

May 5, 2014

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 Whalen
Councilwoman Standaert
Councilman Romano
Councilwoman Walowit
Supervisor Barrett
Town Clerk O'Donnell

Also Present: Town Attorney McCarthy
Richard Kukuk, Superintendent of Highways
Mark Heggen, Comptroller
Myla Kramer, Director of Parks, Recreation and Community Affairs
Steven Myers, Director of Building and Zoning
Michael O'Brien, Collection Systems Manager
John Scavo, Director of Planning
Walter Smead, Assessor

MOTION BY Councilman Romano, seconded by Councilwoman Walowit, to approve the minutes of the April 14 and 21, 2014 meetings as presented.

ROLL CALL VOTE

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

Noes: None

MOTION CARRIED

ANNOUNCEMENTS AND COMMUNICATIONS

Supervisor Barrett thanked all involved in the Shredding Day held on May 4th, especially 3N Document Destruction, noting over 100 people came through. This will be held again in the fall.

Councilman Standaert announced the town, in partnership with Habitat for Humanity ReStore, will be collecting gently used items at the Transfer Station on Wednesdays from 10 a.m. to 2 p.m. Habitat for Humanity ReStore then sells the items which turns revenues into construction projects.

Open Space Day is May 17th from 10 a.m. to 2 p.m. which includes nature walks through town forests, parks and preserves.

PRESENTATION - ARBOR DAY POSTER CONTEST

Director of Parks, Recreation and Community Affairs, Myla Kramer, and Supervisor Barrett, presented monetary awards to all winners in Kindergarten, Grades 1-5 for their drawings of "New York's Forests Where We Live".

PROCLAIM CLIFTON PARK A PURPLE HEART TOWN

Resolution No. 109 of 2014, a resolution proclaiming the Town of Clifton Park a Purple Heart Town.

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

WHEREAS, the people of the Town of Clifton Park have great admiration and the utmost gratitude for all the men and women who have selflessly served their country and this community in the Armed Forces, and

WHEREAS, veterans have paid the high price of freedom by leaving their families and communities and placing themselves in harm's way for the good of all, and

WHEREAS, the Military Order of the Purple Heart is building a network of Purple Heart Highways, Counties, Cities, Towns and Institutions in a web connecting all entities with the goal of forever honoring those men and women who made the sacrifice and some the ultimate sacrifice for our freedoms and received the Purple Heart, and

WHEREAS, the contributions and sacrifices of the men and women from the Town of Clifton Park who served in the Armed Forces have been vital in maintaining the freedoms and way of life enjoyed by our citizens, and

WHEREAS, many men and women in uniform have given their lives while serving in the Armed Forces, and

WHEREAS, many citizens of our community have earned the Purple Heart Medal as a result of being wounded or killed while engaged in combat with an enemy force, construed as a singularly meritorious act of essential service, and

WHEREAS, August 7th has officially been designated as the day in the Town of Clifton Park to remember and recognize veterans who are recipients of the Purple Heart Medal; now, therefore, be it

RESOLVED, that the Clifton Park Town Board hereby proclaims the Town of Clifton Park as a Purple Heart Town, honoring the service and sacrifice of our nation's men and women in uniform wounded or killed by the enemy while serving to protect the freedoms enjoyed by all Americans.

Allan Atwell, Battle of the Bulge veteran, gave a brief history of the origination of the Purple Heart explaining it is the oldest military award instituted by General George Washington on August 7, 1782, but though never abolished, was not officially proposed again until after World War I. He said approximately 1.8 million Purple Hearts have been awarded in the nation's history.

