

TOWN OF CLIFTON PARK TOWN BOARD

May 6, 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  
Town Clerk Brobston

Absent: Councilman Manir

Also Present: Town Attorney Pelagalli  
Mark Heggen, Comptroller  
Daniel Clemens, Director of Parks, Buildings & Recreation  
Dahn Bull, Highways Superintendent  
Michael O'Brien, Collection System Manager  
John Scavo, Director of Planning & Zoning  
Norah Hoefer, Communications and Technology Coordinator  
Terri Cook, Animal Control Director  
Robert Rybak, Judge

MINUTES

MOTION by Councilwoman Walowit, seconded by Councilman Morelli, to approve the Town Board meeting minutes of April 15, 2024, as presented.

ROLL CALL VOTE

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

Noes: None

MOTION CARRIED

ANNOUNCEMENTS & COMMUNICATIONS

None

PRESENTATIONS

**2024 HISTORIC PRESERVATION AWARD**-Town Clerk Brobston read Resolution No. 109 of 2024, recognizing the award recipient. Town Historian John Scherer and Historic Preservation Commission Chair Linda Seymour presented Pete Bardunis, Senior Vice President, Community Advancement for Capital Region Chamber, and his team of businesses with the annual award for the continued work performed at the Vischer Ferry Lock 19.

Councilman Morelli presented Mr. Bardunis with a proclamation from the Town of Clifton Park for his dedication to the Town.

**CAPTAIN/CARE LINKS VOLUNTEER OF THE YEAR**-awarded to Mary Alice O'Brien for her volunteer work with senior citizens. Fern Hurley, Associate Executive Director of CAPTAIN and Andy Gilpin, Executive Director, presented the award.

**CAPTAIN/CARE LINKS SENIOR SERVICES GOLDEN INSPIRATION AWARD WINNER-** awarded to Marilou Pries for her volunteer work encouraging senior citizens in life. Fern Hurley, Associate Executive Director of CAPTAIN and Andy Gilpin, Executive Director, presented the award.

**STARPOINT CHURCH PASTOR ROSCOE LILLY-**Pastor Lilly, on behalf of the church's 20<sup>th</sup> year anniversary mission, giving of giving back, is presenting monthly checks to different community organizations who give so much to the community. Pastor presented a donation to the Town for AED devices to be used and located at Town sports fields.

ANNUAL REPORT OF THE CLIFTON PARK HISTORIAN 2023-Historian John Scherer reported on last year's archaeological digs, the creation of an hour long video on the Vischer Ferry Historic District, an art exhibit of Clifton Park's historic buildings and sites, historic markers added to the Town, walking and bicycle history tours, school programs and Coburg Village presentations, Eric Canal low bridge, annual conferences attended and his participation with the CP Historic Preservation Commission, Mohawk Towpath Federal Byway and the Friends of Grooms Tavern and meetings for the upcoming celebrations. Clerk's note: see attached for additional information.

Supervisor Barrett MOVED for the Town Board, Town Attorney, Town Clerk and Caryl Huggs, HR Representative, to go into Executive Session to discuss a personnel matter, seconded by Councilman Morelli. All yes. MOTION CARRIED 7:49 p.m.

Councilman Morelli MOVED to return to the regular Town Board meeting, seconded by Councilwoman Reid, All yes. MOTION CARRIED. Town Board returned to the regular Town Board meeting at 8:05 p.m. No action was taken during the Executive Session.

#### RESOLUTIONS

Resolution No. 104 of 2024, a resolution to retain MJ Engineering and Land Surveying, PC, for professional engineering services to evaluate the feasibility of a water district to serve certain properties adjacent to Kinns Road and NYS Route 9, in accordance with Article 12A of Town Law.

