

TOWN OF CLIFTON PARK TOWN BOARD

April 4, 2022

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  
Matt Andrus, Information Specialist  
Daniel Clemens, Director of Buildings, Parks & Recreation

MINUTES APPROVAL

MOTION by Councilwoman Walowit, seconded by Councilman Morelli, to approve the minutes of the March 14 and 21, 2022 meetings 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 reminded residents of curbside bulk waste pick up beginning May 2 through May 21. Residents will receive a reminder and information of when their area will be picked up. The Town will be divided into 3 sections, northern part of town will be starting the process. Check the Town website for more information.

Supervisor Barrett announced free curbside yard waste pick up will begin early April through November. Items will be collected in brown paper yard waste bags only. He asked residents to check the website for more information.

Councilwoman Standaert updated the residents on the GREEN Committee. The Committee has purchased a new Habitat for Humanity ReStore Banner for Town Transfer Station use. With Bulk Waste Day approaching, residents are encouraged to donate, at the Transfer Station, gently used items for resale, with profits benefiting building houses for Habitat for Humanity. The banner will be unveiled at the Transfer Station at Noon on April 5.

Councilwoman Standaert reminded residents of the upcoming Clean Sweep Day, April 23, please register on the Town website to help with this effort.

Councilwoman Flood thanked event sponsors, various key people, dignitaries, volunteers, sports team, Girl Scout troops, organizations, residents of the Town and Town employees who helped with the Medical Supply Drive to support Ukraine. \$10,200 + was collected and 5 truckloads of medical supplies.

RESOLUTIONS

No one wished to be heard.

Resolution No. 87 of 2022, a resolution authorizing repairs to the Adventure Challenge Course at Collins Park.

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

WHEREAS, the Town's Adventure Challenge Course offers a unique aerial obstacle course consisting of tree climbing, ziplines, swing ropes and related challenges for summer recreation at Collins Park, and

WHEREAS, Project Adventure, Beverly, Massachusetts, offers proprietary design, testing, and inspection services to ensure compliance with industry standards for safety and reliability of challenge course elements throughout the Northeast, and has performed safety testing on behalf of the Town for compliance with industry standards, and

WHEREAS, Project Adventure completed the most recent safety inspection of the course in the fall of 2021, which demonstrated needed repairs and upgrades to several of the existing course elements, and

WHEREAS, Project Adventure has submitted a quote for the repairs necessary for the course elements, in the amount of \$12,035.98, for the planning, design, engineering and implementation of repairs necessary to bring the course up to date for the new season, and

WHEREAS, Myla Kramer, Director of Parks, Recreation and Community Affairs, recommends that the Town Board retain Project Adventure to complete the repairs to the course that have been identified by recent inspections, per the submitted quote; now, therefore, be it

RESOLVED, that the Supervisor is authorized to accept the quote of Project Adventure for the design, engineering and implementation of repairs and upgrades to the Town's Adventure Challenge Course, and be it further

RESOLVED, that Supervisor Barrett is authorized to execute documents attached, for the professional services done by Project Adventure, Boston, Massachusetts; and be it further

RESOLVED, that the Comptroller is authorized to transfer \$12,036 from Contingency to A-7621-200 (General Fund – Project Adventure – Equipment).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Nolan Yowell, head instructor of the Adventure Challenge Course, explained all of the repairs are for routine upkeep. He noted several of the elements on the course have been operable over the past few years, but now updates will be required to pass inspection.

Resolution No. 88 of 2022, a resolution issuing a permit to serve alcoholic beverages, per the attached Special Alcohol Use Permit application.

