

TOWN OF CLIFTON PARK TOWN BOARD

April 15, 2024

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.

Pledge of Allegiance

Present: Supervisor Barrett  
Councilman Morelli  
Councilwoman Reid  
Councilwoman Walowit  
Councilman Manir  
Town Clerk Brobston

Also Present: Town Attorney Pelagalli  
Mark Heggen, Comptroller  
Daniel Clemens, Director of Parks, Buildings & Recreation  
Michael Woerner, Director of Parks & Recreation  
Dahn Bull, Highways Superintendent  
John Scavo, Director of Planning & Zoning  
Norah Hofer, Communications and Technology Coordinator  
Walter Smead, Assessor  
Michael O'Brien, Collection System Manager

MINUTES

MOTION by Councilwoman Walowit, seconded by Councilman Morelli, to approve the Town Board minutes of April 1, 2024, as presented.

ROLL CALL VOTE

Ayes: Councilman Morelli, Councilwoman Reid, Councilman Manir,  
Councilwoman Walowit, Supervisor Barrett

Noes: None

MOTION CARRIED

ANNOUNCEMENTS & COMMUNICATIONS

Supervisor Barrett stated, the trails and parks clean-up day will be Saturday, April 20. All are welcome. Sign-up on the website.

Supervisor Barrett reminded residents that the curbside yard waste pick-up has begun. Yard waste in paper bags and small, bundled brush, which are less than four feet long and three feet in diameter will also be collected.

Supervisor Barrett announced Shredding Day will be on Sunday, April 28 from 1-3 behind Boscov's. This event is held twice a year. Donations of food items for the pantry are requested for participation.

Councilman Morelli announced Arbor Day to be celebrated on Saturday, April 27, 11am-2pm at Garnsey Park. All residents welcome. Free education and activities.

PRESENTATIONS- Shenendehowa Central School District 2024-25 School Budget overview

Dr. Oliver Robinson, Shenendehowa Schools Superintendent, gave an overview of the upcoming School Budget Vote. Dr. Robinson introduced Deputy Superintendent Dr. Cecily Wilson-Turner and Communications Director Kelly Barclay. He explained the budget for 2024-25 is a \$213,771,893 tax levy below tax cap. Included in his presentation was a discussion on preservation of programs, cyber security, education for the next generation, electric buses purchase, school board election for two seats, a measured approach, repeatable successes by strategic, engagement activities, identifying needs for a solution, conducted a comprehensive safety audit and the implementing of the safety opportunities, leveraging funds, personnel management, budgeting, equitable resource allocation and structure and predictability. Budget vote will be held Tuesday, May 21, 2024, from 7am-9pm at Gowana Middle School. Absentee ballots are available at the District Office. Update on the proposed full-day kindergarten and building was shared.

Dr. Robinson thanked the collaboration the schools have been having with Saratoga County, especially the Prevention Counsel.

PUBLIC HEARING-EASTSIDE DRIVETER. 146A WATER PROJECT

Town Clerk Brobston read the legal notice advertised in the April 3, 2024, Daily Gazette.

Supervisor Barrett stated numbers were run in the past for public water and sewer for the Eastside Drive area and there was not a lot of support due to the cost. The cost has continued to rise. The sewer project has been completed. A group of residents have come forward with requests for water to be provided. The Supervisor explained the Town is applying for grant funds to help lower the cost for the property owners. There would be no required time frame that you would need to hook into the water, same as with the sewer line. This is part of the process for the Town to be eligible to apply for the grant. One part is to have an engineering estimate, second is to have a bond resolution in place. Similar structure as the Sewer line process, the Town would float the bonds and the property owners would pay it back over several years. This presentation will be on the Town website for others to view. He stated updates on the project will be posted on the Town website as well.