Dan VanWagenen, representing NYS Division of Military and Naval Affairs, introduced Purple Heart recipients in attendance - US Army Lt. Colonel Mathew B. Tulley, ret. veteran of war in Afghanistan; US Army Staff Sergeant Donald Leinfelder, Iraq war – currently serving; US Army Sergeant Richard Gerbeth, Jr. ret., Iraq War; US Army Sergeant Matthew Welch, ret., Iraq War; former US Marine Corps Corporal Ronald Parsons, Vietnam War. State Senior Vice Commander of the Military Order of the Purple Heart, Joseph Fracola, expressed appreciation to Purple Heart recipients in attendance this evening whose service will never be forgotten, and to the town for becoming a Purple Heart Town. He reviewed the history of the Purple Heart,

Supervisor Barrett said he had the opportunity to meet Captain Zach Fife of Vermont and his group, Purple Hearts Reunited, who reunite lost Purple Hearts with the veteran and/or family. Purple Heart recipients throughout the county will be invited to the town's Veterans' Day ceremony this

year. Supervisor Barrett thanked those in attendance for their service to their country and to Allen Atwell for his dedication.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

PUBLIC HEARING, 7:00 (7:30) PM
TO CONSIDER A CONSERVATION EASEMENT APPLICATION
59 and 67 Hubbs Road, Ballston Lake

The Town Clerk read the Notice of Public Hearing as published in The Daily Gazette on April 12, 2014.

Supervisor Barrett said these properties fit the required threshold for the Conservation Easement program. He noted Mr. Andarawis serves on the Planning Board. He said there are over 2000 acres in the Conservation Easement program.

Mr. Andarawis said the rural character of this property is worthy of preserving. He spoke in favor of the Conservation Easement program.

The public hearing was opened for comments from the audience at 7:35 p.m.

Everyone was given an opportunity to speak in favor of or against the proposed local law and no one wished to be heard. Supervisor Barrett declared the public hearing closed at 7:37 p.m.

PUBLIC HEARING, 7:05 (7:37) PM
TO CONSIDER A LOCAL LAW AMENDING
SECTION 103-4 OF LOCAL LAW NO. 5 OF 2012
PARKLAND FEES

The Town Clerk read the Notice of Public Hearing as published in The Daily Gazette on April 24, 2014.

Director of Planning Scavo said this fee is for any newly created lot that adds an increased density explaining for every subdivision when a new lot is created there is a recreational impact fee that is assessed to that parcel. He further explained a vacant parcel today on land already owned would not be assessed the parkland fee except in the event that two lots were created then there would be a charge for the additional dwelling unit. Parkland fees goes into the general fund and designated for specific park purposes.

Supervisor Barrett recommends approving this increase at the next Town Board meeting.

The public hearing was opened for comments from the audience at 7:40 p.m.

Everyone was given an opportunity to speak in favor of or against the proposed local law and no one wished to be heard. Supervisor Barrett declared the public hearing closed at 7:41 p.m.

PUBLIC PRIVILEGE ON RESOLUTIONS

No one wished to be heard.

Resolution No. 110 of 2014, a resolution adopting final order for demolition and removal of unsafe building at 2042 Route 9 Clifton Park.

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

WHEREAS, Code Enforcement Officer Steven Myers has provided a written report dated February 12, 2014 providing evidence of an unsafe structure at 2042 Route 9, pursuant to Town Code Section 77-4, and

WHEREAS, the town posted a Notice of Hearing pursuant to Town Code Section 77-6, and held a public hearing on such notice on March 10, 2014 consistent with the procedure outlined in Chapter 77 of the Town Code; now, therefore, be it

RESOLVED, that the Town Board accepts the report of Steven Myers dated February 12, 2014 and hereby adopts the attached Final Order of Demolition, pending expiration of the thirty (30) day waiting period provided for in the Order.

Town Attorney McCarthy reported meeting with the property owner who has agreed the building will be down by June 1st. Mr. McCarthy said Director of Building and Zoning Myers has visited the site and reported demolition by the owner is underway. Mr. McCarthy recommended the Town Board pass this resolution to give the Building Department authorization to proceed with the demolition process if necessary.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 111 of 2014, authorizing the hiring of a Planning/Storm Water Management Technician.