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

WHEREAS, the Town Board wishes to explore the feasibility of establishing a new water district to include properties along the west side of Route 9, from the Chrysler, Dodge, Jeep, Ram Dealership at 1780 NYS Route 9, northerly to Synergy Park, at the corner of Kinns Road and NYS Route 9, and

WHEREAS, MJ Engineering and Land Surveying has proposed a scope of work and cost estimates to explore the costs associated with the formation of a new water district, and will present those findings at a public meeting; now, therefore, be it

RESOLVED, that the Town Board hereby authorizes MJ Engineering and Land Surveying, to provide professional engineering services a map, plan and report for the creation of a new water district within the project area, and to conduct a public meeting to provide an overview of the contemplated water district, in accordance with Article 12A of Town Law, at a cost not to exceed \$6,000; and be it further,

RESOLVED, that the Comptroller is authorized to offset the costs of the scope of work to be paid from budget line-item expenditure account A-01440-00135 (General Fund-Engineering-Engineering).

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Manir

DECLARED ADOPTED

Resolution No. 105 of 2024, a resolution scheduling a public hearing to consider an amendment to Chapter 125-6 of Town Code, to update and streamline the procedure for the consideration and recommendations on applications for term conservation easements.

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

WHEREAS, the Town maintains a temporary Conservation Easement program, which authorizes reduced assessments on real property with significance to the Town’s commitments to Historic Preservation, Open Spaces and Farmland Protection, for a certain term in each case, and

WHEREAS, pursuant to the Real Property Tax Law, the taxable status of each property must be finalized by March 1 of each tax year, and

WHEREAS, the Town Board wishes to consider a proposal to streamline the procedure for the evaluation of applications for all such term conservation easements, pursuant to Chapter 125 of the Town Code, and

WHEREAS, the proposal would authorize the Town Clerk to forward all applications for such term conservation easements to the Open Space Coordinator and Planning Department for consultation with the Historic Preservation Commission, the Open Space, Rivers and Trails Committee, as the case may be, as well as with all appropriate staff, for evaluation and recommendation to the Town Board on a timely basis each year, and

WHEREAS, the Town Board wishes to schedule a public hearing on the proposal to amend provisions of Chapter 125 of the Town Code, to authorize referral of applications for term easements to the Open Space Coordinator and Planning Department as each application is received, to obtain public comment upon the proposal: now, therefore, be it

RESOLVED, that the Town Board hereby schedules a public hearing for May 20, 2024, at 7:02 pm on a proposal to amend Town Code Chapter 125-6; and be it further

RESOLVED, that the Town Clerk is directed to publish appropriate notice of the same.

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Manir

DECLARED ADOPTED

Resolution No. 106 of 2024, a resolution adopting a local law amending Chapter 73 of the Town Code to add Article IV- Residential Property, to authorize enforcement of owner or leaseholder rights against squatters on their property.

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

WHEREAS, a public hearing was held on April 15, 2024, at 7:08pm, on a proposal to authorize enforcement of owner of leaseholder rights against squatters on their property to the maximum extent authorized by Municipal Home Rule Law § 10, and

WHEREAS, members of the public were provided an opportunity to speak in favor or against the proposal, and no comments were made, and

WHEREAS, the Town Board wishes to provide local code enforcement, as well as law enforcement, with procedures to investigate and to provide remedy to owners of real property within the Town, and to protect such owners against unauthorized occupants of their residential property; now, therefore, be it

RESOLVED, that the Town Board hereby adopts Local Law No. 3 of 2024, a local law to amend Chapter 73 of the Town Code, as attached.

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Manir

DECLARED ADOPTED

Supervisor Barrett stated this legislation will protect property owners in Clifton Park. He explained the Saratoga County Board of Supervisors is also proposing similar legislation to protect all County residents. The Town Law does not preempt New York State Law in any way. This legislation has nothing to do with landlords or tenant law. He stated this law will have an affidavit that can be exercised by the property owner as intended to have everything in writing and provides law enforcement or municipality to have a legal document and reference and check reference records. He stated it is important to have this legislation that is simple, concise and easy to understand and quickly enforceable.

Councilwoman Reid agreed with the legislation and grateful to take a stand with these issues for the protection of property owners of Clifton Park.

