

March 16, 2020

The regular 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 Standaert
Councilwoman Walowit
Town Clerk Brobston

Also Present: Town Attorney McCarthy
Mark Heggen, Comptroller
Daniel Clemens, Supervisor of Buildings and Grounds
Myla Kramer, Director of Parks, Recreation

Absent: Councilman Whalen and Councilman Romano

MOTION BY Councilwoman Walowit, seconded by Councilwoman Standaert, to approve the minutes of the March 2, 2020 meeting as presented.

ROLL CALL VOTE

Ayes: Councilwoman Standaert, Councilwoman Walowit, Supervisor Barrett

Noes: None

Absent: Councilman Whalen and Councilman Romano

MOTION CARRIED

ANNOUNCEMENTS AND COMMUNICATIONS

Councilwoman Standaert announced residents who want to sign-up for the RUOK program, who need assistance, to sign-up on the website or call the Town Hall.

Supervisor Barrett updated the residents with concern regarding the Coronavirus. He stated the County of Saratoga has declared a state of emergency. Continue to check the website or call Town Hall for current updates.

**PUBLIC HEARING REGARDING
TRANSFER STATION RATES COLLECTED AND FEE SCHEDULE.**

Town Clerk Brobston read the legal notice that was advertised in the Daily Gazette on March 5, 2020.

Supervisor Barrett explained Transfer Station regular permit purchases have been decreasing over the last several years. The Town Board has taken steps to change the hours to see what will increase purchases and implemented offering out-of-town permits. He stated additional interest to increase permit purchases will be pursued. Price increases have been limited in the last 20 years at the Transfer Station. He explained an increase in permit fees and item fees are proposed. The Supervisor stated the extensive subsidy the town provides to the Transfer Station. Steps have been taken to try and limit the subsidy, such as raising of the permit fees, yard waste program, recycling area management agreement and the solar field on the capped landfill. As the total regular permits drop and transition to senior permits it is not a good trend for the future of the Transfer Station. The town is still committed to provide the service and feel it is very important to a lot of people. There are so many services available at the Transfer Station, many of them free. He suggested reaching out to employers who employ individuals who work in Clifton Park to use the facility by purchasing out-of-town permits.

John Bologna, Goldfield Lane, stated the Transfer Station is a good service.

No one else wished to be heard. Public Hearing closed at 7:40 P.M.

PUBLIC PRIVILEGE ON RESOLUTIONS

Resolution No. 65 of 2020, a resolution authorizing the hiring of summer staff for the Parks and Recreation Department.

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

WHEREAS, Myla Kramer, Director of Parks, Recreation and Community Affairs, has requested authority to retain an additional staff member for the Office of Parks and Recreation during the summer months, and

WHEREAS, Ms. Kramer, has recommended that Christina Archambeault, 601 Waite Road, Clifton Park, be hired as a summer office staff member; now, therefore, be it

RESOLVED, that the Parks, Recreation and Community Affairs Director, is hereby authorized to hire Christina Archambeault as a member of the summer office staff, effective March 16, 2020 through July 31, 2020, at Grade 1, Step 3, \$16.31 per hour, to be paid from A7021-E4000 (Parks and Recreation-Administration).

ROLL CALL VOTE

Ayes: Councilwoman Standaert, Councilwoman Walowit, Supervisor Barrett

Noes: None

Absent: Councilman Whalen, Councilman Romano

DECLARED ADOPTED

Resolution No. 66 of 2020, a resolution appointing Marla Zuarino as a member of the Environmental Conservation Commission.

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

WHEREAS, a vacancy has been created on the Environmental Conservation Commission, due to the resignation of Mary Anne Mariotti, and

WHEREAS, Marla Zuarino, 62 Southbury Road, Clifton Park, has been recommended to fill the position, and

WHEREAS, Ms. Zuarino’s presence on the Environmental Conservation Commission will confer a benefit to the Town of Clifton Park; now, therefore, be it

RESOLVED, that Marla Zuarino is hereby appointed to the Environmental Conservation Commission for the remainder of a two-year term, term to expire December 31, 2020.

