

November 6, 2017

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.

PLEDGE OF ALLEGIANCE TO THE FLAG

Present: Supervisor Barrett
Councilman Whalen
Councilwoman Standaert
Councilman Romano
Councilwoman Walowit
Town Clerk O'Donnell

Also Present: Town Attorney McCarthy
Dahn S. Bull, Superintendent of Highways
Mark Heggen, Comptroller
John Scavo, Director of Planning

MOTION BY Councilman Romano, seconded by Councilwoman Walowit, to approve the minutes of the October 10 and 16, 2017 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 and Councilwoman Standaert discussed the Youth Court training program, noting the final training is November 15th at the Clifton Park Halfmoon Library.

Supervisor commended the Not So Common Players on their recent production of "I Love You Because".

PRESENTATION

Supervisor Barrett presented the following resolution, celebrating the life of Frank Tarbell, to the Tarbell Family.

Resolution No. 267 of 2017, a resolution commemorating the life and contributions of Frank S. Tarbell.

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

WHEREAS, the Town Board wishes to recognize and remember Frank Tarbell, a former Director of the Town's Department of Building and Development, who passed away on October 10, 2017, and

WHEREAS, Frank Tarbell served as the first Director of the Town's Building and Development Department, and developed many of the systems and methods for the operations of the department, consolidating fire marshall, code enforcement and building inspection functions for the Town, and

WHEREAS, Mr. Tarbell was born in 1928, and served honorably in the United States Army for thirty years, beginning before the end of World War II, and extending through the Korean War, the Cold War, and the Cuban Missile Crisis, and

WHEREAS, Colonel Tarbell's military career included assignments behind the Iron Curtain in Cold War Poland, helping to pioneer military satellite intelligence, including analysis during the Cuban Missile Crisis, serving as Chief Engineer on Okinawa during the reversion of control of that island to Japan, and teaching military science at RPI, and

WHEREAS, upon retiring from the military, Frank Tarbell used his strategy and organizational skills as Director of Aviation for the Metropolitan Transportation Authority, managing operations at Republic Regional Airport on Long Island and Stewart International Airport in Newburgh, NY, and

WHEREAS, from 1986-1993, as the Director of Building and Development for the Town of Clifton Park, Mr. Tarbell implemented the filing, internal communication and organizational system still in use by the department today, and

WHEREAS, Frank Tarbell left a lasting impression with those who worked with him, as one whose efforts also helped to make Clifton Park a better, safer community, and

WHEREAS, upon retirement from the Building Department, Frank continued to serve as a consultant to the Town with his high level of expertise to review and update the Town Zoning Code, and

WHEREAS, the Town Board wishes to remember Frank S. Tarbell and to recognize his achievements throughout a long and successful career; now therefore be it

RESOLVED, that Frank S. Tarbell is gratefully recognized by the Clifton Park Town Board, on behalf of all of the citizens of the Town, for his service to his Country and Community.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

DISCUSSION ON CLIFTON COMMON PLAYGROUND

Supervisor Barrett reviewed history of the "Wooden Playground" built almost 30 years ago, noting some structures have fallen into disrepair and disuse. A few years ago the town looked at redoing the playground but many people associated with the planning and building of it asked not to physically change or replace the wooden playground. He reported plans are underway to make a section of the playground a Toddler Playground, as well as other necessary upgrading to be done. The Supervisor stated town employees spend a great deal of time and effort reviewing the structure and performing maintenance on a regular basis. The Supervisor continued there are issues that need attention and priorities to be established. He explained bricks to surround the park were purchased when park was built and money was used to build the playground. Unfortunately there have been issues with the brick path and it is necessary to figure out what to do with the bricks with names. The Town Clerk noted many of the bricks were purchased to memorialize individuals that have passed. Supervisor Barrett said finishing and staining of the wood structure needs to be done, noting that Boy Scouts did staining the last time. The Supervisor reported \$100,000 had been set aside for the playground when the town was considering redoing it. He further reported the proposed toddler area is estimated at \$60,000 and new rubber foam flooring at \$19,500. He thanked Councilman Whalen for his help and noted current town employees, Laurie Hughes, was the coordinator of volunteers when originally built and Bob Adams oversaw construction. The construction of the playground was a volunteer effort

and he is meeting with some of those volunteers for background information on the formation of the park. Supervisor Barrett said a master list of name of those who donated bricks cannot be found and there is the possibility of having volunteers remove bricks for families on a certain weekend. He said he wanted to address this publicly to get as much information back from residents as possible. In response to a question from the floor, the Supervisor said he doesn't envision using the same material as used in the past.

