

TOWN OF CLIFTON PARK TOWN BOARD

September 16, 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  
Judge Robert Rybak, Clifton Park Town Judge  
Jim Ryan, Highway Maintenance Supervisor  
Norah Hofer, Communications and Technology Coordinator

MINUTES

MOTION by Councilwoman Walowit, seconded by Councilman Morelli, to approve the Town Board minutes of September 3, 2024, as presented.

ROLL CALL VOTE

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

Noes: None

MOTION CARRIED

ANNOUNCEMENTS & COMMUNICATIONS

Councilwoman Walowit announced the recent Farm Fest was a great success. She thanked Jennifer Viggiani, Open Space Coordinator, for presenting to the residents' information on the Agricultural & Farmland Protection Plan. Thank you to the gracious hosts who participated.

Supervisor Barrett thanked all the farms and partnerships who participated in Farm Fest. He stated Agriculture is still the No. 1 segment of our economy in Saratoga County and our culture in Clifton Park.

RESOLUTIONS

Resolution No. 215 of 2024, a resolution adopting a local law amending Chapter 208-95 of the Town Code, relative to the 110% clear zone and procedure for communication towers and structures.

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

WHEREAS, the Town Board scheduled and held a public hearing on Tuesday, September 3, 2024 at 7:02pm on a proposal to modify the definition of the one-hundred-ten-percent (110%) clear zone and the required clear zone for communication towers and structures, and

WHEREAS, the Town Board wishes to amend the definition of the 110% clear zone in Chapter 208-95 B, to include “parcels and structures as set forth in § 208-95 E (3)(j)” as noted on the attached, and

WHEREAS, the Town Board wishes to amend and add to the procedures noted for communications towers or structures in Chapter 208-95 E(3)(j), as noted on the attached; now, therefore, be it

RESOLVED, that the Town Board hereby adopts Local Law No. 8 of 2024, effective immediately, to amend Chapter 208-95 B and E(3)(j), as attached; 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, Councilman Manir, Councilwoman Walowit, Supervisor Barrett

Noes: None

DECLARED ADOPTED

Resolution No. 216 of 2024, a resolution approving an agreement for payment in lieu of taxes with Kruger Energy Bhatti Solar, LLC.

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

WHEREAS, § 487(9) of the New York State Real Property Tax Law (RPTL), authorizes municipalities to enter into Payment in Lieu of Tax Agreements (PILOTS) with solar energy developers within each taxing jurisdiction, under certain circumstances, and

WHEREAS, on November 20, 2023, Kruger Energy Bhatti Solar, LLC applied for site plan and special use approval for construction of a solar energy project at 77 Nott Road, totaling 4.0 MW capacity (AC), and

WHEREAS, the Planning Board approved the Site Plan and Special Use Permit application for the project on December 12, 2023, and

WHEREAS, the Town Board wishes to enter into a PILOT agreement with Kruger Energy Bhatti Solar, LLC, pursuant to RPTL § 487(9) for the lease area designated for the project, as described in Exhibit A of the agreement; now, therefore, be it

RESOLVED, that the Supervisor is authorized to execute the attached PILOT Agreement with Kruger Energy Bhatti Solar, LLC, in the amount of \$2,500 per megawatt AC of capacity, annually, with 2% annual increases, for a 15-year term.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 217 of 2024, a resolution to authorize the purchase of a Ricoh CP IMC 2150 copier from Electronic Business Products.

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

WHEREAS, the Superintendent of Highways, Dahn Bull, has requested that a new copier/printer be purchased for use by the Highway Department, and

WHEREAS, Electronic Business Products has submitted a quote for a Ricoh CP IMC 2150 copier in an amount not to exceed \$3,452, through NYS Contract PM68134; now, therefore, be it

RESOLVED, that the Superintendent of Highways is authorized to purchase a Ricoh CP IMC 215 copier from Electronic Business Products, at a cost not to exceed \$3,452; and be it further

RESOLVED, that the Comptroller is authorized to transfer \$3,452 from A-05132-00200 (General Fund – Garage – Equipment) to A-05010-00200 (General Fund – Highway Administration – Equipment).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 218 of 2024, a resolution adopting the 2024 Adventure Challenge Course Rental Rate Schedule for short-term use of the town-owned facility at Collins Park.