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

WHEREAS, the town's needs in the Planning Department have evolved as Storm Water Management regulations have evolved, and

WHEREAS, the Supervisor appointed a committee consisting of Town Board member James Whalen and professional staff, and

WHEREAS, the town advertised and conducted interviews for a Storm Water Management Technician to work in the Planning Department to review site plan and subdivision applications for compliance with Municipal Storm Water Pollution Prevention Planning (MS4) under state regulation, and

WHEREAS, the position will assist the Highway, Building and Development and Buildings and Grounds Departments in the analysis and discharge of each department's duties and responsibilities regarding MS4 compliance and the management of the town's storm water management facilities and perform other functions, per the attached job description and duty statement, and

WHEREAS, the committee has recommended the retention of Scott Reese, 15 Sevilla Drive, Clifton Park, New York, for the position of Storm Water Management Technician, now, therefore, be it

RESOLVED, that Scott Reese be hired for the position of Storm Water Management Technician at Grade 8, Step 2, effective May 12, 2014, to be budgeted with a transfer of \$36,000 from A-8090-E263 (Environmental Conservation-Specialist) to A-8021-Exxx (Planning-Employee).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 112 of 2014, a resolution adopting the New York State Unified Solar Permit.

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

WHEREAS, New York State has generated a unified permit process designed to streamline the municipal permitting process which will reduce costs for solar projects and support the growth of clean energy jobs across the state, and

WHEREAS, the Clifton Park Town Board is desirous of participating in the unified permitting process, thereby increasing the town's eligibility for various incentives and grants through the New York State Energy Research and Development Authority; now, therefore, be it

RESOLVED, that the Clifton Park Town Board adopts the New York State Unified Solar Permit as attached hereto as Exhibit I, and be it further

RESOLVED, that the Town Board authorizes the Planning Director to complete the Unified Solar Permit Grant Application to allow for the town to receive a grant award up to \$5,000 from New York State for the adoption of the United Solar Permit Application; and be it further

RESOLVED, that this resolution shall take effect immediately and a copy of this resolution, with Exhibit 1, shall be provided to both the Building & Development and Planning Departments.

Director of Planning Scavo reported the Town Board has already codified legislation that outlines the process to permit solar applications. By adopting this it is reaffirming the town's process and the town will be able to submit to NYSERDA for the \$5000 grant. Supervisor Barrett said the town was part of the panel for the Unified Solar Permit. It was noted the \$5000 is a cash award to be used as the Town Board sees fit.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 113 of 2014, a resolution to request State Senator Hugh Farley and Assemblyman James Tedisco to introduce a bill correcting Home Rule Legislation for existing easement at the Clifton Common.

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

WHEREAS, by Resolution No. 150 of 2012, the Town Board sought Home Rule Legislation to convey an easement and enter into a lease with Independent Tower LLP for the construction of a wireless communications facility at the Clifton Common, and

WHEREAS, the State Legislature enacted Chapter 168 of the Laws of 2012, in compliance with the Town Board's Home Rule request, and

WHEREAS, construction of the communications facility was completed and a Certificate of Compliance issued by the Building & Development Department in December 2013, and

WHEREAS, field and soil conditions caused utility lines and construction of the facility to occur with minor deviations from the easements conveyed pursuant to the legislation as passed and signed by the Governor, and

WHEREAS, the town now wishes to convey a corrected easement consistent with as built conditions for the facility and utility lines; now, therefore, be it

RESOLVED, that the Town Board respectfully requests that the State Senate and Assembly introduce an amendment to Chapter 168 of the Laws of 2012, to correct the authority to grant an easement, as per the attached legal description; and be it further

RESOLVED, that this resolution and supportive documentation be delivered to State Senator Hugh Farley and Assemblyman James Tedisco.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 114 of 2014, a resolution requesting that Senator Hugh Farley and Assemblyman James Tedisco introduce appropriate Home Rule Legislation to authorize the Conveyance of Easement over property at Veteran's Park which is adjacent to Elks property.

