

July 15, 2019

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 Bull, Superintendent of Highways
Mark Heggen, Comptroller

MOTION BY Councilman Romano, seconded by Councilwoman Walowit, to approve the minutes of the July 1, 2019 meeting 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 reviewed the events of July 4th and thanked all involved in a very successful day and evening.

The Supervisor reminded all of the NSCP Kids' Camp performances of Shrek, Jr. and NSCP production of Beauty and the Beast opening July 19th.

Supervisor Barrett announced the town Blood Drive will be held August 14th from noon to 6 pm.

PUBLIC PRIVILEGE ON RESOLUTIONS

No one wished to be heard.

Resolution No. 178 of 2019, a resolution authorizing salary adjustments and the transfer of funds pursuant to a Memorandum of Agreement extending the collective bargaining agreements.

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

WHEREAS, by Resolution No. 168 of 2019, the Town Board approved a memorandum of agreement between the Town of Clifton Park and the Civil Service Employees Association, Inc., AFSCME Local 1000, AFL-CIO for the Town of Clifton Park, General Unit of Saratoga County Local 846, and

WHEREAS, by Resolution No. 154 of 2019, the Town Board approved a memorandum of agreement between the Town of Clifton Park and the Civil Service Employees Association, Inc., AFSCME Local 1000, AFL-CIO for the Town of Clifton Park, Highway Unit of Saratoga County, and

WHEREAS, these agreements extend the existing Collective Bargaining Agreements between the Town and the CSEA Units, commencing on January 1, 2019 and terminating on December 31, 2021, and

WHEREAS, the contract extensions provide 2% cost of living salary adjustments for all General Unit and Highway Unit employees retroactive to January 1, 2019, and

WHEREAS, the Town Board wishes to provide identical salary adjustments to non-union employees of the Town, Sewer Department, and Highway Department, and

WHEREAS, the Town Board also wishes to make adjustments to the Grade and Step classification for Daniel Clemens and Diana Fraser, and to adopt an updated salary matrix; now, therefore, be it:

RESOLVED, that the Town Board approves an adjustment for Diana Fraser to Grade 7, Step 6, and Daniel Clemens to Grade 9, Step 10, and be it further,

RESOLVED, that the Comptroller is authorized to make salary adjustments for union and non-union employees pursuant to the attached schedule, and be it further

RESOLVED, that the Town Board approves the updated salary matrix, as attached; and be it further

RESOLVED, that the Town Board hereby authorizes the Comptroller to transfer \$97,520 from the General Fund, \$31,480 from the Highway Fund, and \$3,379 from the Sewer Fund, into salary budget lines per the attached schedule to effect salary adjustments for the fiscal year 2019.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 179 of 2019, a resolution authorizing the Superintendent of Highways to promote James Ryan and Stanley Rusinovich within the Highway Department.

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

WHEREAS, following the resignation of James Strozyk, Highway Maintenance Supervisor, and Edward Krawiecki, Working Supervisor, the Superintendent of Highways, Dahn Bull, has recommended the promotion of the following individuals to assist in the day-to-day management of the Highway Department:

<u>Name</u>	<u>Appointed Position</u>	<u>Address</u>
James Ryan	Highway Maintenance Supervisor	42 Cemetery Road, Clifton Park
Stanley Rusinovich	Asst. Highway Maintenance Supervisor	1 Marlyn Drive, Burnt Hills

WHEREAS, Mr. Ryan will fill the vacancy created by the retirement of James Strozyk, and will assume responsibility for the supervision over the projects and daily activities of both the Highway Maintenance and Automotive Maintenance activities in the Highway Department, while assisting the Highway Superintendent in the management of equipment, purchasing, and planning large scale construction projects, and

WHEREAS, Mr. Rusinovich will fill the vacancy created by the promotion of James Ryan, and will serve as the Assistant Highway Maintenance Supervisor and assume responsibility for the efficient and economical use of personnel, materials, and equipment in the

maintenance and construction activities of the Town Highway Department as well as carry out the general direction of the Highway Maintenance Supervisor in accordance with policy and procedures established by the Town Highway Superintendent; now, therefore, be it

RESOLVED, that the Town Board authorizes the promotion of James Ryan and Stanley Rusinovich to the positions as detailed above, and be it further

RESOLVED, that Mr. Ryan will be promoted to Grade 9, Step 2, and Mr. Rusinovich will be promoted to Grade 8, Step 1, effective immediately; and be it further

RESOLVED, that the funds necessary for these promotions be allocated as per the attached Schedule A.