Attorney Pelagalli explained this law is necessary due to NYS law protecting people who have been illegally on certain premises. Research confirms both courts and law enforcement misinterpret NYS Law and afford rights to people who are illegally on other properties. This legislation will address certain circumstances where people who are illegally in a dwelling and have never had a right to be in the dwelling. He stated two Appellate courts have rendered decisions consistent with the proposed legislation.

Resolution No. 107 of 2024, a resolution authorizing the renewal of a memorandum of agreement with Shenendehowa Nordic Ski Club.

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

WHEREAS, the Town owns Kinns Road Park and Garnsey Park as park properties which are popular with hikers, runners and cross country (Nordic) skiers during winter seasons, and

WHEREAS, the Town acquired Garnsey Park in 2005-2007, and dedicated the land as public parkland by Resolution No. 249 of 2007, and

WHEREAS, the Shenendehowa Nordic Club has acquired specialized equipment, including a snow mobile, sled, groomer, and trailer to transport equipment for, the purpose of grooming cross-country ski trails without conflict with other uses, and

WHEREAS, the Club utilized their equipment and manpower since the 2017-2018 winter season to expand trail grooming to Garnsey Park, as well as Kinns Road Park, to provide additional opportunities for cross-country skiers, ski teams, snowshoers, and walkers alike, pursuant to an agreement approved by Resolution No. 18 of 2018, and

WHEREAS, the Town Board supports the Shenendehowa Nordic Club’s volunteer efforts and activities which provide additional opportunities for outdoor recreation at Garnsey Park and Kinns Road Park, and wishes to re-new the agreement with the Club for an additional three-year term; now, therefore, be it

RESOLVED, that the Supervisor is authorized to execute the attached Memorandum of Agreement with the Shenendehowa Nordic Club for trail grooming services for ski seasons through March 2027.

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Manir

DECLARED ADOPTED

Resolution No. 108 of 2024, a resolution to authorize the Town Supervisor to execute the attached Revocable License Agreement with William Losert for the 2024 farming season.

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

WHEREAS, by Resolution No. 114 of 2013, the Town Board authorized the Supervisor to enter into a Real Estate Purchase Contract with Arnold and Kathleen Carrese for the Mooney Carrese Forest, and

WHEREAS, the Town acquired the Mooney Carrese Forest on May 3, 2013, and

WHEREAS, the Purchase Contract with the Carrese Family contemplated a revocable license on a portion of the property for farming and maintenance purposes, and

WHEREAS, the Town Board is willing to grant a revocable one year license to William Losert, to allow for the harvesting of corn and other produce, and for the seasonal brush-hogging of the meadow area on the property, as shown on Exhibit A of the attached License Agreement, on terms and conditions specified within the License Agreement; now, therefore, be it

RESOLVED, that the Supervisor is authorized to execute the attached Revocable License Agreement with William Losert for the 2024 farming season.

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Manir

DECLARED ADOPTED

Resolution No. 109 of 2024, a resolution announcing the 2024 Historic Preservation Annual Award.

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

WHEREAS, Pete Bardunias, Senior Vice President of the Capital District Chamber of Commerce, has led members of the Chamber in creating a picnic and rest area, as well as a kayak launch, at the site of the Town’s first settlement, Fort’s Ferry, in the Vischer Ferry Nature and Historic Preserve, and

WHEREAS, this attractive and scenic spot on the Mohawk River now has four picnic tables and barbecue stands, as well as several Adirondack chairs overlooking the river, and

WHEREAS, the site is also well maintained by Mr. Bardunias and the Chamber, as is the area around Historic Lock 19, year-round, and

WHEREAS, Mr. Bardunias and his team have enriched our community by adding these amenities to one of our historical treasures for use by residents, and his dedication to our Town, the residents and the preservation of its historical sites and open spaces has had a significantly positive impact on Clifton Park, and

WHEREAS, Mr. Bardunias is a true partner to Clifton Park and his efforts to improve the quality of life for its residents is truly exemplary and appreciated; now, therefore, be it

RESOLVED, that the Historic Preservation Commission and the Clifton Park Town Board hereby award the 2024 Historic Preservation Award to Pete Bardunias for the efforts and improvements he and his team from the Capital District Chamber of Commerce put forth to preserve and protect the Town’s picnic and rest area, as well as the kayak launch, at Fort’s Ferry in the Vischer Ferry Nature and Historic Preserve.