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

WHEREAS, the following applicant has submitted a Special Alcohol Use Permit Request to the Office of Parks and Recreation, to be allowed to serve alcohol in the form of beer and wine for a gathering on the following date, with location as listed on the application:

Sarah Strouse, 85 Appletree Lane, CP, June 26, 2022, 11:00AM-5:00PM

; now, therefore, be it

RESOLVED, that the Town Board hereby authorizes the Special Alcohol Use Permit Request submitted by Sarah Strouse for a gathering as indicated.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 89 of 2022, a resolution hiring seasonal staff for the 2022 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 staff to maintain a safe environment at the town pools, as well as assist in the management of those pools and programs at Barney Road, Country Knolls and Locust Lane Pools, and

WHEREAS, Councilwomen Standaert and Walowit have recommended that the attached lists of individuals on Schedule A, be hired for the 2022 Summer Season, effective immediately as indicated; now, therefore, be it

RESOLVED, that the individuals attached shall be hired as pool staff for the Barney Road, Locust Lane and Country Knolls Pools for the 2022 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

Supervisor Barrett announced the Town is currently seeking additional lifeguards for the season. A WSI Class will be scheduled to attract more guards. The Town will be working with Saratoga County on a new training opportunity. Details to be released.

Resolution No. 90 of 2022, a resolution authorizing the Town Supervisor to sign an agreement with the Saratoga County Sheriff’s Department for Specialized Law Enforcement Services.

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

WHEREAS, the Town of Clifton Park has found it to be effective and efficient to obtain law enforcement services within the Town through the Saratoga County Sheriff’s Department, and

WHEREAS, the Town Board wishes to renew the existing agreement for specialized law enforcement services with the Saratoga County Sheriff’s Department, per the attached agreement; now, therefore, be it

RESOLVED, that the Supervisor is authorized to sign the attached agreement with the Saratoga County Sheriff’s Department, whereby the Sheriff’s Department shall provide specialized law enforcement services within the Town of Clifton Park for a one (1) year period from January 1, 2022, through December 31, 2022, for an amount not to exceed \$593,210.36, to be paid from A-3120-15 (General Fund-Security-Other Contractual).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 91 of 2022, a resolution authorizing an agreement with Paintcare for the collections and recycling of latex paint products at the Transfer Station.

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

WHEREAS, the Transfer Station provides and manages opportunities for the recycling of a wide variety of products, fluids, and materials, including electronics, metals, plastics, oil-based automotive products, and batteries, as well as garden and yard waste, bottle and cans, as well as textiles, and

WHEREAS, in December 2019, the State of New York adopted the Postconsumer Paint Collection Program, codified at Environmental Conservation Law 27-2021 et seq. and

WHEREAS, regulations implementing the program which establishes a comprehensive system for the safe collection and subsequent recycling of architectural paint sold in containers of 5 gallons or less, from consumers with leftover quantities have now been completed, and

WHEREAS, Paintcare, Inc., is a non-profit 501(c)(3) organization that represents paint producers, who are required to participate in the program, which is funded by user fees assessed on paint products at the point of initial sale, and

WHEREAS, the Town Board wishes to enter into an agreement with Paintcare to provide space and trained employees at the Transfer Station for the safe drop-off and collection of eligible architectural paint containers for recycling, and

WHEREAS, the program provides for the free drop-off of unused paint and varnish products, without cost to the Town, or to residents; now, therefore, be it

RESOLVED, that the Supervisor is authorized to sign the attached agreement with Paintcare, NY, pursuant to ECL27-2021.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Supervisor Barrett explained New York State is the 10<sup>th</sup> state to participate in this program. He stated this is a great opportunity for residents to dispose of their unwanted paints, etc. He stated you would no longer need to harden the paint to dispose of it. A large container for collection/drop-off will be provided and take place at the Transfer Station every Thursday, during normal hours. Collection will begin May 5. No permit fee would be required to

participate. He stated their will be no cost to the resident. Please see the Town website for additional details.

Resolution No. 92 of 2022, a resolution authorizing the replacement of garage door panels and openers at the Transfer Station.

