

5/18/2009

May 18, 2009

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 Paolucci – arrived at 7:25 p.m.
Councilman Hughes
Councilman Roth
Councilwoman Walowit
Supervisor Barrett
Town Clerk O'Donnell

Also Present: Town Attorney McCarthy
Michael Shahen, Town Administrator
Mark Heggen, Comptroller
Steven Myers, Director of Building and Development
Michael O'Brien, Supervisor of Facilities
John Scavo, Director of Planning
Jennifer Viggiani, Open Space Coordinator

MOTION BY Councilman Roth, seconded by Councilwoman Walowit, to approve the minutes of the May 4, 2009 meeting as presented.

ROLL CALL VOTE

Ayes: Councilman Hughes, Councilman Roth
Councilwoman Walowit, Supervisor Barrett

Noes: None

Absent: Councilman Paolucci

MOTION CARRIED

ANNOUNCEMENTS AND COMMUNICATIONS

Supervisor Barrett read a note from the Southern Saratoga YMCA expressing appreciation for the CERT Team's assistance in handling traffic control during the Triathlon.

Councilman Roth read a memo from Environmental Specialist Montague dated May 14, 2009, regarding the mulching operation at the Transfer Station, attached.

Regarding the mulching facility, Supervisor Barrett said he thinks the generators will be used as a test and if the spraying proves successful, electricity will be made a permanent part of the operation.

Supervisor Barrett displayed the Veterans Memorial Day signs that will be placed in various locations throughout town thanking all veterans for their service. He noted the Eagle on the Common, money raised for care packages and Hometown Heroes as ways the town has recognized veterans. Councilwoman Walowit reviewed sign locations, noting these can also be used on Veterans Day. She expressed appreciation to Information Specialist Hazard for his work in this regard.

Supervisor Barrett recognized the Shenendehowa Winter Sports All Stars with the following resolution:

5/18/2009

Resolution No. 155 of 2009, a resolution recognizing the Times Union Winter All Stars from Shenendehowa.

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

WHEREAS, the Town Board supports participation of area youths in all sports which enhance the health and fitness of athletes of all ages and recognizes the benefits of team sports, individual accomplishment and competition at all levels, and

WHEREAS, the sportswriters from the Times Union Newspaper have included in their selections of "Winter All Stars", the following athletes and coaches from Shenendehowa Central School District; now, therefore, be it

RESOLVED, that the Town Board pauses in its deliberations to recognize the accomplishments of the following Shenendehowa Athletes, over thirty in number, who were selected as Winter All Stars by the Times Union, along with three Athletes of the Year, and two Coaches of the year:

BOYS' INDOOR TRACK

Alex Leuchanka
James Glover
Dan Harris
Mitchell Todorov
Evan Palmer
Zach Hildenbrandt
Brian Campoli
Stuart Charbonneau
Adam Jacobs

GIRLS' INDOOR TRACK

Danicka Simonson
Lizie Predmore
Kelsey Hanson
Alex Burtnick
Cara Janeczko
Michelle Quimby
WRESTLING
Nick Kelly
Luke Popolizio
John Belanger
Seth Hazelton
Lee Smith

BOYS' BASKETBALL

Matt Miner, Jr.

GIRLS' BASKETBALL

Allie Setter

BOYS' NORDIC SKIING

Steve Brown

Alex Slempe

GIRLS' NORDIC SKIING

Kati Christoffel

ALPINE SKIING

Melissa Dombroski

SWIMMING

Jake Johnson

Shayne Buckley

Sean Parnett

Michael Bidwell

GYMNASTICS

Kaari Purstel

Kylee Teague

ATHLETE OF THE YEAR

Jake Johnson-Swimming

Annie King-Alpine Skiing

Austin Meys-Wrestling

COACH OF THE YEAR

Rob Cloutier-Girls Indoor Track

Rob Weeks-Wrestling

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

PRESENTATIONS

Quadricentennial Flags were presented to owners of homes on the Historic Register.