ROLL CALL VOTE

Ayes: Councilwoman Standaert, Councilwoman Walowit, Supervisor Barrett

Noes: None

Absent: Councilman Whalen, Councilman Romano

DECLARED ADOPTED

Supervisor Barrett thanked Mary Anne Mariotti for her service to the town.

Resolution No. 67 of 2020, a resolution authorizing the hiring of Adventure Challenge facilitators and assistants, per Schedule A.

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

WHEREAS, the Town Board wishes to hire Adventure Challenge staff to conduct the 2020 Project Adventure Program within the Department of Parks and Recreation; now, therefore, be it

RESOLVED, that the individuals on the attached Schedule A are appointed to said positions, effective April 1, 2020 through October 31, 2020, at the salary amounts listed on Schedule A, to be paid from A-7621-E2350 (Project Adventure-Facilitator) and A7621-E2360 (Project Adventure-Assistant).

ROLL CALL VOTE

Ayes: Councilwoman Standaert, Councilwoman Walowit, Supervisor Barrett

Noes: None

Absent: Councilman Whalen, Councilman Romano

DECLARED ADOPTED

Resolution No. 68 of 2020, a resolution authorizing Tim Ward and “Dig Deep, Inc.” to serve alcoholic beverages at a fundraising event to be held at Veteran’s Memorial Park on October 31, 2020.

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

WHEREAS, Tim Ward and “Dig Deep, Inc.” are hosting a fundraising softball tournament on October 31, 2020 from 10:00 A.M to 5:00 P.M., 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 Veteran’s Memorial Park on October 31, 2020 from 10:00 A.M. to 5:00 P.M.

ROLL CALL VOTE

Ayes: Councilwoman Standaert, Councilwoman Walowit, Supervisor Barrett

Noes: None

Absent: Councilman Whalen, Councilman Romano

DECLARED ADOPTED

Resolution No. 69 of 2020, a resolution authorizing Lori Hughes to serve alcoholic beverages at a family celebration to be held at Locust Lane Clubhouse on April 18, 2020.

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

WHEREAS, Lori Hughes is hosting a family celebration on April 18, 2020 from 5-8 pm, and

WHEREAS, Lori Hughes, 46 Pinetree Lane, Clifton Park, has requested permission to serve alcohol in the form of beer and wine at the event; now, therefore, be it

RESOLVED, that Lori Hughes is hereby authorized to serve beer and wine at a celebration at Locust Lane Clubhouse on April 18, 2020 from 5-8 pm.

ROLL CALL VOTE

Ayes: Councilwoman Standaert, Councilwoman Walowit, Supervisor Barrett

Noes: None

Absent: Councilman Whalen, Councilman Romano

DECLARED ADOPTED

Resolution No. 70 of 2020, a resolution awarding the bid for repairs to the bullnose capstone and skimmer boxes at the Country Knolls pool.

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

WHEREAS, on October 25, 2019, bids were received for the above referenced contract, and

WHEREAS, the Supervisor has recommended that the bid be awarded to the sole bidder, Patterson Stevens, Inc., 400 Sawyer Ave., Tonawanda, NY, for an amount not to exceed \$61,850 for removal and replacement of the bullnose capstones, skimmer boxes and caulking around the perimeter of the pool; now, therefore, be it

RESOLVED, that the Town of Clifton Park hereby accepts and awards the above referenced bid to Patterson Stevens Inc. of Tonawanda, NY for an amount not to exceed \$61,850, to be paid from line SP5-7151-045 (Country Knolls Pool – Supplies).

ROLL CALL VOTE

Ayes: Councilwoman Standaert, Councilwoman Walowit, Supervisor Barrett

Noes: None

Absent: Councilman Whalen, Councilman Romano

DECLARED ADOPTED

Resolution No. 71 of 2020, a resolution authorizing the hiring of 2020 summer help for the Dwaaskill Park District.

