

TOWN OF CLIFTON PARK TOWN BOARD

July 5, 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: Deputy Town Attorney Weiner
Mark Heggen, Comptroller
Matt Andrus, Information Specialist
John Scherer, Town Historian
John Scavo, Planning Director
Jennifer Viggiani, Open Space Coordinator
Susan Leonard, Director Clifton Park Senior Community Center

MINUTES APPROVAL

MOTION by Councilwoman Walowit, seconded by Councilman Morelli, to approve the minutes of the June 13 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 thanked all who participated, in various ways, for the successful July 4th celebration. Special thank you to the Town's sponsors for the event.

Supervisor Barrett announced Saratoga County has awarded \$2 million of ARPA grant funds to County Non-profits.

Supervisor Barrett stated free EMT training classes were offered in partnership with the County and Clifton Park EMS. Six students from Shenendehowa High School registered with HVCC for the class this summer at the Malta Tech Campus. The classes were offered to help supplement the EMT shortage in the County.

Supervisor Barrett congratulated the twenty-eight new lifeguards who had taken the free Lifeguard courses recently.

Supervisor Barrett announced he was honored to recently been awarded the Seven Seals Award; an award given to supporters of the military.

Councilwoman Flood expressed gratitude to the community for the support for the family during the memorial for Bob Leonard. Bob will be missed.

PRESENTATION-Historic Barn Project

The Girl Scout Silver Award Project was presented by Girl Scouts Annika Shea and Jenny Adama Anderson. Presentation included: What defines a historic barn, how they found the barns, different styles of barns in Clifton Park, why barns are important, barns are the story of America, barns still useful today, barns good for tourism and our economy, threat of falling down reasons, what can be done to save barns, what the community can do to preserve the barns and incentive credit information. Photos and locations of Clifton Park barns were shown.

PRESENTATION- Farmland Protection Grants

Dan Mathias, representative for the Agricultural subcommittee of the Open Space, Trails and Riverfront Committee gave the presentation on Farmland Protection Grants available through NYS Agriculture & Markets. Plan includes local share of funding must be provided in at least 20% no more than 80% in in-kind services. Any municipality is eligible for funding. Plans would identify the priority farming areas, document the benefits provided by farms, describe threats to farmland and consequences of conversion and outline strategies to support local farm. Mr. Mathias explained why the Town should be devoted to agriculture. Examples of plan goals were reviewed. Other towns in Saratoga County who have a Farmland Protection Plan in place were mentioned. Potential steering committee participants were viewed. He explained to go forward, the next steps would include a Town Board resolution, grant application to NYS Dept. of Ag & Markets, formulate Agriculture Plan Steering Committee, hire a consultant and plan development kickoff. Once the draft plan is created, would need final plan approvals. Mr. Mathias explained a Farmland Protection Plan is a logical extension of the Town's Comprehensive Plan and Open Space Plan, as well as the Green Infrastructure Plan for Saratoga County.

RESOLUTIONS

No one wished to be heard.

Resolution No. 182 of 2022, a resolution to accept an offer of cession for the dedication of a road system for a 9-lot subdivision off Wooddale Drive.

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

WHEREAS, on May 10, 2022, the Planning Board reviewed the applicant's proposal for a 9-lot subdivision east of Wood Dale Drive, west of I-87, and north of Ushers Road, which requires access through a potential Town road between 161 and 159 Wooddale Drive, and

WHEREAS, the Town Board has discretion as to whether to accept the potential road for dedication as a Town road, and

WHEREAS, in concept review, the Planning Board provided feedback to the applicant concerning generally preferred design elements and solutions to any concerns with compliance with state and local subdivision requirements, including access issues relative to the project, and

WHEREAS, the Planning Board recommended that the applicant make a formal offer of cession, to receive formal feedback from the Town Board as to whether the Board intends to accept the dedication of the proposed access road as a Town road; now, therefore, be it

RESOLVED, that a formal offer of cession has been offered by the developer KLB Enterprises to the Town; and be it further

RESOLVED, that the Town Board accepts the offer of cession of the proposed road as depicted, pending construction of the proposed road to Town standards, review of deeds of dedication and related punch list items upon construction, and final approval of a subsequent resolution accepting the dedication of the completed road and related infrastructure and open spaces.

ROLL CALL VOTE

Ayes: None

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

DECLARED DENIED

Councilman Morelli stated, he walked the parcel recently and has concerns with the drastic grade difference of the proposed road. He stated concerns also for potential unforeseen issues during the execution phase and in the future and the Town having responsibility for the road.

Councilwoman Flood agreed with Councilman Morelli and has concerns with line-of-sight for the proposed road.

