

June 6, 2011

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
Myla Kramer, Director of Parks, Recreation and Community Affairs
Michael Handerhan, Supervisor of Buildings and Grounds
Mark Heggen, Comptroller
Michael Montague, Environmental Specialist
Michael O'Brien, Collection Systems Manager
John Scavo, Director of Planning

MOTION BY Councilman Romano, seconded by Councilwoman, to approve the minutes of the May 16, 2011 meeting 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 reported 75,000 pounds of electronics were brought to the Electronics Recycling Day on May 22nd. He thanked all who volunteered for their help.

Supervisor Barrett said electronic materials will be continue to be collected at September 10, 2011 Hazardous Waste Day.

Supervisor Barrett reviewed the various town camps being offered for the summer.

**PUBLIC HEARING, 7:10 PM
TO CONSIDER ADOPTING HISTORIC CONSERVATION EASEMENT FOR
683 BRUNO ROAD**

The Town Clerk read the Notice of Public Hearing as published in The Daily Gazette on May 25, 2011.

The public hearing was opened for comments from the audience at 7:10 p.m.

Arthur and Dorothy Bourdeau, 683 Bruno Road, owners of the property, updated the Board on work done to improve the property, noting work has been going on for four years. They noted they are restoring the house to its original appearance. The Bourdeau's are keeping a journal of their work and will present a copy to the Historic Preservation Commission and the library. Mr. Bourdeau said they are trying to purchase supplies locally.

Everyone was given an opportunity to speak in favor of or against the proposed local law and no one else wished to be heard. Supervisor Barrett declared the public hearing closed at 7:14 p.m.

CLIFTON PARK WATER AUTHORITY PRESENTATION

Helmut Gerstenberger, Chairman of the Clifton Park Water Authority, reviewed accomplishments and highlights of the Water Authority, reporting there are 13,000 connections that include the Town of Clifton Park, and portions of the Towns of Malta, Halfmoon and Ballston. In 2010 just under 3 million gallons of water a day were used with the highest day being July 5, 2010 when 6.9 million gallons were used. Mr. Gerstenberger stated the connection with the Saratoga County Water Authority was an excellent decision, providing good quality and softer water at a capacity level needed and will allow closure of hard water wells. He reviewed Water Authority's financial data. Mr. Gerstenberger reported 184 million gallons of water were purchased in 2010 from the Town of Glenville until June of 2010 and from June 1, 2010 from Saratoga County Water Authority. An agreement is in place to purchase additional water from the Town of Glenville if needed. He said a second connection to County water is expected to be completed in July which will be a benefit to the town. Mr. Gerstenberger explained the 3-tier water rate system in place.

Edward Vopelak, Senior Engineer with CT Male, said various possibilities were looked at to soften the water and it was decided to buy more water from the County Water Authority and turn off some of the hard water wells at Boyack plant.

REPORT TO THE BOARD

Director of Planning Scavo reported on the Ballston Lake dock issue recently editorialized in the Daily Gazette, and explained according to the Town of Clifton Park Zoning Map the shoreline is the actual town boundary and does not extend into the lake. He continued the Town of Clifton Park could not adopt any local land use that can be applied outside of the municipal boundaries. Mr. Scavo stated while the residents live in Clifton Park, the docks lie over the town boundary and may be subject to the Town of Ballston zoning regulations. He said this information will be sent to the Daily Gazette to clarify the town's position and also to the Town of Ballston.

PUBLIC PRIVILEGE ON RESOLUTIONS

No one wished to be heard.

Resolution No. 157 of 2011, a resolution accepting a proposal from The PlayPro for playground equipment to be located at Dwaaskill Park District.