Jeff Trzeciak, Prime Engineering, explained the Town hired them to provide a report and conduct a study for the project of water supply. Mr. Trzeciak stated the first option they looked at was Ballston Lake Route 146A -this option requires just under 8,000 linear feet of 8" water line be installed to connect Route 146A with Eastside Drive, Schaubert Road area. Estimate that cost of this section, to be \$ 3,700,000. Per user in that district, it would become \$2,227.28 per year. This option requires an additional fee for the water usage from the Town of Ballston and the Operations and Maintenance fee from the CPWA. Second Option was running the line eastbound connecting on Hubbs Road. This option will be approximately 16,000 linear feet of main water line with cost being \$6,271,000. This would include 67 properties along the route to Eastside Drive. \$2,659.50 per year plus the O&M costs. Mr. Trzeciak showed on a map the routes proposed. He explained after meeting with Town officials and residents, it was decided to use Option One, the lease amount of water main. He explained a full engineering report was performed. He said to remember these figures are without any grant funding, so could be lower. 111 parcels will be sharing the debt. Grants could be up to 60%, typically it is 60%, which would go against the \$3.37 million. Mr. Trzeciak explained with the potential grant, the cost would now be \$1.348 million, which would bring the property owner into the \$1,400 range, debt service now being \$891 per year. These estimated are if you are hooked into the water line, paying the Operations and Maintenance fee. Preliminary Cost Estimates for Option 1 were reviewed. He stated the grant application is due June 14. Results could vary from September to December, depending. Mr. Trzeciak reviewed the grant submittal checklist. The following spring would usually be when construction would start.

Supervisor Barrett stated, the Town will have the check list for the grant application done in time. He stated property owners, when time is appropriate, will receive a survey from the Supervisor's Office requesting the owner's intention.

Victor Benson, Eastside Dr., questioned Section 6 of the Bond Resolution, levy of ad valorem or unit cost.

Mr. Trzeciak stated they look at it both ways.

George Sheldon, Eastside Dr., voiced concern with the distance from each home to the water source. He questioned using Ballston Lake water as the source. Suggested a water treatment plant on Ballston Lake.

Mr. Trzeciak stated the cost of the facility would be greater.

Supervisor Barrett stated they were able to get the sewer grant because it is an impaired body of water and is not a reservoir.

Nathan Clark, Eastside Dr., thanked residents who helped get this project going. He explained water on Eastside Drive is critical, especially for fire protection and quality drinking water. He explained, as a CPWA employee, building a treatment plant would not be feasible, costing millions of dollars. Mr. Clark thanked the Town Board and those residents showing support for the water project.

Maria Capara, Eastside Dr., voiced support for the proposed water project. She explained providing clean water for their property now is very costly. This project is very welcome.

Brian Smith, Eastside Dr., stated he is reaching out for additional funding for this project. He questioned when the road would be paved.

Supervisor Barrett stated the best use of money would be to pave the road when the project is done, as soon as possible.

Supervisor Barrett stated, for additional questions during the process, please reach out to the Supervisors Office for answers. Additional information will be found on the Town website. He explained when time gets closer, the Town will be notifying you about your support for the project.

Public Hearing closed at 8:13 PM

PUBLIC HEARING-Proposed amendment to Town Code Chapter 73, Squatters  
Public Hearing Opened 8:15PM.

Town Clerk Brobston read the Public Hearing Notice ad advertised in the Daily Gazette on April 5, 2024.

Supervisor Barrett stated we are calling this an unlawful intruder law, term most often used is "squatter." People identify homes that are unoccupied for an amount of time and move in to gain control of the property. He explained that the laws in place are inadequate. He requested the Town and County Attorneys to work together on the legislation. Attached is the proposed legislation to be considered. He stated it is important to know the proposed Town Law is not preemptive of any New York State Laws. The Town will take appropriate action in Clifton Park and the County to protect our property owners from invasion or losing control of their personal property. An affidavit will also accompany this legislation that would be filled out by the homeowner that finds themselves in a situation where people that were not invited and, on their property, unlawfully have decided to live there. He stated there are people you can hire to drive the squatters out. This behavior is becoming a coordinated/ organized business effort. Proposed is a simple and concise law to provide direction for law enforcement to defend personal property owners. He stated that based on the initial draft, a few changes have been made.

Town Attorney Pelagalli explained added to the draft was the information including the affidavit and notice, also paragraph No. 5 pertaining to law enforcement.

Councilman Morelli commented that this legislation makes a lot of sense. This is an issue in some places, and it has been identified and agreed it is incumbent upon the Town Board to be proactive before it becomes more of an issue within our Town. He is in full support.