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Manir

DECLARED ADOPTED

Resolution No. 110 of 2024, a resolution accepting proposals from T&J Electrical Associates, Inc., Clifton Park, NY and DLC Electric, LLC, Troy, NY, for the electrical repair and maintenance of Town-owned streetlights.

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

WHEREAS, in December of 2020, the Town Board completed acquisition of streetlights within the Town from both National Grid and NYSEG, and

WHEREAS, the Town’s removal and replacement of all such lights is complete, with the successful installation of LED lights by Executive Electric, under subcontract to Siemens, Inc., and

WHEREAS, to provide the capability to identify, service and repair components of the newly acquired streetlights, including underground wiring as necessary, Daniel Clemens, Director of Buildings, Parks & Recreation circulated a Request for Proposals to qualified electrical contracting firms, with the goal of awarding first responder electrical work to one or more qualified electrical contractors at established hourly rates, on both an emergent and non-emergent basis, and

WHEREAS, T&J Electrical Associates, Clifton Park, submitted the lowest conforming quote, in categories as listed on the attached quote cover sheet, and

WHEREAS, DLC Electric, LLC, Troy, NY, submitted the second lowest conforming quote, in the same categories as listed on the attached quote cover sheet; now, therefore be it

RESOLVED, that the Town Board authorizes Daniel Clemens, Buildings, Parks & Recreation Director to retain T&J Electrical Associates, and DLC Electric at hourly rates quoted, to perform first responder electrical services to locate, diagnose and perform repair and maintenance services, as needed for the Town’s LED streetlight system, and attachments, at an estimated cost of \$60,000; and be it further

RESOLVED, that the Comptroller is authorized to compensate services rendered pursuant to purchase orders issued by Mr. Clemens from account SL-5182-24 (Lighting District – Lighting District – General Maintenance) to be transferred from SL-5182-5 (Lighting District – Lighting District – Utilities).

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Manir

DECLARED ADOPTED

Resolution No. 111 of 2024, a resolution authorizing the sale of equipment declared surplus by the Town Board and authorizing the Buildings and Grounds Department to sell the surplus equipment at public auction.

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

WHEREAS, Director of Buildings, Parks, and Recreation Daniel Clemens, has identified items within the Department, noted on the attached Schedule A, as surplus property, and

WHEREAS, based upon the recommendation of Mr. Clemens, the Town Board declares the items on Schedule A as surplus; now, therefore, be it

RESOLVED, that the Town Board authorizes the Buildings and Grounds Department to sell the surplus equipment, noted on the attached Schedule A, as is, through an upcoming online public auction.

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Manir

DECLARED ADOPTED

Resolution No. 112 of 2024, a resolution authorizing the purchase of compact excavating equipment for the Buildings and Grounds Department.

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

WHEREAS, Director of Buildings, Parks & Recreation Daniel Clemens, requested authorization to purchase excavating equipment for Town-owned lands and parks, and

WHEREAS, Bobcat of Schenectady, Burnt Hills, NY, has the Bobcat E32 mini-excavator Power-Tilt PTX3 attachment, per the attached quote, at a total cost not to exceed \$5,349 for purchase under Sourcewell Contract #040319-CEC, and

WHEREAS, Mr. Clemens has recommended the equipment be purchased from Bobcat of Schenectady, pursuant to the Sourcewell Contract identified above; now, therefore, be it

RESOLVED, that the Town Board hereby authorizes the Director of Buildings, Parks & Recreation to purchase the Power-Tilt PTX3 mini excavator from Bobcat of Schenectady, to be paid in a total amount not to exceed \$5,349 from A-7110-200 (General Fund- Buildings & Grounds- Equipment).

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Manir

DECLARED ADOPTED

Resolution No. 113 of 2024, a resolution authorizing the transfer of Zacariah DiRenzo to the Buildings & Grounds Department.

