

TOWN OF CLIFTON PARK TOWN BOARD

May 3, 2021

The 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  
Councilwoman Flood  
Councilwoman Standaert  
Councilman Morelli  
Councilwoman Walowit  
Town Clerk Brobston

Also Present: Town Attorney McCarthy  
Mark Heggen, Comptroller  
Daniel Clemens, Director of Buildings, Parks & Recreation  
Dahn Bull, Highways Superintendent  
John Scavo, Planning Director  
Michael O'Brien, Collection System Manager

MINUTES APPROVAL

MOTION by Councilwoman Walowit, seconded by Councilman Morelli, to approve the minutes of the April 19, 2021 meeting as presented.

ROLL CALL VOTE

Ayes: Councilwoman Flood, Councilwoman Standaert, Councilman Morelli,  
Councilwoman Walowit, Supervisor Barrett

Noes: None

MOTION CARRIED

ANNOUNCEMENTS AND COMMUNICATION

Supervisor Barrett thanked volunteers who helped with the clean-up of parks and trails during this past week.

Councilwoman Standaert thanked volunteers who participated during this past Arbor Day week. Over 300 volunteers were involved in the Clean-Sweep. She stated the Green Committee had a very successful day on April 24 by handing out 150 tree saplings to residents for planting in our community in honor of Arbor Day. 4 lilac trees were planted in the entrance to the Clifton Common as well.

Supervisor Barrett thanked Eric Hamilton and the Interact Club who planted trees at the Garnsey Park.

Supervisor Barrett thanked volunteers who helped with Shredding Day recently. This event is held twice a year. Thank you to 3N Document Shredding for their free participation. A large quantity of food donations was collected from the residents for the local food pantry.

Councilwoman Flood thanked the Friends of Grooms Tavern for the clean-up work on the outside of the Grooms Tavern.

PRESENTATION BY SHENENDEHOWA SUPERINTENDENT  
DR. L. OLIVER ROBINSON

Dr. Robinson presented the Town Board with the most recent Shenendehowa Central Schools newsletter. Dr. Robinson highlighted the proposed school budget. He stated the taxpayers will see a slight deduction in the tax rates. The school vote will be held on May 18, 2021 from 7 a.m.-9 p.m. at the Gowana gym. Residents will be voting on a proposed \$187 million budget for the 2021-22 year that includes a spending increase of 3.03%. The proposed budget is at the NYS tax cap of 2.00%, the lowest tax cap percentage since the inception of the law in 2012. Program enhancements were highlighted building on the momentum and lessons learned from the September 2020 re-opening, leveraging changes in laws related to social distancing through vaccinations, herd immunity, and low transmission rates and planning for three-foot social distancing focused on maximizing space and staffing for September 2021; exercising a measured approach and due diligence on details and procedures to provide a safe environment for all. Bus purchase proposition to purchase 17 vehicles to replace aging buses. A \$26.5 million Capital Project (using \$2.5 million in Capital Reserves to offset impact to taxpayers.) to address strategic repairs and enhancements in several elementary school buildings., Installation of new field near Koda, refurbish tennis courts at the high school and replace track and turf at the Plainsmen Stadium. School Board elections were highlighted with 9 candidates vying for 3 seats.

Councilwoman Standaert thanked Dr. Robinson and the Shenendehowa School Board for the work that has been done this past year for the kids in the community and thank you in advance for the thought and consideration for graduation with knowing whatever is planned will be special.

RESOLUTIONS

No one wished to be heard.

Resolution No. 99 of 2021, a resolution authorizing the purchase of an ADA Compliant Shuttle Bus for the Senior Express shuttle service.