Darlene McGraw, Halfmoon, thanked the Town for the proposed legislation and is in support.

Public hearing closed at 8:32 PM.

Resolution No. 82 of 2024, a resolution authorizing the rental of thirty-one (31) portable light towers from United Rentals for the July 4<sup>th</sup> celebration at the Clifton Common.

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

WHEREAS, quotes were requested by Daniel Clemens, Director of Buildings, Parks, and Recreation, for portable light tower rentals for the July 4<sup>th</sup> celebration at the Clifton Common, and

WHEREAS, United Rentals, Albany, NY, submitted the lowest conforming quote at a cost not to exceed \$5,452, which includes round-trip delivery of the light towers, and

WHEREAS, Mr. Clemens has recommended the light towers be rented from United Rentals for lighting paths and intersections for egress after the Town's July 4th events; now, therefore, be it

RESOLVED, that the Supervisor is authorized to sign an agreement with United Rentals for the rental of thirty-one (31) portable light towers for the 2024 July 4<sup>th</sup> celebration at the Clifton Common, and be it further

RESOLVED, that the Comptroller is authorized to pay \$5,452 for the rental and round-trip delivery of these thirty-one (31) portable light towers, from account A-7550-52 (General Fund-Festivals-July 4<sup>th</sup> Fest).

ROLL CALL VOTE

Ayes: Councilman Morelli, Councilwoman Reid, Councilman Manir, Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 83 of 2024, a resolution authorizing the rental of eight (8) electronic message boards from Donnelly Construction, Inc. for the 2024 July 4<sup>th</sup> celebration at the Clifton Common.

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

WHEREAS, quotes were requested by Daniel Clemens, Director of Buildings, Parks, and Recreation, for electronic message boards for the July 4<sup>th</sup> celebration at the Clifton Common, and

WHEREAS, Donnelly Construction, Mechanicville, NY, submitted the lowest conforming quote at a cost not to exceed \$5,600, which includes round-trip delivery of the message boards, and

WHEREAS, Mr. Clemens has recommended the message boards be rented from Donnelly Construction, Inc, to be used in various locations throughout Town for traffic and safety messaging regarding the Town's July 4th events; now, therefore, be it

RESOLVED, that the Supervisor is authorized to sign an agreement with Donnelly Construction, Inc., for the rental of eight (8) electronic message boards for the 2024 July 4<sup>th</sup> celebration at the Clifton Common; and be it further

RESOLVED, that the Comptroller is authorized to pay \$5,600 for the rental and round-trip delivery of these eight (8) messages boards, from account A-7550-52 (General Fund-Festivals-July 4<sup>th</sup> Fest).

ROLL CALL VOTE

Ayes: Councilman Morelli, Councilwoman Reid, Councilman Manir,  
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 84 of 2024, a resolution authorizing the rental of thirty-nine (39) golf carts from Satch Sales for the July 4<sup>th</sup> celebration at the Clifton Common.

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

WHEREAS, quotes were requested by Daniel Clemens, Director of Buildings, Parks, and Recreation, for golf cart rentals for the July 4<sup>th</sup> celebration at the Clifton Common, and

WHEREAS, Satch Sales, 63 Broadway, Menands, NY submitted the only conforming quote at a cost not to exceed \$6,320, which includes round-trip delivery of the golf carts, and

WHEREAS, Mr. Clemens has recommended the golf carts be rented from Satch Sales for communication, coordination, and security at the Town’s 4<sup>th</sup> of July events; now, therefore, be it

RESOLVED, that the Supervisor is authorized to sign an agreement with Satch Sales for the rental of thirty-nine (39) golf carts for the 2024 July 4<sup>th</sup> celebration at the Clifton Common; and be it further

RESOLVED, that the Comptroller is authorized to pay \$6,320 for the rental and round-trip delivery of these thirty-nine (39) golf carts, from account A-7550-52 (General Fund-Festivals-July 4<sup>th</sup> Fest).

ROLL CALL VOTE

Ayes: Councilman Morelli, Councilwoman Reid, Councilman Manir,  
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 85 of 2024, a resolution awarding the bid for the preventive maintenance for Town-owned buildings and facilities, pursuant to General Municipal Law Section 103.

