

January 2, 2019

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.

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

Also Present: Town Attorney McCarthy
Dahn Bull, Superintendent of Highways
Mark Heggen, Comptroller
Michael O'Brien, Collection System Manager
John Scavo, Director of Planning
Walter Smead, Assessor

MOTION BY Councilman Romano, seconded by Councilwoman Walowit, to approve the minutes of the December 10 and 17, 2018 meetings as presented.

ROLL CALL VOTE

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

Noes: None

MOTION CARRIED

ANNOUNCEMENTS AND COMMUNICATIONS

None

PUBLIC HEARING, 7:28 PM

TO CONSIDER A LOCAL LAW AMENDING CHAPTER 182-6 OF THE TOWN CODE
EXTENDING DEADLINE FOR APPLICATIONS FOR PARTIAL TAX EXEMPTION FOR
SENIOR CITIZENS UNDER CERTAIN CIRCUMSTANCES

The Town Clerk read the Notice of Public Hearing as published in The Daily Gazette on December 26, 2018.

Walter Smead, Town Assessor, speaking in favor of the amendment, explained this amendment will extend the deadline for applications for the Partial Tax Exemption for Real Property of senior citizens under certain circumstances defined as illness of the applicant or death or illness of immediate family members. Currently the deadline is March 1st and can be extended to Tax Grievance Day.

The public hearing was opened for comments from the audience at 7:29 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 7:30 p.m.

PUBLIC PRIVILEGE ON RESOLUTIONS

No one wished to be heard.

Resolution No. 2 of 2019, a resolution authorizing the Supervisor to sign a contract for engineering design and scope of work.

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

WHEREAS, by Resolution No. 296 of 2018, the Town Board approved the Multi-Modal #4 Master Grant Agreement with the State of New York for the installation of a pedestrian safety project for the Moe Road Trail crosswalk at the intersection of Grooms Road and Moe Road, and

WHEREAS, the town has been awarded \$25,000 in grant funding of the Multi-Modal #4 Grant Project by the New York State Department of Transportation for the acquisition and installation of pedestrian signals, signage and markings for the project, excluding design services, and

WHEREAS, the Town Board wishes to proceed with engineering and design services for the detailed design work, environmental analysis and right-of-way design, per the attached scope of work, and

WHEREAS, the Planning Director recommends that the engineering and design services contract be awarded to Greenman-Pedersen, Inc. based on their initial response to the town's request for expressions of interest and the preliminary design in support of the grant funding applications, and

WHEREAS, the Town Board wishes to fund the design services for the project with local funds; now, therefore, be it

RESOLVED, that the Supervisor is authorized to sign the attached Engineering Consulting Agreement for design services with Greenman-Pedersen, Inc., in an amount not to exceed \$8,600 from H52-3310-215 (Moe Road Gap Closure Trail-Traffic/Safety).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 3 of 2019, a resolution referring the Edison Club PDD Amendment application to the Planning Board for an Advisory Opinion.

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

WHEREAS, by Local Law No. 8 of 1999, the Town Board adopted a local law providing for the creation of a Planned Development District known as Edison Club, and

WHEREAS, Edison Club, Inc. has been in its current location since 1925 and operates a golf and country club facility at 891 Riverview Road, Rexford, within the Planned Development District that was created in 1999, and

WHEREAS, Edison Club, Inc. has applied for an amendment to this zoning district to authorize the reduction of the current golf course from 27 holes to 18 holes, construct a new clubhouse complex and modify the other recreational areas and parking, and

WHEREAS, the application also seeks authorization for an addition of 215 dwelling units in a variety of housing types to include condominiums, two-family and/or semi-detached duplexes, and single-family homes, and

WHEREAS, the applicant also proposes to include a 60-bed senior care facility, and

WHEREAS, the applicant further proposes to convey land to the Stewarts' Shops Corporation to allow for expansion of the existing neighboring Stewarts' Shop, and

WHEREAS, applications to materially expand facilities within an existing Planned Development District require an amendment to the special zoning district pursuant to the PDD approval process contained within Section 208-72 of the Town Code, and

WHEREAS, the Town Board wishes to refer the Edison Club PDD Amendment application to the Planning Board for their advisory opinion; now, therefore, be it

RESOLVED, that the application of Edison Club, Inc. PDD Amendment application is referred to the town's Planning Board for their advisory opinion pursuant to Section 208-71 et seq. of the Town Code.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 4 of 2019, a resolution authorizing the installation of certain road signage on Pierce Road in the vicinity of the railroad crossing on Pierce Road, Town of Clifton Park.

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

WHEREAS, Section 1660 of New York State Vehicle and Traffic Law authorizes the Town Board to regulate parking on town roads under certain parameters, and

WHEREAS, the Highway Department maintains signs along local roadways within the town, including signs along Pierce Road, and

WHEREAS, Canadian Pacific Railway personnel have requested that vehicles not be allowed to stand in the vicinity of the railway intersection, potentially impeding the crossing gates and creating unsafe conditions for the trains, and

WHEREAS, Highways Superintendent Bull has recommended that the Town Board prohibit idling or standing in proximity to the railroad crossing on Pierce Road for safety reasons, and that signs be placed advising operators not to park, idle or stand in the area of the railroad crossing; now, therefore, be it

RESOLVED, that the Highway Department is authorized to install appropriate signage, including no parking, standing or idling signs as indicated on the attached aerial view, and be it further

RESOLVED, that this resolution shall become effective upon posting of said signs; and be it further

RESOLVED, that town Security staff is authorized to enforce parking restrictions pursuant to Chapter 33 of the Town Code.

