

TOWN OF CLIFTON PARK TOWN BOARD

May 10, 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
Councilman Morelli
Councilwoman Walowit
Town Clerk Brobston

Absent: Councilwoman Standaert

Also Present: Town Attorney McCarthy
Mark Heggen, Comptroller
Daniel Clemens, Director of Buildings, Parks & Recreation
Myla Kramer, Director Parks, Recreation and Community Affairs
Michael O'Brien, Collection System Manager

ANNOUNCEMENTS AND COMMUNICATION

Supervisor Barrett announced the Draft Annual MS4 Report for Stormwater Discharges is now available on cliftonpark.org-Stormwater Department page.

Supervisor Barrett stated the county Ashdown Road bridge replacement project has begun. Ashdown Road will be closed till completion of the project estimated for September 2021. The installation of a signal light at the intersections of Vischer Ferry and Grooms Roads project has gone out to bid.

Supervisor Barrett stated conversations were pursued with NYSDOT regarding guardrail repairs and paving of Rt. 146A from the Main Street overpass to the round-a-bout.

ANNUAL HISTORIAN PRESENTATION

Town Historian John Scherer reviewed highlights and events in 2020, attached. Historic Preservation Commission welcomed Councilwoman Amy Flood to the commission. A town 200-year celebration committee was suggested by Supervisor Barrett to be formed.

RESOLUTIONS

No one wished to be heard.

Resolution No. 109 of 2021, a resolution establishing an outside user fee for Ballston Lake Water District and authorize the Supervisor to sign an Outside User Agreement for the for Ballston Lake Water District for property located at 1098 Ballston Lake Road.

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

WHEREAS, by Resolution No. 165 of 2012, the Town Board established the Ballston Lake Water District, pursuant to a map, plan and report performed by McDonald Engineers, and

WHEREAS, the Town Board, as Commissioners of the Ballston Lake Water District, has received a request to extend service to land owned by Anthony Laurenzo at 1098 Ballston Lake Road, Ballston Lake, more particularly identified as SBL: 263.-2-7, and

WHEREAS, the real property is located outside the current service area of the district, and

WHEREAS, the Clifton Park Water Authority has determined that sufficient capacity exists within the Ballston Lake Water District to provide service to the property, and

WHEREAS, the Town Board recognized the environmental, health and safety benefits associated with public water service over alternative means of water supply, and wishes to establish user fees to provide for the extension of service to properties outside the original district boundaries; now, therefore, be it

RESOLVED, that the Town Board, as Commissioners of the Ballston Lake Water District, hereby establishes the outside user fee for the district as a onetime fee of \$1,000 to be paid against the outstanding bonded indebtedness for the district, and be it further

RESOLVED, that the Town Board, as Commissioners of Ballston Lake Water District, hereby approves an outside user connection to the district's facilities for property located at 1098 Ballston Lake Road, NY; and be it further

RESOLVED, that the Outside User Agreement shall be assigned to the property at 1098 Ballston Lake Road, Ballston Lake, SBL: 263.-2-7, and connected to the Ballston Lake Water District facilities, the agreement to run with the land.

ROLL CALL VOTE

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

Noes: None

Absent: Councilwoman Standaert

DECLARED ADOPTED

Resolution No. 110 of 2021, a resolution to retain Prime AE Group of NY, for professional engineering services related to the Riverview Landing Sewer District improvements.

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

WHEREAS, the Town Board, as Commissioners of the Riverview Landing Sewer District (RLSD), wishes to retain professional services associated with the design of a sanitary sewer conveyance system from the RLSD low-pressure system to the Saratoga County Sewer District via the Windhover Farms subdivision, and

WHEREAS, the scope of the project may ultimately be designed for the decommissioning of the RLSD, and

WHEREAS, Supervisor Barrett wishes to apply for funding to the Clean Water State Revolving Fund and Water Quality Improvement Projects Program, and

WHEREAS, the area also includes the Mohawk River Golf Course and its wastewater treatment plant, and inclusion of the Mohawk River Golf Course WWTP will increase the town's score in its application for funding, and