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

WHEREAS, a proposal was submitted for playground equipment for the Dwaaskill Park District for \$35,382.30 under New York State Contract, and

WHEREAS, Michael Handerhan, Supervisor of Buildings and Grounds, has reviewed the proposal and has recommended that the proposal submitted by The PlayPro, 5 Krey Boulevard, Rensselaer, be accepted for \$35,382.30, including installation, and

WHEREAS, the Dwaaskill Park District has recommended acceptance of the proposal; now, therefore, be it

RESOLVED, that the Clifton Park Town Board, as Commissioners of the Dwaaskill Park District, accept the proposal of The PlayPro for \$35,382.30, including installation for equipment, for the Dwaaskill Park District; and be it further

RESOLVED, that the amount of \$35,382.30 be paid from SP47135-200(Dwaaskill PD – Capital Improvements), with a transfer of \$25,382.30 from SP4 909 (Dwaaskill PD-From Account) to SP47135-200 (Dwaaskill PD-Capital Improvements).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 158 of 2011, a resolution amending Resolution No. 151 of 2011 awarding the bid for fence work at Field 14 on the Clifton Common.

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

WHEREAS, bid specifications were prepared by the Buildings and Grounds Department for fence repair, moving and replacement of fencing at Field 14 Clifton Common, and

WHEREAS, the bid specifications stated the length of 8' high chain link fence to be installed as "approximately 330' ", and

WHEREAS, on May 16, 2011 the bid was awarded to low bidder, Quality Fence, in an amount of \$10,750, and

WHEREAS, post bid measurements by the contractor revealed a mistake in the measurement of the linear feet of installation required, with the actual measurement of 375 linear feet instead of the 330 linear feet as advertised, the additional 45 linear feet will add \$1,173 to the original price quoted (\$10,750) changing the quote to \$11,923; now, therefore, be it

RESOLVED, that Resolution No. 151 of 2011 is hereby amended to state "the Town Board accepts and awards the bid for fence work at Field 14 to Quality Fence in an amount not to exceed \$11,923, to be paid from A-7112-200 (Clifton Common)".

Superintendent of Buildings and Grounds Handerhan reported other fence work will put material around dug outs and replace the backstop with six gauge wire. He said this was also part of the bid.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 159 of 2011, a resolution appointing Donald Martin as an Alternate Representative from West Crescent Fire District to Emergency Services Advisory Board.

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

WHEREAS, the Town Board wishes to appoint Donald Martin as an Alternate Representative from the West Crescent Fire District to the Emergency Services Advisory Board to fill the unexpired term of Dan Craver; now, therefore, be it

RESOLVED, that Donald Martin, 1454 Vischer Ferry Road, Clifton Park, is hereby appointed as an Alternate Representative from the West Crescent Fire District to the Emergency Services Advisory Board, term to expire December 31, 2011.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 160 of 2011, a resolution appointing Kenneth Graves as a Representative and Geoffrey Frey as an Alternate Representative from Jonesville Fire District to the Emergency Services Advisory Board.

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

WHEREAS, Resolution No. 90 of 2011 appointed Allan Atwell as Chairman of the Emergency Services Advisory Board to fill the unexpired term of David Bowen, and

WHEREAS, the Jonesville Fire District Board of Commissioners unanimously voted to appoint Kenneth Graves, 1 Carpenter Way, Clifton Park, to serve as Representative from Jonesville Fire District and Geoffrey Frey, 95 Gloucester Street, Clifton Park, to serve as an Alternate Representative from Jonesville Fire District; now, therefore, be it

RESOLVED, that Kenneth Graves, 1 Carpenter Way, Clifton Park, is hereby appointed as Representative from Jonesville Fire District to the Emergency Services Advisory Board to fill the unexpired term of Allan Atwell, term to expire December 31, 2012 and that Geoffrey Frey, 95 Gloucester Drive, Clifton Park, be appointed as an Alternate to fill the unexpired term of Kenneth Graves, term to expire December 31, 2013.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 161 of 2011, a resolution awarding the bid for the Town of Clifton Park Sewer District No. 1 Contract No. 2 - Paving Work.

