

November 20, 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.

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
Michael O'Brien, Collection Systems Manager
John Scavo, Director of Planning

MOTION BY Councilman Romano, seconded by Councilwoman Walowit, to approve the minutes of the November 6 and 9, 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 reminded residents of the December 5th vote on the town's offer to purchase the 37 acres from the school.

Councilwoman Standaert reported the 4th year of Youth Court training has been completed, noting there are 166 active members and jurors right now and hearings are expected to resume in January. Supervisor Barrett thanked County Coroner Dan Kuhn and Victim's Advocate Linda Campion for speaking to the students.

RECOGNITION OF SPORTSMEN'S CLUB 70TH ANNIVERSARY

Resolution No. 289 of 2017, a resolution commemorating the 70th Anniversary of The Sportsmen's Club of Clifton Park.

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

WHEREAS, The Town of Clifton Park Fish and Game Club Inc. was incorporated in 1947 under the direction of G. Frederick Smith, Chester Hall, Robert Mitchell, Hiram McKain, John Belanger, and Philip Greene as a non-profit organization located on 62 acres of woodlands and fields in Clifton Park, New York, and

WHEREAS, in 1992, The Fish and Game Club became known as The Sportsmen's Club of Clifton Park, which after 70 years, continues to promote many activities for its members including archery leagues and events, Bulls Eye League, Civilian Marksmanship Programs, Steel and Trap Shoots, bait and fly casting, skills and safety training and the Well-Armed Woman Chapter, and

WHEREAS, The Sportsmen's Club provides popular shooting ranges where members test and

WHEREAS, the Town Board wishes to acknowledge The Sportsmen's Club's many activities and their contributions to gun safety and training, and

WHEREAS, in recognition of The Sportsmen's Club of Clifton Park's rich history and enduring contribution to the Town of Clifton Park, the Town Board is proud to pay tribute to this spirited sportsmen's club upon the occasion of its 70th Anniversary; now, therefore, be it

RESOLVED, that Town Board pause in its deliberations to commemorate the 70th Anniversary of the Sportsmen's Club of Clifton Park; and be it further

RESOLVED, that a copy of this resolution be transmitted to the Sportsmen's Club of Clifton Park.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Dick Buehler, President of the Sportsmen Club, thanked the Town Board for the recognition. He said the Club has been authorized by Saratoga County to conduct both the NRA Basic Safety Course, which is required in getting a hand gun license, and also the Saratoga County Advance Safety course to get an unrestricted permit, as well as hunter safety courses. Mr. Buehler reported the waiting list for membership is between four and seven hundred. He noted shooting is not allowed before 9:00 a.m. or after 9:00 p.m.

PUBLIC PRIVILEGE ON RESOLUTIONS

No one wished to be heard.

Resolution No. 290 of 2017, 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.

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

WHEREAS, the Sitterly Road Improvements and Traffic Signal Improvement Project, Town of Clifton Park, Saratoga County P.I.N. 1757.84 (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; now, therefore, be it

RESOLVED, that the Town Board duly convened does hereby approve the above-subject project, and be it further

RESOLVED, that the Town Board hereby authorizes the Town of Clifton Park 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 \$182,013 is hereby appropriated from H48-5112-200 (Sitterly and Wooden Roads Traffic Improvements-Highway Perm. Improvements-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 of the Town of Clifton Park shall convene as soon as possible to appropriate said excess amount immediately upon notification by the New York State Department of Transportation thereof, and be it further

RESOLVED, that Town Supervisor of the Town of Clifton Park 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.

Director of Planning Scavo reported turning lanes will be installed, as well as pedestrian signals. He explained the local match of \$25,603 will be split with Halfmoon and is related to intelligent traffic signals grant received prior to the state dedicated funds received last year. Total cost of the project is \$1.82 million. Mr. Scavo said a public meeting is tentatively set for January 24th at Clifton Park Halfmoon Emergency Corp building.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 291 of 2017, a resolution authorizing an extension to the grant contracts with New York State Department of Transportation for funding for the Erie Canal Community Connector Trail.

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

WHEREAS, the Town has an existing grant contract with New York State Department of Transportation for funding of the Erie Canal Towpath Community Connector Trail Project, and

WHEREAS, the Project experienced construction delays before its substantial completion date, and

WHEREAS, the Town has approved several change orders on the engineering, construction inspection, and construction contracts to extend contractual deadlines, and

WHEREAS, contract delays have resulted in delayed submittals to and payment from New York State Department of Transportation pursuant to the operative grant contract, and

WHEREAS, the Town Board wishes to extend the funding agreement with NYSDOT to provide additional time to submit reimbursement claims under the grant contract with NYSDOT; now, therefore, be it

RESOLVED, that the Supervisor is authorized to sign the attached no-cost time extension with NYSDOT to provide additional time to close out the construction and funding mechanism.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 292 of 2017, a resolution scheduling a public hearing regarding Extension No. 4 to Clifton Park Sewer District No. 1, 993 Hatlee Road.