5/18/2009

Councilman Paolucci arrived at 7:25 p.m.

Historic Preservation Chairman Kazmierczak presented the Commission's Annual Preservation Awards to the Jonesville United Methodist Church and to Arthur and Dorothy Bordeau, owners of the Platt Rogers House on Bruno Road, in recognition of Residential Preservation. Mr. Kazmierczak explained the house was slated for demolition as part of a subdivision and the developer, working with the Town, agreed to remove a small parcel in order to save the house. Town Historian Scherer reported the house, built in 1835, still has the original woodwork, floors and mantles.

Councilman Hughes gave a demonstration of the Emergency Text Messaging Notification service being offered by the town, noting it is a natural extension of the reverse 911 system used during the December ice storm and will give clear open lines of communication during times of emergencies and natural disasters. Residents will be contacted via email or text service. Councilman Hughes said this service has been created at no cost to the town or residents and thanked ICOM, the town's computer consultant company for their assistance. He did note, however, there may be a slight charge for the text message depending on what the carrier charges. Residents can sign up for this service on cliftonpark.org. Councilman Hughes said email addresses and phone numbers are strictly for internal use and will be safeguarded appropriately.

Susan Boyer, The Chazen Company, reviewed the results and recommendations of the Concept Phase of the 250 acre Dwaas Kill Nature Preserve project on how to manage the Preserve and how to responsibly provide parking and access trails. She noted in addition to herself, a landscape architect, a biologist and environmental planner were also part of the project, as well as town staff, Town Board members, members of the Open Space Committee, and local residents. Future use of the Preserve is primarily to protect unique and valuable natural environment, environmental education, noting the lands already offer a learning laboratory. Ms. Boyer said several educators from Shenendehowa were also part of the working group. The next step recommended is that the Town Board establish a Management Advisory Committee to conduct biological research, increase public access and establish an education subcommittee. She reported on various species found during walks through the Preserve. Ms. Boyer said the working group determined it is important to look at the whole Dwaas Kill water shed and what land use might be affecting the water shed. She displayed proposed access points.

Open Space Co-Chair Jim Romano emphasized the uniqueness of the property. He reported Trout Unlimited has been monitoring the streams, noting 100 trees have been planted along the stream to maintain the banks. He reported Shenendehowa Science Department teachers have been a great asset and are excited to get involved. He said a Bio Blitz will be planned for the Preserve. He expressed appreciation to all who have been working on this project.

Councilman Hughes reported due to the sensitive nature of the site there may not be trails throughout the Preserve but it would be very helpful if there were digital archiving of the area.

Councilman Paolucci noted different treks could be noted throughout the woods.

REPORTS TO THE BOARD

Town Comptroller Heggen reviewed the April Financial Report; noting revenues and expenses are tracking the same as last year. He reported the annual audit has been filed with the State Comptroller's Office.

Town Administrator Shahan said the Emergency Notification System can be tested after information is submitted. He is still working with FEMA with regard to the December ice storm. Speaking with regard to the sidewalk/handrail resolution on the agenda, Mr. Shahan reported it is felt the town should go with stainless steel handrails as they will be more durable.

Supervisor Barrett announced the town is partnering with 3N Document Destruction to hold a Shredding Day on May 31st from 1:30 to 4:00 pm at Clifton Park Center parking lot. Participants are asked to bring a can of food for the Jonesville Food Pantry for each bag to be shredded.

5/18/2009

PUBLIC PRIVILEGE ON RESOLUTIONS

Question from floor regarding the leasing of the copy machine asked if requests went out to other vendors. Mr. Shahan responded yes. Mr. Heggen explained the leasing company is the financing arm used by Electronic Business Products.

Resolution No. 156 of 2009, a resolution authorizing the Highway Superintendent to attend the 2009 Highway School in Ithaca, NY.