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

WHEREAS, Daniel Clemens, Director of Building, Parks and Recreation, advertised for bids for a preventive maintenance service agreement for all Town-owned buildings, across all systems, and for all makes and models of HVAC systems in use by the Town, and

WHEREAS, bids were opened on March 14, 2024, and

WHEREAS, Postler & Jaeckle Corp., 91 Krey Blvd. Rensselaer, NY, submitted the low bid of \$16,430 annually for a three-year term, in response to the bid documents, and

WHEREAS, Mr. Clemens recommends that the contract be awarded to Postler & Jaeckle Corp. as low bidder; now, therefore, be it

RESOLVED, that the bid for the HVAC contract for the preventive maintenance of the HVAC systems in all Town-owned buildings and facilities, be awarded to Postler & Jaeckle Corp., 91 Krey Blvd. Rensselaer, NY, on the basis of their bid, in an amount not to exceed \$49,290 for the term of the contract, and be it further

RESOLVED, that the Supervisor is authorized to execute a contract with Postler & Jaeckle Corp. consistent with the bid documents, for a term of up to three years, and be it further

RESOLVED, that the accounts on the attached Schedule A be charged based on the allocation; and be it further

RESOLVED, that the succeeding years, if continued, shall have the appropriate funds included in each subsequent years' budget.

ROLL CALL VOTE

Ayes: Councilman Morelli, Councilwoman Reid, Councilman Manir, Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 86 of 2024, a resolution authorizing the Town Supervisor to sign an agreement with Collar City Auctions to sell Town equipment declared as surplus.

Introduced by Councilman Manir, who moved its adoption, seconded by Councilwoman Reid.

WHEREAS, Daniel Clemens, Director of Buildings, Parks and Recreation, has requested that Collar City Auctions, Delanson, NY, be used for auctioning Town equipment that has been declared as surplus, and

WHEREAS, the Town Board wishes to authorize an agreement for surplus equipment auction services with Collar City Auctions; now, therefore, be it

RESOLVED, that the Supervisor is authorized to sign the attached agreement with Collar City Auctions, Delanson, NY, for Town surplus equipment auction services.

ROLL CALL VOTE

Ayes: Councilman Morelli, Councilwoman Reid, Councilman Manir, Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 87 of 2024, a resolution authorizing the hiring of 2024 seasonal help for the Buildings and Grounds Department.

Introduced by Councilwoman Reid, who moved its adoption, seconded by Councilman Manir.

WHEREAS, openings exist for seasonal help in the Buildings and Grounds Department, and

WHEREAS, Daniel Clemens, Director of Buildings, Parks and Recreation, has recommended that the individuals listed as seasonal hires for the Buildings and Grounds Department on the attached Schedule A-2, be hired to fill the positions; now, therefore, be it

RESOLVED, that the individuals detailed on the attached Schedule A-2 be hired as 2024 seasonal workers for the Buildings and Grounds Department, at the pay rates noted, effective immediately, to be budgeted as recorded on Schedule A-2.

ROLL CALL VOTE

Ayes: Councilman Morelli, Councilwoman Reid, Councilman Manir,  
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 88 of 2024, a resolution authorizing budget transfers for calendar year 2023, as specified in Schedules A-1, A-2 and A-3.

Introduced by Councilwoman Reid, who moved its adoption, seconded by Councilman Manir.

WHEREAS, the Comptroller has recommended that certain budget adjustments contained in the attached Schedules A-1, A-2 and A-3, be made to address the needs of all funds, as well as other miscellaneous expenditures, as set forth in the three (3) schedules; now, therefore, be it

RESOLVED, that the budget transfers specified in the attached Schedules A-1, A-2 and A-3 be adopted, per the Comptroller’s recommendations.

ROLL CALL VOTE

Ayes: Councilman Morelli, Councilwoman Reid, Councilman Manir,  
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 89 of 2024, a resolution appointing Fred Halley as a Citizen at Large representative to the Clifton Park Citizens Corps Council.

