

June 13, 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
Richard Kukuk, Superintendent of Highways
Mark Heggen, Comptroller
John Scavo, Director of Planning

ANNOUNCEMENTS AND COMMUNICATIONS

None

PRESENTATION RELAY FOR LIFE

Ann Schwanda, Chairman of Relay for Life, reviewed activities of the event held on June 10-11, 2011. Andrea Scarchilli, American Cancer Society, announced \$80,000 has been collected in Southern Saratoga County.

Supervisor Barrett and Councilman Hughes presented a check in the amount of \$725 in support of Relay for Life representing donations from town employees for "Dress Down Fridays".

PRESENTATION MISS SHEN SOFTBALL

Marc Badalucco, Player Representative and Coach, reviewed the history of Miss Shen Softball. He listed problems and displayed photos regarding fields flooding in a heavy rain which results in the washing away of field material, area in front of clubhouse is settling, as well as the aging infrastructure. Mr. Badalucco stated there are safety concerns for the players and this situation is affecting membership, families, community and local economy, noting numerous games and tournaments have had to be cancelled over the years. He reviewed improvements Miss Shen has made to the fields over the last ten years totaling approximately \$75,000. Mr. Badalucco said the league is proposing improvement to the drainage situation with a total cost of approximately \$170,000 to do the entire complex. He noted improvements can be done in two phases.

Supervisor Barrett said he has met the representatives of Miss Shen Softball over the last three months and asked about a phased in approach. He noted no money has been budgeted in 2011 for this project.

Peter Lilholt, CHA, said it is possible to phase the project but most of the improvements mentioned are basic infrastructure – catch basin, storm pipes. He said what are really needed are underdrains in the field but there is nothing to tie into at this time. He said phase one for the four premier fields which would include catch basins, storm pipes and underdrains, could be done for approximately \$110,000 - \$115,000, however, it would be better economically to do the full project. Mr. Lilholt said the phased in project is a last resort and would probably take 2 to 3 years to complete.

It was noted the construction duration would be about three weeks and would have to be done in August due to game schedules and time restraints. There would be no impact on the baseball

fields. Any construction would be contained within the quad area and would not impact any other fields or games.

Supervisor Barrett questioned if this work would help any other fields by removing surface water. He asked if Miss Shen can commit to a portion of the cost.

Mr. Badalucco said the league has a capital improvement fund that would allow easing into this process but would not be able to “tackle” it without going out for loans. He did not, at this time, have an amount Miss Shen Softball would be able to put toward the project. He reported over the last two years Miss Shen Softball has put \$15,000 each into Fields 2 and 4.

PUBLIC PRIVILEGE ON RESOLUTIONS

No one wished to be heard.

Resolution No 169 2011, a resolution accepting an application for a Historic Preservation Easement.

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

WHEREAS, a public hearing was held on June 6, 2011 in order to receive public comment regarding a Historic Preservation Easement application for a parcel at 683 Bruno Road, Clifton Park (SBL 265.19-7-11) owned by Arthur and Dorothy Bourdeau, in accordance with Chapter 125 of the Town Code as amended, and

WHEREAS, the Town Board has considered the application and the comments received; now, therefore, be it

RESOLVED, that the application for a parcel at 683 Bruno Road, home of Arthur and Dorothy Bourdeau (SBL 265.19-7-11) is hereby accepted and is granted a Historic Preservation Easement in accordance with the provisions of Article XIII of Chapter 208-78 of the Town Code; and be it further

RESOLVED, that the applicant whose parcel has been granted a Historic Preservation Easement shall execute an agreement provided by the Town of Clifton Park.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 170 of 2011, a resolution to appoint an additional member to the Town of Clifton Park Town Center Study Plan Advisory Committee.

