

February 4, 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
Mark Heggen, Comptroller
Daniel Clemens, Supervisor of Buildings & Grounds
Steven Myers, Director of Building and Zoning
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 January 7 and 14, 2019 meetings as presented.

ROLL CALL VOTE

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

Noes: None

MOTION CARRIED

ANNOUNCEMENTS AND COMMUNICATIONS

Supervisor Barrett reviewed events for WinterFest 2019 to be held February 9th.

The Supervisor announced the town is hiring for summer positions – camp counselors, lifeguards and seasonal jobs, ages 16 and over. He stated children of elected officials are not eligible for town positions.

PRESENTATION

Resolution No. 22 of 2019, a resolution recognizing Michael Student for 32 years of service to his community.

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

WHEREAS, the Town Board has been advised that after 32 years of service to the people of the State of New York and the residents of Saratoga County, Senior Investigator Michael W. Student has announced his retirement, and

WHEREAS, Senior Investigator Michael Student has also been an integral part of the Clifton Park Youth Court since its inception in 2014, each fall offering his expertise, professional advice and steadfast support to Youth Court members in training, teaching students about the role of law enforcement in Youth Court and in our community, and

WHEREAS, Michael Student has had a direct and positive impact on the lives of so many during his time with Youth Court; now, therefore, be it

RESOLVED, that the Town Board of the Town of Clifton Park, New York, hereby congratulates Senior Investigator Student on his retirement after 32 years of service in the New York State Police; and be it further

RESOLVED, that the Town Board thanks him for his dedication and service to the Clifton Park Youth Court and are honored to have him as a member of our community.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Supervisor Barrett noted the town works closely with all policing agencies and NYSP play an important role in the community. Senior Investigator Student has been involved with the town's Youth Court by offering training to members and imparting very important information. Thanked him for investing his time with Shen students. The Supervisor thanked the first responders' families for their sacrifice as well.

Councilwoman Standaert thanked Senior Investigator Student for his support and expertise to the Youth Court and the community.

Mr. Student expressed appreciation for the recognition stating it's been a privilege and honor.

PUBLIC HEARING, 7:03 PM (7:17 PM)
TO CONSIDER A LOCAL LAW AMENDING
CHAPTER 125-8 OF THE TOWN CODE
CONSERVATION EASEMENTS

The Town Clerk read the Notice of Public Hearing as published in The Daily Gazette on January 23, 2019.

Supervisor Barrett summarized the proposed local law explaining owners who have town Conservation Easements who choose permanent Conservation Easements or easements over such lands to the town shall not be penalized for leaving the town Conservation Easement.

Town Assessor Smead said this will change Conservation Easement law to let someone out of the program, especially if they are going to sell development rights to the town.

The public hearing was opened for comments from the audience at 7:21 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 7:22 pm.

PRESENTATION KMART SHOPPERS' WORLD- WINDSOR COMPANY

Joseph D'Annibile, Environmental Design Partnership, representing Windsor Development, reviewed plans for the apartment complex planned for the empty 2 acre Kmart location, totaling 100 units noting the proposal calls for two separate buildings. He stated the green space will be increased and a significant reduction impervious area by close to an acre. Mr. D'Annibile stated there will be no retail associated with the two buildings. Windsor Company is looking to revitalize and redevelop the area, noting the property is located in TC5 Neighborhood zoning district. He reported future plans include connection to Plank Road and eventually connect all the way to Maxwell Drive.

Supervisor Barrett asked about amenities for the area between the two buildings. Mr. D'Annibile replied there will be benches, sculpture in a park like setting, and no retail associated with the project.

Brett Balzer, Project Architect, explained these apartments will be similar to and have similar footprint as the new buildings on Clifton Park Center and Clifton Country Roads. Proposed plans are for four-story buildings with some underground parking. There are two buildings planned with 50 units in each and two parking spaces per unit. He reviewed the streetscape design being considered. Supervisor Barrett asked if there will be social amenities on the roof. Mr. Balzer replied there will be shared amenity space; e.g., conference space, some roof top terrace. He noted this is very early in the process. The 22 underground parking spaces will be dedicated to particular units. Supervisor Barrett asked how close to the road will the new buildings be in relation to where Kmart sits today. Mr. Balzer replied about 100 feet and then sidewalk. Councilman Whalen asked the height of the buildings. Mr. Balzer replied just under 50 feet and the height of current plaza about 20 to 25 feet. A general contractor will do the removal of Kmart building.