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

WHEREAS, Director of Parks, Recreation, and Maintenance Daniel Clemens, has solicited quotes for the repair or replacement of the overhead doors for the Transfer Station facilities, and

WHEREAS, Madsen Overhead Doors, Inc., 673 Route 203, Spencertown, NY, has submitted the lowest responsive quote for the replacement and repairs of the door components, in an amount not to exceed \$ 9,535; now, therefore, be it

RESOLVED, that Mr. Clemens is authorized to accept a quote from Madsen Overhead Doors, Inc. for an amount not to exceed \$9,535 to be paid from A-8160-200 (General Fund - B&G Transfer Station - Equipment), which will be transferred from A-8160-024 (General Fund – B&G Transfer Station – General Maintenance).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 93 of 2022, a resolution amending the rate of pay and authorizing the hiring of 2022 summer help for the Buildings and Grounds Department.

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

WHEREAS, Resolution No. 56 of 2022, authorized the hiring of summer help in the Buildings and Grounds Department, and

WHEREAS, Daniel Clemens, Director of Buildings, Parks, and Recreation, recommends an increase in the rate of pay for seasonal positions to remain competitive with wages offered for other seasonal positions, and has therefore recommended that the individuals listed in Schedule A, be amended to the revised hourly rates and the individuals listed in Schedule B, be hired to fill additional seasonal positions as indicated; now, therefore, be it

RESOLVED, that those individuals listed in Schedules A - 2022 Seasonal Employees Revised Hourly Rates and Schedule B – 2022 Seasonal Employees, be employed as seasonal workers for the Buildings and Grounds Department for 2022, to be paid as listed, effective immediately.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 94 of 2022, a resolution authorizing the sale of equipment declared surplus by the Town Board and authorizing departments to sell the surplus equipment at public auction.

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

WHEREAS, Daniel Clemens, Director of Buildings, Parks, & Recreation, has identified the items on the attached Schedule A, as surplus property, and

WHEREAS, based upon the recommendation of Mr. Clemens, the Town Board declares the six items, listed on Schedule A, as surplus; now, therefore, be it

RESOLVED, that the Town Board authorizes the Buildings & Grounds Department to sell the surplus equipment, as is, through an upcoming online public auction.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 95 of 2022, a resolution authorizing the purchase of brine spraying equipment for use by the Buildings and Grounds Department.

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

WHEREAS, Daniel Clemens, Director of Buildings, Parks, and Recreation, has requested authorization to purchase new equipment for use by the Buildings and Grounds Department, and

WHEREAS, Mr. Clemens has recommended that the Town Board approve the purchase of (1) Turbo Turf sprayer and accessories from Turbo Technologies Inc., 1500 First Avenue, Beaver Falls, PA, as the lowest responsive quote, in an amount not to exceed \$4,315; now, therefore, be it

RESOLVED, that the Clifton Park Town Board hereby authorizes the purchase of the spraying equipment from Turbo Technologies, as described in the attached documents, at a total cost not to exceed \$4,315, to be paid from A-07629-200 (General Fund – Trails – Equipment).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 96 of 2022, a resolution to authorize the purchase of large screen TVs for use as monitors in the Wood Room, Conference Rooms, and Building and Planning Departments to improve viewing and markup of electronic records and presentations during plan reviews and board meetings.

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

WHEREAS, Resolution No. 276 of 2021, pursuant to a recommendation by the Information Technology Advisory Committee, the Town Board accepted the proposal of Online Solutions, LLC for Citizenserve, its parcel management software to be used by various departments for building permits, planning and zoning board reviews and inspections, and

WHEREAS, Citizenserve will be primarily used as a parcel management and review software as a service SAAS system, eventually reducing the amount of paper submitted and copied for Town reviews and applications, and

WHEREAS, Director of Building and Development Steve Myers, and Director of Planning John Scavo, wish to mount large monitors for the purposes of conducting reviews and presentations in the office and at Board meetings, and

WHEREAS, after consultation with ABS Solutions, vendors were contacted for pricing and availability of 55", 65" and 75" QLED TV/monitors with Best Buy showing lowest price and availability for the TVs as shown in Schedule A, at a cost not to exceed \$5,029.93, and

