

September 21, 2020

The regular meeting of the Town Board of the Town of Clifton Park was held in the Clifton Park Senior Community Center at 7:00 p.m. Supervisor Barrett presiding.

Clerks note: This meeting was moved to the Senior Community Center due to the potential public participation at this public hearing and more space required per social distancing guidelines due to state requirements.

Present: Supervisor Barrett
Councilman Whalen
Councilwoman Standaert
Councilman Romano
Councilwoman Walowit
Town Clerk Brobston

Also Present: Town Attorney McCarthy
Dahn Bull, Superintendent of Highways
Mark Heggen, Comptroller
Daniel Clemens, Supervisor of Buildings and Grounds
Steven Myers, Director of Building and Zoning
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 September 7, 2020 meeting as presented.

ROLL CALL VOTE

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

Noes: None

MOTION CARRIED

COUNCILMAN ROMANO RETIREMENT RECOGNITION

Supervisor Barrett recognized and thanked Councilman James "Jim" Romano for his long-standing volunteer work within the Town of Clifton Park spanning decades.

Town Clerk Brobston read Resolution No. 169 of 2020.

Supervisor Barrett read a statement from David Miller, Chair of Open Space, Trails and Riverfront Committee, thanking Councilman Romano for his wisdom, guidance, and leadership during the launching of the Town's Open Space planning process, plan and program.

Pat O'Donnell, former Clifton Park Town Clerk, congratulated Jim on his retirement from the Town Board and recognized his various participation on several boards/committees in town and thanked him for his support for the town and residents.

Steve Bulger, former Planning Board Chairman, recognized Councilman Romano as the definition of a true public servant. Mr. Bulger has admired Jim's knowledge of the law and skills to listen to each participant in the planning process and the Planning Board. He recognized Jim's knowledge and guidance with the Open Space plan and Western GEIS which had won 2 state awards. Admired Jim's positive attitude and willingness to help

Supervisor Barrett presented Councilman Romano with a framed resolution recognizing his retirement and service to the Town of Clifton Park.

EDISON GOLF CLUB PDD PROPOSED AMENDMENT PUBLIC HEARING, 7:17 PM

Town Clerk Brobston read the legal notice that was advertised in the Gazette on September 10, 2020, changing the address of the public hearing.

Town Clerk Brobston read the legal notice as advertised in the Gazette on August 20, 2020, referring to the proposed amendment to the Edison Golf Club PDD public hearing.

Resolution No. 167 of 2020, a resolution that action to consider and enact a local law amending Local Law No. 2 of 1967 by repealing and replacing Local Law No. 8 of 1999, providing for the establishment of a planned development district to be known as Edison Club Planned Development District II constitutes a Type I Action, and issuing a negative declaration under SEQRA.

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

WHEREAS, an application has been presented to the Town Board for a change in the zoning code to establish a new planned development district encompassing the existing Edison Club Golf complex, reducing the number of golf holes from 27 to 18, and providing for residential housing units within the complex, and

WHEREAS, the applicant has prepared and submitted a Long Form Environmental Assessment Form for the review of the proposed legislation, and

WHEREAS, the town planning staff have reviewed the proposal pursuant to the State Environmental Quality Review Act, and have prepared parts 2 and 3 of the EAF, recommending that the Town Board classify the proposed legislative action as a Type I action consistent with 6 NYCRR 617.4, and have prepared a draft determination of non-significance for the project, and

WHEREAS, Planning Director John Scavo recommends the issuance of a negative declaration for the board's determination of significance, relative to the requested legislative amendment to the zoning district, and

WHEREAS, the Town Board has reviewed the Environmental Assessment Forms, and draft determination of non-significance, attached, prepared by Planning staff, and

WHEREAS, pursuant to Kittredge v. Town of Liberty, the board is required to complete a SEQRA review prior to closure of a public hearing on legislative changes to the town's zoning code, pending further review of environmental impacts and potential mitigation measures by the Planning Board during any subsequent site plan review; now, therefore, be it

RESOLVED, that the Town Board accepts the recommendation of the town's Planning staff and hereby determines that the adoption of the proposed local law would constitute a Type I action pursuant to SEQRA, and will not have a negative impact on the environment, and be it further

RESOLVED, that the Town Board hereby issues a negative declaration with regard to the proposed zoning amendment; and be it further

RESOLVED, that this resolution shall take effect immediately.