Bob Miller, Jr. reported rentals of \$1350 for 1 bedroom; \$1550 for 1 bedroom and study and \$1850 for 2 bedrooms.

Supervisor Barrett said he had the opportunity to see the new apartments on Clifton Park Center/Clifton and Country Roads and was impressed with the color scheme, flooring and kitchen amenities.

Mr. Miller responded the proposed apartments will be the same as the new apartments. Mr. Miller reviewed the lease arrangement with Kmart, noting Windsor purchased the remaining lease.

Supervisor Barrett reviewed situations since retail has somewhat declined and the adoption and results from Town Center Plan, as well as the importance of the Exit 9 area.

Councilwoman Walowit commended Windsor Development on the landscaping done along Wall Street and the entrance to Village Plaza.

When questioned about traffic from the proposed apartments, Mr. D'Annibile responded the traffic will be less than from retail.

Mr. D'Annibile, responding to Councilman Whalen's question, said the footprint for the two buildings would be 34,000 square feet.

Mr. Miller stated the demographics are for empty nesters and young professionals.

PRESENTATION ON PEREGRINE SENIOR LIVING (VERBECK FRANK PDD)

Joe D'Annibile, Environmental Design Partnership, speaking on behalf of Peregrine Senior Living Route 146, currently zoned Planned Development District, needs to expand to offer more bedrooms, however, existing PDD has some restrictions. Looking to come off front of the building on 146 side with an 8000 square foot addition. The current code allows up to 30,000 square feet and the amendment would increase to 40,000. He reviewed current setbacks and proposed from 155 foot setback to 230 foot setback which would be consistent with development along Route 146. There will be additional staff and currently there are 30 parking spaces and would like to bring up to 40 spaces. Mr. D'Annibile said he doesn't believe there is enough room for further expansion of the building after this proposal.

Stephen Bowman, Peregrine Senior Living, noting that Peregrine has been in the community for about 15 years, said the primary need served and addressed is care for people with Alzheimer's and other forms of dementia. He reviewed programs offered at the center. Mr. Bowman said they need to expand their mission as there is a greater need. Mr. Bowman said baby boomers will be retiring in huge numbers which will drive up the need for service, because of the life expectancy is anticipated that 50 percent of people over 65 will have Alzheimer Disease up from 10-15

percent of today. He said thirteen beds will be added and must be licensed by NYS Department of Health and monitored by them.

Mr. Scavo reported the Planning Board issued a recommendation of approval of the PDD amendment. He noted the architecture must be similar to existing building.

PUBLIC PRIVILEGE ON RESOLUTIONS

No one wished to be heard.

Resolution No. 23 of 2019, a resolution accepting an application for inclusion in the Conservation Easement program of two parcels of land located at 929 and 937 Grooms Road, Rexford.

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

WHEREAS, a public hearing was held on September 4, 2018 to allow the Town Board to receive public comment regarding an application for a conservation easement for inclusion of two parcels of land at 929 and 937 Grooms Road into the Conservation Easement 25-year term program in accordance with Chapter 125 of the Town Code, as amended, and

WHEREAS, the Town Board members approved the application at the September 4, 2018 Town Board meeting by voice vote; now, therefore, be it

RESOLVED, that the Assessor is hereby notified to include the parcels located at 929 and 937 Grooms Road, Rexford, owned by Edward Krawiecki (SBL:276.-1-65 and 276.-1-80) in a 25-year conservation easement in accordance with the attached application, pursuant to Chapter 125 of the Town Code.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 24 of 2019, a resolution authorizing alcoholic beverages to be served at a gathering to be held at the Clifton Park Senior Community Center on May 5, 2019.

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

WHEREAS, Tammie Freund is hosting the Kaufman Bar Mitzvah on May 5, 2019, and

WHEREAS, a request has been received for permission to serve alcohol in the form of beer and/or wine at the event; now, therefore, be it

RESOLVED, that Tammie Freund/Kaufman Bar Mitzvah is hereby authorized to serve beer and/or wine at a gathering at the Clifton Park Senior Community Center on May 5, 2019, from 9:00 A.M. to 2:00 P.M. consistent with the terms of the permit application received in the office of the Clifton Park Senior Community Center.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 25 of 2019, a resolution setting a public hearing to consider an amendment to Local Law No. 4 of 1997, Verbeck Frank Planned Development District, and to amend the name of the development district to The Emma Lane Planned Development District.