PUBLIC PRIVILEGE ON RESOLUTIONS

No one wished to be heard.

Resolution No. 268 of 2017, a resolution authorizing Change Order No. 1 to Contract No. 1 for the Transfer Station Hopper Repairs.

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

WHEREAS, on May 1, 2017, the contract for Transfer Station Hopper Repairs was awarded by Resolution No. 113 of 2017 to R&B Construction, LLC, Amsterdam, NY, in the amount of \$44,125, and

WHEREAS, McDonald Engineering has verified all costs listed in the invoices for an additional amount of \$8,896, and

WHEREAS, McDonald Engineering has reported that field conditions encountered during the project required additional work and repairs which resulted in unforeseen costs, and

WHEREAS, McDonald Engineering documented damage to the concrete walls and compaction channels that were encountered only after the existing hopper structures were demolished and removed; now, therefore, be it

RESOLVED, that the Town Board hereby accepts Change Order No. 1 to increase the contract by \$8,896 to be paid with a transfer from A-08160-00013 (Convenience Transfer Station-Refuse Removal) to A-08160-00200 (Convenience Transfer-Equipment).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 269 of 2017, a resolution authorizing Change Order No. 1 to Contract No. 1 for the installation of baseball safety netting at Longkill I Park District.

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

WHEREAS, on July 17, 2017, the contract for improvements to the Martin Jewett Park was awarded by Resolution No. 180 of 2017 to Siena Fence Company, Round Lake, NY, in the amount of \$50,230, and

WHEREAS, the project incurred additional costs for increasing the height and amount of baseball safety netting at Martin Jewett baseball field; now, therefore, be it

RESOLVED, that the Town Board hereby accepts Change Order No. 1 to increase the contract by \$19,540 to be paid with a transfer from SP5-00914 (Longkill I Park District-Assigned Fund Balance) to SP5-07123-00200 (Longkill I Park District-Contractual-Equipment).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 270 of 2017, a resolution authorizing the installation of a streetlight at the entrance to the Heritage Pointe Residential Subdivision at the intersection of Grooms Road and Heritage Pointe Drive.

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

WHEREAS, the subdivision was approved by resolution by the Clifton Park Planning Board on March 24, 2014 pursuant to the approved final subdivision plan, titled, "Heritage Pointe Residential Subdivision", and

WHEREAS, Town Code, §179-28 (A) provides, "It shall also be the responsibility of the owner to provide appropriate streetlighting at the intersection of the proposed street with an existing arterial street in accordance with all Illuminating Engineering Society, NMPC and NYSEG requirements", and

WHEREAS, the Planning Department has determined that the installation of the streetlight is warranted at this time; now, therefore, be it

RESOLVED, that authorization is hereby granted for the installation of a streetlight at the entrance to the Heritage Pointe Residential Subdivision, at the intersection of Heritage Pointe Drive and Grooms Road; and be it further

RESOLVED, that said street light shall be charged to the Clifton Park Lighting District No. 1 and that a copy of this authorization shall be forwarded to the National Grid utility company.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 271 of 2017, a resolution authorizing the posted speed limit of a portion of Carlton Road to be reduced from 45 to 40 mph.