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

WHEREAS, Town Supervisor Philip Barrett, has requested authorization for the purchase of a new shuttle bus for the senior van service, per the attached, and

WHEREAS, a request for bids was published, and bids were opened on April 14, 2021, and

WHEREAS, Supervisor Barrett has recommended that the 2022 Elkhart Coach ECII with standard equipment and options, as per the attached bid submission from Matthews Bus Alliance, Inc. Orlando, FL, be accepted to best meet the needs of the Senior Express, for a price not to exceed \$65,948; now, therefore, be it

RESOLVED, that the Supervisor is authorized to purchase one 2022 Elkhart Coach ECII with standard equipment and options, from Matthews Bus Alliance, Inc., 4802W. Colonial Dr., Orlando, FL, per the attached list, and be it further

RESOLVED, that the Clifton Park Town Board hereby authorizes the purchase, in an amount not to exceed \$65,948, to be paid with a transfer from A-914 (unassigned fund balance) to A-6772-200 (General Fund – Senior Support - Equipment).

ROLL CALL VOTE

Ayes: Councilwoman Flood, Councilwoman Standaert, Councilman Morelli, Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Supervisor Barrett stated they anticipate half the cost would be paid for by a grant from the county. He explained the old van will be turned into a sewer camera van for the Sewer Department.

Supervisor Barrett suggested pursuing a sponsorship for advertising on the van.

Resolution No. 100 of 2021, a resolution authorizing the implementation and funding, in the first instance 100% of the federal-aid and State "Marchiselli" Program-aid eligible costs, of a transportation federal-aid project and appropriating funds, therefore.

Introduced by Councilwoman Flood, who moved its adoption, seconded by Councilman Morelli.

WHEREAS, a project, CMAQ Moe Road Multi-Use Path Gap Closure, Town of Clifton Park, P.I.N. 1760.82 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80 % federal funds and 20 % non-federal funds, and

WHEREAS, the Town of Clifton Park desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of Design and ROW Incidentals Phase; now, therefore; the Town Board duly convened does hereby

RESOLVE, that the Town Board hereby approves the above-subject project, and be it further

RESOLVED, that the Town Board hereby authorizes the Comptroller to pay in the first instance 100% of the federal and non-federal share of the cost of design and ROW incidentals work for the Project or portions thereof, and be it further

RESOLVED, that the sum of \$150,122 (one hundred fifty thousand and one hundred twenty-two dollars and no cents) is hereby appropriated from H52-07629-200 (Capital Projects Moe Road @ Grooms Road – Trails – Equipment) and made available to cover the cost of participation in the above phase of the Project, and be it further

RESOLVED, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Town Board shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and be it further

RESOLVED, that the Town Supervisor be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the Town of Clifton Park, with the New York State Department of Transportation in connection with the advancement or approval of the Project, and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs, and all Project costs within appropriations therefore that are not so eligible, and be it further

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

RESOLVED, this resolution shall take effect immediately.

ROLL CALL VOTE

Ayes: Councilwoman Flood, Councilwoman Standaert, Councilman Morelli,  
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Planning Director Scavo explained the Town Board has already approved an overall budget for this project that shows that the town is laying out 100% of the cost with 80% being reimbursed and funded. NYS requires as we go through each phase, that we go back and authorize in the first instance that phase. This resolution is authorizing this phase of the process.

Resolution No. 101 of 2021, a resolution to authorize Environmental Design Partnership to perform design and construction engineering services for the initial phase of public access improvements and implementation of the Town Center Park Master Plan.

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

WHEREAS, by Resolution No. 25 of 2020, the Town Board adopted a master plan for the Town Center Park on land acquired from the Shenendehowa Central School District, and

WHEREAS, the Town Board wishes to engage an engineering and design consultant to initiate design/planning for park access including parking, pedestrian access along Maxwell Drive, as well as a new trail connection and trail segment on Moe Road, Phase 1 archeological study and associated stormwater improvements, and

WHEREAS, Environmental Design Partnership has submitted a proposal for the first phase of the design for the initial access and stormwater improvements, as well as Phase I archeological studies, and the necessary bid documents for the work, and

WHEREAS, pursuant to the Procurement Policy #5 adopted at the organizational meeting of the Town Board on January 4, 2021, Supervisor Barrett recommends accepting the EDP proposal, based upon their qualifications for the services to be rendered and upon recent successful experience the town park projects; now, therefore, be it

RESOLVED, that the Supervisor is authorized to retain Environmental Design Partnership, per the attached scope of work, for design/planning and bid document preparation for the initial phase of development of the Town Center Park, per the February 2020 Park Master Plan, in an amount not to exceed \$75,000, and be it further

RESOLVED, that the Comptroller is authorized to transfer \$75,000 from A-00914 (Undesignated Fund Balance) to offset costs associated with the proposal.