ROLL CALL VOTE

Ayes: Councilman Whalen, Councilwoman Standaert, Councilman Romano,
Councilwoman Walowit, Supervisor Barrett
Noes: None

DECLARED ADOPTED

John Scavo, Planning Director, explained this action/resolution, that is required by the Town Board, required the Planning Department to notify all involved agencies. The Town Board was

able to establish itself as lead agency after a 30-day period went by and at that time, required by law, to close the environmental review process prior to opening the public hearing.

A visual of the proposed site plan was presented for viewing.

Craig McLean, GM for The Edison Club, introduced the applicants team members present to help answer questions. Ivan Zhadral, site design engineer; Andy Brick, attorney with Donald Zee Law Firm; Rick Hochman, SunKar representative; Charles Marshall, Stewarts representative and Edison Club officers; President, Chick Cairo, Vice President, George Earle, Secretary, Kathleen Pingelski and Treasurer, Paul Goetz. Mr. McLean explained the proposed amendments. In the southwest corner of the map is the Stewarts project. This site is a purchase and sale agreement to sell them 1 +/- acres to expand their property on the corner of Riverview Road and Rte. 146. In the north quadrant of the design, a triangle piece, would be the maintenance area. The club has engaged in a purchase and sale agreement with SunKar, LLC for the sale of the current clubhouse to be used as a senior health care facility. The current clubhouse building will be restored and renovated in the same architectural scheme. To the north of the existing clubhouse will be the proposed future clubhouse area, and the new 18-hole golfing layout. The area to be developed will continue to look like a golf course. The future clubhouse design will feature the needs of the future community and membership. The clubhouse will feature fitness, aquatics, bar area and contemporary dining & golf simulators. There will be no designated space such as a ballroom for weddings and events. The site also includes a mix of housing including, condo's, quad's, twin's, and large and small single-family homes to be limited to 215 residences. No unit will have more than 8 residences. There will be a maximum of 8 of the 8-unit buildings. There will be an option to reduce any of the 8-unit buildings to small and large single-family homes, twin units, or quad units, as the market dictates. The rest of the development will be a combination of small and large single-family homes, twin units, or quad units. Under no circumstances will the total number of residences exceed 215 units. The housing units are up and down the existing fairways. There will not be allot of tree removal and the barrier that currently exist on the outer acres around the Edison Club will remain exactly the same. The proposed roads will remain private so members can use golf carts to travel around the property. It will be promoted as a bundled club community and will have a HOA. The HOA will include some level of membership into the club as well as maintenance and services. Because of the uniqueness of the proposal, it has been suggested the community be an over 55 to multi-families. The area is in the Niskayuna School District. The remaining 162.9 acres will be protected by a permanent Conservation Easement. This deed restriction/easement, once filed with the county clerk, will protect the town, the future residents, and the Edison Club from this property ever being developed. He explained that the Edison Club membership is the community and is made up of the surrounding communities. The vast majority of members are from Clifton Park. He stated the Edison Club is not just a group of wealthy people. The club is very diverse. The fees range from \$600-\$7,500. This is a yearly fee to use the facility. The clubhouse is open to the public. This is an area for people in the community who like to recreate and play golf. The Edison Club is a "not for profit" corporation that has a substantial history, employment, and economic footprint in this community and the only goal through this legislation is to be able to continue to provide this community with the same benefits and assets that have been provided over the past 125 years. The club has held various events and fundraisers, given rounds of golf to local charities and provided the greens for local school golf clubs, swim clubs and military personnel/families. Annual sales for 2020 will be just at \$3,000,000, in a good year it is \$4,000,000. In 2019 paid \$1,561,000 in payroll. Sales tax paid on the member dues were \$192,000.

Supervisor Barrett inquired who would be the prime person to buy one of the housing units?