WHEREAS, Prime AE, formerly known as McDonald Engineering, has decades of experience with the Riverview Landing Sewer District and Wastewater Treatment Plant and the Mohawk River Golf Course Wastewater Treatment Plant, and

WHEREAS, Prime AE Group of NY proposes to prepare revisions to the existing engineering report and SEQRA documents for the RLSD project for an amount not to exceed \$9,000; now, therefore, be it

RESOLVED, that Supervisor Barrett recommends that the quote from Prime AE Group be accepted; and be it further

RESOLVED, that the Supervisor is authorized to sign an agreement with Prime AE Group of NY, for professional consulting for documents related to the Riverview Landing Sewer District improvement project, in an amount not to exceed \$9,000 to be paid from A-8111-135 (Unreserved Fund Balance).

ROLL CALL VOTE

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

Noes: None

Absent: Councilwoman Standaert

DECLARED ADOPTED

Supervisor Barrett stated there are 2 options for wastewater upgrades in this area. Upgrade the plant or bypass the plant and run a sewer line along Riverview Road and connect to the nearest sewer pipe. Both options are very expensive, the town is applying for grants/programs.

Michael O'Brien, Collection Systems Manager, announced he was in communication with the Mohawk River Golf Club owner, and they are looking forward to the results of the possibilities and are interested and understands the situation. There are 34 parcels with 28 rate payers in the district.

Resolution No. 111 of 2021, a resolution in connection with the Town Of Clifton Park accepting lead agency status pursuant to the State Environmental Quality Review Act (SEQRA) Regulations 6NYCRR Part 617.

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

WHEREAS, the Town of Clifton Park has determined that a need exists to perform proposed upgrades to the existing sanitary sewer system, and

WHEREAS, the Town of Clifton Park is in the planning stages to install pump stations and sewer force main to connect the existing Riverview Landing Sewer District and Mohawk River Country Club sanitary system to the Saratoga County Sewer District, and

WHEREAS, the Town of Clifton Park will apply for funding opportunities from various agencies for this project, and

WHEREAS, the Town Board wishes to declare Lead Agency Status for the project, and to initiate environmental review in compliance under the State Environmental Quality Review Act (SEQRA); now, therefore, be it

RESOLVED, that the Town Board of the Town of Clifton Park hereby accepts Lead Agency Status pursuant to SEQRA Regulations 6NYCRR Part 617 and authorizes PRIME AE Group of New York to complete the coordinated review of this project, and other matters related to SEQRA.

ROLL CALL VOTE

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

Noes: None

Absent: Councilwoman Standaert

DECLARED ADOPTED

Resolution No. 112 of 2021, a resolution accepting a quote from Tholin Excavating for the repair and replacement of a manhole on Southwood Drive.

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

WHEREAS, quotes were received for the repair of a manhole cover that has been compromised and needs replacement prior to the summer paving projects, and

WHEREAS, Tholin Trucking and Excavation, 208 E. High Street, Ballston Spa, submitted the lowest responsive quote in the amount of \$8,500 for the replacement work, and

WHEREAS, Michael O'Brien, Collection Systems Manager, has reviewed the quote and recommends accepting the quote which was submitted by Tholin Trucking and Excavation; now, therefore, be it

RESOLVED, that the Town Board accepts the quote of Tholin Trucking and Excavation for the replacement and installation of a manhole on Southwood Drive, for an amount not to exceed \$8,500, to be paid from G7-08111-200 (Clifton Park Sewer District #1 – Sewer Contractual – Equipment).

ROLL CALL VOTE

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

Noes: None

Absent: Councilwoman Standaert

DECLARED ADOPTED

Resolution No. 113 of 2021, a resolution accepting a quote from Evoqua Water Technologies for upgrading the existing Bioxide System in the Clifton Park Sewer District #1.