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

WHEREAS, a vacancy exists in the Buildings & Grounds Department for a laborer, and

WHEREAS, Zacariah DiRenzo, Recreation Attendant with the Clifton Park Senior Community Center, has applied for the position, and

WHEREAS, Director of Buildings, Parks & Recreation, Daniel Clemens, has recommended that the Board approve the transfer of Zacariah DiRenzo to the Buildings & Grounds Department, and

WHEREAS, Mr. DiRenzo is eligible for the transfer and has demonstrated the skills necessary for the position; now, therefore, be it

RESOLVED, that Zacariah DiRenzo be transferred to the Buildings & Grounds Department to be compensated at Grade 3, Step 2, Year 2, effective immediately; and be it further

RESOLVED, that the Comptroller is authorized to transfer \$30,220, per the attached schedule.

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Manir

DECLARED ADOPTED

Resolution No. 114 of 2024 a resolution authorizing the hiring of Mike Spulnick as a 2024 seasonal laborer for the Buildings and Grounds Department.

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

WHEREAS, an opening exists for a seasonal laborer in the Buildings and Grounds Department, and

WHEREAS, Daniel Clemens, Director of Buildings, Parks and Recreation, has recommended that Mike Spulnick be hired to fill the position; now, therefore, be it

RESOLVED, that Mike Spulnick be hired as a laborer for the Buildings and Grounds Department for the summer of 2024, to be paid at \$18/hr, effective immediately, and to be budgeted from A-07110-E4000 (General Fund-Building & Grounds-Part-time Laborer).

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Manir

DECLARED ADOPTED

Resolution No. 115 of 2024, a resolution awarding the contract for landscape work in the Longkill I Park District to two lawn services to take over and continue the agreement the Town had with Greg's Seasonal Services, through the 2026 season.

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

WHEREAS, by Resolution No. 270 of 2021, the Town Board, as Commissioners of the Longkill I Park District, awarded the contract for landscape and field maintenance work for the Park District to Greg's Seasonal Service, through the 2026 season, and

WHEREAS, due to the unfortunate passing of the owner of Greg's Seasonal Service, the company is unable to continue the seasonal landscape work for Longkill I Park District, and

WHEREAS, Director of Buildings, Parks & Recreation Daniel Clemens, requested new quotes for seasonal landscape work for the Park District, including various landscaping services for the Country Knolls Pool area, ball fields at Martin Jewitt Park, sign beautification and maintenance, as well as, spring and fall cleanup, and

WHEREAS, the lowest conforming quote for the landscaping services and spring and fall cleanup in the Country Knolls Pool area, was submitted by A to Z Property Management, 12 Burning Bush Blvd, Ballston Lake, NY, at an annual cost not to exceed \$14,500, and

WHEREAS, the lowest conforming quote for landscaping services for the Martin Jewitt Park ball fields and Dutch Meadow Estates entry, and spring and fall cleanup, was submitted by Curb Appeal Property Services, Burnt Hills, NY, at an annual cost not to exceed \$16,000, and

WHEREAS, A to Z Property Management is known to the Town to provide competent and timely landscaping services and Curb Appeal Property Services comes highly recommended from Buildings and Grounds personnel; now, therefore, be it

RESOLVED, that the Town Board, as Commissioners of the Longkill I Park District, hereby awards the contract to A to Z Property Management, Ballston Lake, NY, for landscape and field maintenance work at the Longkill 1 Park District, specifically for the Country Knolls Pool area, at a cost not to exceed \$14,500, for each season through the 2026 season, to be budgeted from SP5-07123-00024 (Longkill 1 Park District – Longkill I – General Maintenance), and be it further

RESOLVED, that the Town Board, as Commissioners of the Longkill I Park District, hereby awards the contract to Curb Appeal Property Services, for landscape and field maintenance work at Longkill I Park District, specifically for the ball fields at Martin Jewitt Park and the Dutch Meadow Estates Entry, at a cost not to exceed \$16,000 for each season through the 2026 season, to be budgeted from SP5-07123-00024 (Longkill I Park District-Longkill-General Maintenance); and be it further

RESOLVED, that the subsequent years shall be budgeted in the appropriate year.