ROLL CALL VOTE

Ayes: Councilwoman Flood, Councilwoman Standaert, Councilman Morelli, Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Planning Director Scavo explained the stormwater management area, that is south of the Public Safety Building, was designed many years ago to meet the stormwater regulations at that time. It is a sub catchment area for the Public Safety Building, Maxwell Drive Extension, Panera Bread Plaza and the Staples parcel. There is a concern where the groundwater basin would be for the park. The basin would need to be updated to current standards. A balance is needed based on the concept of the park master plan with an affordable solution that meets all regulations. A SEQRA will be required.

Councilman Morelli suggested signage depicting any archaeological finds be posted for the residents' education.

Resolution No.102 of 2021, a resolution hiring seasonal lifeguards and head lifeguards for the 2021 summer season for Barney Road, Country Knolls and Locust Lane pools.

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

WHEREAS, the Town Board wishes to hire lifeguards and head lifeguards to maintain a safe environment at the town pools, as well as assist in the management of those pools at Barney Road, Country Knolls and Locust Lane pools, and

WHEREAS, the Supervisor has recommended that the attached lists of individuals on Schedules A, B, and C be hired on the stated start dates as Lifeguards and Head Lifeguards at the attached rates; now, therefore, be it

RESOLVED, that the individuals, attached, shall be hired as Lifeguards and Head Lifeguards for the Barney Road, Locust Lane and Country Knolls pools for the 2021 season, to be paid at the rates as attached.

ROLL CALL VOTE

Ayes: Councilwoman Flood, Councilwoman Standaert, Councilman Morelli, Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 103 of 2021, a resolution authorizing the renewal of a memorandum of agreement with the Shenendehowa Nordic Ski Club.

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

WHEREAS, the town owns Kinns Road Park and Garnsey Park as park properties which are popular with hikers, runners and cross country (Nordic) skiers during winter seasons, and

WHEREAS, the town acquired Garnsey Park in 2005-2007, and dedicated the land as public parkland by Resolution No. 249 of 2007, and

WHEREAS, the Shenendehowa Nordic Club, has acquired specialized equipment, including a snow mobile, sled, groomer, and trailer to transport equipment for the purpose of grooming cross-country ski trails without conflict with other uses, and

WHEREAS, the club utilized their equipment and manpower since the 2017-2018 winter season to expand trail grooming to Garnsey Park, as well as Kinns Road Park, to provide additional opportunities for cross-country skiers, and ski teams, snowshoers, and walkers, alike, pursuant to an agreement approved by Resolution No. 18 of 2018, and

WHEREAS, the Town Board supports the Shenendehowa Nordic Club’s volunteer efforts and activities which provide additional opportunities for outdoor recreation at Garnsey Park and Kinns Road Park and wishes to re-new the agreement with the club for an additional three-year term; now, therefore, be it

RESOLVED, that the Supervisor is authorized to execute the attached Memorandum of Agreement with the Shenendehowa Nordic Club for trail grooming services for ski seasons through March 2024.

ROLL CALL VOTE

Ayes: Councilwoman Flood, Councilwoman Standaert, Councilman Morelli, Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 104 of 2021, a resolution authorizing Gallo Construction Corp, of Watervliet, NY, to supply and install playground equipment at the Clifton Gardens Park in the Clifton Gardens Park District.