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

WHEREAS, Richard Kukuk, Highway Superintendent, has requested that he be authorized to attend a Highway School in Ithaca, NY, June 1-3, 2009, at a cost not to exceed \$675, and

WHEREAS, Mr. Kukuk's attendance at the conference would provide a benefit to the Town; now, therefore, be it

RESOLVED, that Richard Kukuk is hereby authorized to attend the Highway School in Ithaca, NY, June 1-3, 2009, at a cost not to exceed \$675, to be paid from A05010-00001 (Highway-Training & Conferences).

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 157 of 2009, a resolution awarding the bid for the Town Hall Handrail and Sidewalk Replacement.

Introduced by Councilman Roth, who moved its adoption, seconded by Councilman Paolucci.

WHEREAS, on May 7, 2009 bids were received for the above referenced contract, and

WHEREAS, the low bidder for the alternate bid (stainless steel handrail option) is Mid-State Industries, Ltd. in the amount of \$45,811, and

WHEREAS, as per letter from McDonald Engineering dated May 11, 2009, McDonald Engineering has reviewed the bids and has recommended to the Town Supervisor that the Town accept the stainless steel handrails option because they have a longer life and no maintenance is required, such as periodic painting and that Mid-State Industries, Ltd. be accepted as the lowest most responsible bidder; now, therefore, be it

RESOLVED, that the Town Board hereby accepts and awards the above referenced alternate bid in the amount of \$45,811 to Mid-State Industries, to be paid from A1620-024 (Town Hall-Repair and Maintenance).

Mr. Shahan said this is below the budgeted amount and includes the sidewalk replacement.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

5/18/2009

Resolution No. 158 of 2009, a resolution authorizing the issuance of a Mass Gathering Permit to the Mohawk-Hudson Region Sports Car Club of America (a not for profit organization).

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

WHEREAS, the Mohawk-Hudson Region Sports Car Club has requested that the Town issue a Mass Gathering Permit for the purpose of utilizing the parking lot of Clifton Park Center, behind Boscov's near the Skate Park, for the purpose of an autocross to be held on Sunday, August 16, 2009, between the hours of 7:00 am and 5:00 pm, and

WHEREAS, the Town has been provided with information concerning this activity, and

WHEREAS, the Town has been named as an additional insured on the required insurance policy; now, therefore, be it

RESOLVED, that the Town Board is satisfied with the information provided that the potential effect of the proposed public assemblage will have minimal effect upon the public health, safety and welfare of the people and property of the Town of Clifton Park; and be it further

RESOLVED, that the Town Board hereby directs that a permit be issued to the Mohawk-Hudson Region Sports Car Club of America for the purpose of conducting an autocross to be held in the parking lot of Clifton Park Center, back of Boscov's near the Skate Park on Sunday, August 16, 2009, between the hours of 7:00 am and 5:00 pm.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth, Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 159 of 2009, a resolution authorizing notice to be served and a public hearing to be scheduled regarding the demolition and removal of the unsafe structure at 113 Blue Barns Road, Rexford (Tax Parcel No. 263.-2-64.1).

Introduced by Councilman Roth, who moved its adoption, seconded by Councilman Paolucci.

WHEREAS, Chapter 77 of the Clifton Park Town Code provides that the Town Board may order, after notice and a hearing, the demolition and removal of a building upon its finding that the building is unsafe, dangerous and incapable of being safely repaired, and

WHEREAS, Steven Myers, Director of Building and Development, has submitted a written report pursuant to Town Code Section 77-4, and has reported his opinion that a residential structure at 113 Blue Barns Road is not structurally sound and is a hazard to the residents due to the lack of potable water and proper sanitary conditions for living, and

WHEREAS, the Board accepts the report of Steven Myers pursuant to Section 77-5; now, therefore, be it

RESOLVED, that the owners of 113 Blue Barns Road, Rexford, are hereby ordered to show cause at a hearing before the Town Board on June 1, 2009 at 7:10 p.m. in the Wood Memorial Meeting Room in the Clifton Park Town Hall why the building at that location should not be demolished and the resulting debris removed within 30 days of service of the notice contained in Exhibit "A"; and be it further

5/18/2009

RESOLVED, that the Town Clerk is hereby directed to serve the notice contained in Exhibit "A" not later than 5 days before the hearing in accordance with the provisions of Chapter 77 of the Town Code and to file the notice with the Saratoga County Clerk.