Mr. McLean answered it would be their own club membership, that has an interest in that lifestyle. Snowbirds who are already living in the bundle typed areas in the south/southwest who want a simpler lifestyle. The turn-key single person who travels. Parents who want to raise their children around recreation and the golf course which would be a safe environment.

Supervisor Barrett questioned what recreational uses would be expanded upon other than the 18-hole golf course.

Mr. McLean stated pickleball courts will be added.

Supervisor Barrett questioned the reasoning behind the housing layout on the site.

Mr. McLean explained housing would be constructed along the fairways without the need for tree removal and the least amount of impact to neighbors. Views of the golf holes are a bonus. The houses along the north end, Rte. 146 are buffered by existing trees.

Supervisor Barrett stated out of the overall 286 acres, senior care 3.5 acres, Stewarts purchasing 1 acre, the total land to be permanently protected will be 163 acres. He explained the permanent conservation easement carries with the ownership. It will remain with the property no matter who owns the land. It will never be able to be developed. Supervisor questioned the egress at the proposed Stewarts.

John Scavo, Planning Director, explained with the proposed purchase of extra land from the Edison Club, it will allow for the fuel islands to be pushed back from the intersection and also the curb cuts on Riverview Road and Rte. 146 to be moved further from the intersection which would be a benefit during peak hours. Also would free up space on that corner for possible future configurations for the intersection.

Mr. McLean explained in this project, if the club has 300 rounds of golf coming to the golf course on a daily basis and now the rounds of play would be entirely internal, the traffic would be very reduced.

Rick Hochman, SunKar representative, explained the proposed purchase of the existing clubhouse will be a senior care facility for seniors in the surrounding community. It would provide day care, assisted living, enhanced assisted living, memory care and independent living. The facility will have approximately 50 rooms with 60 beds, handicap accessible. Will employ 30 full-time staff plus contracted vendors and 12 personnel. The facility will accommodate care for 24 memory care and 36 assisted living individuals. After approvals from the town and Planning Board, they would have final drawings prepared to submit then apply to the NYSDOH Architectural Review Board. If approved, then they would be issued a license. A Certificate of Need would not be required for the memory care or assisted living. Only nursing homes and hospitals require a CON.

Jack O'Toole, Innisbrook Dr., longtime resident, spoke in support of the plans to re-imagine the grounds and facilities of the Edison Club. He highlighted the charitable efforts the organization has provided, employment opportunities and offering of the grounds use to different clubs and organizations.

Susan Burton, Riverview Road, stated the character of Western Clifton Park should generally be subject, even in PDD form, to the same considerations as other properties in the existing Conservation Residential Zoning District which surrounds it. Considerations of Hamlet Residential Districts and Hamlet Mixed Use designs specifically.

Paul Goetz, Cindy Lane, stated he has been a member and past president of the Edison Club for over 30 years. He explained with the decline in membership the club needs to create a new option. Supports the project.

John Ryan, Crown Pointe, explained his longtime families support for the club and the bundle life concept.

John Adsol, Simon Lane, as a business owner, he supports the presented proposal for the club. It would be a positive for the community and the environment.

John Neet, Merrall Dr., stated he is very thankful for the Edison Club for their friendship and financial support during his struggle with cancer.

William Koebberman, Riverview Rd., stated 15 years ago the town studied the potential growth in Western Clifton Park and put in place zoning regulations which reduced the total number of houses that could be built in the area. He expressed his concerns with traffic congestion and the conservation of natural resources. He stated this proposal is within a PDD and therefore, is not subject to the zoning rules that protect our quality of life. He suggested the Town Board reflect

on the Town Comprehensive Plan reference on PDD's. He stated the proposed development density is out of sync with the rules and out of character with the neighborhood.

Chris Homer, Jamison Dr., supports the proposed project. He stated it is more than golf, tennis and swimming it also offers winter recreational sports.

Richard Berkowitz, Dutchess Path, has been a member of the Edison Club the past 15 years and has seen the decline in membership. He expressed support in the proposed bundled project, serving the elderly, the little impact on traffic and local school system. Supports the clubs fundraising efforts and willingness to help those in need.

