

May 3, 2010

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
Councilman Hughes
Councilman Romano
Councilwoman Walowit
Supervisor Barrett
Town Clerk O'Donnell

Also Present: Town Attorney McCarthy
Michael Shahen, Town Administrator
Richard Kukuk, Superintendent of Highways
Mark Heggen, Comptroller
Barbara McHugh, Director of Community Development
Michael O'Brien, Collection System Manager
Walter Smead, Assessor
Robin Dutcher, Assistant Director of Parks, Recreation, Community Affairs

MOTION BY Councilman Romano, seconded by Councilwoman Walowit, to approve the minutes of the April 12 and 19, 2010 meetings as presented.

ROLL CALL VOTE

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

Noes: None

MOTION CARRIED

ANNOUNCEMENTS AND COMMUNICATIONS

Councilman Hughes reminded residents of the Historic House Tour to be held on May 16th.

PRESENTATION OF ARBOR DAY AWARDS

Supervisor Barrett and Assistant Director of Parks & Recreation Robin Dutcher presented the awards and seedlings to the winners of the Arbor Day Poster Contest. Ms. Dutcher reported there were 250 participants in the contest.

MOTION BY Councilman Paolucci, seconded by Councilman Hughes, to move into Executive Session to discuss personnel issues. Motion carried at 7:24 p.m.

The Town Board agreed to add resolutions moving Barbara Smith and Robert Leonard to half time positions and provisionally appointing Kelly Miller to the position of Senior Assessment Clerk.

MOTION BY Councilman Paolucci, seconded by Councilwoman Walowit, to return to the regular Town Board meeting. Motion carried at 7:45 p.m.

PRESENTATION

Superintendent of Schools, Oliver Robinson, reviewed the proposed Shenendehowa school budget for 2010-2011.

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PUBLIC PRIVILEGE ON RESOLUTIONS

No one wished to be heard.

Resolution No. 104 of 2010, a resolution authorizing the hiring of a summer worker in the Buildings and Grounds Department.

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

WHEREAS, a need exists for a summer worker in the Buildings and Grounds Department, and

WHEREAS, Michael Handerhan, Buildings and Grounds Supervisor, has recommended that Megan Cody, 31 Pebble Beach Drive, Clifton Park, be hired to fill the position; now, therefore, be it

RESOLVED, that authorization is given to hire Megan Cody as a summer worker in the Buildings and Grounds Department, at \$8.50 per hour, effective immediately, to be paid from A-7110-E4000 (Buildings & Grounds Seasonal Labor).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 105 of 2010, a resolution hiring summer help for the Clifton Knolls Park District.

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

WHEREAS, a need has been identified for summer help at the Clifton Knolls Park District to do light maintenance, and

WHEREAS, Gregory Geisel, 20 Tamarack Lane and John Osterhoudt, 31 El Lobo Ct., Clifton Park, have been recommended to be hired for these positions; now, therefore, be it

RESOLVED, that the Town Board, acting as Commissioners of the Clifton Knolls Park District, hereby authorize the hiring of Gregory Geisel and John Osterhoudt to do light maintenance for the Clifton Knolls Park District at \$7.50 per hour, not to exceed \$2,000 for the season for both hires, effective immediately, to be paid from SP37131-24 (Clifton Knolls Park District-Maintenance).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

05/3/2010

Resolution No. 106 of 2010, a resolution hiring summer help for the Longkill I Park District.

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

WHEREAS, a need has been identified for summer help at the Longkill I Park District to do light maintenance, and

WHEREAS, Heather Mackesey, 12 South Hollow Drive, Ballston Lake, has been recommended to be hired for this position; now, therefore, be it

RESOLVED, that the Town Board, acting as Commissioners of the Longkill I Park District, hereby authorizes the hiring of Heather Mackesey to do light maintenance for the Longkill I Park District at \$7.50 per hour for the season, effective immediately, to be paid from SP57123-24 (Longkill I Park District-Maintenance).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 107 of 2010, a resolution authorizing the Receiver of Taxes and Assessments to attend the New York State Association of Tax Receivers and Collector's Seminar.