Superintendent of Highways Bull noted this request came from Canadian Pacific Railways.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 5 of 2019, a resolution authorizing the Supervisor to accept a proposal for professional engineering services for future extension of the Corporate Commerce Sewer District, and to make a transfer from the assigned fund balance.

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

WHEREAS, Collection System Manager Michael O'Brien published a Request for Proposals to solicit bids from qualified engineering firms for the preparation of a map, plan and report to establish an extension of the Corporate Commerce Sewer District, and

WHEREAS, MJ Engineering and Land Surveying, P.C. has submitted a proposal for the preparation of the map, plan and report in the amount of \$6,400, and

WHEREAS, Collection System Manager Michael O'Brien, Planning Director John Scavo, Town Attorney Thomas McCarthy and Councilman Whalen interviewed the two lowest bidders submitting responsive proposals for the project, and

WHEREAS, the committee recommends the retention of MJ Engineering for the work, based on their experience and familiarity with the project; now, therefore, be it

RESOLVED that the Supervisor is authorized to approve the attached proposal for the design services from MJ Engineering & Land Surveying, P.C.; and be it further

RESOLVED that the Comptroller is authorized to compensate MJ Engineering & Land Surveying in an amount not to exceed \$6,400 with a transfer from G6-914 (Corporate Commerce Sewer-Assigned Fund Balance) to G6-8111-135 (Corporate Commerce Sewer-Sewer Contractual-Engineering).

Collection System Manager O'Brien explained this is to expand the Corporate Commerce Sewer District to include the existing borders of subdivisions that are outside the district. These engineering services will help evaluate boundary extensions and equitable charges between homes and commercial properties. He stated it is important to make sure there is capacity for existing parcels.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 6 of 2019, a resolution to ratify the agreement between Saratoga County Office for the Aging, Northeast Dining and Lodging, and the Town of Clifton Park through the Clifton Park Senior Community Center.

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

WHEREAS, the New York State Office of the Aging requires written site agreements between the host county, the contractor, and all sites serving meals relative to Title III-c of the Older Americans Act of 1965, commonly known as the “Meals on Wheels Program”, and

WHEREAS, the Shenendehowa Adult Community Center has acted as a host site to the program under an agreement with Northeast Dining and Lodging, Saratoga Springs, and

WHEREAS, the Town Board, as owners of the Clifton Park Senior Community Center, wishes to ratify and renew the agreement between Northeast Dining and Lodging, 17 Old Gick Road, Saratoga Springs, and the Saratoga County Office for the Aging, with offices at 152 West High Street, Ballston Spa, NY; now, therefore, be it

RESOLVED, that the Supervisor is authorized to sign the attached agreement on behalf of the Clifton Park Senior Community Center.

Supervisor Barrett noted since the town has assumed responsibility of the center, membership has doubled and there has also been an increase in recipients of the Meals on Wheels program.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 7 of 2019, a resolution by the Town of Clifton Park granting authority to the State of New York to construct landscaping on the NY Route 146/NY Route 146a/Vischer Ferry Road Roundabout Project, and agreeing to subsequently own, maintain, and repair new landscaping features.

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

WHEREAS, the New York State Department of Transportation proposes the construction of a roundabout at the intersection of Route 146/Route 146A/Vischer Ferry Road in the Town of Clifton Park located in Saratoga County, PIN 1085.43, and

WHEREAS, the Town of Clifton Park approves of such project and desires to have landscaping features incorporated/included on the project, and

WHEREAS, the State of New York will include as part of the above-mentioned project, to provide at no cost to the town landscaping feature items including: multi-use path, benches, trash receptacles, concrete pad(s) for benches, bicycle racks, roundabout center island planting bed(s), plant materials, and turf areas, pursuant to Section 10, Subdivisions 27 and 35 of the State Highway Law, as shown on the contract plans relating to the project and meeting the requirements of the owner, and

WHEREAS, the Town of Clifton Park has agreed, at its own expense, to maintain such landscaping features constructed as a part of this project, for a period of at least 30 years,

NOW, THEREFORE, BE IT

RESOLVED, that the Town of Clifton Park approves of the addition of the above landscaping features to the project and State of New York will include landscape features within this construction project, and

BE IT FURTHER RESOLVED, that the Town of Clifton Park shall maintain or cause to be maintained at its own expense, such landscaping features for a period of at least 30 years, and

BE IT FURTHER RESOLVED, that Supervisor Barrett is hereby authorized by the Town Board to enter into and execute an agreement with the State of New York and through the Commissioner of Transportation to maintain these landscaping features on the above identified project as it relates to the Town of Clifton Park, and

BE IT FURTHER RESOLVED, that the Town Clerk of the Town of Clifton Park is hereby directed to transmit five (5) certified copies of the foregoing resolution to the New York State Department of Transportation, and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

Supervisor Barrett thanked NYSDOT, Town Board and town staff for their partnership throughout this planning process. He noted DOT will make water and electricity available at the round-about area.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

PUBLIC PRIVILEGE

No one wished to be heard.

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

Motion carried at 7:57 p.m.

Patricia O'Donnell
Town Clerk