

TOWN OF CLIFTON PARK

TOWN BOARD MEETING

8/1/2016

I. Call to Order/7:00 P. M.

II. Pledge to Flag

III. Roll Call

IV. Approval of Town Board Minutes

V. Communications/Announcements

VI. Business

- **Presentation by Lauren Cervey And Amanda Macey, Girl Scout Silver Award Project – Bluebird Houses in Vischer Ferry Preserve**
- **Presentation by Louise Gava of MEGA – Community Choice Aggregation Program**
- **Living Resources Presentation- proposal to purchase 23 Bonneau Road as a home for Developmentally Disabled Residents**
- **Resolutions for Consideration**
- **Other Business**

VII. Open Public Privilege

NOTE:

Each speaker shall state name and address prior to addressing the Board and shall be granted the floor for a single time frame of up to five minutes. The Board asks that members of the public respect the opportunity of the speaker at the podium to be heard, and asks that the public refrain from conducting side meetings within the meeting room. In an effort to ensure that the widest number of community viewpoints are heard, the Board asks members of groups or the public to withhold comment, if their viewpoints have already been presented.

The Board thanks everyone in attendance for their understanding and also for their desire to actively participate in the Town decision making process.

VIII. Adjournment

Resolutions for Consideration
Clifton Park Town Board Meeting

August 1, 2016

<u>SOURCE</u>	<u>RESOLUTION</u>	<u>CONTACT</u>
1. Public Safety	Authorize the hiring of Edward P. Reardon as part-time Guard	P. Barrett
2. Comptroller	Authorize the establishment of Capital Projects Fund for drainage projects	P. Barrett
3. Buildings & Grounds	Award the repair contract for the Southbury Park fence to AFSCO Fence Supply Co., Inc.	P. Barrett
4. Supervisor	Authorize the Planning Department to accept proposal for survey of a 41± acre parcel along the Mohawk River	P. Barrett
5. Supervisor	Authorize the hiring of a Head Lifeguard for the end of the 2016 Summer Season for the Country Knolls Pool	P. Barrett
6. Supervisor	Authorize the amendment of the Alternate Lifeguard list for the remainder of the 2016 Summer season at Town pools.	P. Barrett
7. Supervisor	Schedule a public hearing to consider amendments to §171-4(H)(3)(n) to allow for electronic signs in additional zoning districts	P. Barrett
8. Highway	Authorize the Town Highway Superintendent to install a Yield sign on Locust Lane at the Beechwood Drive intersection	P. Barrett
9. Highway	Authorize the transfer of funds from the Salt Account to the Paving Account for additional paving projects in 2016	P. Barrett
10. Board Member	Schedule a public hearing to consider adoption of a local law prohibiting the use of unmanned aerial vehicles (drones) on public lands and parks	J. Whalen
11. Supervisor	Award the bid for playground equipment improvements within the Riverview Park District to Pettinelli & Associates	P. Barrett

Resolution No. _____ of 2016, a resolution authorizing the hiring of Edward P. Reardon as a Part-Time Guard.

Introduced by _____, who moved its adoption, seconded by _____.

WHEREAS, by Resolution 174 of 2016, the Town Board created two positions for Part-Time Guard in conjunction with the Saratoga County Personnel office, and

WHEREAS, a vacancy exists for a Part-Time Guard for the Town of Clifton Park, and

WHEREAS, Lou Pasquarell, Director of Security and Safety, has recommended that Edward P. Reardon, 15-F Birdie Drive, Queensbury, NY 12804, be hired to fill one of the Part-Time Guard positions for the Town of Clifton Park, therefore, be it

RESOLVED, that the Town Board authorized the hiring of Edward P. Reardon as Part-Time Guard for the Town of Clifton Park at a Grade 4, Step 1, {\$19.48 per hour}, effective immediately, to be paid from A-3120-E-4000 (Guard – Employee).

Resolution No. _____ of 2016 a resolution authorizing the Comptroller to establish Capital Projects Fund H44-2016-Drainage Projects.

Introduced by _____, who moved its adoption, seconded by _____.