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

WHEREAS, an application for an amendment of a planned development district for the construction of a building addition and expanded parking at the Peregrine Senior Living facility at 1 Emma Lane was filed with the Town Clerk on December 3, 2018, and

WHEREAS, the Planning Board reviewed the proposed project at its January 22, 2019 meeting, and forwarded an advisory opinion in favor of the proposal to the Town Board on January 28, 2019, recommending approval of legislation amending the Planned Development District, and

WHEREAS, the Town Board wishes to invite public comment on the proposed project from residents and members of the public; now, therefore, be it

RESOLVED, that a public hearing to consider a local law amending the Verbeck Frank PDD is hereby scheduled for March 11, 2019 at 7:05 p.m. in the Wood Memorial Meeting Room, One Town Hall Plaza, Clifton Park, New York; and be it further

RESOLVED, that the Town Clerk shall publish appropriate notice of same.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 26 of 2019, a resolution authorizing the Supervisor to sign an Agreement of Adjustment and Release of Owner with the New York State Department of Transportation.

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

WHEREAS, the State of New York has taken or is in the process of taking a portion of the land owned by the Town of Clifton Park through the process of eminent domain for the purposes of improving Sterling Heights Drive, and

WHEREAS, the state has offered to pay the Town of Clifton Park the sum of \$500 for a portion of the Town of Clifton Park's property along Route 146 and Sterling Heights Drive as depicted on Map(s) 7, as Parcel(s) 10, 11, and

WHEREAS, an agreement to accept said money (an Agreement of Adjustment and Release of Owner) has been signed on behalf of the Town of Clifton Park by the Supervisor, and

WHEREAS, the Town Board of the Town of Clifton Park is the governing body of the Town of Clifton Park, and

WHEREAS, the Town Board is meeting on this the 4th day of February 2019, after proper notice to consider this matter, and

WHEREAS, the Town of Clifton Park wishes to ratify the Agreement Adjustment and Release of Owner and to appoint Supervisor Barrett as the person to execute closing papers on behalf of the Town of Clifton Park; now, therefore, be it

RESOLVED, that the Agreement of Adjustment and Release of Owner is hereby accepted and ratified; and be it further

RESOLVED, that the Supervisor is hereby designated as the person to execute any and all closing papers with regard to this transfer to the State of New York.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 27 of 2019, a resolution authorizing the Supervisor to sign an Agreement of Adjustment and Release of Owner with the New York State Department of Transportation.

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

WHEREAS, the State of New York has taken or is in the process of taking a portion of the land owned by the Town of Clifton Park through the process of eminent domain for the purposes of improving Route 146A, and

WHEREAS, the state has offered to pay the Town of Clifton Park the sum of \$45,500 for a portion of the Town of Clifton Park's property along New York State Routes 146 and 146A as depicted on Map(s) 26, 27, as Parcel(s) 29, 30, and

WHEREAS, an agreement to accept said money (an Agreement of Adjustment and Release of Owner) has been signed on behalf of the Town of Clifton Park by the Supervisor, and

WHEREAS, the Town Board of the Town of Clifton Park is the governing body of the Town of Clifton Park, and

WHEREAS, the Town Board is meeting on this the 4th day of February 2019, after proper notice to consider this matter, and

WHEREAS, the Town of Clifton Park wishes to ratify the Agreement Adjustment and Release of Owner and to appoint Supervisor Barrett as the person to execute closing papers on behalf of the Town of Clifton Park; now, therefore, be it

RESOLVED, that the Agreement of Adjustment and Release of Owner is hereby accepted and ratified; and be it further

RESOLVED, that the Supervisor is hereby designated as the person to execute any and all closing papers with regard to this transfer to the State of New York.

Supervisor Barrett reported the money will be used for aesthetic amenities in the Route 146/146A area.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 28 of 2019, a resolution awarding a contract for removal and replacement of the entrance gates at the Transfer Station and authorizing the Comptroller to make a transfer from contingency.