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

WHEREAS, an opening exists for a Citizen at Large representative, and

WHEREAS, the Supervisor recommends Fred Halley to fill the vacancy, and

WHEREAS Mr. Halley has demonstrated his adeptness at his current position as CERT Coordinator for the Town, and will bring valuable experience and leadership skills to the Clifton Park Citizens Corps Council; now, therefore, be it

RESOLVED, that Fred Halley is hereby appointed as a Citizen at Large representative to the Clifton Park Citizens Corps Council, effective immediately, for a one-year term, term to expire December 31, 2024.

ROLL CALL VOTE

Ayes: Councilman Morelli, Councilwoman Reid, Councilman Manir,  
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 90 of 2024, a resolution appointing Lenny Casper to be a member of the Emergency Services Advisory Board (ESAB).

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

WHEREAS, a vacancy exists for a member to the ESAB representing the Jonesville Fire Department, and

WHEREAS, Chief, Bureau of Fire Prevention, John DeSimone, recommends that Lenny Casper, Clifton Park, NY, be appointed as a member to the ESAB, on behalf of the Jonesville Fire Department; now, therefore, be it

RESOLVED, that Lenny Casper be appointed as member of the ESAB, effective immediately, to complete the term ending December 31, 2024.

ROLL CALL VOTE

Ayes: Councilman Morelli, Councilwoman Reid, Councilman Manir,  
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 91 of 2024, a resolution authorizing payment of a paving invoice from Evolution Construction Services, LLC, for paving services not included in the approved 2023 284 Agreement submitted by the Highways Superintendent.

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

WHEREAS, by Resolution No. 100 of 2023, the Town Board awarded the contract to Evolution Construction Services, for 2023 paving services throughout Town, which were to be detailed in the Highways Superintendent's 2023 284 Agreement, and

WHEREAS, by Resolution No. 186 of 2023, the Town Board approved the 2023 284 Agreement submitted by the Highways Superintendent, and

WHEREAS, the outstanding paving invoice from Evolution Constructions Services, in the amount of \$21,183.70, details paving services for Willow Springs Drive, which is a non-approved deviation from the scheduled roads to be paved per the approved 2023 284 Agreement, and a breach of NYS Highway Law, and

WHEREAS, per NYS Highway Law, the Highways Superintendent is personally responsible for non-approved deviations from an approved 284 Agreement, and to date, the Highways Superintendent has refused to personally pay for the Willow Springs Drive paving expense, a non-approved deviation from the 2023 284 Agreement, and

WHEREAS, because of the Highways Superintendent's refusal to personally pay the paving invoice from Evolution Construction Services, the Town is left in a precarious position of owing money to a contractor for services rendered, that were not authorized, and

WHEREAS, the Town Supervisor recommends that the approved 2024 paving contractor for the Town receive a copy of the approved 2024 284 Agreement to provide a check and balance for the Highways Superintendent, who has refused to properly follow the agreement's listing of approved expenditures, and

WHEREAS, the Town Board further stresses to the Highways Superintendent Dahn Bull, that he follows NYS Highway Law and follow the established 284 Agreement; now, therefore, be it

RESOLVED, that the Comptroller is authorized to pay the outstanding invoice from Evolution Construction Services, LLC, for paving services not included in the approved 2023 284 Agreement, in an amount of \$21,183.70, from DA-05110-00030 (Highway Fund-General Repairs Highway-Paving).

ROLL CALL VOTE

Ayes: Councilman Morelli, Councilwoman Reid, Councilman Manir, Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Supervisor Barrett stated he told the Town Board that he would not authorize this expense because it was not a part of the 284 Agreement, but he believes the invoice should be paid.

Councilman Manir questioned the Highways Superintendent if he exceeded the budget? He requested where in the law it states what is said in the resolution about personal responsibility.

Highways Superintendent Bull answered he did not exceed the budget.

Councilman Morelli stated NYS Comptroller provides an Opinion 91-45, speaks to the specific issue and personal liability in the event the 284 Agreement is not followed.

Resolution No. 92 of 2024, a resolution authorizing additional Town road paving, up to \$1,000,000 from the Highway Fund, and amending the Highways Superintendent’s 2024 Paving Budget report, per the proposed Section 284 Agreement.