WHEREAS, Supervisor Barrett recommends the establishment of a Capital Projects Fund to finance the cost of the reconstruction and improvement of stormwater drainage facilities in the Town, and,

WHEREAS, by Resolution 82 of 2016, a Bond Resolution sufficient to fund the Projects was adopted on March 21, 2016, for \$500,000.00, now, therefore, be it

RESOLVED, that the Comptroller is authorized to establish Capital Projects Fund H44-Drainage Projects Revenues by \$500,000.00 and Expenditures by \$500,000.00.

Resolution No. _____ of 2016 a resolution awarding the repair contract for the Southbury Road Park fence repair to AFSCO Fence Supply Co, Inc. pursuant to competitive bid.

Introduced by _____ who moved its adoption, seconded by _____

WHEREAS, Mike Handerhan, Superintendent of Buildings & Grounds, requested that sealed bids be submitted for repair to the fences at the Southbury Road Park by June 10,2016, and

WHEREAS, after bid opening on June 10, 2016, Mr. Handerhan recommended that the bid be awarded to AFSCO Fence Supply Co, Inc. as sole bidder in the amount of \$20,758.00 for the tennis courts and \$3,036.00 for the backstop fence, totaling \$23,794.00 now therefore, be it

RESOLVED, that the Town Board accepts the recommendation of Mr. Handerhan, and hereby awards the contract for the repair to the fencing of Southbury Road Park to AFSCO Fence Supply Co., Inc., at a cost not to exceed \$23,794.00, and be it further

RESOLVED, that the Supervisor is hereby authorized to execute all contract documents implementing this resolution, and be it further

RESOLVED, that the Town Attorney is directed to prepare a bond resolution to finance the cost of the project on behalf of Riverview Park district.

Resolution No. of 2016, a resolution awarding the 41± Acre Parcel Property Boundary Survey to the lowest quote.

Introduced by _____, who moved its adoption, seconded by _____.

WHEREAS, by Resolution 204 of 2011, the Town Board authorized the acquisition of a 41 acre parcel natural area on Riverview Road, and

WHEREAS, the Open Space, Trails & Riverfront Committee has recommended that a property boundary survey be conducted as a tool for use in stewardship and management of the property, and

WHEREAS, The Town solicited quotes for the necessary survey work, through a Request for Quotes process, and received 3 responses with proposals for the work on July 1, 2016, and

WHEREAS, Environmental Design Partnership (EDP) submitted an appropriate scope of work and quote dated July 1, 2016, in the amount of \$7,500.00 to be completed in 2016, and

WHEREAS, EDP provided the lowest conforming quote for professional services, now, therefore, be it

RESOLVED, that the Town Board accepts the proposal from Environmental Design Partnership dated July 1 2016 in the amount of \$7,500.00 to perform the scope of services, and authorizes Planning Staff notify EDP to proceed, and be it further

RESOLVED, that the Comptroller is authorized to transfer \$7,500.00 from A-1440-135, Engineering, for the cost of the survey pursuant to purchase orders submitted.

Resolution No. _____ of 2016, a resolution hiring Head Lifeguards for the end of the 2016 Summer Season for Country Knolls and Barney Road Pools.

Introduced by _____, who moved its adoption, seconded by _____.

WHEREAS, it is necessary that Head Lifeguards be hired to assist in the management of Barney Road, Country Knolls and Locust Lane Pools; and

WHEREAS, due to head guards leaving for college at the end of the pool season, Country Knolls and Barney Road Pools have vacancies for head lifeguard as of August 14, 2016; and

WHEREAS, the Supervisor has recommended that the following individuals be hired as head lifeguards at the below mentioned pools at the following rates:

<u>Name</u>	<u>Pool</u>	<u>Address</u>	<u>Rate</u>
Dylan Yates	Country Knolls	22 Terrace Court, Ballston Lake	\$10.10
Cameron Mairs	Barney Road	5 Shadow Wood Way, Ballston Lake	\$9.85

Now, therefore be it

RESOLVED, that Dylan Yates and Cameron Mairs shall be hired as Head Lifeguards for Country Knolls (SP5-7151-E4690) and Barney Road (A-7150-E4690) Pools as of August 14, 2016 through October 1, 2016, to be paid at the rate as stated.