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

WHEREAS, on May 17, 2011, bids were received for the above referenced contract, and

WHEREAS, the sole bidder for the Sanitary Sewer Repair Contract No. 2 - Pavement Work is Bob Talham Inc. in the amount of \$33,540, and

WHEREAS, McDonald Engineering checked references for Bob Talham Inc., Troy, New York, and found them qualified to provide the equipment for which they bid and verified the reasonableness of the bid prices by comparison with other similar projects that they had worked on and found the prices reasonable for the work involved, and

WHEREAS, as per letter from McDonald Engineering dated May 25, 2011, McDonald Engineering has recommended that sole bidder Bob Talham, Inc. be awarded the bid to perform the paving work for an amount not to exceed \$33,540; now, therefore, be it

RESOLVED, that the Town Board hereby accepts and awards the above referenced bid in the amount of \$33,540 to Bob Talham, Inc., to be paid from G7-A8111-21 (Clifton Park Sewer District #1-Emergency Repairs).

Collection Systems Manager O'Brien explained this paving stems from a pipe crisis over the winter in Clifton Knolls. He reported he searched other less expensive methods of repair but found this method was the only recourse. Mr. O'Brien said the town engineers found the cost to be in line with current paving costs. He said the Sewer Department is working with the Highway Department to see if smaller paving jobs can be done in house.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 162 of 2011, a resolution authorizing Change Order No. 1 for Rivercrest Sewer District-Manhole Leak Repairs.

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

WHEREAS, an initial assessment showed that five existing manhole structures exhibited signs of significant inflow and infiltration, and

WHEREAS, McDonald Engineering developed a scope of work to repair these manholes and bids were received at the Office of the Town Clerk on April 14, 2010, and

WHEREAS, Resolution No. 109 of 2010 awarded a contract for Rivercrest Sewer District Extension No. 1 manhole leak repairs to Green Mountain Pipeline Services in the amount of \$8,125, and

WHEREAS, during the course of work, the Town discovered other manholes had similar problems and directed the contractor, Green Mountain Pipeline Services, to make additional repairs, and

WHEREAS, the proposed additional improvements will result in an increase of \$6,799.22 from the previous contract amount of \$595,628.45 to \$602,427.67, and

WHEREAS, a change order has been prepared by McDonald Engineering to provide for the resultant increase of \$2,960 and 180 day increase in contract times; now, therefore, be it

RESOLVED, that the Town Supervisor is hereby authorized to sign Change Order No. 1 dated May 24, 2011, to Green Mountain Pipelines Services for additional improvements to the Rivercrest Sewer District Extension No. 1, Manhole Leak Repairs, and 180 day increase in contract times, increase of \$2,960 to be paid with a transfer of \$2,960 from G1-8111-24 (Olde Nott Farm Sewer District) to G-8111-24 (Rivercrest Sewer-Contractual General Maintenance), bringing the total to \$7,585 to be repaid to Olde Nott Farm Sewer District.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 163 of 2011, a resolution accepting a quote from Stone Industries for 2011-2012 Septage Hauling for the Riverview Landing septic tanks and to authorize the Comptroller to transfer \$2,700 from Riverview Landing Unreserved Fund Balance.

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

WHEREAS, quotes were solicited for 2011-2012 Septage Hauling for the Riverview Landing septic tank, and

WHEREAS, Stone Industries, Route 50, Saratoga Springs, submitted the sole quote for Septage Hauling of \$160/1000 gallons, and

WHEREAS, the quote represents a \$61/1000 gallon increase from last year as this is a prevailing wage service increase, and

WHEREAS, Michael O'Brien, Collection Systems Manager, has recommended that the quote of Stone Industries be accepted for Septage Hauling for the Riverview Landing septic tanks; now, therefore, be it

RESOLVED, that the sole quote of Stone Industries for \$160/1000 gallons is hereby accepted; and be it further

RESOLVED, that the Comptroller is hereby authorized to transfer \$2,700 from G3-909 (Riverview Landing Fund Balance) to G3-8111-24 (Riverview Landing Sewer District-Maintenance).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 164 of 2011, a resolution establishing the summer schedule for Town Board Meetings.

