questioned why they cannot run on the soccer field when no one is using it.

Councilman Whalen questioned if the Soccer Club has been approached.

Mr. Goldman stated they first came to the town because the town is the owner of the fields.

Supervisor Barrett stated the town tries to accommodate everyone who wants to use the fields but a process is in place. He suggested the parents, town and the soccer coaches meet and discuss the issue.

The Town Board went into Executive Session to discuss possible litigation at 8:20 PM.

The Town Board returned to the regular Town Board meeting at 8:45 PM. No decisions were made during Executive Session.

MOTION BY Councilwoman Walowit, seconded by Councilwoman Standaert, to adjourn the meeting to the next regular meeting or any other meeting necessary for the conduct of town business.

Motion carried at 8:47 p.m.

Teresa Brobston
Town Clerk