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

WHEREAS, sealed bids were opened for the replacement of the entrance gates at the convenience transfer station located at 217 Vischer Ferry Road on January 14, 2019, and

WHEREAS, Precision Gate & Fence, LLC, 1764 Route 9, Clifton Park, NY, submitted the lowest responsive bid for the work, and

WHEREAS, Daniel Clemens, Buildings & Grounds Supervisor, recommends that Precision Gate & Fence be awarded the bid for the work consistent with the bid specification and documents; now, therefore, be it

RESOLVED, that the bid is hereby awarded to Precision Gate & Fence, Clifton Park, NY, in accordance with the bid, in an amount not to exceed \$22,965 to be paid with \$10,000 from A8160-200 (Transfer Station-Equipment) and \$12,965 transferred from Contingency to A-8160-200.

Supervisor of Buildings and Grounds, Dan Clemens, noting the current gate is very old and uses a padlock, said this gate will be fully electronic,. Mark DiCocco, owner of Precision Gate & Fence, LLC reviewed characteristics of the gate, noting the key pad, camera, and gate transmitter will make it a safer facility. This will help mitigate liability of anyone opening and closing the gates, and with the camera be able to police activity of people going in and out. Supervisor Barrett said this will eliminate the liability of people on the property when the Transfer Station is not open. He noted on Mondays there are people in and out of the facility that are authorize but, unfortunately, unauthorized people have taken advantage of that situation and that could create a liability for the town. Mr. Clemens said of regular operating days and the gates will be left open.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 29 of 2019, a resolution authorizing the replacement of windows for a section of town hall by Pella Window & Door Showroom of Rensselaer.

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

WHEREAS, the Supervisor wishes to replace windows in a portion of town hall, and

WHEREAS, quotes were obtained for replacement windows in December 2018, and

WHEREAS, Daniel Clemens, Buildings and Grounds Supervisor, recommends that Pella Window & Door Showroom of Rensselaer be authorized to replace the windows for an amount not to exceed \$9,157.74; now, therefore, be it

RESOLVED, that the replacement of windows within the 1995 addition of town hall, except Meeting Room C, is awarded to Pella Window & Door Showroom of Rensselaer, 529 Third Ave. Extension, Rensselaer, NY, at a cost not to exceed \$9,157.74, to be paid from A-1620-200 (Town Hall-Equipment).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 30 of 2019, a resolution authorizing the hiring of 2019 summer help for the town park districts.

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

WHEREAS, openings exist for seasonal landscaping work in the town park districts, and

WHEREAS, Daniel Clemens, Buildings and Grounds Supervisor, has recommended that the individuals listed on Schedule A be hired to fill the positions, as noted; now, therefore, be it

RESOLVED, that individuals listed on Schedule A are hired for light maintenance work in the park districts for the Buildings and Grounds Department for the summer of 2019, effective immediately, to be budgeted from SP3-7131-E4000 (Clifton Knolls Park District-Contractual-Part-time Employee) as noted.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 31 of 2019, a resolution authorizing the purchase of a utility dump trailer for the Clifton Knolls Park District.

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

WHEREAS, quotes for the 6x12 dump trailer were received on January 3, 2019, and

WHEREAS, Versatile Trailer Sales of Gansevoort, NY, submitted the lowest quote in the amount of \$6,221, and

WHEREAS, Daniel Clemens, Buildings and Grounds Supervisor, recommends that a 6x12 dump trailer be purchased from Versatile Sales; now, therefore, be it

RESOLVED, that the Town Board, as Commissioners of the Clifton Knolls Park District, authorizes the purchase of a 6x12 Cam dump trailer from Versatile Trailer Sales, 786 Route 9, Gansevoort, NY, as per the documents attached, in an amount not to exceed \$6,221 to be paid from SP3-7131-200 (Clifton Knolls Park District-Contractual – Equipment).

Mr. Clemens reported the dump trailer will be used in conjunction with the recently purchased weed harvester boat.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 32 of 2019, a resolution hiring Wild Goose Chase NE, New Lebanon, NY, to rid the Clifton Knolls ponds of Canada Geese.