Bill Dow, Balsam Way, member of the Edison Club and supports the project.

Supervisor Barrett stated if the club were to go out of business and no longer able to manage the golf course and property, then you could have 286 acres that would become available to purchase and as seen in the past properties purchased to get the highest and best use. Housing for all the acres would be the best use. It would probably not continue to be a golf course at that point. If this application were approved and 163 acres were permanently preserved and could never be developed, and no golf course, there is no competition in the highest and best use. The golf course would be the best use.

Planning Director Scavo explained the approval process by the Planning Board if the Town Board gives approval. Conceptual plan review-Revised concept review-detailed review-public comment-details included the final Planning Board approval. He noted each separate entity on the site could come in as separate site plan applications.

Supervisor Barrett stated no decisions will be made on this proposal tonight.

Andy Brick, Attorney for the Edison Club, (Donald Zee Law Firm), explained the phases of the development. He stated the residential component will be developed in 3 phases moving from right to left, east to the west. Secondary emergency access will still need to be confirmed and adjusted.

Supervisor Barrett stated there are 2 regular accesses, Riverview Rd., and Rte. 146.

Kathleen Pingelski, Edison Club Secretary, a member of the club, stated the club offers cross country skiing and snowshoe. The club is a year-round recreation facility. The current membership does not sustain the club. Change and growth is needed for the club to continue. She is in support of the proposed PDD amendments.

Dr. Laura Sicarra, Garnsey Road, stated her concerns regarding the traffic on Rte. 146. She notes increase in commercial and residential traffic and no increase in infrastructure on Rte. 146 to accommodate the increase. She finds it very difficult to come out of Garnsey Road onto Rte. 146 going left, and traffic backups, even with the new Rexford Bridge round-a-bout.

Planning Director Scavo stated when the Rexford Bridge project was constructed, he believes NYSDOT had to submit a 10 year plan to address the corridor as a whole and one of the things that the Planning Board has looked to do is reach out to DOT to find out what their intentions are for the intersection of Rte. 146 and Riverview Road. He noted there are sight distance issues. With the current PDD proposal, that include the reconstruction of Stewarts, that area would have more land for updates.

Sarah Connolly, Valdepenas Lane, a former nursing home nurse, expressed her concerns on the nursing care entity of the project. She questioned what kind of medical facility is proposed. She questioned if a CON was applied for the medical facility.

Rick Hochman, SunKar, explained a CON, Certificate of Need, are only for hospitals and nursing homes. The proposed senior care does not need a CON. He named the various facilities they operate in the area.

Ann Connolly, Valdepenas Lane, stated she viewed the proposal and questioned who the senior care administrator would be. She noted the proposal does require a CON.

Anthony LaFlech, Wheeler Dr., requested the Town Board consider easements for the Riverview Road, Rte. 146, and Nott Roads that the proposed project property abuts for future road/infrastructure improvements. He suggested easements in the area on Rte. 146 between Blue Barns Road, Riverview Road and Glenridge Road and widening of the roads. He would not like to have any potential obstructions for future improvement projects. He would like to see the continuing of the golf course on the property. He feels it is the best use for the property. He suggests the proposed roads be public.

Town Clerk Brobston read the following written comments from Aqueduct Animal Hospital owner Matthew Pike, residents Joan Rogers and Daniel Mathias.

Aqueduct Animal Hospital expressed no objection to the proposed PDD amendments and would like it to be a pet-friendly environment.

Joan Rogers, resident, expressed concern and potential impacts about the size of the residential area in the proposal. She questioned the need for another senior care residence in Clifton Park.

Daniel Mathias, Birch Hill Rd., wants to ensure the approximately 200 acres that the golf course portion of the proposed project will occupy, ensures that the integrity of our Comprehensive Plan is maintained and the easement be specific as to the restrictions on future land use.

Supervisor Barrett explained the project would not have a negative effect on utilities. This applicant has been before the town for several years with several different proposals.

Public Hearing closed at 9:32 PM

PUBLIC PRIVILEGE ON RESOLUTIONS

Town Clerk Brobston read the resolutions.

No one wished to be heard.

