

TOWN OF CLIFTON PARK TOWN BOARD

October 11, 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: Town Attorney McCarthy
Mark Heggen, Comptroller
Matt Andrus, Information Specialist
Dahn Bull, Highways Superintendent

MINUTES APPROVAL

MOTION by Councilwoman Walowit, seconded by Councilman Morelli, to approve the minutes of the October 3, 2022 meeting as presented.

ROLL CALL VOTE

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

Noes: None

Absent: Councilwoman Flood

MOTION CARRIED

ANNOUNCEMENTS AND COMMUNICATION

Supervisor Barrett announced, the opening of Phase I of the Town Center Park, located within the Town Center Exit 9 area. He thanked everyone involved with the project. He stated this project was the most community involved project since he has been Supervisor.

Councilman Morelli announced, the free Trunk or Treat event to be held, partnering with Starpoint Church, on Friday, October 28, 4-6 PM on the Clifton Common. Participants are encouraged to sign up on cliftonpark.org.

Supervisor Barrett announced, “Things that go Bump in the Night” event to be held Saturday, October 15 at Veterans Memorial Park Elks Trail, 697 MacElroy Road, 5:30-7PM. Pre-registration is required. Visit cliftonpark.org for additional information.

RESOLUTIONS

Resolution No. 251 of 2022, a resolution authorizing Change Order #1 for a bid awarded for construction of a permanent awning at the Highway Department.

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

WHEREAS, by Resolution No. 286 of 2021, the Town Board awarded a bid to Gallo Construction Corp. of Watervliet, NY, to construct a permanent awning at the Highway facility, and

WHEREAS, the Superintendent of Highways has submitted a request for additional funding, due to the addition of tin siding and additional bird netting that was not in the original plans, and

WHEREAS, the Superintendent of Highways recommends accepting Change Order #1, to cover the additional costs involved; now, therefore, be it

RESOLVED, that the Comptroller is authorized to charge \$967.15 from A-05132-200 (General Fund- Garage Highway-Equipment); and be it further

RESOLVED, that Mr. Bull is authorized to accept Change Order #1 from Gallo Construction, in an amount not to exceed \$967.15, for the additional work.

ROLL CALL VOTE

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

Noes: None

Absent: Councilwoman Flood

DECLARED ADOPTED

Resolution No. 252 of 2022, a resolution authorizing the purchase of a Tiger Bengal Brute/ Brute-LRS Mower for the Highway Department from Trius Inc. pursuant to Sourcewell Contract#070821.

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

WHEREAS, Highways Superintendent Dahn Bull has requested authorization to purchase a new Tiger Bengal Brute/Brute-LRS Mower from Tiger Mowers, (Trius Inc. of Fort Edward, NY), pursuant to a competitive procurement process through the Sourcewell Contract Cooperative, for use by the Highway Department, and

WHEREAS, pursuant to General Municipal Law §103(16), municipalities are authorized to purchase materials, equipment or supplies through publicly bid contracts of another political state, or political subdivision thereof, and

WHEREAS, Sourcewell is a service cooperative created under Minnesota Statute §123A.21, and provides cooperative purchasing contracts under Minnesota Statute 471.59 to participating agencies and governments, and

WHEREAS, Mr. Bull advises the Boom mower, available through Sourcewell Contract #070821, will best meet the needs of the department; now, therefore, be it

RESOLVED, that the Highway Department is authorized to purchase the Tiger Bengal Brute/Brute-LRS Mower referenced above from Trius Inc., in an amount not to exceed \$163,244.10, from line DA-5130-219, (Highway-Machinery-Truck).

ROLL CALL VOTE

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

Noes: None

Absent: Councilwoman Flood

DECLARED ADOPTED

Resolution No. 253 of 2022, a resolution authorizing acceptance of the Settlement Agreement and Full and Final Release of Claims from Selective Insurance for the fire loss to Town property on August 17, 2021.

Introduced by Councilwoman Standaert, who moved its adoption, seconded by Supervisor Barrett.