Superintendent of Highways said Messrs. Ryan and Rusinovich have earned great respect because of their work ethic, personalities and the job they do, as well as working with residents. Supervisor Barrett agreed.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 180 of 2019, a resolution authorizing Change Orders #2 and #3 to the contract with Gallo Construction Corp. for a restroom and locker room project at the Prestige Services Arena.

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

WHEREAS, by Resolution No. 273 of 2018, the Town Board awarded the contract to renovate restrooms and locker rooms at Prestige Services Arena to Gallo Construction Corp. in the amount of \$95,648, and

WHEREAS, Gallo Construction Corp. has performed the improvements to the restrooms and locker rooms at the arena and submitted invoices for additional repairs needed to complete the project in the amount of \$4,407.90, and

WHEREAS, the town consulting Engineer, Barton and Loguidice, recommends approval of the change orders to compensate for necessary repairs not comprised in the original contract; now, therefore, be it

RESOLVED, that the Town Board authorizes Change Orders #2 and #3 for the restroom and locker room renovations at the Prestige Services Arena, and be it further

RESOLVED, that the Comptroller is authorized to transfer \$4,407.90 to be paid from A-7112-200 (Clifton Commons-Equipment).

Supervisor Barrett reviewed the improvements done and will be using funding from second segment of the land lease.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 181 of 2019, a resolution authorizing and ratifying an agreement with Direct Energy for natural gas through MEGA.

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

WHEREAS, the town's most recent natural gas supply contract with Hess Energy Services has expired, and

WHEREAS, Direct Energy Business is a designated supplier for the Municipal Electric and Gas Alliance, which conducts competitive bidding for wholesale suppliers, and

WHEREAS, energy prices fluctuate on a daily basis and locking in future rates requires that future contracts be executed in a timely manner in response to such price movements, and

WHEREAS, the town wishes to sign a 2-year contract to ensure price and budgetary stability for the town's natural gas needs; now, therefore, be it

RESOLVED, that the Town Board authorizes and ratifies the attached natural gas supply contract with Direct Energy Business, effective August 1, 2019, to lock in favorable rates for the term; and be it further

RESOLVED, that the attached contract will expire August 1, 2021.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 182 of 2019, a resolution to grant the Saratoga County Sewer District No. 1 an easement over and through a portion of town property for a sanitary sewer line constructed per the approved subdivision plat for Windhover Farms.

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

WHEREAS, the Town of Clifton Park, as landowner of a parcel of land identified as SBL: 276.10-1-20 situated in the Town of Clifton Park, Saratoga County, further described in Schedule A, attached, and located on town-owned open space to the rear of Goldfield Lane, adjacent to lands and infrastructure owned by the County of Saratoga for sewer purposes, and

WHEREAS, pursuant to approved plans for the Windhover Farms Subdivision, sanitary sewer infrastructure for the development will be served and maintained by Saratoga County Sewer District, and

WHEREAS, the Town Board wishes to convey a permanent easement to the County of Saratoga over the lands referenced above for the purposes of operation and maintenance of sanitary sewer improvements constructed by Marini Builders, and

WHEREAS, the Saratoga County Sewer District No. 1 has requested a permanent sanitary easement to effectively maintain, repair and replace the sewer main; now, therefore, be it

RESOLVED, that the Supervisor is authorized to convey a permanent easement for the maintenance and repair of sanitary sewer improvements as described in Schedule A, to the County of Saratoga, as attached, subject to approval by the Town Attorney.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 183 of 2019, a resolution awarding the Request For Proposal for collection and disposal of Household Hazardous Waste to Clean Harbors, and authorizing the filing of an application for a state assistance from the Household Hazardous Waste (HHW) State Assistance Program and signing of the Associated State Master Grant Contract, under all appropriate laws of New York State.