Resolution No. _____ of 2016, a resolution accepting the attached list of alternate Lifeguards to be hired if needed, for the three Town owned Pools.

Introduced by _____, who moved its adoption, seconded by _____.

WHEREAS, Resolution No. 178 of 2016, passed on July 5, 2016, accepting a list of alternate Lifeguards authorized for hire at the three Town owned pools; and

WHEREAS, Supervisor Barrett has recommended that the revised list of individuals listed as Schedule "A", be accepted as alternate Lifeguards for such purpose for the remainder of the 2016 season; now, therefore, be it

RESOLVED, that the attached revised Schedule "A", be accepted as the amended list of alternate Lifeguards, to be hired if needed, and be it further

RESOLVED, that the alternate Lifeguards shall be paid \$8.75/hour from the appropriate fund: A-7150-E4690 (Barney Road Life Guards), A-7152-E4690 (Locust Lane Life Guards), or SP5-7151-E4000 (Longkill Park District #1 Guards).

Amended Alternate Lifeguard List, 2016

First	Last	Address	Town, Zip	Rate	Title
Kelly	Waryncia	9 Lace Lane	Clifton Park, NY 12065	\$8.75	Lifeguard
Kerriann	Rizzo	8 Hazeltine Lane	Clifton Park, NY 12065	\$8.75	Lifeguard
Jacob	Hurteau	198 Hetcheltown Road	Scotia, NY 12302	\$8.75	Lifeguard
Daniel	Taylor	23 Sheffield Drive	Clifton Park, NY 12065	\$8.75	Lifeguard
Lindsay	Lassetter	25 Timberwick Drive	Clifton Park, NY 12065	\$8.75	Lifeguard
Nathan	Constable	27 Redfield Park	Clifton Park, NY 12065	\$8.75	Lifeguard
Jack	Ryan	36 Deer Run Hollow	Clifton Park, NY 12065	\$8.75	Lifeguard
Heidi	Landry	70 Johnson Road	Latham, NY 12110	\$8.75	Lifeguard
Miranda	Corely	11 Outlook Drive South	Mechanicville, NY 12118	\$8.75	Lifeguard
Madison	Buchan	9 Gloucester Street	Clifton Park, NY 12065	\$8.75	Lifeguard
Lauren	Spogilli	48 Jamison Drive	Clifton Park, NY 12065	\$8.75	Lifeguard
Madeline	Schanz	4 Peck Lane	Clifton Park, NY 12065	\$8.75	Lifeguard
Kaleb	Hotaling	9 Arbor Lane	Clifton Park, NY 12065	\$8.75	Lifeguard

Resolution No. _____ of 2016, a resolution scheduling a public hearing to consider Local Law ___ of 2016, an amendment to §171-4(H)(3)(n) to allow for electronic signs in additional zoning districts.

Introduced by _____, who moved its adoption, seconded by _____.

WHEREAS, by Local Law 8 of 2011, the Town Board allowed animated or electronic signs to be displayed within certain zoning districts within commercial areas of the Town, and

WHEREAS, the Zoning Officer has received inquiries from business owners concerning electronic signs in additional commercial zoning district, and

WHEREAS, the Town Board wishes to solicit public comment on a proposal to allow for electronic signs within these additional districts; now, therefore be it

RESOLVED, that a public hearing is hereby scheduled for 7:10 P.M. on August 15, 2016 on a proposed amendment to §171-4(H)(3)(n) of the Town Code to allow for electronic signs in the Light Industrial – 2 zone between I-87 and Rt. 9, and in the B-3 zone on Rt. 9 per the attached map; and, be it further

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

§171-4 Prohibitions; application; exemption

All signs within the Town shall be governed by the sign limitations set forth herein:

H. Specific prohibitions.

(3) Any sign not otherwise permitted in this chapter and any sign specifically described below is prohibited. Signs specifically prohibited are as follows:

(n) Animated signs are prohibited except in the following specific zones and areas of zoning districts:
[Added 3-14-2011 by L.L. No. 8-2011]

[1] B-3 Zone east of the Northway at Exit 10.