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Manir

DECLARED ADOPTED

Resolution No. 116 of 2024, a resolution awarding the contract for Fireworks for the Town of Clifton Park’s 4th of July celebration to Santore’s World Famous Fireworks and authorizing the Supervisor to sign the Agreement for same.

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

WHEREAS, bids were solicited for the annual 4<sup>th</sup> of July fireworks display and opened on April 6, 2023, and

WHEREAS, Santore’s World Famous Fireworks, P.O. Box 687, Stillwater, New York, has submitted the sole quote, in the amount of \$20,000, for a twenty-minute musically choreographed pyrotechnic display, and

WHEREAS, Santore’s Fireworks has successfully staged the fireworks display for the Town’s 4<sup>th</sup> of July celebration for several years, and the price quote for the show is in line with prior years, and

WHEREAS, Michael Woerner, Director of Parks and Recreation, has recommended that the quote of Santore’s World Famous Fireworks in the amount of \$20,000 be accepted; now, therefore, be it

RESOLVED, that the bid for the 4th of July Fireworks display be awarded to Santore’s World Famous Fireworks, Schaghticoke, New York, at a cost not to exceed \$20,000, as budgeted from (A-7550-00052) (General Fund- Festivals-July 4th Fest); and be it further

RESOLVED, that the Supervisor is hereby authorized to sign an agreement reflecting the above terms, subject to review and approval of the Agreement by the Town Attorney.

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Manir

DECLARED ADOPTED

Resolution No. 118 of 2024, a resolution hiring Project Adventure to conduct a training program for Parks & Recreation seasonal camp staff, to educate them on the new Adventure Challenge Course installed at Collins Park, and to authorize a transfer from Contingency.

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

WHEREAS, the Town Board wishes to retain Project Adventure, who designed and installed the new course, to train 2024 Seasonal Camp Staff who are assigned to work the course, and

WHEREAS, the Town Supervisor has recommended that Project Adventure be retained to conduct a training program to be held at Collins Park on June 22, 23, 27 and 28, 2024, for Adventure Challenge Course seasonal camp staff; now, therefore, be it

RESOLVED, that authorization is hereby granted to hire Project Adventure, Beverly, MA, to conduct a four (4) day training program on June 22, 23, 27 and 28, 2024, for seasonal camp staff hired to work the new Adventure Challenge Course at Collins Park, at a cost not to exceed \$10,900, to be paid from A-07621-00001 (General Fund-Project Adventure-Training & Conferences), with a transfer from Contingency, A-01990-00015.

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Manir

DECLARED ADOPTED

Resolution No. 119 of 2024, a resolution declaring a public emergency, pursuant to General Municipal Law Section 103(4) within Clifton Park Sewer District #1.

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

WHEREAS, Clifton Park Sewer District #1 suffered a failure of the sewer main on Val de Penas from February 16- March 8, 2024, and

WHEREAS, Section 103(4) of the NYS General Municipal Law provides that in cases of an emergency situation arising from unforeseen circumstances affecting public buildings or the health or safety of its inhabitants, the Town Board may authorize the purchase of service, material and equipment without competitive bids, and

WHEREAS, Michael O'Brien, Collection System Manager, engaged Peter Luizzi & Bros. Contracting, Inc, for the repair work at the sewer main break on an emergency basis, pursuant to an invoice for \$225,816, dated 04/10/2024 attached; now, therefore, be it

RESOLVED, that the Town Board determines that the resulting damage due to the sewer main collapse on February 16- March 8, 2024, at Val de Penas, constituted an emergency for procurement purposes under Section 103(4) of General Municipal Law; and be it further

RESOLVED, that the Comptroller is authorized to pay the amount of \$225,816 to Peter Luizzi & Bros, Inc., G7-00915 (Clifton Park Sewer District #1 - Assigned Fund Balance) and transfer to G7-08111-00021 (Clifton Park Sewer District #1 - Sewer Contractual-Emergency Repairs).