Resolution No. 168 of 2020, a resolution recognizing the first responders in Clifton Park for their dedication to the health, safety and wellbeing of the residents of Clifton Park, and recognizing October 28, 2020 as National First Responders Day.

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

WHEREAS, National Night Out brings together the local community and first responders to promote positive interaction between those who provide the day-to-day emergency services in our community and the residents who benefit from their presence, and

WHEREAS, these organizations include rescue squad personnel, police forces, firemen and ambulance attendants, ready to respond to emergency calls twenty-four hours a day, every day of the year, while maintaining the highest standards of response and care in any type of situation, and

WHEREAS, these individuals and organizations care for others every day as they respond to calls for help at any time and in any place, and

WHEREAS, this year, they have been placed on alert for the COVID-19 crisis, planning, adapting, and responding to take care of the residents of Clifton Park and the greater community, and

WHEREAS, first responders and organizations still respond to the everyday emergencies that occur in our community while rallying to support those affected by COVID-19; now, therefore, be it

RESOLVED, that residents and first responders are invited October 3, 2020 at the Clifton Common for the National Night Out, and be it further

RESOLVED, that the Clifton Park Town Board hereby recognizes October 28, 2020 to be National First Responders Day; and be it further

RESOLVED, that the Clifton Park Town Board hereby recognizes and thank first responders for their contributions in keeping Clifton Park a great place to live, work and play.

ROLL CALL VOTE

Ayes: Councilman Whalen, Councilwoman Standaert, Councilman Romano,
Councilwoman Walowit, Supervisor Barrett
Noes: None

DECLARED ADOPTED

Resolution No. 169 of 2020, a resolution recognizing Jim Romano upon the occasion of his retirement from the Town Board.

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

WHEREAS, James “Jim” Romano was born and raised in the City of Albany, New York, and

WHEREAS, in 1979, Jim Romano and his wife Donna moved to Clifton Park during which time they raised two children, and

WHEREAS, Jim Romano has been a volunteer in the community for decades, serving as both a leader and mentor to volunteer members on numerous town committees and community organizations, and

WHEREAS, in 1984, as a life-long sports fan, Jim Romano began volunteering as a coach and director of Jonesville Baseball, later evolving into Clifton Park Baseball where he continued as a director into the 1990’s, and

WHEREAS, from 1991 to 2002, Jim Romano was an advocate for the local business community as a member of the Southern Saratoga Chamber Board of Directors, and

WHEREAS, from 1994 to 2000, Jim Romano was an active participant on the town’s Planning Board, and then was appointed to the town Open Space, Trails and Riverfront Advisory Committee as a founding member in 2000, and

WHEREAS, during his ten year tenure on the Open Space Board, Jim Romano served as the Chairman or Co-Chairman helping to influence the establishment in 2003 of the Town’s Open Space Plan and the 2005 Western Clifton Park Land Conservation Plan & General Environmental Impact Statement, and

WHEREAS, in his first run for elected office in 2009, Jim Romano was successfully elected as a member of the Clifton Park Town Board, and re-elected in 2013 and 2017, and

WHEREAS, Jim Romano also worked in the private sector as an executive in the energy delivery sector working for Niagara Mohawk, later National Grid for thirty-two years and for the New York Independent System Operator for five years, and

WHEREAS, Jim Romano’s contributions to Clifton Park are numerous and the positive results of his hard work will continue to benefit the town for future years, and

WHEREAS, Jim Romano was previously recognized for his contributions to the Town of Clifton Park in 2007 when he was awarded the Key to the Town; now, therefore, be it

RESOLVED, that I, Town Supervisor Phil Barrett and the entire Town Board wish Jim, his wife Donna of forty-seven years, and their entire family, the very best of everything in the future and thank Jim for his years of service to the Town of Clifton Park; and be it further

RESOLVED, that I, Town Supervisor Phil Barrett and the entire Town Board on behalf of the Town of Clifton Park do hereby recognize Jim Romano, our esteemed friend and

colleague for his service to the Town of Clifton Park. We are honored to have him in our community and declare October 1, 2020 to be Jim Romano Day in the Town of Clifton Park on the occasion of his retirement from public service.