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

WHEREAS, Lorraine Varley, Receiver of Taxes & Assessments, has requested permission to attend the New York State Association of Town's Tax Collector's Seminar to be held in Lake Placid, New York, June 13-16, 2010 at a cost of \$635, and

WHEREAS, the amount has been budgeted for 2010 and her attendance at the Seminar would provide a benefit to the Town's citizens; now, therefore, be it

RESOLVED, that Lorraine Varley is hereby authorized to attend the Tax Collector's Seminar in Lake Placid, New York from June 13-16, 2010, at a cost not to exceed \$635 to be vouchered appropriately, to be paid from budget line item A-1330-1 (Tax Collector Travel & Conferences).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 108 of 2010, a resolution in connection with a block party to be held in Heritage Green Subdivision.

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

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WHEREAS, the residents of Heritage Green wish to conduct a block party within the subdivision on Saturday June 19, 2010, between the hours of 4:00 and 9:00 pm and have requested permission to use the end of Spruce Street for their party activities (per the attached map); now, therefore, be it

RESOLVED, that the residents, with the approval and advice of the Town Highway Superintendent, have permission to use the end of Spruce Street, on June 19, 2010 from 4:00 to 9:00 pm for their party activities, but must not block off the street and make sure emergency vehicles can gain access to the street if needed, and be it further

RESOLVED, that the residents shall be responsible for all clean-up activities on Town property or on the street right-of-way resulting from the social activity; and be it further

RESOLVED, that a copy of this resolution be sent to the applicable Fire Department, the Ambulance Corps., the Sheriff's Department and the State Police.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 109 of 2010, a resolution awarding a contract for Rivercrest Sewer District Manhole Leak Repairs.

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

WHEREAS, on April 14, 2010, quotes were received for the above referenced contract, and

WHEREAS, the low bidder for the repair of the manhole leak repairs in the Rivercrest Sewer District is Green Mountain Pipeline Services, Bethel, Vermont, in the amount of \$8,125, and

WHEREAS, as per letter from McDonald Engineering dated April 14, 2010, McDonald Engineering has reviewed the quotes and has recommended to the Town Supervisor that the quote of Green Mountain Pipeline Services be accepted in the amount of \$8,125; now, therefore, be it

RESOLVED, that the Town Board hereby accepts and awards the contract for manhole leak repairs in the Rivercrest Sewer District to Green Mountain Pipeline Services in an amount not to exceed \$8,125, to be paid with a transfer of \$3,500 from G-909 (Rivercrest Sewer Unreserved Fund) to G-8111-24 (Rivercrest Sewer-Contractual Gen. Maint.) and an additional \$4,625 to be transferred from G1-8111-24 (Old Nott Farm Sewer District) to G-8111-24 (Rivercrest Sewer-Contractual Gen. Maint.); and be further

RESOLVED, that \$4,625 be repaid in the 2011 Budget to G1-8111-24 (Old Nott Farm Sewer District).

Collection System Manager O'Brien explained this work is part of the continuing effort to reduce the infiltration of ground water into the sewers. Residents have been asked to disconnect sump pumps so excess water isn't going into the sewers and the town is sealing up leaks and flows have been reduced.

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ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 110 of 2010, a resolution appointing Jason Jude Hazard to permanent status as Town Information Specialist per Civil Service certification.

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

WHEREAS, Jason Jude Hazard, 203 Foxwood Drive, Clifton Park, was provisionally appointed to the position of Town Information Specialist, and

WHEREAS, Jason Jude Hazard successfully passed the Civil Service Exam for the position of Town Information Specialist and was certified as a permanent employee on April 12, 2010; now, therefore, be it

RESOLVED, that Jason Jude Hazard, 203 Foxwood Drive, Clifton Park, is hereby appointed to permanent status as Town Information Specialist for the Town of Clifton Park per Civil Service Certification as of April 12, 2010.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 111 of 2010, a resolution authorizing the appointment of a part-time Court Clerk in the Town Justice Court.

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

WHEREAS, Town Justices Rybak and Hughes recommend that Maureen Lanahan, 340 Riverview Road, Rexford, be appointed as a part-time Court Clerk, Grade 5, Step 4 on the part-time matrix; now, therefore, be it

RESOLVED, that Maureen Lanahan, 340 Riverview Road, Rexford, is hereby appointed to the position of part-time Court Clerk, Grade 5, Step 4 on the part-time matrix, effective May 3, 2010, to be paid from A-1110-E1110 (Justice Court-Part-time Justice Court Employees)

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

05/3/2010

Resolution No. 112 of 2010, a resolution amending Resolution No. 43 of 2010, authorizing funding for a NYSERDA Flex Tech energy efficiency and technical feasibility study of the Town's Ice Arena.