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

WHEREAS, it is the policy of the Town of Clifton Park to set speed limits that reflect the reasonable and prudent behavior of most motorists acting in an appropriate manner as well as the characteristics of the traffic, roadway, and adjacent roadside/environment, and

WHEREAS, the Town's Highway Safety Committee has reviewed the existing conditions on Carlton Road and based on their analysis have offered a recommendation to the Town Board that the speed limit be reduced from 45 to 40 mph for a portion of Carlton Road within the Town of Clifton Park, and

WHEREAS, Carlton Road is classified as a Residential Collector Street, and

WHEREAS, a visual site analysis and speed study support a request for reduction in speed limit with factors that include narrow shoulders, 40 mph existing speed limit for an existing portion of Carlton Road outside the study area, and mature vegetation adjacent to the roadway shoulder and pedestrian/bicycle activity; now, therefore, be it

RESOLVED, that the Town Board of Clifton Park accepts the recommendation of the Highway Safety Committee and hereby authorizes the posted speed limit of Carlton Road within the Town of Clifton Park to be reduced from 45 to 40 mph; and be it further

RESOLVED, that the Town Highway Superintendent is authorized to replace the existing speed limit signs to reflect the new 40 mph speed limit.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 272 of 2017, a resolution authorizing the Highway Superintendent to install a stop sign on Cider Mill Drive at the intersection with Appletree Lane.

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

WHEREAS, the Highway Safety Committee reviewed existing conditions at the intersection of Cider Mill Drive and Appletree Lane, and

WHEREAS, the Manual of Uniform Traffic Control Devices provides guidance on the installation of STOP or YIELD signs at an intersection, if, "a restricted view exists that requires road users to stop in order to adequately observe conflicting traffic on the through street or highway", and

WHEREAS, visual observation at the intersection has confirmed limited sight distance for Cider Mill Drive motorists approaching the "T" intersection due to the horizontal curve of Appletree Lane and existing mature vegetation within the Appletree Lane right-of-way, and

WHEREAS, the Highway Safety Committee has recommended the placement of a stop sign at the location; now, therefore, be it

RESOLVED, that the Superintendent of Highways is hereby authorized to install a stop sign for motorists on Cider Mill Drive entering the "T" intersection with Appletree Lane.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 273 of 2017, a resolution awarding the contract for siding repairs to the pavilion at Veterans' Park.

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

WHEREAS, the exterior of the pavilion at Veterans' Park is in need of maintenance and repairs, and

WHEREAS, the town requested quotes for removal of existing exterior siding, installing wrapping and new siding, and

WHEREAS, quotes were received on or before October 18, 2017, and

WHEREAS, Belleard Contracting submitted the lowest quote, in the amount of \$4,100, and

WHEREAS, Daniel Clemens, Recreation Maintenance Supervisor, recommends that the contract be awarded to Belleard Contracting; now, therefore, be it

RESOLVED, that the contract for siding and repairs to the pavilion at Veterans' Park is awarded to Belleard Contracting, for an amount not to exceed \$4,100 to be paid from A-7024-200 (Veterans' Park – Equipment).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 274 of 2017, a resolution adding Susan Leonard to the list of Town of Clifton Park employees authorized to approve purchases.

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

WHEREAS, Resolution No. 256 of 2017 updated and amended the list of employees authorized to approve purchases, and

WHEREAS, Susan Leonard was recently appointed as Director of the Clifton Park Senior Community Center, and

WHEREAS, the Supervisor wishes to add the Director of the Clifton Park Senior Community Center to the list of Employees authorized to approve purchases; now, therefore, be it

RESOLVED, that the Town Board hereby adds Susan Leonard, Director of the Clifton Park Senior Community Center, to the list of employees authorized to approve purchases as of November, 2017.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 275 of 2017, a resolution appointing Margaret Springli as Secretary and Mary Kathleen Smith as the Alternate Secretary to the Ethics Board.

Introduced by Councilman Romano, who moved its adoption, seconded by Councilman Whalen.

WHEREAS, an opening exists for a secretary to the Ethics Board and to provide administrative support to the Ethics Board when the regular secretary is unavailable, and

WHEREAS, Supervisor Barrett recommends Margaret Springli, Principal Typist in the Legal Department, to fill the position of Secretary and Mary Kathleen Smith, current Zoning Board of Appeals Secretary, as the alternate; now, therefore, be it

RESOLVED, that Margaret Springli is hereby appointed as Secretary and Mary Kathleen Smith is hereby appointed as Alternate Secretary to the Ethics Board, effective October 20, 2017, at a salary as budgeted.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 276 of 2017, a resolution authorizing St. George's School to use town roadways for their 6th Annual Turkey Trot on November 23rd, 2017.