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

WHEREAS, Independent Towers LLC has applied to the Town Board for approval to amend the Planned Development District at the Benevolent and Protective Order of the Elks on MacElroy Road to provide for the construction of a wireless communications facility, and

WHEREAS, Independent Towers and AT & T Wireless have asked the Town Board to consider the conveyance of an easement over and under a 462 foot stretch long, 30 feet wide of park road within the adjacent Veteran's Park as depicted in the attached site plan map, for the purpose of laying down utilities as well as ingress and egress to the facility, and

WHEREAS, the town must have legislative approval to convey an easement over municipal parkland, and

WHEREAS, the Town Board wishes to request that local legislative representatives introduce Home Rule legislation in the current legislative session that would authorize the conveyance of the utility and surface easement to accommodate the access to the wireless facility proposed for the Elks Club property; now, therefore, be it

RESOLVED, that the Town Board requests that Senator Hugh Farley and Assemblyman James Tedisco introduce appropriate Home Rule Legislation to authorize the Conveyance of Easement over property at Veteran's Park which is adjacent to Elk's property, per the attached site plan and legal description.

Supervisor Barrett said this application has not been approved by the town but due to timing at the legislature it is necessary to submit in the event the application is approved.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 115 of 2014, a resolution awarding a bid for Longkill II Park Improvements Project.

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

WHEREAS, the Town Board of the Town of Clifton Park (the "Town") proposes to undertake the renovation and improvement of the George T. Smith Longkill II Park, including upgrades to the tennis and basketball courts, playground equipment upgrades, grading or improvement of the sites, preparation of surveys, maps, plans and estimates in connection with the improvements and the acquisition of original furnishings, equipment, machinery and apparatus required in connection therewith (the "Project"), as described in the report prepared by John M. McDonald Engineering, P.C., which is on file in the Town Clerk's office, and

WHEREAS, on March 17, 2014, the Town Board held a public hearing regarding the Project as required by Town Law Section 202-b, and

WHEREAS, a bond resolution sufficient to fund the Project was passed on April 7, 2014, and

WHEREAS, on May 1, 2014 bids were received and opened, and

WHEREAS, Peter Luizzi & Bros. Contracting Inc., Albany, New York, is the low bidder with a bid of \$72,115, and

WHEREAS, McDonald Engineering recommends awarding the contract to Peter Luizzi & Bros. Contracting, Inc. in the amount of \$72,115, and

WHEREAS, it is necessary to create a Capital Projects Fund H42, Longkill II Park Improvements, with \$135,000 from bonding and with a transfer of \$70,000 from Longkill II Park District to H42; now, therefore, be it

RESOLVED, that the Town Board awards the contract for Longkill II Park Improvements to Peter Luizzi & Bros. for an amount of \$72,115, to be budgeted from H42, Longkill II Park District Improvements.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 116 of 2014, a resolution authorizing the Supervisor to sign a lease agreement with DeLage Landen (through Electronic Business Products) for a Lanier Digital Copier for use by the Justice Court.

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

WHEREAS, a need has been identified by the Justice Court for a new copier, and

WHEREAS, proposals have been received for the lease of a copier for use by the Justice Court, and

WHEREAS, the Justice Court recommends that the proposal submitted by Electronic Business Products be accepted at a cost of \$1,332 per year (\$111 per month), and

WHEREAS, the recommendation of DeLage Landen is based upon the service history with the company; now, therefore, be it

RESOLVED, that the Town Supervisor is authorized to enter into a lease agreement with DeLage Landen (through Electronic Business Products) for a Lanier MP 3053 Digital Copier, cost not to exceed \$111 per month (\$1332 per year for forty-eight months); now, therefore, be it

RESOLVED, that the Town Supervisor is authorized to enter into a lease agreement with DeLage Landen (through Electronic Business Products) for a Lanier MP3053 Digital Copier for forty eight (48) months at a cost not to exceed \$111 per month (\$1332 per year for forty-eight months) as budgeted in item A-1110-0009 (Justice Court-Copier).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 117 of 2014, a resolution authorizing the Highway Superintendent to attend the 2014 Association of Towns Highway School in Ithaca, New York.

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

WHEREAS, Highway Superintendent Richard Kukuk has requested authorization to attend the 2014 Highway School at Ithaca College in Ithaca, New York, June 2-4, 2014, 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 Highway Superintendent Richard Kukuk is hereby authorized to attend the 2014 Association of Town's Annual Highway School in Ithaca, New York, June 2-4, 2014, at a cost not to exceed \$675, to be paid from A05010-00001. (Highway Admin.-Training & Conferences)

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 118 of 2014, a resolution authorizing Kelly Miller to attend the 2014 New York State Assessor's Association Cornell Seminar in Ithaca, New York, July 13-16, 2014.