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

WHEREAS, a grant administered by the Capital District Transportation Committee for the purpose of land use concepts, connectivity for traffic in all forms and analysis of growth capacity - in terms of scale, infrastructure and character has been awarded to the Town of Clifton Park for study in the Exit 9 commercial area, and

WHEREAS, on May 16, 2011, the Town Board adopted Resolution No. 152 establishing a Town Center Study Plan Advisory Committee for a temporary term, sufficient to last through the duration of a Town Center Study Plan with the Town of Clifton Park Planning Department and Capital District Transportation Committee, and

WHEREAS, the Town Center Study Plan Advisory Committee was established as an ad hoc committee that shall be responsible for holding public presentation or presentation of the draft plan to ensure full opportunity for a public participation in the preparation of said plan, and

WHEREAS, the Town Board wishes to appoint an additional member to this ad hoc Town Center Study Advisory Committee for implementation of the committees mission and responsibilities; now, therefore, be it

RESOLVED, that Peter Bardunias, Southern Saratoga County Chamber of Commerce, 15 Park Avenue, Suite 7, Clifton Park, is hereby appointed to the Town Center Study Plan Advisory Committee for a term of service to last through the duration of the study.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 171 of 2011, a resolution in connection with a block party to be held in the Clifton Knolls Subdivision.

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

WHEREAS, the residents of Clifton Knolls wish to conduct a block party within the subdivision on Saturday, June 18, 2011 between the hours of 3:00 pm and 10:00 pm and have requested permission to use 2 Tamarack Lane and 56 Juniper Drive for their party activities; now, therefore, be it

RESOLVED, that the residents, with the approval and advice of the Town Highway Superintendent, have permission to use Tamarack Lane and Juniper Drive, June 18, 2011 from 3:00 pm to 10:00 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. 172 of 2011, a resolution in connection with a block party to be held on Dyer Drive.

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

WHEREAS, the residents of Dyer Drive wish to conduct a block party on Friday, July 1, 2011 between the hours of 3:00 pm and 9:00 pm and have requested permission to use Dyer Drive for their party activities; now, therefore, be it

RESOLVED, that the residents, with the approval and advice of the Town Highway Superintendent, have permission to use Dyer Drive on July 1, 2010 from 3:00 pm to 9:00 pm for their party activities, but must not block off the roadway 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. 173 of 2011, a resolution awarding the bid for a 2008 Massey Ferguson Model 5445 DYNA 4 Tractor with enclosed cab for a net cost of \$69,000 and authorizing a transfer of \$69,000 from Highway Undesignated Fund Balance into Highway-Vehicle-Equipment.

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

WHEREAS, on May 18, 2011, a bid opening was held for a 2008 or newer tractor with mower, and

WHEREAS, the sole bidder was Trius Inc., Fort Edward, New York, in an amount of \$79,000 with a trade in on our 1993-1195 Ford 7740 Boom Mower for \$10,000 bringing net cost to \$69,000, and

WHEREAS, Highway Superintendent Richard Kukuk has reviewed the bid and has recommended that the sole bid submitted by Trius, 268 Towpath Road, Fort Edward, New York, in a net amount of \$69,000 be accepted for a 2008, DYNA 4 Tractor with enclosed cab; now, therefore, be it

RESOLVED, that the bid of Trius Inc., Fort Edward, New York, is hereby accepted for a 2008 Massey Ferguson Model 5445 DYNA 4 Tractor with enclosed cab, gross price \$79,000 with a trade in on a 1993-1195 Ford 7740 Boom mower of \$10,000 bringing net price to \$69,000, to be paid with a transfer of \$69,000 from Highway Undesignated Fund Balance into Highway Account DA05130-00219 Vehicle/Equipment.

Superintendent of Highways Kukuk reported the current 1993 boom mower has become very maintenance heavy and is less safe than the newer models. This type of mower is used when there are guard rails and hillsides.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 174 of 2011, a resolution in connection with a block party to be held in the Windsor Pointe Subdivision.

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

WHEREAS, the residents of Windsor Pointe wish to conduct a block party within the subdivision on Saturday, June 18, 2011 between the hours of 1:00 pm and 9:00 pm and have requested permission to use a portion of Birch Hill Road between the intersection of Castlegate and Beresford Roads for their party activities; now, therefore, be it

RESOLVED, that the residents, with the approval and advice of the Town Highway Superintendent, have permission to use a portion of Birch Hill Road between the intersection of Castlegate and Beresford Roads, June 18, 2011 from 1:00 pm 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

PUBLIC PRIVILEGE

Beverly Czub, Miller Road, spoke in favor of the 2008 Massey Ferguson tractor/mower purchase.

MOTION BY Councilwoman Walowit, seconded by Councilman Paolucci to move into Executive Session to discuss a personnel issue. Motion unanimously carried at 7:40 p.m.

No action taken.

Returned to the regular meeting at 7:50 p.m.

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

Motion carried at 7:51 p.m.

Patricia O'Donnell
Town Clerk