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

WHEREAS, the Town Board wishes to add funds to the 2024 Highway Paving Budget, for the purpose of including the streets and neighborhoods noted on the attached memorandum; now, therefore, be it

RESOLVED, that authorization is hereby granted to the Comptroller to transfer an amount not to exceed \$1,000,000, from DA-00915 (Highway Assigned Unappropriated Fund Balance) to DA-5110-00030 (Highway-Paving & Blacktop), for the additional paving projects planned for 2024, and be it further

RESOLVED, that the streets shall be paved during the 2024 paving season, using the mill and pave method already specified for all other streets currently named in said agreement, and the Highways Superintendent shall add these streets to the 284 Agreement list for 2024; and be it further

RESOLVED, that the proposed Highway Law §284 Agreement is to be amended accordingly, and the Town Clerk is asked to keep and file a copy of this resolution with the 284 Agreement, when it is approved.

ROLL CALL VOTE

Ayes: Councilman Morelli, Councilwoman Reid, Councilman Manir, Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Councilman Manir questioned if the numbers were run, and if the additional monies would be overbudget?

Highways Superintendent Bull stated he was not consulted.

Supervisor Barrett stated these are suggested items to be considered.

Discussion was held on the approved 285 Agreement and what roads are listed and considered suggestions for the additional funds.

Resolution No.93 of 2024, a resolution proclaiming Saturday, April 27, 2024, as Arbor Day.

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

WHEREAS, in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and

WHEREAS, Arbor Day, April 26th, is now observed throughout the Nation and the world, and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce life-giving oxygen, and provide habitat for wildlife, and

WHEREAS, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products, and

WHEREAS, trees in our Town increase property values, enhance the economic vitality of business areas, and beautify our community, and

WHEREAS, trees, wherever they are planted, are a source of joy and spiritual renewal; now, therefore, be it

RESOLVED, that the Town Board urges all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and be it further

RESOLVED, the Town Board urges all residents to plant trees to gladden the heart and promote the well-being for future generations; and be it further

RESOLVED, the Town Board does hereby declare Saturday, April 27, 2024, as Arbor Day in the Town of Clifton Park, to support efforts to protect our trees and woodlands.

ROLL CALL VOTE

Ayes: Councilman Morelli, Councilwoman Reid, Councilman Manir, Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 94 of 2024, a resolution authorizing the purchase of two (2) plow trucks for Town lands and Highway Department purposes from “Piggyback” Contract through Sourcewell Contract #080818-HPI.

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

WHEREAS, after assessing the needs of the Highway Department, Highways Superintendent Dahn Bull, has recommended the purchase of two trucks with plow body packages, for use by the Highway Department, per the attached, and

WHEREAS, the prices quoted are extended from the Sourcewell Contract #080818-HPI, under the provisions of New York State General Municipal Law Section 103 of the General Municipal Law, which allows one municipality to “piggy-back” off the contracts of another municipality, as long as that contract was let in a manner that constitutes competitive bidding consistent with State law and made available for use by other government entities, and

WHEREAS, General Municipal Law Section 103 has been amended to allow the extension of equipment configurations, and awarded pricing discounts to all political subdivisions in New York State, based upon qualified bid responses to a municipal entity with notice, and

WHEREAS, after reviewing the options available, Mr. Bull has recommended that the pricing from Henderson Products, Inc, Watertown, NY, be accepted for an amount of \$320,130 for each plow truck; now, therefore, be it

RESOLVED, that the Highway Department is authorized to purchase two Western Star 47X Trucks, with Henderson Plow Body and Plow Package, from Henderson Products, Inc., Fisher Road, Watertown, NY, per the attached quote; and be it further

RESOLVED, that the Clifton Park Town Board hereby authorizes the purchase under Sourcewell Contract #080818-HPI, in an amount not to exceed \$640,260, to be paid through the master municipal lease, terms to be determined.

ROLL CALL VOTE

Ayes: Councilman Morelli, Councilwoman Reid, Councilman Manir, Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 95 of 2024, a resolution authorizing the Highways Superintendent to purchase a new 721G Case front end loader and declare equipment as surplus.