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

WHEREAS, the Canada Geese continue to be a problem in the Clifton Knolls ponds and at the Barney Road Golf Course, and

WHEREAS, the Town Board, as Commissioners of both the Clifton Knolls/Mill Creek Park District and the Barney Road Golf Course, has received a request from the Buildings and Grounds Department to authorize the hiring of Wild Goose Chase NE to chase the geese away before they lay their eggs, and

WHEREAS, the company utilizes border collies to herd and deter the birds until they leave, and

WHEREAS, the town has been pleased with the service and commitment of Wild Goose Chase NE and their results in keeping the areas clear of Canada Geese; now, therefore, be it

RESOLVED, that the Town Board, acting as Commissioners of the Clifton Knolls/Mill Creek Park District and the Barney Road Golf Course, hereby authorizes the hiring of Wild Goose Chase NE, New Lebanon, NY, to reduce the Canada Geese from taking root in the Clifton Knolls ponds and the Barney Road Golf Course at \$65 per visit and a total cost not to exceed \$10,000 for the season, to be paid with \$7,000 from SP3-7131-24 (Clifton Knolls/Mill Creek Park District-Contractual-General Maintenance), and \$3,000 from A-7190-24 (Barney Road Golf Course-General Maintenance).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 33 of 2019, a resolution awarding a contract for landscape work for the Sherwood Forest Park District.

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

WHEREAS, quotes were received by the Town Board, as Commissioners of the Sherwood Forest Park District, for seasonal landscape work including the Sherwood Forest Park District entrance and median project, and

WHEREAS, the lowest conforming quote for the landscaping services was submitted by A to Z Property Management, 12 Burning Bush Blvd., Ballston Lake; now, therefore, be it

RESOLVED, that the Town Board, as Commissioners of the Sherwood Forest Park District, hereby awards the contract to A to Z Property Management for landscape services at the Sherwood Forest Park District, at a cost not to exceed \$2,980 for the 2019 and 2020 seasons, to be charged from SP8-7125-24 (Sherwood Forest Park District-Maintenance).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 34 of 2019, a resolution authorizing the Supervisor to accept a proposal for professional engineering services for the rehabilitation or replacement of the Blue Spruce Lane sewer main.

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

WHEREAS, the Collection Systems Manager Michael O'Brien published a Request for Proposals to solicit bids from qualified engineering firms for engineering services for maintenance and repair work of the Blue Spruce Lane sewer main to allow for necessary paving, and

WHEREAS, MJ Engineering and Land Surveying, P.C. has submitted a proposal for the engineering services in the amount of \$18,100, and

WHEREAS, Collection Systems Manager O'Brien recommends the retention of MJ Engineering for the work, based on their experience; 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 \$18,100 for engineering services prior to construction, with a transfer from G7-8111-200 (Clifton Park Sewer #1-Contractual-Equipment) to G7-8111-135 (Clifton Park Sewer #1-Contractual-Engineering).

Collection Systems Manager O'Brien explained it is important to inspect sewer lines before paving begins and in doing so found hydrogen sulfide corrosion and leakage in the Blue Spruce sewer main.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 35 of 2019, a resolution establishing the position of Water and Sewage Plant Operator - Town.

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

WHEREAS, an opening has been created to maintain efficient operations of the water and sewage treatment plants, and

WHEREAS, Michael O'Brien, Collection Systems Manager, has recommended that a position be established to oversee the maintenance and repair of pumping and chlorinating equipment at the water plant, and sewage pumping equipment, as well as the physical upkeep of the grounds and buildings at these sites, and

WHEREAS, by Resolution No. 1 of 2019, the Town Board appointed Donald N. Coons, 17 Evergreen Blvd., Scotia, as a part-time Water & Sewage Plant Operator at an annual salary of \$6,500; now, therefore, be it

RESOLVED, that the Town Board hereby establishes the position of Water and Sewage Plant Operator – Town, as a non-competitive position, pursuant to the attached job description, to be paid with a transfer from G3-8111-15 (Riverview Landing Sewer District-Contractual-Other Contractual) to G3-8111-E8110 (Riverview Landing Sewer Dist.-Contractual-Employee).

Mr. O'Brien explained this is due to a civil service situation where the town has to designate this non-competitive position.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 36 of 2019, a resolution authorizing personnel from the Building & Development Department to attend the annual conferences necessary to complete New York State requirements for Code Enforcement Officers in 2019.

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

WHEREAS, conferences are designed to give their members the needed hours to complete the New York State twenty-four hours requirement for in-service education for all Code Enforcement Officers per year, in order to maintain their certification, and

WHEREAS, Procurement Policy #10 provides that "all requests to attend classes, seminars or professional conferences involving overnight stays must be approved by the Town Board", and

WHEREAS, the conferences listed on Schedule A provide the classes for the acquisition of needed credits by Building and Development Department officials, and involve overnight stays, and

WHEREAS, attendance at these seminars would provide a benefit to the residents of the town and is necessary to maintain Building and Development officials' credentials, and

WHEREAS, the Town Board wishes that the Building and Development officials attend these conferences; now, therefore, be it

RESOLVED, that the Building and Development Department is authorized to send staff to conferences as noted on Schedule A, at a total cost not to exceed \$4,350, as budgeted from A-3620-001(Building & Development-Training and Conferences).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 37 of 2019, a resolution authorizing the purchase of a 2019 Dodge Ram from Main Motorcar, Johnstown, NY, for use by the Building and Development Department.