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

WHEREAS, the Town Board wishes to set the summer meeting schedule at two meetings per month consistent with past practice; now therefore be it

RESOLVED, that the Town Board hereby establishes the following summer schedule for July and August 2011

Tuesday	July 5, 2011
Monday	July 18, 2011
Monday	August 1, 2011
Monday	August 22, 2011

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 165 of 2011, a resolution awarding the contract for Fireworks at the Town of Clifton Park's 4th of July Celebration and authorizing the Supervisor to sign the agreement for same.

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

WHEREAS, bids were solicited for the annual Fourth of July Fireworks display, and

WHEREAS, Alonzo Fireworks, 12 County Road 75, Mechanicville, NY, was the sole bidder, in an amount of \$14,000 for a twenty-five minute pyrotechnic display electronically fired with music, and

WHEREAS, Myla Kramer, Director of Parks, Recreation and Community Affairs, has recommended that due to the superior qualifications and previous experience the bid of Alonzo Fireworks in the amount of \$14,000 be accepted; now, therefore, be it

RESOLVED, that the bid for the Fourth of July fireworks display be awarded to Alonzo Fireworks, Mechanicville, NY, at a cost not to exceed \$14,000 as budgeted from A-7550-052 (Festivals/Performing Arts-July 4th); and be it further

RESOLVED, that the Supervisor is hereby authorized to sign an agreement reflecting the above terms subject to review and approval by the Town Attorney of the agreement.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 166 of 2011, a resolution adding additional summer staff per Schedule A.

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

WHEREAS, it is necessary that additional summer staff be added for various seasonal facilities within the Department of Parks and Recreation; now, therefore, be it

RESOLVED, that the individuals on the annexed Schedule A are appointed to said positions, effective immediately for the 2011 season, at the salary amounts listed.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 167 of 2011, a resolution to accept a proposal for the electronics portion of the Special Collections Day.

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

WHEREAS, proposals have been received for the disposal of the electronics to be collected at the 17th Annual Special Collection Day to be conducted on September 10, 2011, and

WHEREAS, the electronics portion of the Special Collections Day has grown significantly, and

WHEREAS, after reviewing the proposals received for such professional services Environmental Specialist Michael Montague has recommended that the proposal of Tech Valley Recycling, Clifton Park, New York, (at a cost of 0.00 dollars to the Town) for the disposal of the electronics collected; now, therefore, be it

RESOLVED, that the proposal to perform professional services related to the disposal of the electronics to be collected at the Town of Clifton Park's 17th Annual Special Collection Day on September 10, 2011 is hereby awarded to Tech Valley Recycling, Clifton Park, New York, at no cost to the Town.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 168 of 2011, a resolution reducing the 2011 Dog Park Permit rate from \$30 to \$15, effective July 1, 2011 through December 31, 2011.

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

WHEREAS, requests have been received by the Town Clerk's Office regarding prorating the 2011 Dog Park Permit rate through December 31, 2011, and

WHEREAS, Town Clerk Patricia O'Donnell has recommended that the 2011 Dog Park Permit rate be reduced from \$30 to \$15, effective July 1, 2011 through December 31, 2011; now, therefore, be it

RESOLVED, that the Town Board hereby authorizes the Town Clerk to reduce the 2011 Dog Park Permit rate from \$30 to \$15, effective July 1, 2011 through December 31, 2011.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

PUBLIC PRIVILEGE

Brian Ranze, Fairleigh Way, Fairway Woods, expressed appreciation for the 30 miles an hour speed sign but stated there are still problems. He requested three-way stop signs be installed at the intersection of Trethorne and Fairleigh Way, explaining this would curtail the speeding through the development. Supervisor Barrett said he and Superintendent of Highways Kukuk are looking at the situation and will also have the electronic speed sign brought back into the area.

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 8:25 p.m.

Patricia O'Donnell
Town Clerk