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

WHEREAS, Sole Assessor Walter Smead has requested authorization for Kelly Miller to attend the 2014 New York State Assessor's Association Cornell Seminar to be held in Ithaca, New York, July 13-16, 2014, at a cost not to exceed \$920, and

WHEREAS, the training courses are part of the New York State mandated requirements for continuing education for Assessor certification; now, therefore, be it

RESOLVED, that Kelly Miller is hereby authorized to attend the 2014 Assessor's Association Cornell Seminar in Ithaca, New York, July 13-16, 2014, at a cost not to exceed \$920, to be paid from A-1355-001. (Training & Conferences).

Supervisor Barrett wished Ellen Angus all the best upon her retirement from the Assessor's office.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 119 of 2014, a resolution accepting the Request for Proposal from Prestige Services Inc. for sponsorship and naming rights to Clifton Park Ice Arena.

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

WHEREAS, on March 10, 2014, the Town Board released and published a Request for Proposal (RFP) and sponsorship opportunity for naming rights to the Clifton Park Ice Arena, and

WHEREAS, responsive bids were requested by April 21, 2014, and

WHEREAS, the Board has received two proposals which meet minimum requirements pursuant to the Request for Proposals, and

WHEREAS, the Supervisor recommends acceptance of the response to the RFP by Prestige Services, Inc., 4 Enterprise Drive, Clifton Park in the amount of \$30,000 per year for a ten (10) year term, be accepted as the highest responsive bid; now, therefore, be it

RESOLVED, that the offer of Prestige Services, Inc., 4 Enterprise Drive, Clifton Park be and hereby is accepted consistent with the attached Request for Proposal; and be it further

RESOLVED, that the Town Attorney is authorized to negotiate a ten (10) year contract in the amount of \$30,000 per year, with signage and logo placement consistent with the ice arena and surroundings, taking into consideration aesthetics of the arena and parking lot as well as the programs and competitions at the arena.

Supervisor Barrett explained specific areas for signage were laid out in the RFP. The bidder has also committed to giving the town \$20,000 toward the purchase of a new electronic sign to replace the sign on Vischer Ferry Road. This will allow more information disseminated to residents faster, especially in a weather emergency. He stated there will be no signage on the electronic sign for the winning bidder other than an occasional “thank you” and “Welcome to Clifton Common” as part of a message.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 120 of 2014, a resolution directing the Director of Building and Zoning to review the application of Craig Monroe for the construction of a pole barn under the applicable Building Codes.

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

WHEREAS, on December 4, 2009, the Town Board accepted a Deed of Conservation Easement on 59± acres of real property at 92-102 Hubbs Road, pursuant to a Contract of Sale signed on September 11, 2009, and

WHEREAS, the Conservation Easement contemplated the construction of farm related structures within a certain five (5) acre building envelope identified on Exhibit A to the deed, contingent upon the approval of the Town Board, and

WHEREAS, the current owner of the remaining property rights to the property has made application to the Building & Development Department for a permit to construct a pole barn within the building envelope as depicted in exhibits to the Deed of Conservation Easement, and

WHEREAS, pursuant to Paragraph 6 of the Deed of Conservation Easement, additional structures which were designed and contemplated for agricultural purposes consistent with the purposes of the easement were allowable at the discretion of the Town Board, and

WHEREAS, the Town Board is willing to provide consent for the construction of a pole barn for agricultural purposes, so long as the design and building materials used for construction further the scenic viability of the property and do not impede the rural character of the easement, and

WHEREAS, the consent embodied in this resolution extends to the storage of equipment, tools and material for agricultural purposes, but not to the storage of chemicals or hazardous material, nor to equipment stored for commercial or offsite landscaping purposes, and

WHEREAS, if the applicant wishes to use the structure for commercial activity, site plan approval from the Planning Board is required consistent with Section 208-113 of the Town Code; now, therefore, be it