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

WHEREAS, the Clifton Park Ice Arena is currently one of the largest users of energy in the Town, and

WHEREAS, the Town is exploring opportunities to reduce the Ice Arena's energy consumption by the implementation of energy efficiency technologies, and

WHEREAS, the Town has previously applied for funding through the New York State Energy Research and Development Authority for financial assistance to defray cost of the study, and

WHEREAS, the New York State Energy Research and Development Authority's Flex Tech program contracts with highly qualified firms to provide a variety of technical assistance services to New York State organizations with the goal of identifying and encouraging implementation of cost-effective energy-efficiency measures throughout the state, and

WHEREAS, the energy efficiency and technical feasibility study will provide a thorough energy study at the Ice Arena, including an analysis of a possible photo-voltaic system on the roof, and

WHEREAS, per Resolution No. 43 of 2010, Malcolm Pirnie, a pre-qualified NYSERDA energy expert consultant, estimated the cost of such a study at the Town's Ice Arena to be approximately \$12,000, and

WHEREAS, the Town Board initially appropriated up to \$6,000 for an energy efficiency and technical feasibility study to be completed by Malcolm Pirnie for the Clifton Park Ice Arena; and

WHEREAS, a preliminary inspection of the Ice Arena resulted in an increase in the cost of the engineering proposal from \$12,000 to \$18,200, and

WHEREAS, matching funds remain available through NYSERDA for up to 50 percent of the total project costs; now, therefore, be it

RESOLVED, that the Town Board hereby amends Resolution No. 43 of 2010 appropriating an additional \$3,100 for an energy efficiency and technical feasibility study to be completed by Malcolm Pirnie for the Clifton Park Ice Arena, additional \$3,100 to be paid from Contingency Fund with a transfer to A-7112 (Clifton Common-General Maintenance).

Supervisor Barrett said this has changed due to integration of the systems within the two arenas resulting in more work than expected. Director of Community Development McHugh said due to shared systems it is necessary to evaluate mechanical and part of the operational system of both arenas. She said initially concentration was to be on the older arena. Supervisor Barrett stated this is solely for the town-owned rink. Councilman Romano asked if there could be a negative impact on the new arena. Ms. McHugh responded there may be benefits shared by both arenas. She said this study needs to be done as soon as possible in case any upgrades needed can be done at a time not to impact the regular recreational use of the arena. Supervisor Barrett asked that this be started immediately.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

05/3/2010

Resolution No. 113 of 2010, a resolution authorizing the Highway Superintendent to attend the 2010 Highway School in Ithaca, N.Y.

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

WHEREAS, Richard Kukuk, Highway Superintendent, has requested that he be authorized to attend a Highway School at Ithaca College, Ithaca, N.Y., June 7-9, 2010, 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, Highway Superintendent, is hereby authorized to attend the Highway School in Ithaca, N.Y., June 7-9, 2010, at a cost not to exceed \$675, to be paid from A05010-00001 (Highway Adm.-Training & Conferences).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 114 of 2010, a resolution adopting the budget for the LEGO Robotics activities program to be offered to students ages eight through fourteen.

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

WHEREAS, the Town Board has approved an agreement with the Center for Initiatives in Pre-College Education for a program in LEGO Construction and Robotics to be offered as part of the Summer Recreation Program, August 9-20, 2010, and

WHEREAS, the Agreement provides for a total budget for the LEGO Construction/Robotics program of \$15,100, to be completely offset by registration fees; now, therefore, be it

RESOLVED, that the Director of Parks and Recreation is authorized to establish a program as identified in this resolution and to collect registration fees and sponsorships sufficient to completely offset the budgeted cost of the program up to \$15,100; and be it further

RESOLVED, that a budget of \$15,100 be established by Revenue Line 02043-00-085 (Summer Rec.-RPI Initiative) and expected expenditures of up to \$15,100 to be paid from A-7310-072 (Summer Recreation-Subcontractor), per Schedule A.

Councilman Hughes noted this program is a partnership with RPI and has been very well received in the past. He said scholarships will be available if special circumstances merit. He explained the Robotics Program is for ages 11-14 and the Animation and Gaming Academy for students 8-10.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

05/3/2010

Resolution No. 115 of 2010, a resolution authorizing the Supervisor to sign documents related to the purchase of tax-acquired parcels offered at the Saratoga County Real Property Auction.