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

WHEREAS, the Superintendent of Highways would like to purchase a 2024 721G Case front loader, replacing the current 2006 John Deere 624J front end loader, and

WHEREAS, pursuant to General Municipal Law Sec. 103, the Highway Department held a sealed bid opening on February 27, 2024, in the Clifton Park Town Clerks Office, at 3:00 PM, where two vendors provided bids as seen below,

<u>Vendor</u>	<u>Unit Price</u>	<u>Trade-In</u>	<u>Forks</u>	<u>Total</u>
Monroe Tractor	\$227,000.00	\$43,000.00	\$12,272.00	\$196,272.00
Milton CAT	\$229,432.32	\$35,000.00	\$4,100.00	\$198,532.32

, and

WHEREAS, the Superintendent of Highways recommends the purchase of the lowest qualified bidder, Monroe Tractor, for the 2024 721G Case front end loader; now, therefore, be it,

RESOLVED, that the Town Board Approve the purchase of a 721G Case front end loader for the price of \$227,000, and attachments for \$12,272, from (Hwy-Machinery-Truck) DA-5130-219, from Monroe Tractor, Latham, New York; and be it further

RESOLVED, that the Highway Department Unit #17, the 2006 John Deere 624J front end loader, is surplus property and the Highways Superintendent is authorized to trade it in for the trade value offered in order to reduce the total cost of the Case front end loader and attachments to \$196,272.

ROLL CALL VOTE

Ayes: Councilman Morelli, Councilwoman Reid, Councilman Manir,  
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 96 of 2024, a resolution appointing Megan Babendreier to permanent status as a Recreation Leader and Michael Woerner to permanent status as Director of Parks and Recreation, both appointments, per civil service classification.

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

WHEREAS, Megan Babendreier, Clifton Park, and Michael Woerner, Clifton Park, were both provisionally appointed, per Resolution No. 228 of 2022 and Resolution No. 204 of 2022, respectively, and

WHEREAS, both Ms. Babendreier and Mr. Woerner passed the Civil Service Exam for their respective positions, and will be certified as permanent employees effective April 1, 2024; now, therefore, be it

RESOLVED, that Megan Babendreier and Michael Woerner are hereby appointed as Recreation Leader and Director of Parks and Recreation, respectively, for the Town of Clifton Park, per Civil Service Certification effective April 1, 2024.

ROLL CALL VOTE

Ayes: Councilman Morelli, Councilwoman Reid, Councilman Manir,  
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 97 of 2024, a resolution authorizing Tim Ward and Dig Deep, Inc. to serve alcoholic beverages at a fundraising event to be held at Veterans Memorial Park on August 31, 2024.

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

WHEREAS, Tim Ward and Dig Deep, Inc., are hosting a fundraising softball tournament on August 31, 2024, from 11:30am-6:30pm, and

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

RESOLVED, that Tim Ward and Dig Deep, Inc. are hereby authorized to serve beer and wine at a fundraising softball tournament at Veterans Memorial Park on August 31, 2024, from 11:30am-6:30pm.

ROLL CALL VOTE

Ayes: Councilman Morelli, Councilwoman Reid, Councilman Manir,  
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 98 of 2024, a resolution hiring seasonal Lifeguards, Head Lifeguards and Summer Half-Day and Full-Day Camp staff for the 2024 Summer season.

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

WHEREAS, the Town Board wishes to hire Lifeguards and Head Lifeguards to maintain a safe environment at the Town pools, as well as assist in the management of those pools at Barney Road, Country Knolls and Locust Lane Pools, and

WHEREAS, the Town Board wishes to hire camp staff to operate the Town’s Half-Day and Full-Day Summer Camp program for 2024, and

WHEREAS, the Supervisor has recommended that the list of individuals detailed on the attached Schedules A and B be hired as Lifeguards, Head Lifeguards and Summer Day Camp staff, at the pay rates noted; now, therefore, be it

RESOLVED, that the individuals listed on the attached Schedules A and B shall be hired as Lifeguards, Head Lifeguards and Summer Day Camp staff for the 2024 season, to be paid at the rates noted, and charged to the appropriate accounts as noted.