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

WHEREAS, the Town Board, as Commissioners of the Clifton Gardens Park District, wish to authorize improvements to the playground equipment at the Clifton Gardens Park, and

WHEREAS, MJ Engineering and Land Surveying, P.C. solicited bids which were received on March 24, 2021, and

WHEREAS, Gallo Construction Corp, 50 Lincoln Ave., Watervliet, submitted the lowest responsive quote to supply and install the equipment in an amount not to exceed \$57,818, and

WHEREAS, there are sufficient funds in the park district’s assigned fund balance to complete the work as submitted; now, therefore, be it

RESOLVED, that Gallo Construction is authorized to supply and install playground equipment, as specified in the attached bid documents for the Clifton Gardens Park, not to exceed \$57,818, to be paid with a transfer of \$57,818 to cover the cost of the purchase, from SP6-915 (Assigned Fund Balance) to SP2-7121-200 (Clifton Gardens Park District – Equipment).

ROLL CALL VOTE

Ayes: Councilwoman Flood, Councilwoman Standaert, Councilman Morelli, Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 105 of 2021, a resolution authorizing the hiring of 2021 summer help for the Dwaaskill Park District.

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

WHEREAS, openings exist for seasonal landscaping work in the Dwaaskill Park Districts, and

WHEREAS, Daniel Clemens, Director of Buildings, Parks and Recreation, has recommended that William Williams, 714 Bruno Road, Apt. A, be hired to fill the position; now, therefore, be it

RESOLVED, that William Williams be hired for light maintenance work in the Dwaaskill Park District, for Buildings and Grounds, for the summer of 2021, effective immediately, to be paid \$16.00/hour from SP4-7135-E4000 (Dwaaskill Park District – Part Time Employee) for a total amount for the season not to exceed \$2,500.

ROLL CALL VOTE

Ayes: Councilwoman Flood, Councilwoman Standaert, Councilman Morelli, Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 106 of 2021, a resolution authorizing the purchase of a Billy Goat Z3000 stand-on blower from All Seasons Equipment, for use by the Buildings and Grounds Department in its maintenance of the Clifton Knolls/Mill Creek Park District.

Introduced by Councilman Morelli, who moved its adoption, seconded by Councilwoman Flood.

WHEREAS, quotes were received on March 22, 2021, and

WHEREAS, All Seasons Equipment, 60 Freemans Bridge Road, Scotia, NY, submitted the lowest conforming quote in the amount of \$9,849 for a Billy Goat Z3000 blower, and

WHEREAS, Daniel Clemens, Director of Buildings, Parks and Recreation, has reviewed the quotes and recommends accepting the quote submitted by All Seasons Equipment, Scotia, New York; now, therefore, be it

RESOLVED, that the Town Board, authorizes the purchase of a Billy Goat Z3000 stand-on blower from All Seasons Equipment for use at the Clifton Knolls/Mill Creek Park District in an amount not to exceed \$9,849, to be paid from SP-07131-200 (Clifton Knolls Park District – Clifton Knolls PD - Equipment).

ROLL CALL VOTE

Ayes: Councilwoman Flood, Councilwoman Standaert, Councilman Morelli, Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 107 of 2021, a resolution hiring summer seasonal laborers for the 2021 summer season at the Clifton Park Highway Department.

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

WHEREAS, Dahn Bull, Highways Superintendent, wishes to hire seasonal laborers for the 2021 summer season, and,

WHEREAS, Mr. Bull has conducted interviews and driving record reviews, and has recommended the hiring of the following at a rate of \$13.50/hour;

<u>Name</u>	<u>Address</u>	<u>Start Date</u>
Mr. Cole Ranze	2 Fairleigh Drive, Ballston Lake	May 11, 2021
Mr. Elias Neidhart	18 Hidden Valley Lane, Ballston Lake	May 17, 2021
Mr. Ryan VanGalen	57 Algonquin Road, Clifton Park	May 24, 2021

Now, therefore, be it

RESOLVED, that the individuals listed above be hired as summer seasonal laborers, to be paid a rate of \$13.50/hour, and be it further

RESOLVED, that the Comptroller create a new line in the Highway Department Budget under Item 1, Construction 32 Weeks, establishing Summer Laborer DA-5110-E4000 (Highway Fund-Highway Construction-Part Time Laborer), and be it further

RESOLVED, that the Comptroller transfer \$25,000 from DA-5110-E0068 (Highway Fund-Highway Construction-W. Hitt) to DA-5110-E4000 (Highway Fund-Highway Construction - Part Time Laborer) to cover the cost of the summer season.