ROLL CALL VOTE

Ayes: Councilman Whalen, Councilwoman Standaert, Councilman Romano,
Councilwoman Walowit, Supervisor Barrett
Noes: None

DECLARED ADOPTED

Resolution No. 170 of 2020, a resolution authorizing Larry White to serve alcoholic beverages at a gathering to be held at the Clifton Park Senior Community Center on October 3, 2020.

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

WHEREAS, Larry White, 5B Harwich Manor, Ballston Lake, is hosting a gathering on October 3, 2020 from 2-6 P.M., and

WHEREAS, Larry White has requested permission to serve alcohol in the form of beer and wine at the event; now, therefore, be it

RESOLVED, that Larry White is hereby authorized to serve beer and wine at a gathering at the Clifton Park Senior Community Center on October 3, 2020 from 2-6 P.M.

ROLL CALL VOTE

Ayes: Councilman Whalen, Councilwoman Standaert, Councilman Romano,
Councilwoman Walowit, Supervisor Barrett
Noes: None

DECLARED ADOPTED

Resolution No. 171 of 2020, a resolution authorizing the promotion of Wade Schoenborn to the position of Chief, Bureau of Fire Prevention.

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

WHEREAS, Sheryl Reed has submitted her resignation from the position of Chief, Bureau of Fire Prevention, effective September 25, 2020, and

WHEREAS, the Chief's position represents a critical function in the town's Building & Development Department, and is responsible for the review of plans and specifications for new construction and re-construction projects, as well as inspection of all existing commercial structures within the town, for fire code compliance, in addition to other duties and responsibilities, and

WHEREAS, Steven Myers, Director of Building and Zoning, has recommended the promotion of Wade Schoenborn to the position, and

WHEREAS, Wade Schoenborn has been a code enforcement officer for over 17 years, and has the education, training, and experience necessary to perform the duties and responsibilities of the position; now, therefore, be it

RESOLVED, that Wade Schoenborn, 35 Rustic Bridge Road, Rexford, NY, is hereby promoted to Chief, Bureau of Fire Prevention, at Grade 10, Step 8, Year 2, \$48.14/hour, effective September 28, 2020, increasing to Year 3 on January 1, 2021, and be it further

RESOLVED, that the Comptroller is authorized to transfer \$1,111 from A-3620-4 (Building & Development-Computer) to A-3620-E708 (Building & Development-Employee) to cover the increase for the remainder of the year; and, be it further

RESOLVED, that Wade Schoenborn is hereby authorized to approve purchases per the Procurement Policy, and Sheryl Reed is removed as an authorized purchaser.

ROLL CALL VOTE

Ayes: Councilman Whalen, Councilwoman Standaert, Councilman Romano,
Councilwoman Walowit, Supervisor Barrett
Noes: None

DECLARED ADOPTED

Resolution No. 172 of 2020, a resolution authorizing the establishment of a Youth Advisory Council.

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

WHEREAS, the Town Board wishes to establish a committee, and

WHEREAS, Supervisor Barrett recommends the establishment of a Youth Advisory Council, which will focus on community service projects and provide positive leadership opportunities for youth within the town, and provide educational opportunities allowing volunteers of all ages to interact with their government at the local level, and

WHEREAS, Supervisor Barrett will serve as governmental liaison to the Youth Advisory Council; now, therefore, be it

RESOLVED, that the Town Board establishes the Clifton Park Youth Advisory Council, membership to be appointed by the board at a subsequent meeting.

Jack Kelley, student, stated the importance to have youth participate, access, and understand the local level of government.

ROLL CALL VOTE

Ayes: Councilman Whalen, Councilwoman Standaert, Councilman Romano,
Councilwoman Walowit, Supervisor Barrett
Noes: None

DECLARED ADOPTED

Resolution No. 173 of 2020, a resolution authorizing the purchase of a Robinair 134A Refrigerant Recovery, Recharge and Recycling System for the Highway Department.