[2] B-5 Zone north of Kinns Road on Route 9.

[3] B-4A Zone east of the Northway and along Route 9.

[4] Southern section of the B-4 Zone in the Exit 9 area. This exception does not include the portion of Clifton Park Center Road between Sitterly Road and Clifton Country Road, or areas within 100 feet of Sitterly Road.

[5] Within B-3 Zones for gas stations for fuel pricing signs only.

[6] L-2 zone east of the Northway along Route 9 in the northeast part of Town

[7] B-3 zone south of Kinns Road along Route 9.

Resolution No. _____ of 2016, a resolution authorizing the Town Highway Superintendent to install a YIELD sign on Locust Lane.

WHEREAS, the Town has received a request from residents in Clifton Knolls to consider installation of a stop sign at the westbound approach on Locust Lane facing northbound traffic at the intersection with Beechwood Drive, and

WHEREAS, the Town's Highway Safety Committee and Planning Staff reference the Manual of Uniform Traffic Control Devices published by the Federal Highway Administration along with the NYS supplement published by NYSDOT for guidance, and

WHEREAS, Planning Staff investigated traffic conditions at this location as well as other T-intersections within the neighborhood to determine if a STOP sign control was appropriate, and

WHEREAS, Planning Staff has determined the warrants prescribed by the Manual of Uniform Traffic Control Devices, 2009 edition and NYS Supplemental are not met for a STOP control at the aforementioned location; and

WHEREAS, staff have also determined that a less restrictive measure of a YIELD sign (R1-2) is an appropriate mechanism for responding to the concerns at this intersection, now therefore be it

RESOLVED, that the Town Highway Superintendent is authorized to install a YIELD sign (R1-2) on Locust Lane on the right-hand side of the approach for westbound traffic approaching the intersection with Beechwood Drive, and be it further

RESOLVED, that the sign placement shall be in accordance with "§2B.10 YIELD Sign Placement" of the MUTCD 2009 Edition.

Resolution No. _____ of 2016, a resolution authorizing the transfer of \$50,000 from the Salt Account to Highway Paving Account for 2016 paving projects.

Introduced by _____, who moved its adoption, seconded by _____.

WHEREAS, Richard Kukuk, Superintendent of Highways, has increased the number of paving projects planned for 2016, and

WHEREAS, Superintendent of Highways Kukuk has requested that \$50,000 be transferred from Salt Account Fund into Highway Paving for the additional paving projects; now, therefore, be it

RESOLVED, that authorization is hereby granted to the Comptroller to transfer \$50,000 from Salt Account Balance (DA-5142-138) into Highway Paving/Blacktop (DA-5110-00030) for the additional paving projects planned for 2016.

Resolution No. ___ of 20 __, a resolution setting a public hearing to consider adoption of Local Law No. __ of 2016, a local law regulating the use of unmanned aerial vehicles (drones) in the Town of Clifton Park.

Introduced by _____, who moved its adoption, seconded by _____.

WHEREAS, the use of unmanned aerial vehicles has increased with advances in technology and decreases in the cost of many models available on the market; and

WHEREAS, existing sections of the Town, enacted prior to the advent of drone technology, do not reference or regulate the operation or use of drones in the Town's parks and preserves; and

WHEREAS, the Town Board wishes to solicit comments from the public regarding the proposed enactment of the attached local law; now therefore be it

RESOLVED, that a public hearing be set for August 15, 2016 at 7:05 p.m. in the Wood Memorial Room, 1 Town Hall Plaza, to consider the adoption of a local law Regulating the use of drones in the Town of Clifton Park, and be it further

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

§208-7 Definitions and word usage.

A. Certain words and terms used in this [chapter]code are defined, for the purposes thereof, as follows:

DRONE

An unmanned aerial vehicle (UAV) that can fly under the control of a remote pilot or via a geographical positions system (GPS) guided pilot mechanism.