ROLL CALL VOTE

Ayes: Councilwoman Flood, Councilwoman Standaert, Councilman Morelli,  
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Highway Superintendent Bull explained the Highway Department is trying to find new and innovative ways to still get the jobs done that need to be done. The Highway Department staff has been reduced by 17%. This will allow the full-time employees to concentrate on stormwater/catch basin repairs and paving.

Resolution No. 108 of 2021, a resolution scheduling a public hearing regarding proposed improvements to Riverview Landing Sewer District No. 1 sewer system facilities.

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

WHEREAS, the Riverview Sewer District No. 1 (the “District”) was created in May 1999, by the Town Board, (the “Town”), and

WHEREAS, the Town Board now proposes to undertake the acquisition, construction and installation of improvements to the district sanitary sewer system, including, but not limited to, the installation, replacement or rehabilitation of sewer mains, pump stations and other facilities, and the acquisition of land, or rights in land, and machinery, equipment or apparatus required in connection therewith, (the “Improvements”), at a maximum estimated cost of \$1,495,600, and

WHEREAS, the proposed improvements are described as “Alternative 2B” in the report prepared by PRIME AE Group of NY, dated April 2021, which is on file in the Town Clerk’s office, and

WHEREAS, the Town Board now desires to call a public hearing regarding the proposed district improvements, as required by Town Law Section 202-b; now, therefore, be it

RESOLVED, that the Town Board will hold a public hearing to hear all persons interested in the improvement of the Town of Clifton Park Riverview Landing Sewer District No. 1 facilities, which public hearing shall be held at One Town Hall Plaza in the Wood Room, in the Town of Clifton Park on June 7, 2021 at 7:05 p.m.; and be it further

RESOLVED, and ordered that the Town Clerk give notice of such hearing by publishing in the official town newspaper, the Notice of Public Hearing, in substantially the form attached hereto and by posting the Notice of Public Hearing on the town's official signboard not less than ten nor more than twenty days before such hearing.

ROLL CALL VOTE

Ayes: Councilwoman Flood, Councilwoman Standaert, Councilman Morelli,  
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Supervisor Barrett explained the town has been working closely with DEC over the past year. There are basically 2 options. To upgrade the plant or if possible, run a line down Riverview Road and connect with the other part of the system and eliminate the Mohawk River plant all together. There are very few properties involved that would need to absorb the cost. DEC will have a few grant programs available set aside for these programs. Several items will need to be completed to apply for the grants. A smart growth assessment, long form SEQRA and a bond resolution among the items. Letters were sent to homeowners indicating a decision has not been made at this time.



Michael O'Brien, Collection System Manager, explained to the west of the Riverview Landing plant is the Mohawk Country Club. When they did their club upgrade, a new treatment plant very similar that the town had at the Olde Nott Farm was built. Mr. O'Brien stated it is really an oversized liability for a wastewater treatment plant. If discharges can be eliminated to the Mohawk River, that would be favorable to the project. The town will apply for the grants but need to do diligence to get on the lists. Mr. O'Brien stated he has reached out to the golf course. The concept is to bring a forced main from the golf course into the Riverview Landing system. The strategy is that the benefit that the golf course would bring, with the elimination of the town treatment plant, would be enough to help push this program into a funding level that would offset the cost of that project and the Riverview Landing project. A grant would still be needed for any option. The goal is directed at submitting an application for a grant. The best option is to get rid of the town plant and bring it to a public sewer system that would eliminate the liability of a plant in the future. The golf course is a possible option.

PUBLIC PRIVILEGE

No one wished to be heard.

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

Motion carried at 8:32 PM

Teresa Brobston  
Town Clerk