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

WHEREAS, bioxide is used to treat wastewater in the Clifton Park Sewer District #1, and has been particularly useful in the low-pressure sewer systems with grinder pumps, and

WHEREAS, the original Bioxide System was installed in 1996 and has exceeded its useful life and is no longer economical to repair, and

WHEREAS, Evoqua Water Technologies has submitted the sole source quote in the amount of \$19,000 for the replacement work, and

WHEREAS, Michael O'Brien, Collection Systems Manager, has reviewed the quote and recommends accepting the quote which was submitted by Evoqua Water Technologies; now, therefore, be it

RESOLVED, that the Town Board accepts the quote of Evoqua Water Technologies, 2650 Tallevast Road, Sarasota, FL, for the replacement and installation of a new Bioxide System to treat the wastewater at Clifton Park Sewer District #1, for an amount not to exceed \$19,000, to be paid from G7-08111-00031 (Clifton Park Sewer District #1 – Sewer Contractual – Bioxide); and be it further

RESOLVED, that the Comptroller is authorized to transfer up to \$19,000 from G7-08111-00200 (Clifton Park Sewer District #1 – Sewer Contractual – Equipment) to offset costs of the system.

ROLL CALL VOTE

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

Noes: None

Absent: Councilwoman Standaert

DECLARED ADOPTED

Collection Systems Manager Michael O’Brien explained the town inherited this system from CK Sanitary Systems. Grinder pumps create gases that eat away at the existing concrete pipes. This proposed system is to eliminate damage to the pipes and the current tank/system is in need of replacement. This system will be rented for a 2-year period. This would give the department time to find an alternative.

Resolution No. 114 of 2021, a resolution hiring additional seasonal golf course employees for the Barney Road Golf Course for the 2021 season.

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

WHEREAS, the Town Board wishes to fill openings in staff for the 2021 golfing season at the Barney Road Golf Course, and

WHEREAS, openings exist due to the resignation of Joan Martini, Golf Course Supervisor at the Barney Road Golf Course, and

WHEREAS, Myla Kramer, Director of Parks, Recreation and Community Affairs, has recommended that Jim Ciani, currently hired as an attendant be promoted to the position of Golf Course Supervisor, and that Gary Kane be hired as an attendant for the golf course, per the approved Summer Recreation Matrix; now, therefore, be it

RESOLVED, that authorization is hereby given to promote Jim Ciani, retroactive to May 2, 2021 and Gary Kane be hired for the Barney Road Golf Course, effective immediately, through the remainder of the 2021 season to be paid as indicated on the attached Schedule A, from A-7190-E4000 (Barney Road Golf Course – Part Time Employee).

ROLL CALL VOTE

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

Noes: None

Absent: Councilwoman Standaert

DECLARED ADOPTED

Resolution No. 115 of 2021, a resolution authorizing the Northland Newfoundland Club to use town trails for Northland’s 2021 Draft Dog Tests on October 9 &10, 2021.

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

WHEREAS, the Northland Newfoundland Club (NNC) has requested the non-exclusive use of a portion of trails at Veteran’s Memorial Park and the Mooney Carrese Forest, as specified in the attachment hereto, on October 9 & 10, 2021, intermittently between 10:00 AM and 6:00 PM, for the purpose of draft dog tests, and

WHEREAS, the Parks & Recreation Department has received an Outdoor Facility Permit Application and recommends allowing the use of the trails for this event; now, therefore, be it

RESOLVED, that the Town Board hereby authorizes the Northland Newfoundland Club to use a portion of Veteran's Memorial Park/Mooney Carrese Forest trails as specified in the attachment hereto, October 9 & 10, 2021, for the purpose of holding draft dog tests, and be it further

RESOLVED, that this approval is expressly conditioned upon receipt prior to September 30, 2021, in the Office of Parks and Recreation, of an appropriate proof of insurance subject to approval by the Town Attorney, and be it further

RESOLVED, that this approval is expressly conditioned upon the trails not being closed, but members of the NNC are permitted to temporarily stop traffic at each end of the course, in the event both a visitor and a race participant arrive at the same time; and be it further

RESOLVED, that the Director of Parks, Recreation & Community Affairs, is authorized to sign the attached Use of Facilities Agreement with the Northland Newfoundland Club.

ROLL CALL VOTE

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

Noes: None

Absent: Councilwoman Standaert

DECLARED ADOPTED

Resolution No. 116 of 2021, a resolution authorizing the installation of doors and locks in the New York State Police barracks of the Public Safety Building.