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

WHEREAS, openings exist for seasonal landscaping work in the Dwaaskill Park Districts, and

WHEREAS, Daniel Clemens, Buildings and Grounds Supervisor, has recommended that William Williams, 714 Bruno Road, Apt. A, be hired to fill the position; now, therefore, be it

RESOLVED, that William Williams be hired, for light maintenance work in the Dwaaskill Park District for the Buildings and Grounds Department for the summer of 2020, effective immediately, to be paid \$15.50/hour from SP4-7135-E4000 (Dwaaskill Park Contractual-Part Time Employee).

ROLL CALL VOTE

Ayes: Councilwoman Standaert, Councilwoman Walowit, Supervisor Barrett

Noes: None

Absent: Councilman Whalen, Councilman Romano

DECLARED ADOPTED

Resolution No. 72 of 2020, a resolution setting a public hearing to re-establish the Ballston Lake Sewer District No. 1.

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

WHEREAS, by Resolution No. 192 of 2015, the Town Board established the Ballston Lake Sewer District No. 1 in conjunction with the establishment of a companion sewer district within the Town of Ballston, and

WHEREAS, the total estimated expenditures for the joint project, including pipes, conduit, pumps and related equipment at the time of establishment was based upon map, plan and engineering reports of Delaware Engineering and McDonald Engineering, and engineers estimates for the joint project, including engineering, legal, administration and construction costs, totaling \$10,203,729 for the joint project between both towns, and

WHEREAS, the applicable engineering reports established that approximately 14% of the properties benefitted by the joint project were in Clifton Park, and therefore, the estimated maximum amount of expenditures for the Ballston Lake Sewer District No. 1 within Clifton Park was estimated as that proportion of the total estimated expenditures for the joint project, and

WHEREAS, the annual cost to the typical property within the proposed district within Clifton Park was estimated not to exceed \$910 including debt service and annual treatment fees, payable to the Saratoga County Sewer District, and

WHEREAS, the boundaries of the proposed Ballston Lake Sewer District No. 1 area generally encompasses properties along the eastern and southern border of Ballston Lake in the Town of Clifton Park with borders generally described as beginning at the southern end at the boundary line between Clifton Park and the Town of Ballston, near the intersection of Schaubert Road and Ballston Lake Road, including four parcels with frontage on Ballston Lake Road and/or Mill Road (SBL # 257-1-24;SBL 257-1-3;SBL 257-1-30; and SBL 257-1-6.1), more particularly described in Exhibit A, attached, said properties will be connected into the sewer collection system that serves the Town of Ballston Sewer District on the west side of Ballston Lake, and

WHEREAS, by Resolution No. 192 of 2015, the Town Board established the Ballston Lake Sewer District No. 1, and submitted the establishment to a public referendum and vote, which was held on October 14, 2015, pursuant to Article 12A of the New York State Town Law, and

WHEREAS, following approval by the electors within the district by special referendum on October 14, 2015, the Town Board established the Ballston Lake Sewer District No. 1, based upon this cost estimate contained within the map, plan and report documents prepared by Delaware Engineering for the Town of Ballston, and McDonald Engineering for the Town of Clifton Park, and

WHEREAS, in August of 2016, the Town of Ballston was advised by the New York State Environmental Facilities Corporation that it had received a grant from the New York State Clear Water State Revolving Fund in an amount not to exceed \$2,559,563 (“The Clear Water Fund Grant”) for purposes of the project; which grant funds are to be utilized to offset design and construction costs proportionately across the joint project, and

WHEREAS, on October 9, 2018, the Town Board of the Town of Ballston held a public hearing on a proposal to establish the sewer district within the Town of Ballston, and re-established the district by resolution, and

WHEREAS, the Town of Ballston re-established the district by increasing the maximum amount to be expended based on additional engineers' estimates for the cost of design and construction of the project, and to include the Clean Water Fund Grant in cost calculations, as well as adjustments in the number and classification of certain properties contained within the proposed district, and