Resolution No. 183 of 2022, a resolution scheduling a public hearing on a proposal to provide for a Deer Management Program at designated Town Parks during hunting season.

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

WHEREAS, by Resolution No. 21 of 2022, the Town Board voted to establish a comprehensive public/private deer management assessment group to address concerns of over-population of deer within the Town, and

WHEREAS, by Resolution No. 35 of 2022, the Town Board appointed members to the Deer Assessment and Management Advisory Group, which was adopted on February 7, 2022, and

WHEREAS, members of the Advisory Group met over the ensuing months, consulting with staff members of NYSDEC, to review best practices regarding deer management, bow hunting big game, and available Town Parks and Preserves, and

WHEREAS, the Advisory Group has made recommendations to provide for a controlled, 22-day period for a bow hunting program in the Vischer Ferry Nature and Historic Preserve, the Dwaas Kill Nature Preserve, Garnsey Park, and Veterans Park, within the Town, and

WHEREAS, the program would be limited to 25 hunters for the 2022 Deer Hunting Season, with permits issued to Clifton Park residents who hold a valid New York State Hunting license with bow/muzzleloading privileges, and who pass a bow accuracy proficiency test administered by the committee, and

WHEREAS, the Town Board wishes to solicit public comment on a proposal to amend the Town Code by adding Chapter 152-A, attached, to establish a pilot program of deer hunting by bow in the Vischer Ferry Nature and Historic Preserve, Garnsey Park, Veterans Memorial Park, and the Dwaas Kill Nature Preserve; now, therefore, be it

RESOLVED, that a public hearing is hereby scheduled to take place on August 1, 2022, at 7:05 P.M. to further consider proposed amendments to Chapters 152 and 153, by adding a proposed Chapter 152-A, DEER MANAGEMENT- PARKS AND PRESERVES, to the code, in the Wood Memorial Room, One Town Hall Plaza, Clifton Park, New York; and be it further

RESOLVED, that the Town Clerk is directed to post and publish the attached Notice thereof.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution 184 of 2022 a resolution appointing Jennifer P. Jeram to the Historic Preservation Commission.

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

WHEREAS, pursuant to Section 208-78 (C) (2) of the Town Code, members of the Historic Preservation are appointed by and serve at the discretion of the Town Board, and

WHEREAS, Councilwoman Flood, Liaison to the Historic Preservation Commission, recommends that Jennifer Jeram be appointed to serve on the Commission; now, therefore, be it

RESOLVED, that Jennifer Jeram, 29 Via DaVinci, Clifton Park, is hereby appointed as a member of the Historic Preservation Commission.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Supervisor Barrett stated, it is important to remind individuals, who have run for a political office in the past or in the future, that politics is not to be engaged on the various boards and committees that they may be appointed to.

Resolution No. 185 of 2022, a resolution accepting the bid from Gallo Construction Corporation for a water quality improvement project in the Clifton Park Center Road area.

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

WHEREAS, by Resolution No. 125 of 2022, the Town Board authorized Prime AE Engineering to solicit bids for a stormwater improvement project on Clifton Park Center Road, with current estimates for the project at \$287,500, and

WHEREAS, the Town has been awarded grant funding up to \$215,625 for the project, and

WHEREAS, the grant contract has been extended through September 30, 2022, to accommodate adjustments to the engineering scope, and

WHEREAS, bids were publicly opened on May 26, 2022, and Prime AE issued a letter recommending Gallo Construction Corp. as lowest bidder, for the base bid in the amount of \$280,369, and

WHEREAS, the Supervisor recommends applying Federal ARPA funds to close the funding gap between the grant funding available, and the estimated cost for the currently scoped

storm water infrastructure project, and the current cost of the project as scoped now; therefore, be it

RESOLVED, that the Town Board accepts the recommendation and awards the bid to Gallo Construction, for a base bid amount not to exceed \$280,369, and be it further

RESOLVED, that the Comptroller is authorized to create a Capital Project Fund in the amount of \$305,129 for the project, as per the attached Exhibit A.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 186 of 2022, a resolution authorizing a professional services agreement for engineering design services for the 41± acre nature preserve on Riverview Road.