WHEREAS, on August 17, 2021, an accidental fire occurred and caused severe damage to the facility locally known as the "White Building", which was used primarily by the Highway Department, and

WHEREAS, the "White Building" was insured against property, fire and casualty losses through Selective Insurance Policy # S1801921, which includes replacement value coverage for the structure, and

WHEREAS, by Resolution No. 20 of 2022, the Highways Superintendent Dahn Bull was authorized to notify Selective Insurance of the Town's intent to accept Selective Insurance's estimate of recoverable depreciation of the structure, and to begin planning, designing, and preparing bid documents for the construction of a new, modern garage facility for the Highway Department, on Highway Department property, and

WHEREAS, pursuant to a letter to the Town of Clifton Park, dated September 29, 2022, Selective Insurance has agreed to an "overall settlement in the amount of \$1,126,146.75... per verbal discussion...in exchange for a policy release", and

WHEREAS, the Highways Superintendent wishes to accept the final settlement payment in the amount of \$250,737.50; now, therefore, be it

RESOLVED, that the Superintendent of Highways is authorized to notify Selective Insurance of the Town's intent to accept the final payment of \$250,737.50; and be it further

RESOLVED, that the Supervisor is authorized to sign Selective Insurance's Settlement Agreement and Full and Final Release of Claim.

Supervisor Barrett stated he requires additional time to review the proposed resolution.

MOTION TO TABLE the resolution by Supervisor Barrett, seconded by Councilwoman Walowit for additional time to review.

ROLL CALL VOTE

Ayes: Councilwoman Standaert, Councilman Morelli,
Councilwoman Walowit, Supervisor Barrett
Noes: None
Absent: Councilwoman Flood

MOTION CARRIED

Resolution No. 254 of 2022, a resolution authorizing Mohawk Towpath Byway to use Town roadways for their Duathlon on October 16th, 2022.

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

WHEREAS, Mohawk Towpath Byway has requested the use of Town of Clifton Park roadways, as specified in the attachment hereto, for the purpose of holding a Duathlon on Sunday, October 16th, 2022, from 8:30am until the last participant completes the course by 11am, and

WHEREAS, the event sponsors have coordinated with the Town's Highways Superintendent for the safe use of Town roads; now, therefore, be it

RESOLVED, that the Town Board hereby authorizes Mohawk Towpath Byway to use Town roadways, as specified in the attachment hereto, October 16th, 2022, at 8:30AM, for the purpose of holding a duathlon; and be it further

RESOLVED, that this approval is expressly conditioned upon the roads not being closed, but employees of Mohawk Towpath Byway are permitted to temporarily stop traffic at each end of the course, in the event both a vehicle and race participant arrive at the same time.

ROLL CALL VOTE

Ayes: Councilwoman Standaert, Councilman Morelli,
Councilwoman Walowit, Supervisor Barrett
Noes: None
Absent: Councilwoman Flood

DECLARED ADOPTED

Resolution No. 255 of 2022, a resolution approving the appointment of Everett Noakes to the Industrial Development Agency.

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

WHEREAS, a vacancy exists for a seventh member to the Industrial Development Agency, and

WHEREAS, Supervisor Barrett recommends Everett Noakes, a Clifton Park resident, to fill the position, and

WHEREAS, this appointment will confer a benefit to the Town of Clifton Park; now, therefore, be it

RESOLVED, that Everett Noakes is hereby appointed as a member for the remainder of a 3-year term, term to expire December 31, 2024.

ROLL CALL VOTE

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

Noes: None

Absent: Councilwoman Flood

DECLARED ADOPTED

No one wished to be heard.

PUBLIC PRIVILEGE

Everett Noakes, Casablanca, thanked the Town Board for the opportunity to serve on the IDA.

Mark Brockbank, Stoney Creek Dr., questioned a previous resolution where the appointment to the CPWA was not approved. He voiced his disagreement with the Town's purchase of laptops.

MOTION BY Councilman Morelli, seconded by Councilwoman Walowit, 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 PM

Teresa Brobston
Town Clerk