WHEREAS, review of comparable vendors, showed inadequate supplies or limitations upon quantity purchased at the lowest available prices; now, therefore, be it

RESOLVED, that the Town is authorized to purchase (4) 75" Vizio TVs, (2) 65" Vizio TVs, and (1) 55" Insignia TV, as listed the attached Schedule A, from Best Buy as the best value; and be it further

RESOLVED, that the Comptroller is authorized to transfer from contingency \$5,029.93 to A-1620-200 (General Fund – Town Hall Operations – Equipment).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 97 of 2022, a resolution to authorize the purchase of Dell Laptops for Town Board Members under New York State Contract.

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

WHEREAS, the Town has been updating its information technology and processes throughout Town Hall to improve access to information and applications for residents, employees, and officials, and

WHEREAS, the Town Board wishes to authorize the purchase and issuance of laptop computers to increase mobility and reduce the amount of paper copies necessary for the review and processing of Town business among Board Members, without the need for reliance on personal devices, and

WHEREAS, use of the laptops will result in a reduction of the amount of paper copies, and

WHEREAS, ABS Solutions, the Town's IT Consultant, has provided a quote for Dell Laptops, available under NYS Umbrella Contract PM20820, that will provide the Town Board Members and Town Clerk with secure email and document storage that will suit their needs; now, therefore, be it

RESOLVED, that the Town is authorized to purchase (6) Dell Workstation 5560 from State Contract PM20820, at a cost not to exceed \$16,596; and be it further

RESOLVED, that the Comptroller is authorized to transfer \$16,596 from A-914 (Unassigned Fund Balance) to A-1010-200 (General Fund – Town Board – Equipment).

ROLL CALL VOTE

Ayes: Councilwoman Flood, Councilwoman Standaert, Councilwoman Walowit,

Noes: Councilman Morelli, Supervisor Barrett

**DECLARED ADOPTED**

Supervisor Barrett stated that he does not need a laptop. Supervisor questioned if there was another option that the cost was less?

Councilwoman Standaert explained Matt Andrus worked with ABS Solution on the pricing.

Matt Andrus, Information Specialist, stated the option is the standard and the Town would want full capabilities and technology as a personal computer. This would also allow Town employees to work closely with the same programs as Town Board.

Councilwoman Standaert stated it is important to reduce Town business on personal devices for transparency and accountability. She explained it would be helpful when communicating with Town employees to have the same capabilities. Having the laptops would increase the Town Board/Town Clerk accessibility to Town residents. Paper copies would be reduced significantly.

Councilman Morelli thanked the IT Committee for their efforts and investments throughout Town Hall. However, he thinks laptops are excessive and not needed at this time.

Councilwoman Flood stated she does not have a device to work on for Town business and felt the cost of the laptops are reasonably priced.

Mr. Andrus also commented that the recommendation for the laptops came out of the Citizenserve subcommittee. Currently, the Planning Board has laptops for Town use.

Resolution No. 98 of 2022, a resolution ratifying a memorandum of agreement with the Civil Service Employees Association, Inc., AFSCME Local 1000, AFL-CIO, representing Town of Clifton Park Highway Unit of Saratoga County Local 846.

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

WHEREAS, the Supervisor and Councilman Morelli have met with representatives of Civil Service Employees Association, Inc., and the Town Highway Unit in contract negotiations over the fall, winter, and spring months in 2021-2022, and

WHEREAS, an agreement has been reached in principle, on an extension of the existing Collective Bargaining Agreement covering the period from January 1, 2022, to December 31, 2024, with salary increases of 3.5% for 2022, retroactive to January 1, 2022, and subsequent cost of living increases of 3% each year for 2023 and 2024, and

WHEREAS, the Agreement has been memorialized in the attached Memorandum of Agreement and Supervisor Philip Barrett, as well as representatives of CSEA, AFSCME, Local 1000, AFL-CIO for the Clifton Park Highway Unit; now, therefore, be it

RESOLVED, that the Town Board hereby ratifies the Memorandum of Agreement, dated March 25, 2022, with the Civil Service Employees Association, Inc. unit representing Town of Clifton Park Highway Unit, copy of which is annexed hereto as Exhibit "A", all provisions to be incorporated into a new contract as appropriate; and be it further

RESOLVED, that the provisions in the previous contract not modified by this Memorandum of Agreement to remain.