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

WHEREAS, Michael Woerner, Director of Parks & Recreation, has recommended that the rental rate schedule be increased for short-term use of the newly renovated Adventure Challenge Course at Collins Park, and

WHEREAS, the adjusted rental rates are for half-day rentals and are detailed in the attached Schedule A; now, therefore, be it

RESOLVED, that the Town Board adopts the attached 2024 Rental Rate Schedule for the Collins Park Adventure Challenge Course, a schedule to be used by the Department of Parks & Recreation.

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Resolution No. 219 of 2024, a resolution to authorize the purchase of Dell personal computers for Town Hall under New York State Contract.

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

WHEREAS, the Town has been updating its information technology and processes throughout Town Hall to improve access to information and applications for residents, employees, and officials, and

WHEREAS, the Town Board wishes to authorize the purchase and installation of updated personal computers (PC's) in Town Hall, as the current PC's run on Windows 10, which will cease to be supported as of October 2025, and

WHEREAS, ABS Solutions, the Town's IT Consultant, has provided a quote for Dell PC's, available under NYS Umbrella Contract PM20820, which will provide the Town Hall with PC's that will run on Windows 11; now, therefore, be it

RESOLVED, that the Town is authorized to purchase up to thirty (30) personal computers, either desktops or laptops, from State Contract PM20820, and have them installed and configured, at a cost not to exceed \$55,100; and be it further

RESOLVED, that the Comptroller is authorized to transfer \$55,100 from A-914 (Unassigned Fund Balance) to A-1620-200 (General Fund – Town Hall Operations – Equipment).

ROLL CALL VOTE

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

Noes: None

DECLARED ADOPTED

Supervisor Barrett stated the Town needs to upgrade the hardware based on the updated software. Improvements to be phased in.

Resolution No. 219 of 2024, a resolution authorizing the Clifton Park Town Court to submit an application for a Justice Court Assistance Program grant to purchase electronic equipment and office furniture.

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

WHEREAS, it is becoming routine for court proceedings to require the use of electronic devices to display exhibits on a screen that can be seen by all parties, and

WHEREAS, the Clifton Park Town Court is in need of a television and computer hardware to display such exhibits, and

WHEREAS, the Clifton Park Town Court also needs a stand-alone copy machine, and

WHEREAS, the Clifton Park Town Court requires six chairs for the conference Justice Court Assistance Program (JCAP) funds, and

WHEREAS, the Honorable James F. Hughes and the Honorable Robert A. Rybak wish to submit an application seeking a grant for approximately \$9,000 to cover the cost of the needed electronic equipment and office furniture; now, therefore, be it

RESOLVED, that the Board of the Town of Clifton Park authorizes the Clifton Park Town Court to apply for a JCAP grant in the 2024-25 grant cycle up to \$9,000; and be it further

RESOLVED, that the Town Board authorizes the Supervisor to execute the attached JCAP grant application.

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 7:16 PM

Christy Carton, Mayfield Dr., requested repairs for the Bocce Court at the Senior Center.

Suzanne Moore, Belmonte Ln., Chair of the Clifton Knolls/Mill Creek Park District, thanked the Town Board for letting the Park District work with Frank Tranka on the fall planting project in the District and would like the Town Boards support to continue using this vendor. He is coming up with a beautiful design for future landscaping.

Anne Connolly, Valdepenas, explained the Clifton Knolls/Mill Creek Neighborhood Action Committee has been formed because residents were not happy with the way things were looking in Clifton Knolls. Committee consists of five residents working together to better the entrances of the Knolls. The Committee had a landscaper come and make recommendations for perennial plants that are suitable for the location. Their goal is also to bring back the Civil Association in their area. The Committee has a Facebook page. Everyone invited. Possibility of a volleyball court.

Judge Robert Rybak, Clifton Park Town Judge, requested an update on the request for a water fountain at the Justice Court.

Supervisor Barrett stated during the budget process the request will be discussed.

No one else wished to be heard. Public Privilege closed at 7: 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 7:32 PM

Teresa Brobston  
Town Clerk