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Manir

DECLARED ADOPTED

Resolution No. 120 of 2024, a resolution contracting for paving services to repair the road damaged in the Town sewer emergency that occurred within Clifton Park Sewer District #1.

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

WHEREAS, Clifton Park Sewer District #1 suffered a failure of the sewer main on Val de Penas from February 16- March 8, 2024, and

WHEREAS, due to this sewer main failure, a portion of Val de Penas requires repaving, and

WHEREAS, Collection System Manager Michael O'Brien, wishes to piggyback off of paving services contract 24-PWPSR-46R, a contract entered into by the County of Saratoga, to pave and repair the portion of Val de Penas that was damaged in the sewer main failure, and

WHEREAS, quotes in the attached submission from the Collection System Manager are not exact, as tonnage, time, and unforeseen issues may arise affecting the quote; now, therefore, be it

RESOLVED, that the Collection System Manager is authorized to enter a piggyback agreement with Evolution Construction Services, Mechanicville, NY, per Saratoga County Contract 24-PWPSR-46R, in an amount not to exceed \$43,697, with invoices to be paid from G7-00915 (Clifton Park Sewer District #1-Assigned Fund Balance) and transfer to G7-08111-00021 (Clifton Park Sewer District #1-Sewer Contractual-Emergency Repairs).

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Manir

DECLARED ADOPTED

Resolution No. 121 of 2024, a resolution hiring seasonal laborers for the 2024 Summer season at the Clifton Park Highway Department.

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

WHEREAS, Dahn Bull, Highways Superintendent, wishes to hire seasonal laborers for the 2024 Summer season, and

WHEREAS, Mr. Bull has recommended the hiring of the following individuals at the stated rates:

<u>Name</u>	<u>Address</u>	<u>Rate</u>
Jason Aubrey	Clifton Park	\$17.00/hr.
Gregory George	Clifton Park	\$17.00/hr.
Michael Gessler	Rexford	\$16.50/hr.

now, therefore, be it

RESOLVED, that the individuals listed above be hired as summer seasonal laborers, to be paid the hourly rates stated from account DA-05110-E4000 (Highway Fund-General Construction-Part-time Laborers).

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Manir

DECLARED ADOPTED

Highways Superintendent Bull questioned why one person was pulled from the resolution and would like that person/Rafe to be put back on for approval. The person is currently attending BOCES for heavy equipment operations and these are the kinds of people we what for the jobs.

Supervisor Barrett answered, the Town Board has a long-standing policy of not hiring Town employee family for seasonal jobs.

Resolution No. 122 of 2024, a resolution authorizing the Highways Superintendent to retain Precision Trenchless, LLC, to perform sliplining of a damaged stormwater pipe at the intersection of Clifton Park Center Road and Clifton Country Road.

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

WHEREAS, Highways Superintendent Dahn Bull, has requested authorization to accept a proposal for sliplining process to be performed on a damaged stormwater pipe under the intersection of Clifton Park Center Road and Clifton Country Road, and

WHEREAS, pursuant to General Municipal Law Section 103 (16), municipalities in New York are authorized to “piggyback” from competitively bid contracts of other municipalities within the state, so long as the bid process from the original contracting entity was conducted through a sealed bid process pursuant to the statute, and the bid notice provided for such piggybacking, and

WHEREAS, the Highway Department has now requested authorization to enter a contract with Precision Trenchless, LLC, Schenectady, NY, using the piggyback option from the 2023 Contract #0010984 of Onondaga County, attached, whose bids were opened on November 1, 2023, with prices valid January 1, 2024, through December 31, 2024, according to bid documents and correspondence reviewed from the Onondaga County Division of Purchase, and

WHEREAS, according to information provided by the Highways Superintendent, Precision Trenchless has provided quotes in the amount of \$22,652 for sliplining pipes, per Exhibit A, using unit prices as bid in the Onondaga contract; now, therefore, be it,

RESOLVED, that the Highways Superintendent is authorized to execute a contract with Precision Trenchless, LLC for a total amount not to exceed \$22,652 from DA-05110-00037, (Highway Fund-Highway Construction-Paving-Slip Lining).