**ROLL CALL VOTE**

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



Noes: None

DECLARED ADOPTED

Town Attorney McCarthy stated the proposed are amendments to the existing contract, anything not altered in the Memorandum of Agreement remains the same from the last three-year contract. These amendments will be incorporated into the longer existing contract.

Proposed amendments were discussed.

Resolution No. 99 of 2022, a resolution increasing GREEN Committee revenues and expenditures by \$5,000 for rainwater collectors and composting buckets purchased with funds received from a NYSERDA Program Grant.

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

WHEREAS, the GREEN Committee applied for a NYSERDA Clean Energy Community Grant and was awarded \$5,000 to enable the purchase of 27 compost tumblers and 27 rainwater barrels, which will be offered free of charge to residents; now, therefore, be it

RESOLVED, that the Comptroller is hereby authorized to increase A-03089 (General Fund – NYS Revenues) by \$5,000, and also to increase A-08055-00024 (Expenditures) by \$5,000.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 100 of 2022, a resolution extending the waiver of permit fees for bars and restaurants to utilize tents and other temporary modifications to allow for outdoor seating.

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

WHEREAS, Resolution No. 116 of 2020, allowed business owners in Clifton Park a streamlined process for bars and restaurants to utilize tents and other temporary modifications, to allow for outdoor seating during Phase II re-opening of the Capital Region, as the area was emerging from the restrictions on economic activity imposed through former Governor Cuomo’s Executive Orders 202.1 et seq. related to the COVID-19 emergency through October 15, 2020, and

WHEREAS, pursuant to Executive Order 202.38 and consistent with guidance issued by the New York State Department of Health on June 4, 2020, restaurants and bars within the county were allowed to open with indoor capacity limited, and

WHEREAS, local business owners have expressed a desire to continue providing safe outdoor dining experiences based on responses from customers, and

WHEREAS, the Town Board wishes to encourage business within the Town and to offer assistance by streamlining local procedures to increase capacity including outdoor seating, as the weather will permit, and

WHEREAS, the Town Board also wishes to encourage other businesses within the Town to expand their use of other outdoor spaces to the maximum extent practicable; now, therefore, be it

RESOLVED, that the Director of Building & Development is authorized to accept applications and to issue and establish for 2022 temporary permits for tents or canopies, to enable outdoor seating capacity and uses after confirming compliance with all the New York State Fire & Building Codes, through December 31, 2022; and be it further

RESOLVED, that the permit fees for tents contained in Section 103-16 are hereby waived for existing bars, restaurants and establishments through December 31, 2022.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 101 of 2022, a resolution accepting dedication of sewer/utility easements from the Waite Meadows subdivision along a portion of New York State Route 146.

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

WHEREAS, Woodhaven Land Partners LLC, wishes to dedicate certain sanitary sewer easements within the Waite Meadows Subdivision, along a portion of Route 146 to the Town of Clifton Park for sewer purposes, and

WHEREAS, the Town Board agrees to accept the dedication of sanitary sewer easements; now, therefore be it

RESOLVED, that the Town Board hereby accepts the dedication of certain sanitary sewer improvements and easements, per the correspondence from Nadine Feiden Shadlock, Esq. dated March 20, 2022, attached, subject to final review of deeds, and related transfer documents by the Town Attorney.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

PUBLIC PRIVILEGE

Darlene McGraw, Northpointe, requested the Town Board to review the sidewalks and placement of the proposed Chick-fil-A. She requested additional bike fix-up stations in Town and recommend bike racks in parking lots.

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 8:34 PM

Teresa Brobston  
Town Clerk