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

WHEREAS, the Stormwater Management Technician, Scott Reese, solicited proposals for collection and disposal of household hazardous waste during the collection days in 2019 and 2021, and

WHEREAS, Scott Reese recommends that Clean Harbors be awarded the contract for collection and disposal of household hazardous waste for 2019 and 2021 as lowest quote, and

WHEREAS, the State of New York provides financial aid incentives for household hazardous waste programs, and

WHEREAS, the Town of Clifton Park finds and determines it to be in the public interest and benefit to file an application under these laws for state funding for the annual Household Hazardous Waste Collection Day for 2019, and

WHEREAS, the Town Board wishes to execute a contract by and between the people of the State of New York (the State), and the town for such available state incentives and financial assistance; now, therefore, be it

RESOLVED,

1. That the Stormwater Management Technician is authorized to file an application in the form required by the State of New York in conformity with the applicable laws of the State of New York including all understanding and assurances contained in said application.
2. That the Town Supervisor or his designee is directed and authorized as the official representative of the Town of Clifton Park to act in connection with the application, to sign the resulting contract if said application is approved by the State, and to provide such additional information as may be required.
3. That the Town of Clifton Park agrees to fund the entire cost of said household hazardous waste program, in the first instance, and will seek reimbursement by the State for share of such costs as indicated in the contract.
4. That two (2) certified copies of this resolution be prepared and sent to New York State Department of Environmental Conservation together with a complete application.
5. That this resolution shall take effect immediately.

And, be it further,

RESOLVED, that the Supervisor is authorized to sign the Household Hazardous Waste Collection Agreement with Clean Harbors for Household Hazardous Waste Day on dates to be specified in 2019 and 2021, to be paid from A-8989-150 (Community Development-Special Collection Day).

Supervisor Barrett noted Household Hazardous Waste Day is planned for September 7th from 8 a.m. to 2 p.m. He said residents from the Towns of Halfmoon, Ballston and Malta can also register.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 184 of 2019, a resolution awarding the contract for a roadway and median Beautification Project on Clifton Country Road.

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

WHEREAS, the Town Board wishes to advance a project to provide streetscaping services for plantings within the median of Clifton Country Road for roadway beautification and to improve the appearance and aesthetic impact of Clifton Country Road within the Exit 9 corridor, and

WHEREAS, the Buildings and Grounds Department consulted MJ Engineering to determine the types and species of flowering plants and features that constitute a successful streetscaping plan under the 4 season conditions for the median location, and

WHEREAS, the Department of Buildings and Grounds solicited quotes for the project based on recommendations from MJ Engineering, and

WHEREAS, a quote was received from Greg's Seasonal in the amount of \$65,295.60 on May 13, 2019, and

WHEREAS, MJ Engineering further prepared bid specifications and bid documents to solicit sealed bids for the work, and

WHEREAS, New Castle Paving, LLC submitted the sole bid in the amount of \$377,286.60, and

WHEREAS, after consideration of all responses from the joint solicitation, Buildings & Grounds Supervisor Daniel Clemens, recommends that the Town Board accept the quote of Greg's Seasonal as lowest response for the project, and

WHEREAS, the Buildings and Grounds Department has worked with Greg's Seasonal and finds them to be qualified for the work for which they quoted; now, therefore, be it

RESOLVED, that the bid of New Castle Paving is rejected; and be it further

RESOLVED, that the quote of Greg's Seasonal for a Streetscaping and Roadway Beautification project for the median island along Clifton Country Road be accepted, and a contract for the work based on the submission of May 13, 2019, attached, be accepted, in an amount not to exceed \$65,295.60; and be it further

RESOLVED, that the Comptroller is authorized to transfer \$65,295.60 from undesignated fund balance (A-00914) to A-08560-00200 (Community Beautification – Equipment).

Supervisor Barrett explained plans were to beautify the median by making improvements to the north end of Clifton Country Road with decorative stone, Clifton Park sign and possibility of a clock tower but as the state will be making improvements to the Route 146/Clifton Country Road intersection, it was decided to wait until DOT plans are set. At this time the town will concentrate on improving the grassy median area.

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

Motion carried at 7:45 p.m.

Patricia O'Donnell
Town Clerk