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

WHEREAS, on March 16, 2010, at a public auction conducted by Saratoga County, the Town of Clifton Park acquired Parcel 259.14-2-28 (Brook Hollow Road Rear), and

WHEREAS, the parcel would confer a benefit to the Clifton Park Sewer District No. 1, and

WHEREAS, the purchase of the parcel at the Saratoga County Real Property Auction was the most beneficial option for the Town; now, therefore, be it

RESOLVED, that the Town Supervisor is hereby authorized to sign documents related to the purchase of tax-acquired parcels, at a cost of \$500 from budget line G7-1940-200 (CP Sewer No. 1 other Town payments-equipment), offered at public auction, per §64 (2) of Town Law.

Mr. O'Brien reported this property is located within a remote area of the town and will give access to sewer infrastructure.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 116 of 2010, a resolution authorizing the Supervisor to sign documents related to the purchase of tax-acquired parcels offered at the Saratoga County Real Property Auction.

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

WHEREAS, on March 16, 2010, at a public auction conducted by Saratoga County the Town of Clifton Park acquired Parcel 259.13-3-90 (Brookline Drive Rear), and

WHEREAS, the parcel would confer a benefit to the Clifton Park Sewer District No. 1, and

WHEREAS, the purchase of the parcel at the Saratoga County Real Property Auction was the most beneficial option for the Town; now, therefore, be it

RESOLVED, that the Town Supervisor is hereby authorized to sign documents related to the purchase of tax-acquired parcels, at a cost of \$500 from budget line G7-1940-200 (CP Sewer District No. 1 other Town payments-equipment) offered at public auction, per §64 (2) of Town Law.

Mr. O'Brien reported this property is located within a remote area of the town and will give access to sewer infrastructure.

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ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 117 of 2010, a resolution placing the position of Confidential Secretary to the Supervisor on the half-time matrix.

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

WHEREAS, Supervisor Philip Barrett recommends that the position of Barbara Smith, 3 Pepper Hollow, Clifton Park, as Confidential Secretary to the Supervisor be placed on the half-time matrix at Grade 8, Step 10; now, therefore, be it

RESOLVED, that the position of Barbara Smith, 3 Pepper Hollow, Clifton Park as Confidential Secretary to the Supervisor is hereby placed on the half-time matrix, Grade 8, Step 10, effective May 3, 2010, to be paid from A-01220-E820 (Supervisors Dept.-Employee).

Supervisor Barrett stated Ms. Smith has been an invaluable employee and she has agreed to remain on a half time basis despite taking the retirement incentive.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 118 of 2010, a resolution reclassifying Robert Leonard's title from Part-time Security Officer to Half-time Security Officer.

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

WHEREAS, Supervisor Philip Barrett recommends that the title of Robert Leonard, 14 Noord Lane, Ballston Lake, be reclassified from Part-time Security Officer to Half-time Security Officer; now, therefore, be it

RESOLVED, that Robert Leonard's title is reclassified as Half-time Security Officer effective May 3, 2010.

Town Administrator Shahan reported Mr. Leonard consistently puts in approximately 20 hours a week which is half time. As a half time employee this will make sick time and vacation time available to him with half the benefits of a full time employee. Supervisor Barrett said Mr. Leonard is very reliable and always available during an emergency.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

05/3/2010

Resolution No. 119 of 2010, a resolution appointing Kelly Miller as provisional Senior Assessment Clerk in the Assessor's Office.

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

WHEREAS, a vacancy now exists in the Assessor's Office for a Senior Assessment Clerk, and

WHEREAS, Walter Smead, Assessor, has recommended that Kelly Miller, 13 Kimberly Ct., Clifton Park be provisionally promoted to fill the position of Senior Assessment Clerk in the Assessor's Office at Grade 5, Step 6, \$41,235; now, therefore, be it

RESOLVED, that Kelly Miller is hereby provisionally appointed to the position of Senior Assessment Clerk in the Assessor's Office at Grade 5, Step 6, \$41,235, effective May 3, 2010.

Supervisor Barrett explained there has been a retirement in the Assessor's office and, as a cost saving measure, there will be three people rather than four in this office. Ms. Miller is a current employee in the Assessor's office and is qualified for the position.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

PUBLIC PRIVILEGE

Beverly Czub, Rexford, expressed appreciation for having town phones answered after hours during an emergency such as the ice storm. In response to Ms. Czub's question regarding proposed signage on Clifton Park Center hill, Highway Superintendent Kukuk said this is a non-standard application, parts are on order and locations for utilities are needed. It was noted the flags on the baseball fields are lit at night.

MOTION by Councilman Paolucci, 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 8:55 p.m.

Patricia O'Donnell
Town Clerk