ROLL CALL VOTE

Ayes: Councilman Morelli, Councilwoman Reid, Councilman Manir,  
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 99 of 2024, a resolution accepting a quote for fencing around the newly constructed Adventure Challenge Course at Collins Park.

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

WHEREAS, a bid request was issued by the Buildings and Grounds Department for a fence installation to secure the Collins Park Adventure Challenge Course and restrict access to authorized personnel and visitors, and

WHEREAS, the lowest conforming quote for the fence installation was submitted by Mariaville Fence, Rexford, NY, in an amount not to exceed \$29,290; now, therefore, be it

RESOLVED, that the Town Board, hereby awards the contract to Mariaville Fence, Rexford, NY, for fencing around the Adventure Challenge Course at Collins Park, at a total cost not to exceed \$29,290, to be charged from A-7621-00200 (General Fund-Project Adventure-Equipment), to be paid from the Parkland Fee reserve account.

ROLL CALL VOTE

Ayes: Councilman Morelli, Councilwoman Reid, Councilman Manir,  
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 100 of 2024, a resolution authorizing the sale of equipment declared surplus by the Town Board and authorizing the Sewer Department to sell the surplus equipment at public auction.

Introduced by Councilman Morelli, who moved its adoption, seconded Councilman Manir.

WHEREAS, Michael O'Brien, Collection System Manager, has identified a 2008 GMC Topkick 5500 with crane and service body, VIN: 1GDE5C3958F412065, as surplus property, and

WHEREAS, based upon the recommendation of Mr. O'Brien, the Town Board declares the 2008 GMC Topkick 5500 as surplus; now, therefore, be it

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

ROLL CALL VOTE

Ayes: Councilman Morelli, Councilwoman Reid, Councilman Manir,  
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 101 of 2024, a resolution renewing Existing Term Easements, pursuant to Section 125-10 C, Conservation Easement Renewals, of the Town Code.

Introduced by Councilwoman Reid, who moved its adoption, seconded by Councilman Manir.

WHEREAS, the Town initiated a Term Conservation Easement Program in 1996, with term easements issued with a minimum 15-year term thereafter, and

WHEREAS, the first term conservation easements issued pursuant to Town Code Chapter 125 expired in 2011, and

WHEREAS, by Resolution No. 100 of 2020, the Town Board adopted Local Law No. 5 of 2020, eliminating the requirement for a public hearing on renewal applications of existing term conservation easements, and

WHEREAS, three applications were received from individual holders of existing conservation easements, expiring in 2024, to renew the existing conservation easement, and

WHEREAS, the individuals and parcels, listed on the attached Schedule A, have applied for renewal of term conservation easements for properties and terms as listed, and

WHEREAS, pursuant to Chapter 125-10 (C) the Town Board wishes to renew all applications for renewal of term conservation easements, as listed on Schedule A; now, therefore, be it

RESOLVED, that the expiring renewal applications submitted to the Assessor, as shown on Schedule A, are hereby renewed.

ROLL CALL VOTE

Ayes: Councilman Morelli, Councilwoman Reid, Councilman Manir,  
Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

No one wished to be heard.

PUBLIC PRIVILEGE 9:18 PM

Nelson Bonesteel, Halfmoon, explained he/his business helped residents recently with picking up their bulk items. He did not get to all the residents completed. No dumping spot was designated for him, as agreed upon in a conversation with the Town. Mr. Bonesteel requested an additional weekend for free dumping at the Transfer Station. He thanked those who were working at each site.

Supervisor Barrett stated there was no affiliation with the Town and Mr. Bonesteel's business. The Town did not hire Mr. Bonesteel to perform this duty.

Councilman Morelli stated he talked with Mr. Bonesteel about residency requirement. No special dumping spot was promised.

Darlene McGraw, Halfmoon, voiced concerns, from a Rexford resident, about excess use of rock salt used on the streets. Suggested term limits on Town Board members and the availability of the 284 Agreement online.

No one else wished to be heard. Public Privilege closed at 9:31 PM.

MOTION BY Councilwoman Walowit, seconded by Councilman Morelli, to adjourn the meeting to the next regular meeting or any other meeting necessary for the conduct of Town business.

Motion carried at 9:32 PM

Teresa Brobston  
Town Clerk