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

WHEREAS, Steven Myers, Director of Building and Zoning, requests authorization to purchase a new vehicle for use by the Building and Development Department, and

WHEREAS, the new vehicle will replace a 2009 Ford Ranger pickup truck that will be transferred to the Buildings & Grounds Department, and

WHEREAS, Mr. Myers has recommended that a 2019 Dodge Ram available from Main Motorcar, Johnstown, NY, be purchased under New York State Minibid #19010031 at a cost of \$22,139.64; now, therefore, be it

RESOLVED, that the Clifton Park Town Board hereby authorizes the purchase of a 2019 Dodge Ram from Main Motorcar, 224 West Main Street, Johnstown, NY, as described in the attached documents, at a cost not to exceed \$22,139.64, under State Minibid #19010031 to be paid with a transfer of \$3,000 from A-3620-12 (Building & Development-Fuel), \$1,500 from A-3620-22 (Building & Development-Vehicle), and \$7,000 from A-8540-200 (Drainage Repairs-Equipment), all to A-3620-200 (Building & Development-Equipment). The total for the vehicle, \$22,139.64 shall be paid from A-3620-200 (Building & Development-Equipment).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 38 of 2019, a resolution authorizing the State of New York to incorporate the construction of a landscaped flagpole area for the Town of Clifton Park in the contract for the reconstruction of NY Route 146 at NY Route 146A Intersection, S.H. 1523 & 8137 (NY Route 146) and S.H. 9388 & 5721 (NY Route 146A), Saratoga County.

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

WHEREAS, Section 10, Subdivision 27 of the New York Highway Law provides, in part, that the Commissioner of Transportation shall have power, upon the request of the municipality, to perform work for and at the expense of such municipality any work of construction or reconstruction, including the removal and relocation of facilities provided the Commissioner of Transportation deems it practicable to perform such work in connection with the performance of any work of construction, reconstruction, or improvement, and

WHEREAS, the State of New York is presently preparing contract plans for the reconstruction of the NY Route 146 at NY Route 146A intersection, which involves construction within the project limits which the Town of Clifton Park contemplated using for the installation of a landscaped flagpole area, and

WHEREAS, said improvement can be undertaken in conjunction with the construction of the aforesaid landscaped flagpole area at a substantial ultimate savings to the Town of Clifton Park; now, therefore, be it

RESOLVED, that the Clifton Park Town Board in regular meeting convened, petitions the New York State Department of Transportation as follows:

Petition 1. The Clifton Park Town Board has been provided with a Betterment Estimate for the municipal share to the NYSDOT construction contract, understands that the Town of Clifton Park will be responsible for; the actual construction cost based on bid prices, the cost of field changes during construction, and a prorated share of the construction inspection costs. The Clifton Park Town Board will actively seek funding in the amount of \$46,640.55 dollars to fund the Town of Clifton Park Share. The Clifton Park Town Board understands that these funds, which represent the initial deposit for the requested work, must be deposited in escrow with the State Comptroller at least 30 days in advance of the scheduled contract Letting date in order for the project to proceed. The Clifton Park Town Board also understands that these funds will be appropriated via a future resolution.

In consideration of these facts, the State of New York is hereby authorized to proceed with the necessary arrangements to incorporate the proposed landscaped flagpole area in the contract for the reconstruction of the NY Route 146 at NY Route 146A intersection with the cost of said construction and necessary work in connection therewith to be borne by the Town of Clifton Park.

Petition 2. The Town of Clifton Park will maintain said landscaped flagpole area subsequent to the construction thereof.

Petition 3. This resolution shall take effect immediately.

BE IT FURTHER RESOLVED, that the clerk of this Clifton Park Town Board is hereby directed to transmit five (5) certified copies of this resolution to the State Department of Transportation.

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

Motion carried at 9:11 p.m.

Patricia O'Donnell
Town Clerk