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

WHEREAS, the Town Board proposes to create Extension No. 4 (the "Extension") to Clifton Park Sewer District No. 1, and

WHEREAS, a map, plan and report (the "Maps and Plans") have been prepared in a manner and detail as determined by the Town Board regarding the proposed Extension, and

WHEREAS, the Maps and Plans have been filed in the Town Clerk's Office and are available for public inspection during regular business hours, and

WHEREAS, the boundaries of the proposed Extension are as described in Exhibit A to this resolution, and

WHEREAS, the sewer system improvements proposed to be constructed in and for the extension (the "Improvements") consist of the construction and acquisition of new force mains and related sewer infrastructures, furnishings, machinery, equipment or apparatus required in connection therewith, and

WHEREAS, the estimated maximum amount to be expended for the Improvements, including design, construction and administrative costs, is estimated to be \$ 0, and

WHEREAS, the annual cost of the proposed Extension to the typical property in the Extension is estimated to be \$385 per year, consisting of \$215 in sewer charges payable to the Saratoga County Sewer District No. 1, and \$170 for the Town of Clifton Park Unit charges, and

WHEREAS, the estimated cost of the hook-up fees to the typical property as part of the Extension is anticipated to be \$ 0; now, therefore, be it

RESOLVED, that the Town Board will hold a public hearing to hear all persons interested in the Extension and the proposed sewer system improvements, which public hearing

shall be held in the Wood Memorial Room, One Town Hall Plaza, in the Town of Clifton Park on December 4, 2017 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 a copy of this resolution and by posting a copy of this resolution on the towns official sign board not less than ten nor more than twenty (20) days before such hearing.

Collection Systems Manager O'Brien explained this is for a four-lot subdivision on Hatlee Road that the town can provide a public sewer line to serve the four homes and eliminate the issue of having long laterals and potentially providing public service in the future. There is no cost to the district extension.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 293 of 2017, a resolution scheduling a public hearing regarding Extension No. 5 to Clifton Park Sewer District No. 1, Crestmont Drive.

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

WHEREAS, the Town Board proposes to create Extension No. 5 (the "Extension") to Clifton Park Sewer District No. 1, and

WHEREAS, a map, plan and report (the "Maps and Plans") have been prepared in a manner and detail as determined by the Town Board regarding the proposed Extension, and

WHEREAS, the Maps and Plans have been filed in the Town Clerk's Office and are available for public inspection during regular business hours, and

WHEREAS, the boundaries of the proposed Extension are as described in Exhibit A to this Resolution, and

WHEREAS, the sewer system improvements proposed to be constructed in and for the extension (the "Improvements") consist of the construction and acquisition of new force mains and related sewer infrastructures, and furnishings, machinery, equipment or apparatus required in connection therewith, and

WHEREAS, the estimated maximum amount to be expended for the Improvements, including design, construction and administrative costs, is estimated to be \$ 0, and

WHEREAS, the proposed method of financing the cost of the Improvements consists of private construction of the improvements with subsequent dedication to the town as Commissioners of the Clifton Park Sewer District No. 1, and

WHEREAS, the annual cost of the proposed Extension to the typical property in the Extension is estimated to be \$393 per year, consisting of \$223 in sewer charges payable to the Saratoga County Sewer District No. 1, and \$170 for the Town of Clifton Park Unit charges, and

WHEREAS, the estimated cost of the hook-up fees to the typical property as part of the Extension is anticipated to be \$ 0; now, therefore, be it

RESOLVED, that the Town Board will hold a public hearing to hear all persons interested in the Extension and the proposed sewer system improvements, which public hearing shall be held in the Wood Memorial Room, One Town Hall Plaza, in the Town of Clifton Park on December 4, 2017 at 7:07 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 a copy of this resolution and by posting a copy of this resolution on the Town's Official Sign Board not less than ten nor more than twenty (20) days before such hearing.

Collection Systems Manager O'Brien explained that Saratoga County Sewer District, as of January 1, 2018, will no longer provide service to an area they are currently servicing. The town, therefore, is forced to create a sewer district extension for the eight homes involved that currently discharge through the Tallow Wood area. There is no cost to the town and no infrastructure improvements are necessary but the cost to homeowner will change – losing \$50 collector fee and picking up \$170 town sewer district fee. Supervisor Barrett said letters have been sent to the eight homeowners to make them aware of the change. He said the county may have found the error when reviewing maps and the homes will no longer be part of the County Sewer District, therefore making it necessary to take action to make sure properties will be serviced. The only option is to have them become part of Clifton Park Sewer District No. 1.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 294 of 2017, a resolution authorizing budget transfers for calendar year 2017 as specified in Exhibit A.

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

WHEREAS, the Comptroller has recommended that certain budget adjustments contained in Exhibit A be made to address the needs of all funds as well as other miscellaneous expenditures as set forth in Exhibit A; now, therefore, be it

RESOLVED, that the budget transfers specified in Exhibit A be adopted per the Comptroller's recommendations.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 295 of 2017, a resolution adopting the 2018 Budget for the Town of Clifton Park.

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

WHEREAS, a public hearing was held on the Preliminary Budget on November 9, 2017 to obtain comment from the public regarding the proposed budget for 2018, and

WHEREAS, the comments of the public have been incorporated into the proposed budget; now, therefore, be it

RESOLVED, that the 2018 Town of Clifton Park Budget is hereby adopted.

Supervisor Barrett thanked Comptroller Heggen for his work in preparation of the budget. He noted this budget stays within the tax cap. He reported the Highway and Emergency Services taxes are lower in 2018 than they were in the year 2000.

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 7:40 p.m.

Patricia O'Donnell
Town Clerk