§152-6. Prohibited acts.

It shall be unlawful and constitute an offense for any person to:

- A. Utilize or make use of any preserve within the Town except during the hours set forth in this article.
- B. Use or utilize any preserve within the Town for any act or use which is prohibited by this article.
- C. Vandalize, spray paint, break, or damage any property, fixture, building, facility, improvement or structure, or any trees, shrubbery, landscaping materials, and the like in any nature preserve within the Town.
- D. Operate any motor vehicle of any sort on any field, court, park or recreational facility other than for official purposes and in designated areas. This shall include motor vehicles, all-terrain-motorized vehicles, snowmobiles, motorized-trail bikes, motorcycles, or any other motor-driven craft.
- E. Except for lawful hunting and fishing as permitted herein, it shall be unlawful and a violation for any person to harass or harm wildlife, or to permit his or her dog or other domestic pet to do so.
- F. Use or ignite fireworks of any kind, including sparkling devices as defined in Subparagraph (vi) of Subdivision (a) of Paragraph 1 of § 270.00 of the New York State Penal Law, as referenced in § 156-h of the New York State Executive Law. [Added 8-17-2015 by L.L. No. 9-2015]
- G. Operate any unmanned aerial vehicle (drone, as defined in 208-7 of the zoning code) within or above any preserve within the Town.

§153-4. Prohibited Acts.

It shall be unlawful and constitute an offense for any person to:

- A. Utilize or make use of any park within the Town except during the hours set forth at § 153-2 hereinabove.
- B. Use or utilize any park within the Town for any act or use which is prohibited by this article.
- C. Vandalize, spray paint, break, or damage, any property, fixture, building, facility, improvement or structure, or any trees, shrubbery, landscaping materials, and the like in any park or park area within the Town.
- D. Operate any motor vehicle of any sort on any field, court, park or recreational facility other than for official purposes and in designated areas. This shall include motor vehicles, all-terrain motorized vehicles, snowmobiles, trail bikes, motorcycles, or any other motor-driven craft.
- E. Use or ignite fireworks of any kind, including sparkling devices as defined in Subparagraph (vi) of Subdivision (a) of Paragraph 1 of § 270.00 of the New York State Penal Law, as referenced in §156-4 in § 156-h of the New York State Executive Law. [Added 8-17-2015 by L.L. No. 9-2015]
- F. Operate any unmanned aerial vehicle (drone, as defined in 208-7 of the zoning code) within or above any park within the Town.

Resolution of 2016, a resolution awarding the contract for the park equipment improvements for Southbury and Westchester Parks within the Riverview Park District to Pettinelli & Associates / Miracle, pursuant to competitive bid.

Introduced by _____, who moved its adoption, seconded by _____.

WHEREAS, McDonald Engineering prepared bid documents and advertised for playground equipment improvements at Southbury Park and Westchester Park, with bids opened on August 1, 2016; which resulted in one bid, and

WHEREAS, after bid opening on August 1, 2016, McDonald Engineering has checked references from Pettinelli & Associates, Burlington, Vermont, and finds that they are qualified to perform the work for which they bid, and has advised that the prices bid for the work are reasonable for the project, and

WHEREAS, McDonald Engineering recommends that the playground equipment and installation project be awarded to Pettinelli & Associates, Burlington, VT as sole bidder, now therefore be it

RESOLVED, that the Town Board accepts the recommendation of McDonald Engineering, and hereby awards the playground equipment improvement project to Pettinelli & Associates, pursuant to General Municipal Law Section 103, at a cost not to exceed, \$154,000.00; and be it further

RESOLVED, that the Building & Grounds Department is authorized to notify Pettinelli & Associates to proceed, with installation expected to be completed by November 30, 2016; and be it further

RESOLVED, that the Supervisor is hereby authorized to execute all contract documents implementing this resolution; and be it further

RESOLVED, that the Town Attorney is directed to prepare a bond resolution to finance the costs of the project, on behalf of the Riverview Park District.