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Manir

DECLARED ADOPTED

Resolution No. 123 of 2024, a resolution authorizing payment to Precision Trenchless LLC for emergency stormwater repairs.

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

WHEREAS, Highway Superintendent, Dahn Bull, determined that three stormwater trunklines throughout Clifton Park were in need of immediate repairs, and

WHEREAS, the locations where these projects were implemented are as follows:

Location	Diameter	Length	Cost
30 Berkshire Drive	15"	141 Feet	\$23,679.48
11 Woods Way	18"	Point Repairs	\$29,916.00
29 Stonegate Road	18"	104 Feet	\$12,746.24

and,

WHEREAS, Precision Trenchless LLC, were available and had the materials to perform ultraviolet cured in place pipe repairs and point repairs on the above-mentioned locations, and

WHEREAS, pursuant to General Municipal Law Section 103(4), these three incidents were emergencies due to the fact that "the life, health, safety or property of the inhabitants of a political subdivision or district therein, require immediate action"; now, therefore, be it

RESOLVED, that the Comptroller is authorized to pay Precision Trenchless, LLC, \$66,341.72 from DA-5110-037 (Highway-General Repairs Paving/Sliplining) to cover the cost of repairs for stormwater systems in Sherwood Forest, Stone Gate, and the Woods Edge neighborhoods.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 124 of 2024, a resolution authorizing the Superintendent of Highways to promote Marc McCune within the Highway Department.

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

WHEREAS, there is a vacancy for Working Supervisor and one employee has met the credentials, licensing, and experience to be promoted within the Highway Department, and

WHEREAS, Highways Superintendent Dahn Bull, wishes to promote Marc McCune to Working Supervisor, and

WHEREAS, Mr. McCune, Ballston Spa, NY, who holds a Class B license, will be promoted to grade 7, step 1, to be paid at a rate of \$32.75/hr, and

WHEREAS, Mr. McCune has over 13 years in highway maintenance experience, while successfully and effectively filling the vacancy of Working Supervisor for the last several months; now, therefore, be it

RESOLVED, that the Town Board authorizes the promotion of Marc McCune to the title above, to be paid based on the attached schedule.

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Manir

DECLARED ADOPTED

Resolution No. 125 of 2024, a resolution appointing Darlene Sharron as a part-time Confidential Court Clerk to the Honorable Robert Rybak.

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

WHEREAS, an opening exists for a Confidential Court Clerk due to the resignation of Christina Woodard on May 1, 2024, and

WHEREAS, the Justice Court wishes to hire a part-time clerk until a full-time clerk can be appointed, and

WHEREAS, both Town Justices have recommended that Darlene Sharron, Rexford, NY, be appointed as the part-time Confidential Court Clerk to the Honorable Robert Rybak in the Clifton Park Town Court; now, therefore, be it

RESOLVED, that Darlene Sharron is hereby appointed as the part-time Confidential Court Clerk to the Honorable Robert Rybak in the Clifton Park Town Court at a Grade 5, Step 1, \$26.69/hour, to begin work on May 8, 2024, from A-1110-E1110 (General Fund – Justice Court – Part-time Court Clerk).

ROLL CALL VOTE

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

Noes: None

Absent: Councilman Manir

DECLARED ADOPTED

No one wished to be heard.

PUBLIC PRIVILEGE 8:50 PM

Joanne Coons, Balsam Way, explained she recently applied for a Conservation Easement and explained some confusion she experienced, to help the process become better. She requested better definitions of what applicants can and cannot do with the property after receiving an easement.

Michael Florio, Nadler Rd, representing and member of Saratoga County CSEA, voiced concerns with a possible failing system concerning employment.

Supervisor Barrett stated Mr. Florio's concerns are County issues not with Town CSEA.

Teress Italian, Niskayuna, employee of CSEA, stated the residents of Clifton Park rely on the services and are affected by this impasse with the Union.

No one else wished to be heard. Public Privilege closed at 9:02 PM

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

Motion carried at 9:03 PM

Teresa Brobston  
Town Clerk