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

WHEREAS, by Resolution No. 73 of 2021, the Town Board authorized the execution of a memorandum of understanding with the New York State Police for the use and occupancy of portions of the Public Safety Building, and for certain upgrades and renovations to the police space at the building, and

WHEREAS, the Supervisor wishes to install doors and locks consistent with the Memorandum of Understanding and per NYSP specifications in the New York State Police quarters at the Public Safety Building, and

WHEREAS, quotes were obtained for the doors and locks on March 29, 2021, and

WHEREAS, Daniel Clemens, Director of Buildings, Parks, and Recreation, recommends that Center for Security, 1659 Route 9, Clifton Park, NY, be authorized to supply and install the doors and locks, for an amount not to exceed \$7,381; now, therefore, be it

RESOLVED, that the installation of the doors and locks per NYSP specifications, in the New York State Police barracks of the Public Safety Building is awarded to Center for Security, at a cost not to exceed \$7,381, to be paid from A-1621-200 (General Fund - Public Safety Building – Equipment); and be it further

RESOLVED, that the Comptroller is authorized to transfer the balance of the charges from A-03120-00015 (General Fund - Law Enforcement – Other Contract) to A-1621-200 (Public Safety Building – Operations Equipment).

ROLL CALL VOTE

Ayes: Councilwoman Flood, Councilman Morelli,
Councilwoman Walowit, Supervisor Barrett
Noes: None
Absent: Councilwoman Standaert

DECLARED ADOPTED

Resolution No. 117 of 2021, a resolution scheduling a public hearing on an application from 451 Clifton Park Center Road LLC for residential density bonus.

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

WHEREAS, pursuant to Section 208-22 (6) of the Town Code, base residential density for projects within Town Center is a maximum of 10 units per acre, and

WHEREAS, the Town Board has authority to increase the allowable density for residential housing within the Town Center Zones under Section 208-22 (6)(E) of the town code, and

WHEREAS, on April 23, 2021, 451 Clifton Park Center Road LLC, applied for a bonus allowance for an additional 2 residential units in allowed residential density for a multi-family dwelling project, at the 3.9-acre site at 451 Clifton Park Center Road within the TC-2 zone, and

WHEREAS, the proposal would allow for the conversion of previously planned amenity space within the existing footprint of the project under construction, into 2 studio apartments, for a total of 41 residential units approved for the project, and

WHEREAS, the Town Board wishes to schedule a public hearing to hear comment on the proposal; now, therefore, be it

RESOLVED that a public hearing is hereby scheduled for June 7, 2021, at 7:07 PM at 6 Clifton Common Boulevard, Clifton Park, in the Senior Community Center, on a proposal for a 41 Unit Residential Density Bonus for the multi-family dwelling project currently under construction at 451 Clifton Park Center Road; and be it further

RESOLVED, that the Town Clerk is to publish and post notice thereof on the town's official signboard not less than ten nor more than twenty days before such hearing, as attached.

ROLL CALL VOTE

Ayes: Councilwoman Flood, Councilman Morelli,
Councilwoman Walowit, Supervisor Barrett
Noes: None
Absent: Councilwoman Standaert

DECLARED ADOPTED

Resolution No. 118 of 2021, a resolution to authorize the Town Board to accept a donation from the Twin Bridges Rotary and Rotary District 7190, for the purchase and planting of a sugar maple tree.

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

WHEREAS, Eric Hamilton, a resident and member of the Open Space, Trails and Riverfront Committee, has facilitated the project, coordinated with the Rotary Clubs and town staff; now, therefore, be it

RESOLVED, that the Town Board accepts the generous donation toward the purchase of a sugar maple tree to be planted at Garnsey Park; and be it further

RESOLVED, that the Comptroller is authorized to increase revenue by \$324 in A-02705 (General Fund - Gifts & Donations) and that corresponding expenditures will also be increased by \$324 in A-07160-00024 (General Fund – Garnsey Park – Maintenance).

ROLL CALL VOTE

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

Noes: None

Absent: Councilwoman Standaert

DECLARED ADOPTED

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 8:22 PM

Teresa Brobston
Town Clerk