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

WHEREAS, Dahn Bull, Highway Superintendent, requested authorization to purchase a refrigerant handling system to enable the proper maintenance of town-owned vehicles, and

WHEREAS, Schenectady Truck and Auto (a/k/a NAPA), 67 Freemans Bridge Road, Scotia, NY, provided the lowest responsive quote for the equipment, per the attached quote, at a total cost not to exceed \$3,669, and

WHEREAS, Dahn Bull has recommended the equipment be purchased from NAPA; now, therefore, be it

RESOLVED, that the Town Board hereby authorizes the Highway Superintendent to purchase a Robinair R134A Refrigerant Recovery, Recycling and Recharging System from

Schenectady Truck and Auto, Scotia, NY, in an amount not to exceed \$3,699, from A-5132-200 (Highway Garage-Equipment); and be it further

RESOLVED, that the Comptroller is authorized to transfer \$2,300 from A-5132-5 (Highway Garage-Utilities) to A-5132-200 (Highway Garage-Equipment).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 174 of 2020, a resolution authorizing declaration of surplus equipment by the Town Board and authorizing the Highway Department to sell the surplus equipment at public auction.

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

WHEREAS, Dahn Bull, Highway Superintendent, has identified an 1996 International 4700 Truck Unit #57 as surplus property, and

WHEREAS, based upon the recommendation of Mr. Bull, the Town Board declares the truck as surplus; now, therefore, be it

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

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 175 of 2020, a resolution awarding the contract to resurface the tennis courts at the Bernini Drive Park in the Dwaaskill Park District to M. Sullivan Construction of Albany, New York.

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

WHEREAS, the Town Board, as commissioners of the Dwaaskill Park District, wish to authorize improvements to the tennis courts at Bernini Drive, and

WHEREAS, Environmental Design Partners prepared bid documents and solicited sealed bids for the project consistent with Section 103 of the General Municipal Law, and

WHEREAS, M. Sullivan Construction, 13 Tivoli Street, Albany, NY, submitted the lowest bid to replace the courts in an amount not to exceed \$157,500, and

WHEREAS, EDP recommends accepting the bid of M. Sullivan Construction as low bidder, and recommends awarding the contract to M. Sullivan Construction per the bid; now, therefore, be it

RESOLVED, that the Supervisor is authorized to sign the contract documents for replacing the courts at the Bernini Park, not to exceed \$157,500, to be paid from SP4-7135-200 (Dwaaskill Park District-Equipment), and be it further

RESOLVED, that the Comptroller is authorized to transfer \$157,500 from SP4-915 (Assigned Fund Balance) to SP4-7135-200 (Dwaaskill Park District-Equipment).

ROLL CALL VOTE

Ayes: Councilman Whalen, Councilwoman Standaert, Councilman Romano,
Councilwoman Walowit, Supervisor Barrett
Noes: None

DECLARED ADOPTED

Resolution No. 176 of 2020, a resolution approving a memorandum of understanding with the Town of Halfmoon for the administration, operation and maintenance of the combined sewer system abandoned to the towns by Crescent Waste Treatment Corp.

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

WHEREAS, by letter dated April 20, 2020, the Crescent Waste Treatment Corp. notified the town of its intention to abandon its privately held sanitary sewer system to the town pursuant to Section 119 of the State Transportation Corporation law, and

WHEREAS, by Resolution No. 120 of 2020, the town established Clifton Park Sewer District No. 2 to administer, maintain and operate the system in Clifton Park, and

WHEREAS, while the large majority of homes and users of the system are within Clifton Park, there are currently approximately 72 users of the system in the Town of Halfmoon, and

WHEREAS, the Town Board wishes to enter into an agreement with the Town of Halfmoon whereby the personnel, resources and expertise of Clifton Park’s Sewer Department will operate and maintain the system as a unified system across both towns and to provide for the expenses, financing and repairs of the system for the mutual benefit of all users of the system; now, therefore, be it

RESOLVED, that the Supervisor is authorized to execute the attached memorandum of understanding with the Town of Halfmoon for the unified operation, maintenance and financing of the sewer system as abandoned to both of the towns of Halfmoon and Clifton Park.

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

Motion carried at 10:01 p.m.

Teresa Brobston
Town Clerk