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

WHEREAS, St. George's School on Route 146 would like to host its 6th Annual Turkey Trot on Thanksgiving morning, November 23, 2017, and

WHEREAS, the 5K event will begin at St. George's School, proceed to Moe Road then Clifton Park Center Road, into Shenendehowa Campus by Tesago Elementary School, continue through the campus reaching main entrance on Route 146, right on Route 146 and end back at St. George's School; now, therefore, be it

RESOLVED, that authorization is given to St. George's School to use town roadways for their 6th Annual Turkey Trot 5K Race event, on November 23, 2017 at 8:00 A.M.

Highway Superintendent Bull NYDOT, NYS Troopers, Sheriff and Town Security have been notified.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 277 of 2017, a resolution authorizing the Supervisor to accept a proposal for professional engineering services for future public access improvements at the Dwaas Kill Nature Preserve.

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

WHEREAS, the Dwaas Kill Nature Preserve, acquired by the town in 2006, is designated as priority open space in the 2016 update to the New York State Open Space Plan, and

WHEREAS, the town Open Space, Riverfront and Trails Committee recommends the retention of professional engineering services to design potential improvements to the Longkill Trail, the Pierce Road entrance and parking area, and additional amenities to increase public access and utilization, and

WHEREAS, Environmental Design Partnership has submitted a proposal for the site plan design and related wetland delineation in the amount of \$14,000, and

WHEREAS, sufficient funds remain available in the current year's Open Space Capital Improvements Budget to offset the engineering costs associated with the design work; now, therefore, be it

RESOLVED, that the Supervisor is authorized to approve the attached proposal for the design services from Environmental Design Partnership, and be it further

RESOLVED, that the comptroller is authorized to compensate Environmental Design Partnership in an amount not to exceed \$14,000 from A-08050-00015 (Open Space, Trails and Riverfront-Other Contractual)

Director of Planning Scavo said this 248 acre preserve is part of a greater 500 acres of the Dwaas Kill natural area. He said when purchased 10 years ago funding for Dwass Kill Nature Preserve plan set some priorities for uses and accesses to the area. There are plans for increasing access along Pierce and Kinns Roads for off street parking. Councilman Romano said in house work has been done on the trail entrance over the years but now it is necessary for some professionals to look at it.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 278 of 2017, a resolution authorizing the Supervisor to sign Change Order No. 2 for construction inspection and management for the Erie Canal Community Connector Trail Project.

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

WHEREAS, by Resolution No. 154 of 2015, the Town Board authorized a contract for construction inspection and management services with Greenman-Pederson Engineers for the Erie Canal Community Connector Trail Project, linking the Towns of Halfmoon and Clifton Park along a 4.4 mile route closely following the Erie Canal Towpath from the Vischer Ferry Preserve to Clamsteam Road in the Town of Halfmoon, and

WHEREAS, by Resolution No. 163 of 2016, the Town Board authorized the construction contract with Gallo Construction Corp., for the project, with a construction schedule for completion by December 31, 2016, and

WHEREAS, by Resolution No. 41 of 2017, the Town Board authorized Change Order No. 1 to the construction contract with Gallo Construction Corp. dated December 22, 2016 to change the construction completion deadline to May 5, 2017, and which included no additional costs to the Town of Clifton Park; and the Town Board additionally authorized Supplemental No. 1 to the Greenman-Pederson Engineering Construction Inspection Contract, and

WHEREAS, as of May 25, 2017, Greenman-Pedersen, Inc. issued Change Order No. 2, its final change order to balance all items, resulting in a revised project amount of -\$156,428.25; now, therefore, be it

RESOLVED, that the Town Board authorizes the Supervisor to sign Change Order No. 2 to the Greenman-Pederson Engineers and Constructive Services Contract, and be it further

RESOLVED, that the Comptroller is authorized to unencumber \$156,428.25 from H32-7629-200 (Mohawk Towpath Community Connector-Trails Contractual-Equipment) as a result of the change order.

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, to adjourn the meeting to the next regular meeting or any other meeting necessary for the conduct of Town business.

Motion carried at 8:13 p.m.

Patricia O'Donnell
Town Clerk