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

WHEREAS, by Resolution No. 204 of 2011, the Town Board authorized funding \$300,000 for the acquisition of the 41± acre parcel natural area on Riverview Road, as well as \$15,000 for related property closing transaction costs, and

WHEREAS, by Resolution No. 185 of 2016, the Town Board authorized a property boundary survey to be prepared in the amount of \$7,500 for the 41 acres, as a tool for use in the stewardship and management of the property, and

WHEREAS, in 2020, professional state and federal wetlands delineation services were performed by Environmental Design Partnership, and

WHEREAS, a request for proposals for professional engineering design services were solicited and proposals were opened on June 17, 2022, and

WHEREAS, the solicitation sought basic engineering and design services for a concept plan for initial park access and parking, and site improvements, including storm water and utility infrastructure, and erosion control, and

WHEREAS, Environmental Design Partnership submitted the lowest quote, in an amount not to exceed \$36,000; now, therefore, be it

RESOLVED, that the Planning Department is authorized to engage Environmental Design Partners for engineering design services, per the attached scope of services and proposal dated June 17, 2022; and be it further

RESOLVED, that the Comptroller is authorized to pay an amount not to exceed \$36,000 with a transfer from (Unassigned Fund Balance) A-914 to A-7230-135 (General Fund - Riverview Road Nature Preserve – Engineering) for engineering design services.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 187 of 2022, a resolution authorizing a professional services agreement for an appraisal of the Maple Hill Farm Conservation Easement Project.

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

WHEREAS, a request for proposals for professional appraisal services were solicited and proposals were opened on June 28, 2022, and

WHEREAS, CNY Pomeroy Appraisers, Inc., submitted the sole proposal in an amount not to exceed \$5,400; now, therefore, be it

RESOLVED, that the Planning Department is authorized to engage CNY Pomeroy Appraisers, Inc., Manlius, NY, for an appraisal, per the attached scope of services and proposal dated June 16, 2022; and be it further

RESOLVED, that the Comptroller is authorized to pay an amount not to exceed \$5,400 with a transfer from (Unassigned Fund Balance) A-914 to A-8050-15 (General Fund – Open Space, Riverfront, Trails Committee – Other Contractual) for engineering design services.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 188 of 2022, a resolution hiring water safety instructors for the Country Knolls Pool for the 2022 season.

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

WHEREAS, the Town Board wishes to hire additional qualified staff members for operation of the Town’s pools, and

WHEREAS, Supervisor Barrett has recommended individuals listed in the attached Schedule A, be hired to staff the Town pools, as indicated; now, therefore, be it

RESOLVED, that the individuals, listed in the attached Schedule A, be hired as seasonal staff for the Town Pools, as noted through the end of the 2022 pool season; and be it further

RESOLVED, that the individuals be paid as indicated on Schedule A, effective immediately.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 189 of 2022, a resolution authorizing the installation of two 10 x 12 gazebos for the Bocci Courts at the Clifton Park Senior Community Center.

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

WHEREAS, by Resolution No. 179 of 2022, the Town Board accepted an anonymous donation of two 10 x 12 cedar gazebos to provide shade at the Senior Community Center, and

WHEREAS, the Town Board wishes to have two gazebos installed at either end of the Bocci Court, and

WHEREAS, the Department of Buildings & Grounds sought price quotes for the installation of the structures, and Belleard Construction, 40 Dunsbach Rd., Clifton Park, provided the only response, in an amount not to exceed \$5,200; now, therefore, be it

RESOLVED, that Daniel Clemens, Director of Buildings, Parks, and Recreation, recommends Belleard Construction for the installation work at the Senior Center; and be it further

RESOLVED, that the quote of \$5,200 from Belleard Construction be accepted for the installation of the two donated gazebos, to be paid from A-1624-200 (General Fund – Senior Building – Equipment).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

PUBLIC PRIVILEGE-8:10 PM

Mark Brockbank, Stoney Creek Dr., questioned how many seats are available on the Historic Preservation Commission and how long the term is for. He suggested more publicity for the need for members. Voiced concerns on the procurement policy, Highway Superintendent and Town Attorney. He questioned if an outside counsel meeting has been set?

Town Historian John Scherer stated, there are 15 members to the Historic Preservation Commission. They do advertise when members are needed and welcome all volunteers.

Jim Ruhl, Wooddale Dr., thanked the board for the rejection of the offer of cession proposed for Wooddale Drive.

Darlene McGraw, North Pointe Apts., announced, on July 26 the American With Disabilities Act will be 32 years since the act was passed. She encouraged the Town to continue making the town and facilities accessible. Requested a committee, made up of members with disabilities, to help the Town boards be more aware of making the Town accessible. Voiced concerns with Park Avenue Road and sidewalk conditions.

Jennifer Jeram, Via Da Vinci, explained she learned about the Historic Preservation Commission last year and attended Town events. She expressed helping to facilitate the Town Historian while participating in the Shen schools. She stated she is excited to help with the commission, and she will not be politically involved as being a member.

No one else wished to be heard.

Public Privilege closed 8:29 PM

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 8:30 PM
Teresa Brobston
Town Clerk