WHEREAS, as a result of certain property consolidations and further analysis, the number of eligible properties benefitted by the proposed districts have been adjusted within both towns, with resulting in approximately 13.26% of the properties to be included within the district in Clifton Park as a proportion of the joint project, and

WHEREAS, on December 3, 2018, the Town Board of Clifton Park held a public hearing on the re-establishment of the district to include funds from the Clean Water Fund Grant and to increase the total estimated expenditures for the project accordingly, and re-established the district by Resolution No. 284 of 2018, and

WHEREAS, following appropriate advertising and solicitation pursuant to Section 103 of the New York State General Municipal Law, on October 8, 2019, bids were opened, with the low bids exceeding previous engineers estimates for the construction phase of the project, and

WHEREAS, on January 3, 2020, the Town of Ballston was advised by the Commissioner of the Department of Environmental Conservation that the project had been awarded up to an additional \$5,000,000 from the state's Water Quality Improvement Fund to assist the towns in the elimination of inadequate on-site septic systems within the project area, and

WHEREAS, the Town Board now proposes to increase the maximum amount to be expended for the project within Clifton Park to reflect the bid prices as opened on October 8, 2019, for the joint project as well as the NYS WQIP funding for the construction of the project, and

WHEREAS, after application of the grant of funds from the New York State Clear Water State Revolving Fund and WQIP funding of \$5 million is applied to the total cost of engineering, design and construction costs estimated for the joint project, the cost to the typical property on an annual basis has not increased, and

WHEREAS, the Town Board of the Town of Ballston now proposes to increase the maximum amount to be expended for the joint project to \$17,754,661 based on the bid prices received and total grand funding to be applied, and

WHEREAS, the estimated annual cost to the typical property is estimated not to exceed \$910, after application of the NYS grant funding, and

WHEREAS, the boundaries of the proposed Ballston Lake Sewer District No. 1 remain as established by Resolution No. 192 of 2015, and

WHEREAS, these properties now represent 13.26% of this overall joint project within both towns, and

WHEREAS, the total estimated expenditures for the portion of the joint project to be constructed in Clifton Park is \$ 2,355,000, and

WHEREAS, the Town Board wishes to schedule a public hearing to receive comment on a proposal to re-establish the Ballston Lake Sewer District No. 1 within the town; now, therefore, be it

RESOLVED, that the Town Board will hold a public hearing on the proposal to re-establish the Ballston Lake Sewer District No. 1 as outlined above, on April 6, 2020 at 7:05 p.m. in the Wood Memorial Room, One Town Hall Plaza, Clifton Park, New York, and be it further

RESOLVED, the proposed method of financing the total cost of the joint project includes the following, with approximately 13.26% of all expenditures allocated to Clifton Park properties benefitting from the joint project:

- A. New York State Clean Water Fund Grant of \$2,550,932
- B. Issuance of bonds and/or bond anticipation notes by the Town of Ballston to New York State Clean Water State Revolving Fund to secure short term financing in the amount of \$10,203,729
- C. New York State Water Quality Improvement Grant of up to \$5,000,000

Debt service on the bonds will be paid by an annual benefit assessment charged to users and Saratoga County Sewer District No. 1 will impose fees to pay the costs of operation and maintenance; and be it further

RESOLVED, and ordered that the Town Clerk give notice of such public hearing by publishing the attached notice in the official town newspaper and by posting a copy of such notice on the town's official sign board not less than ten (10) nor more than twenty (20) days before such hearing.

ROLL CALL VOTE

Ayes: Councilwoman Standaert, Councilwoman Walowit, Supervisor Barrett

Noes: None

Absent: Councilman Whalen, Councilman Romano

DECLARED ADOPTED

PUBLIC PRIVILEGE

No one wished to be heard.

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

Motion carried at 8:20 p.m.

Teresa Brobston
Town Clerk