Supervisor Barrett reported he spoke with the resident today to advise her of the process. Mr. McCarthy will call the resident tomorrow and explained the situation in more detail. Supervisor Barrett said he will assist the resident any way he can.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 160 of 2009, a resolution authorizing the Supervisor to sign a thirty-six month lease with De Lage Landen Financial Services, Inc. for a Lanier LD260 Digital Copier for the Town Hall copy room

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

WHEREAS, Michael Shahan, Town Administrator, has requested that a new copier be leased for use by the majority of the offices on the upper level of Town Hall, and

WHEREAS, the proposed cost for leasing the copier has been budgeted per the attached schedule; now, therefore, be it

RESOLVED, that the Town Supervisor is authorized to enter into a lease agreement with DeLage Landen Financial Services, Inc. for a Lanier LD260 Digital Copier for thirty-six (36) months at a cost not to exceed \$339 per month, with service to be provided by Electronic Business Products, Inc., 4 Airport Park Boulevard, P.O. Box 926, Latham, New York, to be paid from A-1620-3 (General Fund-Town Hall-Copier).

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 161 of 2009, a resolution adding the position of Assistant Director in the Office of Parks, Recreation and Community Affairs to the list of employees authorized to approve purchases in the Town of Clifton Park's Procurement Policy and Procedures.

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

WHEREAS, Section 104-b of the General Municipal Law (GML) requires every Town to adopt internal policies and procedures governing the procurement of goods and services not subject to the bidding requirements of GML, Section 103 or any other law, and

WHEREAS, the Town of Clifton Park Procurement Policy was adopted by Resolution No. 1 of 2009 and included a list of employees authorized to approve purchases, and

5/18/2009

WHEREAS, Myla Kramer, Director of Parks, Recreation and Community Affairs, has recommended that due to scheduled vacations, the list of employees authorized to approve purchases be amended to include Robin Dutcher, Assistant Director, Office of Parks, Recreation and Community Affairs; now, therefore, be it

RESOLVED, that the Town Board hereby amends the list of employees authorized by the Procurement Policy and Procedures to approve purchases by adding Robin Dutcher, Assistant Director of Parks, Recreation and Community Affairs to the list.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 162 of 2009, a resolution approving the title of Collection System Manager in the Sewer Department and appointing Michael O'Brien to said title.

Introduced by Councilman Roth, who moved its adoption, seconded by Councilman Paolucci.

WHEREAS, as a result of the Position Questionnaire completed by the Town of Clifton Park, the position of Collection System Manager was approved by the Saratoga County Department of Personnel to replace the title of Facilities Supervisor, and

WHEREAS, Michael O'Brien, current Facilities Supervisor, successfully passed the Civil Service Exam for the position of Collection System Manager and was certified on May 1, 2009; now, therefore, be it

RESOLVED, that the Clifton Park Town Board hereby approves the title of Collection System Manager in the Sewer Department replacing the title of Facilities Supervisor and appoints Michael O'Brien to the Collection System Manager title.

ROLL CALL VOTE

Ayes: Councilman Paolucci, Councilman Hughes, Councilman Roth,
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

PUBLIC PRIVILEGE

Diane Betzweitzer, Ray Road, thanked those who came to the Science Discovery night at Shenendehowa.

MOTION by Councilwoman Walowit, seconded by Councilman Hughes, to adjourn the meeting to the next regular meeting or any other meeting necessary for the conduct of Town business.

Motion carried at 8:40 p.m.

Patricia O'Donnell
Town Clerk