RESOLVED, pursuant to Paragraph 18 of the Deed of Conservation Easement approved December 4, 2009, consent to construct a pole barn consistent with the application for building permit received from Craig Monroe on March 18, 2014 for the property, and be it further

RESOLVED, that the Director of Building and Zoning is directed to review the application for permit in the ordinary course and under the applicable building code, and to issue a building permit consistent with the December 30, 2013 application, and with this resolution, if otherwise appropriate pursuant to applicable code.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 121 of 2014, a resolution authorizing construction of a multi-use path across the bridge on Crescent Road in the Town of Clifton Park, Saratoga County, on the state highway system the performance and funding in the first instance 100% of the costs of construction or reconstruction thereof, to be reimbursed by the state and appropriating funds therefore.

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

WHEREAS, the State of New York has requested construction of multi-use path across the bridge (the "State Reverse Betterment") on Crescent Road in the Town of Clifton Park, now, therefore, the Town Board duly convened does hereby;

RESOLVE, that the Town Board hereby approves such project inclusive of the State Reverse Betterment (collectively the "Project"); and it is hereby further

RESOLVED, that the Town Board hereby authorizes the town to pay in the first instance 100% of the costs of the Project or portions thereof, and it is further

RESOLVED, that the sum of \$300,000 (Three hundred thousand dollars and no cents) for construction had been already appropriated and made available to cover the cost of participation in the above phase of the Project, and it is further

RESOLVED, that the Town Board of Town of Clifton Park be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests on behalf of Town of Clifton Park with NYSDOT in connection with the implementation of the Project, and reimbursement of the approved costs associated with the state betterment, and it is further

RESOLVED, that a certified copy of this resolution is filed with the New York State Commissioner of Transportation by attaching it to any necessary agreement in connection with the Project; and it is further

RESOLVED, this resolution shall take effect immediately.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 122 of 2014, a resolution accepting the quote of Stone Installations, Inc. for the installation of a sewer lateral at 125 Wooddale Drive, Ballston Lake.

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

WHEREAS, currently, a sewer lateral at 125 Wooddale Drive is connected to a neighbor's sewer lateral creating an unacceptable situation, and

WHEREAS, Michael O'Brien, Collection System Manager, has recommended that a new stub service line be installed to connect property at 125 Wooddale Drive to the sewer main providing sewer service in that area, and

WHEREAS, quotes were solicited for the required sewer work and Stone Installations, Inc., Saratoga Springs, submitted the lowest quote for an amount of \$4826.20, and

WHEREAS, Michael O'Brien has recommended that the quote of Stone Installations, Inc., Saratoga Springs, New York, be accepted for an amount not to exceed \$4826.20; now, therefore, be it

RESOLVED, that the quote of Stone Installations, Inc. be accepted for an amount not to exceed \$4826.20 for the installation of stub section to property line and tap at sewer main for residence at 125 Wooddale Drive, to be budgeted from G7-8111-24 (Clifton Park Sewer District No. 1-General Maintenance), and be it further

RESOLVED, that the Town Supervisor is hereby authorized to sign a contract with Stone Installations, Inc. for the installation of a sewer lateral at 125 Wooddale Drive, Ballston Lake.

Collection Systems Manager O'Brien said a stand has been taken where the sewer lines are tied together, the town will provide a stub. He noted to date there have been 3 tied sewer lines. Supervisor Barrett explained these sewer lines were part of the original CK Sanitary System. He said providing the stub is a fair policy as it is not the homeowner's fault.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

PUBLIC PRIVILEGE

Joseph Nial, 8 Wall Street, expressed concern with the condition of the median on Clifton Country Road, noting he was under the impression work would be done to improve the median and add new plantings. He recommended adding mulch to the area, similar to the median near Boscov's. Mr. Neal said he is under the impression the school property behind the Public Safety building is "on the market" and recommended the town purchase the property in order to keep the forest.

Jim Baisley, Barkwood Lane, thanked the Supervisor for his continued support of veterans.

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

Motion carried at 8:43 p.m.

5/5/2014

Patricia O'Donnell
Town Clerk